



DANISH SWIMMING FEDERATION

CODE OF CONDUCT

Match-fixing – and other unethical conduct

CODE OF CONDUCT

INTRODUCTION AND OBJECTIVES OF THE CODE OF CONDUCT

The Danish Swimming Federation wants to have the spirit of sport and integrity ingrained in its core values, which means respecting the fundamental values of sport in terms of ethics, fair play, acceptance of ability, honesty and social status. Federation members should be able to participate in sport in an environment that respects basic human rights in terms of race, gender, age and social status.

All sport stakeholders have the right to participate in a fair sport on terms that means:

- that any competitions are conducted fairly
- that the outcome of competitions has not been agreed in advance, and
- that cheating is never accepted.

SHARED RESPONSIBILITY AND ZERO TOLERANCE

The right to a fair sport can only be implemented if all stakeholders assume a portion of the shared responsibility to ensure that sport can actually take place under the terms mentioned - and therefore sport retaining its integrity.

In May 2013, the National Olympic Committee and Sports Confederation of Denmark (DIF) adopted a statutory rule to combat match-fixing in Danish sports. All DIF sport in Denmark is subject to this and therefore it also applies to everybody associated with the Danish Swimming Federation, active as well as coaches, managers and other support staff. You can read the statutory rule at www.stopmatchfixing.dk

At the Danish Swimming Federation we will not only support the fight against match-fixing, but also take the lead in combating both unethical conduct in connection with sports betting and also all other unethical conduct. DIF's statutory rule covers and prohibits match-fixing and a number of other similar forms of unethical conduct, as well as the attempt of and involvement in.

The Danish Swimming Federation has a zero-tolerance policy in relation to any kind of match-fixing and all cases of similar unethical conduct, which are also prohibited by the match-fixing statutory rule. The Danish Swimming Federation recognises and acknowledges DIF

WHAT IS MEANT BY 'MATCH-FIXING'?

For something to be considered as match-fixing, the action will partly lead to a person changing conduct and partly it leading to a gain for themselves or for others, for example, by the person obtaining a financial gain by changing conduct, or that the person is forced to change their conduct. Changing conduct is understood as a person acts in a way they would not otherwise have acted if the sporting event in question had taken place naturally. A gain is understood as a person obtaining an asset and/or secured against a threat. Refer to Section 5 of DIF's match-fixing statutory rule for a detailed definition.

and Team Danmark's: "Code of Ethics for Danish competitive sports", LENS (The European Swimming Federation), "Code of Conduct", as well as FINA's (The International Swimming Federation) "Code of Ethics".

MATCH-FIXING

The statutory rule distinguishes between three focus areas:

- Match-fixing
- Betting on your own races/matches and competitions
- Other forms of unethical conduct

As a starting point, the statutory rule only prohibits match-fixing, where there is a direct or indirect financial advantage or gain. However, it is not a requirement that the financial advantage or gain relates to a bet with a gaming provider – it can also be gains in connection with private betting.

Examples of match-fixing according to the match-fixing statutory rule can be:

- Deliberate manipulation of the results of a sports competition
- Deliberate underperformance
- Bribery of or threats against another person to influence a sports competition in a particular direction
- Deliberate defeat in a race/match or competition

In swimming, a sporting underperformance in preliminary heats is not considered to be covered by the statutory rule, but only as a tactical action for achieving the best sporting performance in the subsequent final.

Betting on your own competition, race/match is covered by and prohibited according to the statutory rule as similar unethical conduct.

- Betting on your own competition, even if you bet on your own victory. This applies whether you are an athlete, referee, official, coach or other support person, or if you otherwise can directly or indirectly affect the outcome of the competition.

Other forms of unethical conduct, which are also covered and prohibited by the statutory rule can be:

- Abuse of inside information, for example, by passing on information that can be exploited in connection with betting. That is information that a person acquires as a result of the person's relationship to the sports competition, which is not generally known and which can be exploited in connection with betting.
- Receiving gifts that are not naturally connected with the sports competition. This prohibition applies regardless of whether you are an athlete, referee, official, coach or other support person, or if you can otherwise directly or indirectly affect the outcome of competition.

Attempts at match-fixing or unethical conduct and involvement in it are prohibited and may be sanctioned.

GREY AREAS WITHIN THE MATCH-FIXING STATUTORY RULE

Cases that do not relate to financial gain can in some cases fall under DIF's match-fixing statutory rule. For example, if a swimmer "deliberately underperforms" at a Danish Championship final and does not swim to the best of their ability, there may be a case that can be interpreted as falling under the statutory rule. If there are cases in the "grey area", which in some cases will be dealt with by DIF's Match-

fixing Board and by others, it will be handled according to the normal administrative procedures of the Danish Swimming Federation.

