



WORLD ASSOCIATION OF KICKBOXING ORGANIZATIONS

Privacy Notice

pursuant to art. 13 and art. 14 EU Regulation 2016/679 for the Processing of Personal Data

Data Controller and Data Processors

We inform you that, under EU Regulation 2016/679 (hereinafter the "**Regulation**"), the World Association of Kickboxing Organizations ("WAKO") will be the data controller ("**Data Controller**") with registered office in Bahnhofstrasse 23, 6300 Zug CH, Switzerland. The legal representative is the President of the Association Mr. Roy Baker.

The updated list of internal and external **Data Processors** can be consulted at the headquarters of the Data Controller.

Types of personal data processed

The Data Controller will process personal data, falling under the definitions in Arts. 4(1) and 9(1) of the Regulation, which is collected during the events organized by the Data Controller, including:

- a) Common Data: name, surname, address, telephone number etc.
- b) Sensitive Data: in relation to specific purposes and activities, listed below, WAKO can process particular categories of Personal Data (e.g. medical certificates, sensitive data related to Anti-Doping activities);
- c) Judicial Data: only in the case of collaboration with sports disciplinary bodies;

All of this information, and other personal information which may be collected and processed by the Data Controller, hereinafter, will be collectively referred to as "**Personal Data**". We remind you that Processing of Personal Data means each and every operation, or set of operations, carried out with or without the aid of automated processes and applied to Personal Data; these activities could include the collection, registration, organization, structuring, retention, adaptation or modification, extraction, consultation, use, communication by transmission, dissemination or any other form of provision, comparison or interconnection, limitation, deletion or destruction (Article 4 GDPR).

Data Processing Procedures

The Processing of your Personal Data will include all the activities referred to in art.4(2) of the Regulation and it will be carried out pursuant to Chapter 2 GDPR. The Processing of your Personal Data will be carried out (in paper, computer or telematic mode) adopting specific security measures to prevent loss, incorrect use or unauthorized access.

Your personal data will not be processed for longer than is strictly necessary for the purposes for which they have been collected and in compliance with the administrative and tax obligations in force.

Certain types of data (for example, those related to Events, Championships or Competitions and / or the membership in Special Registers) will remain in WAKO archives for historical-statistical purposes and documentation of sports activities.

Collecting of your Personal Data

Your Personal Data are collected by WAKO upon registration through you Team, Club or National Delegation and as a result of the medical and anti-doping controls.

Provision of Data and Processing Authorization

The provision of your Personal Data and their processing according to the purposes listed below is strictly functional for the institutional purposes of WAKO and for the organization of WAKO events.

Where the Data Subject is under the age of 16, the processing of her/his personal data is lawful only to the extent that consent has been given by the holder of the parental responsibility; WAKO will require the data and a copy of the ID of the holder of the parental responsibility.

WAKO HQ: Via Alessandro Manzoni, 18 - 20900 Monza (MB) Italy

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Shall you refuse to provide such Data, WAKO will not be able to carry out its activity and to enrol you in its Events.

Purposes

WAKO will process your Personal Data for the following purposes:

1. Institutional purposes (as described in WAKO Statute and Bylaw) such as:
 - a) Organisation of Championships, Tournaments and Events;
 - b) Management of relations with Teams, Clubs or National Federations related to their participation to WAKO Events, included the acquisition of the needed documentation.
 - c) Medical controls and assessments in order to verify the truthfulness of the athletes' given documentation. Furthermore, WAKO Medical Committee can directly ask the athletes the medical documentation;
 - d) Communication, by any means, of the Data related to the participation and the results of WAKO Events, charts and rankings;
 - e) Communication and dissemination of photos and videos related to WAKO events, which may contain the picture of athletes, technical stuff and referees. This also include the live-streaming of WAKO Events on the WAKO Youtube Channel;
 - f) Studies, researches and statistical purposes;
2. Application of the legislation in force on health protection and on the anti-doping rules in implementation of WADA Anti-doping Code;
3. Sport Justice purposes and according to the provisions contained in WAKO Dispute Resolution and Disciplinary Code (disciplinary proceedings, actions and decisions);
4. Purposes related to the fulfilment of legal obligations;
5. Administrative and accounting procedures;
6. Purposes related to insurance coverage.

