

**BETWEEN NEW ZEALAND POWER LIFTING
 FEDERATION**

Applicant

AND NICK RHIND

Respondent

**PROVISIONAL SUSPENSION DECISION
Dated 26th July 2011**

Present: Steve Lousich, New Zealand Power Lifting Federation
 Nick Rhind
 Graeme Steel and Jayne Kernohan for Drug Free
 Sport New Zealand

Tribunal: Barry Paterson QC (Chairman)
 Ron Cheatley
 Anna Richards

Registrar: Brent Ellis

BACKGROUND

1. The New Zealand Power Lifting Federation (Power Lifting) has applied, under the provisions of the Sports Anti-Doping Rules 2010 (the Rules), for the provisional suspension of Nick Rhind.
2. Nick Rhind was tested in competition at the Canterbury Sports Performance Centre on 11 June 2011. Both his A and B samples showed the presence of a metabolite of cannabis.
3. The Tribunal is empowered by Rule 12.8 of the Rules to impose provisional suspension where there is a *prima facie* case of violation by the presence of a Specified Substance. The tests show a Specified Substance.
4. There is no reason not to impose provisional suspension and Nick Rhind did not suggest otherwise.
5. The provisional suspension will prohibit Nick Rhind participating in any event or activity authorised by Power Lifting, or any member organisation, or club within Power Lifting. It applies to other sports as a result of Rule 12.9 of the Rules.
6. The provisional suspension is to remain confidential until publication of the final decision.
7. Nick Rhind is advised to take advice as to his options in view of the substance being a Specified Substance. The Tribunal has offered to supply him a list of *pro bono* lawyers who may be able to assist.

ORDER

8. Nick Rhind is provisionally suspended under Rule 12 of the Rules as from the date of this decision.

Dated 26th July 2011



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B J Paterson QC
Chairman