APPENDIX R1		
2021 Version	Proposed Changes 2022	Comments
Bye-Law to Rule 13 – Men's and Women's Events	Bye-Law to Rule 13 – Men's and Women's Events	
Eligibility by Gender		
A rower is eligible to compete in a men's event, or as a man in a mixed event, if the gender of the rower is <i>Male</i> in the rower's passport or national identity card.	A rower is eligible to compete in a men's event, or as a man in a mixed event, if the gender of the rower is <i>Male</i> not Female in the rower's passport or national identity card.	To allow for non-binary athletes to compete in Men's events.
 2) A rower is eligible to compete in a women's event, or as a woman in a mixed event, if: a) The gender of the rower is <i>Female</i> in the rower's passport or national identity card; and b) where applicable, the rower meets the requirements of paragraph 3 below. 	 2) A rower is eligible to compete in a women's event, or as a woman in a mixed event, if: a) The gender of the rower is <i>Female</i> in the rower's passport or national identity card; and b) where applicable, the rower meets the requirements of paragraph 3 below. 	
3) Where, either: a) the rower's gender has changed; or b) the rower has otherwise been required by the Executive Committee to establish eligibility to compete as a woman; the rower first satisfies the World Rowing Gender Advisory Panel that the rowers' serum testosterone concentration has been less than 5 nmol/L continuously for a period of at least the previous 12 months and secondly meets any other requirements reasonably set by the Executive Committee.	3) Where, either: a) the rower's gender has changed; or b) the rower has otherwise been required by the Executive Committee to establish eligibility to compete as a woman; the rower first satisfies the World Rowing Gender Advisory Panel that the rowers' serum testosterone concentration has been less than 5 nmol/L continuously for a period of at least the previous 12 months and secondly meets any other requirements reasonably set by the Executive Committee.	
World Rowing Gender Advisory Panel	World Rowing Gender Advisory Panel	
The Executive Committee will appoint and maintain from time to time a panel of experts in the specialist areas of Gender	The Executive Committee will appoint and maintain from time to time a panel of experts in the specialist areas of Gender	

Identification, Sex-reassignment,	Identification, Sex-reassignment,		
Hyperandrogenism, Transgender and	Hyperandrogenism, Transgender and		
Differences of Sexual Development (DSD)	Differences of Sexual Development (DSD)		
to be known as the Gender Advisory Panel.	to be known as the Gender Advisory		
a) The Convenor of that panel will be the	Panel.		
Chair of the Sports' Medicine	a) The Convenor of that panel will be the		
Commission.	Chair of the Sports' Medicine		
b) The purpose of that panel is to evaluate	Commission.		
cases seeking a determination of	b) The purpose of that panel is to		
gender eligibility and to provide expert	evaluate cases seeking a		
advice to the Executive Director, the	determination of gender eligibility and		
Executive Committee or the Council (as	to provide expert advice to the		
the case may require) on those	Executive Director, the Executive		
specialist areas.	Committee or the Council (as the case		
c) The names of the panel members and	may require) on those specialist areas.		
their respective areas of expertise shall	c) The names of the panel members and		
be published by World Rowing.	their respective areas of expertise shall		
d) The Chair of the Sports' Medicine	be published by World Rowing.		
Commission, as convenor of the panel,	d) The Chair of the Sports' Medicine		
is responsible for protecting the	Commission, as convenor of the panel,		
confidentiality of a rower's medical	is responsible for protecting the		
records and ensuring that any issue as	confidentiality of a rower's medical		
to the gender identification of any rower	records and ensuring that any issue as		
is treated with due sensitivity.	to the gender identification of any		

The Executive Committee

- 5) When considering any issue as to the eligibility of a rower to compete either as a man or as a woman under Rule 13 and this Bye-Law, the Executive Committee shall have regard to:
 - a) any report that it receives from the Gender Advisory Panel as to the medical / scientific aspects of the case;

The Executive Committee

5) When considering any issue as to the eligibility of a rower to compete either as a man or as a woman under Rule 13 and this Bye-Law, the Executive Committee shall have regard to:

rower is treated with due sensitivity.

