

Disciplinary Proceedings

14. On 1st December 2019, the BCB sent Mr Anik written notice that he had a case to answer for a breach of Article 2.1 of the Rules in light of the AAF reported for sample 4300885.
15. By way of a letter agreement dated 5 March 2020, Mr Anik formally admitted that he had breached Article 2.1, and waived his right to a hearing before the Anti-Doping Tribunal.
16. This decision is issued pursuant to Article 8.3 and sets out the sanction proposed by the BCB, and accepted by Mr Anik, for his admitted breach of Article 2.1.

Agreed Sanction

17. Article 10.2.1 stipulates that the period of Ineligibility for a violation of Article 2.1 that is a first offence and that is classified as a non-Specified Substance is 4 years as a starting-point. Article 10.2 also provides that the 4-year period of Ineligibility may be eliminated or reduced if the conditions of Articles 10.5 or 10.6 are met.
18. Article 10.6.3 provides that a Cricketer who is potentially subject to a 4-year sanction under Article 10.2.1 may reduce the otherwise applicable period of Ineligibility by promptly admitting the asserted anti-doping rule violation after being confronted by the BCB and may receive a reduction in the period of Ineligibility down to a minimum of 2 years, depending on the seriousness of the violation and the Cricketer's degree of Fault.
19. It is acknowledged by the BCB that any sanction imposed must be proportionate. In considering what is proportionate, the BCB is entitled to weigh against the impact of a ban on Mr Anik the importance of the objectives underlying the Rules, the seriousness of the particular breach of the Rules by Mr Anik, the need to deter others from similar wrongdoing, the need to protect the image of sport, and (above all else) the need to maintain public confidence in the determination of the sport of cricket to maintain its integrity.
20. In Mr Anik's case in considering his level of Fault, the BCB has considered his youth and relative inexperience, the fact that he did not ingest the Prohibited Substance in an effort to enhance his sport performance, his limited anti-doping education and his prompt admission of the anti-doping rule violation when first notified to him (namely in February 2019 and again immediately after receiving a copy of the Notice of Charge). In addition to this, in considering the appropriate sanction, the BCB is giving him credit for agreeing an outcome that avoids the need for a hearing and so saves considerable time and money for use elsewhere in the fight against doping. In light of all of this, the BCB considers that a period of Ineligibility of two (2) years is reasonable and proportionate in respect of Mr Anik's case.
21. In accordance with Article 10.10.3, Mr Anik is entitled to receive full credit for the period of voluntarily accepted Provisional Suspension he has served since 8 February 2019 which period shall be credited against the total period of Ineligibility to be served.