The legal basis for the processing of personal data indicated in 1) and 6) is art. 6.1(b) and 6.1 (f); the legal basis for the purposes indicated in 3), 4) and 5) is art. 6.1(c).

Antidoping

WAKO wants to give its contribution to the creation of a clean sport environment and to prevent the use of any kind of performance-enhancing drugs: to achieve this goal, WAKO accepts the [WADA World Anti-Doping Code](#) and is committed to its implementation. You can find the list of prohibited substances and exemptions for therapeutic use on [WADA website](#) ; more information on this subject can be found in WAKO Anti-Doping Rules and available on WAKO website.

WAKO, together with the National Anti-Doping Organizations (NADOs), has the authority to conduct anti-doping tests, pursuant to Article 20.7.8 of *WADA World Anti-Doping Code*; the tests will be conducted respecting principles of necessity, proportionality and subsidiarity, especially in the whereabouts system.

The Personal Data collected through anti-doping tests will include all the activities referred to in art.4(2) of the Regulation and it will be carried out pursuant to Chapter 2 GDPR; the Processing is based on art. 6.1(e) of the Regulation (processing is necessary for the performance of a task carried out in the **public interest** or in the exercise of official authority vested in the controller). Be aware that, to carry out *Out of Competition* tests, WAKO could use the services of external agencies or companies: the letters will be appointed as Data Processors. An updated list of the Data Processors and subjects to whom your data will be communicated, is available on request.

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- Registered Testing Pool (RTP): some athletes may be included in the Registered Testing Pool; the parameters for such inclusion are determined by WAKO. If you have been included in the RTP, you will have to comply with specific obligations like whereabouts informations. Athletes included in the RTP will have to give accurate informations in order to allow Out of Competition tests. If you have been included in the RTP you will communicate:
 - a) contact details;
 - b) permanent address and domicile;
 - c) name and address of each and every place where you will reside (such as home, hotel, temporary accommodation, etc.);
 - d) name and address of each and every place where you will train, work or perform regular activities (for instance school) and the time framework during which such activities will take place;
 - e) sport events to which you have planned to participate;
 - f) other specific informations required by the competent NADO;
 - g) a 60 minutes time frame (included between 6am and 11pm) during which you will be available for Out of Competition tests;

You also have the obligation to communicate every change related to the above listed informations. The processing of such personal data is based on art.6.1(e) the "processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller".

ADAMS

You should be aware that some personal information related to you will be used and processed by the Anti-Doping Organization through the anti-doping administration and management system ("ADAMS"), a web-based data management system developed and administered by the World Anti-Doping Agency ("WADA"). This Information Notice is intended to provide you with more information on ADAMS and how your personal information will be used in connection with ADAMS. For more information on ADAMS, consult the WADA website at www.wada-ama.org.

ADAMS enables WAKO, ADOs and WADA to conduct harmonized, coordinated and effective anti-doping programs and to fulfil their respective responsibilities arising under the World Anti-Doping Code ("Code").

ADAMS may be used for scheduling In- and Out-of-Competition doping tests and managing related information, including Therapeutic Use Exemptions ("TUEs"), information related to athlete whereabouts, information about the results of anti-doping tests, managing the Athlete Biological Passport, and sanctions-related information relevant to individual athletes and other Persons.

WADA relies upon ADAMS to fulfil its responsibilities under the Code, including the performance of Out-of-Competition Testing, the review of TUEs, and its implication on anti-doping rule violation investigations and procedures.