 a) any report that it receives from the Gender Advisory Panel as to the medical / scientific aspects of the case;

b) any criteria as to gender identification	b) any criteria as to gender identification	
adopted by the international sports	adopted by the international sports	
community; and	community; and	
c) any relevant decisions of the Court of	c) any relevant decisions of the Court of	
Arbitration for Sport (CAS).	Arbitration for Sport (CAS).	
Gender Identification, Sex-reassignment,	Gender Identification, Sex-reassignment,	
Hyperandrogenism, Transgender, and	Hyperandrogenism, Transgender, and	
Differences of Sexual Development (DSD)	Differences of Sexual Development (DSD)	
6) The authority of the Executive Committee	6) The authority of the Executive Committee	
to determine any issue as to the eligibility of	to determine any issue as to the eligibility	
a rower to compete either as a man or as a	of a rower to compete either as a man or	
woman under this Rule shall include, but is	as a woman under this Rule shall include,	
not confined to, any such issue arising in	but is not confined to, any such issue	
the case of Gender Identification, Sex-	arising in the case of Gender Identification,	
reassignment, Hyperandrogenism,	Sex-reassignment, Hyperandrogenism,	
Transgender, and Differences of Sexual	Transgender, and Differences of Sexual	
Development (DSD).	Development (DSD).	
7) The Council may publish guidelines to	7) The Council may publish guidelines to	
assist rowers who have changed their	assist rowers who have changed their	
gender, or intend to do so, in accordance	gender, or intend to do so, in accordance	
with their national laws and regulations and	with their national laws and regulations	
who intend to seek a determination from	and who intend to seek a determination	
the Executive Committee of their eligibility	from the Executive Committee of their	
to compete either as a man or as a woman.	eligibility to compete either as a man or as	
	a woman.	
8) A member federation may request a	8) A member federation may request a	
determination from the Executive	determination from the Executive	
Committee as to the eligibility of one of its	Committee as to the eligibility of one of its	
rowers to compete either as man or as a	rowers to compete either as man or as a	
woman.	woman.	
 a) That member federation shall present 	a) That member federation shall present	
the request for such determination to	the request for such determination to	
the Executive Director.	the Executive Director.	
b) The Executive Committee will treat any	b) The Executive Committee will treat any	
such request as a matter confidential	such request as a matter confidential	

between the rower (not the member	between the rower (not the member	
federation) and the Executive	federation) and the Executive	
Committee and with due sensitivity to	Committee and with due sensitivity to	
the interests of the rower.	the interests of the rower.	
c) The member federation is entitled to be	c) The member federation is entitled to be	
informed by the Executive Committee	informed by the Executive Committee	
only as to whether the rower is eligible	only as to whether the rower is eligible	
or not.	or not.	
d) The rower is entitled to be informed of	d) The rower is entitled to be informed of	
the reasons for the decision as to	the reasons for the decision as to	
eligibility.	eligibility.	
9) The Executive Director shall refer a request	9) The Executive Director shall refer a	
under paragraph 8 above to the Gender	request under paragraph 8 above to the	
Advisory Panel for evaluation.	Gender Advisory Panel for evaluation.	
a) The panel shall undertake that	a) The panel shall undertake that	
evaluation and report accordingly to the	evaluation and report accordingly to	
Executive Committee.	the Executive Committee.	
b) If the rower declines to comply with any	b) If the rower declines to comply with	
reasonable requests by the panel for	any reasonable requests by the panel	
medical records or test results that the	for medical records or test results that	
panel reasonably considers may assist	the panel reasonably considers may	
with the evaluation, the Convenor of the	assist with the evaluation, the	
panel will advise the Executive	Convenor of the panel will advise the	
Committee accordingly who may	Executive Committee accordingly who	
thereupon decline to give further	may thereupon decline to give further	
consideration to the request for	consideration to the request for	
determination of gender eligibility until	determination of gender eligibility until	
the panel's requests are complied with.	the panel's requests are complied with.	
Costs	Costs	
10) The costs and other expenses involved with	10) The costs and other expenses involved	
a determination of gender eligibility shall be	with a determination of gender eligibility	I
at the sole discretion of the Executive	shall be at the sole discretion of the	I
Committee. In principle, but without	Executive Committee. In principle, but	
derogating from that general discretion:		

- a) The costs and other expenses involved with a request for a determination as to eligibility will be payable by the member federation that submitted the request;
- b) The costs and other expenses involved with an objection under Rule 46 relating to gender eligibility will be payable either
 - by the objector in the event of an unsuccessful objection, or
 - ii) by the member federation who entered the rower (or the rower if the rower submitted the entry) in the event of a successful objection.

without derogating from that general discretion:

- a) The costs and other expenses involved with a request for a determination as to eligibility will be payable by the member federation that submitted the request;
- b) The costs and other expenses involved with an objection under Rule 46 relating to gender eligibility will be payable either
 - i) by the objector in the event of an unsuccessful objection, or
 - ii) by the member federation who entered the rower (or the rower if the rower submitted the entry) in the event of a successful objection.