Bill 238
(Private)

An Act respecting the immunities granted to the World Anti-Doping Agency

Introduced 10 May 2018
Passed in principle 15 June 2018
Passed 15 June 2018
Assented to 15 June 2018
AN ACT RESPECTING THE IMMUNITIES GRANTED TO THE WORLD ANTI-DOPING AGENCY

AS the World Anti-Doping Agency is an international non-governmental organization responsible for promoting and coordinating the fight against doping in sport internationally;

AS the World Anti-Doping Agency was established by the Lausanne Declaration on Doping in Sport after the World Conference on Doping in Sport held in Lausanne on 2 to 4 February 1999;

AS, under article 2 of the Accord entre le gouvernement du Québec et l’Agence mondiale antidopage concernant les privilèges fiscaux et les prérogatives de courtoisie consentis à l’Agence et à ses employés non canadiens (French only), dated 3 June 2002, the Gouvernement du Québec recognizes the World Anti-Doping Agency as an international non-governmental organization;

AS the World Anti-Doping Agency is headquartered in Montréal;

AS, in pursuing its mission and pursuant to the World Anti-Doping Code and the related International Standards, the World Anti-Doping Agency investigates potential violations of anti-doping rules, conducts audits to ensure that anti-doping organizations’ programs comply with the World Anti-Doping Program and makes decisions in such matters;

AS, within the scope of its mandate, in particular the investigations, audits and activities pertaining to its whistleblowing program, the World Anti-Doping Agency is called on to gather sensitive, confidential information related, in particular, to whistleblowers;

AS, to fulfil its mission, the World Anti-Doping Agency, its directors, officers and employees require the immunities provided for in this Act;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Legal proceedings may not be brought against the World Anti-Doping Agency, its directors, officers or employees before a court of civil jurisdiction for acts performed in good faith in connection with an investigation or audit conducted pursuant to the World Anti-Doping Code or the related International Standards, or because of a decision they made in good faith under the Code or Standards.
This section does not prevent proceedings under the Code or Standards.

2. The property needed to achieve the World Anti-Doping Agency’s mission is exempt from seizure.

3. This Act comes into force on 15 June 2018.