ADAMS contains the following categories of data:

- Your unique ADAMS profile consisting of data relating to your identity (name, nationality, date of birth, gender, sport(s) and discipline(s) you compete in, organizations and/or sports federations to which you belong, an indication of whether you compete at an international or national level, and whether you are considered to be a National or International-Level Athlete in accordance with the Rules of your International Federation and/or National Anti-Doping Organization);

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- Data relating to your whereabouts (e.g., training, competitions, travel, periods spent at home, on vacation, or other regular or exceptional activities), including, each time you elect to use the “auto-location” reporting button on the ADAMS app, information about your mobile device’s location;
- Data relating to test distribution planning (for the testing pools in which you are included);
- Data relating to your TUE, if any;
- Data relating to Doping Control (test distribution planning, Sample collection and handling, laboratory analysis, results management, hearings and appeals); and
- Data relating to the Athlete Biological Passport.

Some of the above data may constitute protected personal data under national data protection or privacy laws where you reside.

Responsibility

Your Custodian Organization, which is the Anti-Doping Organization that has primary responsibility for entering and managing your profile in ADAMS, has created your unique ADAMS profile. You can identify your Custodian Organization by viewing the “Security” tab of your athlete profile. In addition, WADA will access and process certain of your data in ADAMS (i.e., TUE data, laboratory results, Athlete Biological Passport, sanctions and whereabouts data) to fulfil its responsibilities under the Code. Your Custodian Organization and WADA are responsible for protecting your information in accordance with applicable laws and WADA’s International Standard for the Protection of Privacy and Personal Information. WADA, moreover, has implemented strict contractual controls governing the use of ADAMS by ADOs and others.

You will be responsible for ensuring that all information that you enter into the system or that is entered on your behalf by other parties, such as your agent or coach, is accurate. Where your Custodian Organization uses the ADAMS whereabouts module, you will be responsible for ensuring that the information you provide relating to your whereabouts is accurate and up-to-date. Please note that failure to provide and/or update accurate whereabouts information is likely to constitute an anti-doping rule violation, whether the failure is intentional or negligent.

You will be provided with a confidential password in order to enter your own data onto ADAMS and you will be responsible for keeping this password confidential at all times. Should you inadvertently disclose your password, you should contact your Custodian Organization immediately and a new password will be assigned to you.

Part of your ADAMS profile created by your Custodian Organization may be shown to other ADOs using ADAMS to ensure that only a single athlete profile for you is created.

The Custodian Organization and WADA, where appropriate, may enable other ADOs and service providers to access certain of your information appearing in ADAMS to enable them to administer anti-doping programs. In particular, the Custodian Organization shall grant WADA the authorization to disclose your whereabouts information to other Anti-Doping Organizations so that such Anti-Doping Organizations are able to fulfil their obligations pursuant to the Code and relevant legislation.

Where this occurs, such ADOs and service providers also must abide by strict contractual controls and will be responsible for protecting your information in accordance with applicable laws and WADA’s International Standard for the Protection of Privacy and Personal Information.

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These other ADOs may include, as relevant or appropriate: national Olympic committees, national Paralympic committees, major event organizations such as the International Olympic Committee and International Paralympic Committee, international federations and national anti-doping organizations. These ADOs are granted access on a need-to-know basis in accordance with the Code. By viewing the “Security” tab on your ADAMS profile, you can learn which organizations have access to your data.

WADA and the organizations listed above will not disclose any of your data other than to authorized persons within their organizations on a need-to-know basis; and each of the organizations accessing and using ADAMS may only do so in order to fulfil their responsibilities and obligations arising under the Code, which primarily involves the establishment of anti-doping programs and ensuring appropriate information sharing as provided for under the Code.

If you are found to have committed an anti-doping rule violation and receive a sanction as a result, the respective sanctions, your name, sport, Prohibited Substance or Method, and/or tribunal decision, may be publicly disclosed by your Custodian Organization and relevant ADOs, in accordance with the Code.

