



PRIVACY NOTICE

LAST UPDATED – AUGUST 2020

This Privacy Notice has been written to inform Members of Basketball England about what we do with your personal information in relation to membership management. This Notice may be subject to change.

WHO ARE WE?

Basketball England is a 'Data Controller' as defined by Article 4 (7) of GDPR. This means that we determine the purposes for which, and the manner in which, your personal data is processed. We have a responsibility to you and your personal data and will only collect and use this in ways which are compliant with data protection legislation.

Basketball England has appointed Laura Middleton to be its Data Protection Officer (DPO). The role of the DPO is to ensure that Basketball England is compliant with GDPR and to oversee data protection procedures. Laura Middleton's contact details are:

NSC, Gate 13,
Etihad Campus,
Rowsley St,
Manchester,
M11 3FF

safeguardingbasketball@basketballengland.co.uk

Tel: 0300 600 1170

WHAT INFORMATION DO WE COLLECT?

The categories of information that we collect, hold and share include the following:

- Personal identifiers (your name, address, date of birth etc.)
- Gender
- Passport details
- Financial and credit card information
- Photographs
- Relevant training records and training plans
- Details of your participation and performance in sporting events and competitions
- Any relevant dietary records and details of your dietary requirements

We will also process certain 'special category' data about our members including:

- Details of any relevant medical conditions which could affect your participation
- Ethnicity
- Sexual Orientation
- Religion or philosophical belief

In addition to this we may also collect DBS documentation. Basketball England is legally required to process this information as it has a duty of care towards the vulnerable adults and children that it works with.

WHY DO WE COLLECT YOUR PERSONAL DATA?

Basketball England needs to process certain personal data in order to manage your membership, run events, games and leagues, take courses and training bookings and issue and manage certificates and qualifications. We also provide our members with communications and collect personal information which is required by our funders.

Any personal data that we process about our members is done so in accordance with Article 6 and Article 9 of GDPR. This states that the organisation must have a lawful basis when processing 'Personal Data' and 'Special Category Data'.

Our legal basis for processing your personal data, in line with Article 6(1)

- (a) Consent: the individual has given clear consent for you to process their personal data for a specific purpose.
- (b) Contract: the processing is necessary for a contract you have with the individual, or because they have asked you to take specific steps before entering into a contract.
- (c) Legal obligation: the processing is necessary for you to comply with the law (not including contractual obligations).
- (d) Legitimate interests: the processing is necessary for your legitimate interests or the legitimate interests of a third party, unless there is a good reason to protect the individual's personal data which overrides those legitimate interests, (this cannot apply if you are a public authority processing data to perform your official tasks). Basketball England has a legitimate interest in processing your personal data because we act as the National Governing Body for the Basketball and as such have a responsibility to oversee the sport. We publish information about members where the data sharing will benefit individuals, help to maintain the integrity of the game or be of benefit to the wider public.

We also process information in accordance with Article 9(2):

- (a) The data subject has given explicit consent to the processing of those personal data for one or more specified purposes, except where Union or Member State law provide that the prohibition referred to in paragraph 1 may not be lifted by the data subject.
- (b) Processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services on the basis of Union or Member State law or pursuant to contract with a health professional and subject to the conditions and safeguards referred to in paragraph.

In relation to DBS checks we process in accordance with GDPR Article 10 and the Data Protection Act 2018 Section 10 (4) and (5), Schedule 1 Part 2 Paragraph 18 Safeguarding of children and individuals at risk and Schedule 1 Part 2 Paragraph 10 preventing or detecting unlawful acts.

WHO DO WE OBTAIN YOUR INFORMATION FROM?

Much of the information we process will be obtained directly from you. We will also process information received from:

- Affiliated Clubs
- Examiners, assessors, trainers and coaches associated with Basketball England
- Sporting regulatory bodies
- Statutory services – i.e. safeguarding

Regional Management Organisations including:

- British Basketball Federation
- Basketball Wales
- Basketball Scotland
- Basketball Ireland

WHO DO WE SHARE YOUR PERSONAL DATA WITH?

We routinely share Member information (where applicable and only with a lawful purpose to do so.) with:

- Affiliated clubs
- Recognised training centres and event organisers (in and outside the EU)
- Examiners, assessors, trainers and coaches associated with Basketball England
- Sporting regulatory bodies
- Statutory services

Regional Management Organisations including:

- British Basketball Federation
- Basketball Wales
- Basketball Scotland
- Basketball Ireland
- FIBA

We will not share any information about you without your consent unless we have a lawful basis for doing so. This may include sharing for Law Enforcement and Safeguarding purposes.

When sharing information outside the EU appropriate safeguards are put in place, for this we shall ensure all necessary Standard Contractual Clauses are in place.

PUBLISHED INFORMATION

Basketball England may publish information about players and members on its website and social media platforms. This could include:

- Players name
- Players age
- Players height
- Disciplinary outcomes
- Photographic and film images

COVID SCREENING

Basketball England will collect health information with regard to COVID-19. The purpose of this is to limit the spread of COVID-19, to protect welfare of individuals and support wider public health aims. We will be collecting:

- Name
- Age
- Temperatures
- If you have been in contact with anyone with COVID-19 in the last 48 hours
- Have experienced loss of taste or smell
- Had a new persistent cough
- Have any underlying illnesses

The lawful basis we are relying on is:

Article 6 (f) – Legitimate interests

Basketball England have a legitimate interest under their Duty of Care to ensure the health and wellbeing of staff and members.

And for special category information we rely on Article 9 (i) – Public health. This collection is in the public interest and overseen by a medical professional within Basketball England.

Information is not being shared. The information will be kept for up to 15 days after it was first collected, then securely destroyed. Information we collected will be processed using a data processor based in the USA, for this we shall ensure all necessary Standard Contractual Clauses are in place.

HOW LONG DO WE KEEP YOUR PERSONAL DATA FOR?

Any personal information which we are not required by law to retain will only be kept for as long as is necessary to fulfil our organisational needs.

WHAT RIGHTS DO YOU HAVE OVER YOUR DATA?

Under GDPR data subjects have the following rights in relation to the processing of their personal data:

- To be informed about how we process your personal data. This notice fulfils this obligation
- To request access to your personal data that we hold, and be provided with a copy of it
- To request that your personal data is amended if inaccurate or incomplete

- To request that your personal data is erased where there is no compelling reason for its continued processing
- To request that the processing of your personal data is restricted
- To object to your personal data being processed

If you have any concerns about the way we have handled your personal data, would like to exercise one of the above rights or would like any further information, then please contact our DPO on the address provided above.

If we cannot resolve your concerns you may also complain to the Information Commissioner's Office (the Data Protection Regulator) about the way in which Basketball England has handled your personal data. You can do so by contacting:

First Contact Team
Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow Cheshire
SK9 5AF
casework@ico.org.uk
0303 123 1113