

**DECISION OF TRIBUNAL ON APPLICATION
FOR PROVISIONAL SUSPENSION**

Application and disposition

1. The applicant New Zealand Rugby League Inc applies under Rule 12.8 of the Sports Anti-Doping Rules 2010 (“the Rules”) for provisional suspension of Para Murray.
2. Mr (Para) Murray was tested in competition on 26 September 2010 at Mount Maunganui. A Certificate of Analysis indicates an adverse analytical finding for the presence of D-amphetamine and D-methamphetamine, which are banned substances.
3. Mr Murray had not taken advice at the time of the hearing, but after explanation of the provisional suspension process, he did not make any submissions to the Tribunal.
4. Mr David for Drug Free Sport submitted that where a positive test discloses the presence of D-amphetamine or D-methamphetamine, such not being Specified Substances, the Tribunal should impose provisional suspension forthwith, in the absence of a compelling argument regarding the validity of the test. The Tribunal agrees in principle with this and an order is made below.

Effect of provisional suspension

5. A provisional suspension prohibits participation in any event or activity authorised by NZ Rugby League, or any member, organisation, or Club within NZ Rugby League. It applies to other sports as a result of a 2010 amendment to Rule 12.9.
6. A provisional suspension remains confidential until publication of the final decision on the alleged Anti-Doping Rule violation, unless the Tribunal orders otherwise.

Order

7. Para Murray is provisionally suspended under the provisions of Rule 12 with immediate effect, from the date of this Decision.

Dated this 18th day of November 2010

Nicholas Davidson

Nicholas Davidson QC
Chairperson (for the Tribunal)

Anna Richards

Lynne Coleman