Your data may be made available through ADAMS to persons or parties located outside the country where you reside. For example, your information will be shared with WADA, established in Switzerland and Canada, and may be shared with ADOs in countries where you may train or participate in sporting events. The data protection and privacy laws of these countries may not always be equivalent to those in your own country. In any case, ADOs have to comply with WADA’s International Standard for the Protection of Privacy and Personal Information.

Such transfers are a necessary consequence of your participation in organized sport and facilitate the strong public interests served by eliminating doping in sport. In WADA’s case, the transfers are made to two countries, Canada and Switzerland, that have been deemed to provide adequate protection by a number of regional and national data protection agencies, as well as the European Commission. In the event your information is transferred to another country, including Canada and Switzerland, it will be subject to the laws of that country and may be disclosed to or accessed by the courts, law enforcement and other public authorities in accordance with those laws.

ADAMS is hosted in data centers in Canada. Strong technological, organizational and other security measures have been applied to ADAMS to maintain the security of the data entered onto ADAMS. In addition, WADA and ADOs have put in place internal and contractual guarantees to ensure that your data remain confidential and secure pursuant to their commitments under the International Standard for the Protection of Privacy and Personal Information.

Your data will be retained in ADAMS for the duration and in accordance with the criteria set out in Annex A to WADA’s International Standard for the Protection of Privacy and Personal Information. For instance, if your Custodian Organization uses ADAMS for TUEs and you are granted a TUE, the TUE approval forms will be stored electronically in ADAMS for a period of ten years following the approval date. The period of ten years represents the time period during which an action may be commenced for an anti-doping violation under the Code. Supporting medical and other TUE-related information is only retained for a period of 18 months from the end of the validity of the TUE. Data may be retained for a longer period where required by law or for the purpose of an anti-doping investigation or proceeding.

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You should be aware that if you object to the processing of your data, it still may be necessary for your Custodian Organization and WADA to continue to process (including retain) certain of your data to fulfil obligations and responsibilities arising under the Code, International Standards, and/or national anti-doping laws, notwithstanding your request; including for the purpose of investigations or proceedings related to a possible anti-doping rule violations; or to establish, exercise or defend against legal claims involving you, WADA and/or an ADO. You understand that objecting to the processing, including disclosure, of your data may prevent you, your Custodian Organization, WADA or other ADOs from complying with the Code and relevant WADA International Standards, which could have consequences for you, such as an anti-doping violation under the Code or the inability to participate in sporting events.

Recipients of Personal Data

For the above mentioned purposes, your Personal Data can be communicated and/or known only from the following categories:

- a) WAKO members and every other subject appointed as Authorized Person pursuant to art.29 GDPR;
- b) Subjects who need to access your Personal Data for strictly necessary and ancillary activities (such as Banks, Insurance Agencies, doctors and Members of the Medical Committee etc.);
- c) external consultants, within the limits of their mandate and only after an Engagement Letters establishing the duty of confidentiality has been signed;
- d) Police, judicial authority or other public entity for the fulfilment of a legal obligation;
- e) Your Personal Data could be transferred to third countries, e.g. to Consulates where the Events take place;
- f) for institutional activities, in particular for the promotion of its activities, WAKO can communicate your Personal Data (pictures and videos taken during the Events) either by WAKO website, either by social media channels and YouTube.

In the field of the abovementioned fields, the communication is limited to the Personal Data related to sport activities (name, category, weight, team, club or national delegation, results, date and place of the event).

Rights of the Data Subject

The Regulation recognizes you the following rights:

- right to access your Data;
- right to rectification and integration of your Data;
- right to erasure (right to be forgotten) and anonymization of the provided Data;
- right to opposition and restriction of processing of your Personal Data;
- right to data portability.

You can send your request without any particular formality:

- via e-mail address, administration@wako.sport
- via fax number **+39 039 2328 901**
- via phone number or other channels available (ex. call centre, live chat, etc....)

You have the right to lodge a complaint with the competent Supervisory Authority pursuant to art. 77 of the Regulation in any if you think that if you consider that the processing of your Personal Data infringes the Regulation.

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