Here is an example of such a grey area case:

- In the sport of swimming we have experienced that a swimmer in a final, due to training-related reasons, swims a different style than scheduled, which results in an underperformance in the final. There was no possibility of betting on the competition.

The above case can, if the Danish Swimming Federation presented the case to DIF, be deemed to fall within the match-fixing statutory rule.

UNETHICAL CONDUCT PUTS OUR SPORT IN A BAD LIGHT TO THE OUTSIDE THE WORLD

Unfortunately, sport has sometimes been affected by incidents in which stakeholder's unethical conduct has put the relevant sport's reputation in a bad light that not only harms those involved, but which has a negative effect on the sport in general. An example of this can be:

- During the Olympics in London in 2012, eight women badminton doubles players were disqualified for deliberately losing matches in the group stage with a view to facing easier opponents after the group stage. Here it was probably more about tactics rather than match-fixing, but with an extremely negative effect for badminton's reputation.

HOW ARE POTENTIAL CASES HANDLED ACCORDING TO THE MATCH-FIXING RULE?

At the request of the match-fixing statutory rule, two bodies (Match-fixing Board and Match-fixing Secretariat) have been created in DIF. This means that the Danish Swimming Federation has decided that any cases of match-fixing and other unethical conduct that are also covered by the match-fixing statutory rule in accordance to DIF's statutory rule, are handled by DIF. Other unethical conduct not covered by the match-fixing statutory rule will be handled according to the normal administrative procedures of the Danish Swimming Federation.

MATCH-FIXING BOARD

DIF has set up an independent Match-fixing Board to deal with cases of transgressions of the rules. In addition, a Match-fixing Secretariat has been established to investigate and prepare cases. In this process, the Secretariat collaborates with all relevant parties: National sports associations, gaming companies and public authorities.

If there is a basis for further investigation of the case, the Secretariat can refer the matter to the Match-fixing Board, who will assess whether the rules of the statutory rule have been transgressed and determine any sanctions.

The match-fixing statutory rule has also led to the introduction of a duty to report, a duty to give evidence, as well as a duty to disclose all material facts and a duty of truth. This means that everyone who is covered by the rules has a duty to inform the Match-fixing Secretariat if they become aware of or have reason to believe that the rules have been transgressed. In addition, everybody has a duty to attend and to tell the truth if you are asked as part of uncovering the case. This also applies to persons who are presumed to have transgressed the statutory rule.

In practice, it also means that you have a duty to inform the Match-fixing Secretariat if you, as an athlete, have been threatened or offered a bribe for transgressing the match-fixing statutory rule.

SANCTIONS

Sanctions are imposed if the Match-fixing Secretariat can prove to the Match-fixing Board that there has been a transgression of the rules. The statutory rule specifies different sanctions, such as time-determined or indefinite bans, fines or other financial sanctions, taking away prizes and/or invalidation of results. A combination of sanctions could be imposed and penalties will naturally be proportionate to the gravity of the transgression. You may also face a temporarily ban while your case is being investigated. An appeal against the sanctions imposed can be made to DIF's highest court of appeal.

WHAT SHOULD YOU DO?

- Know the rules (both your rights and your obligations) and ask if you are unsure
- Always compete to win
- Never bet on your own competitions
- Respect and do not share insider information
- Do not involve yourself in any form of manipulation of sports competitions
- Share your knowledge of transgressions of the rules - remember the hotline telephone: +45 70 70 70 94
- Also contact the federation or hotline if you are abroad and encounter situations where cheating may be involved

GENERAL INFORMATION ABOUT MATCH-FIXING – WHERE DO I FIND INFORMATION?

With regard to the current rules – please see the link to DIF's statutory rule prohibiting the manipulation of sports competitions (match-fixing) and similar unethical conduct: www.stopmatchfixing.dk

You can find information on the Danish Swimming Federation's website: www.svoem.org or in writing/telephone to Danish Swimming Federation's contact person for match-fixing: Director Pia Holmen by telephone: +45 44 39 44 51 or e-mail: ph@svoem.dk

If you come into possession of knowledge of a transgression of the rules, or you suspect that the rules have been transgressed, please contact Pia Holmen, or alternatively DIF via telephone: +45 70 70 70 94 (24 hour hotline) or e-mail: mail@stopmatchfixing.dk

All enquiries to the above will be treated seriously and with the option of anonymity.

*Approved by the Danish Swimming Federation's Board
29 May 2014*