



## PRIVACY POLICY

### 1) Data controller and categories of data processed

Participation in the Event and the provision of services associated with it entail the processing of participants' personal data such as: personal details and membership of sports clubs/bodies; images taken using video and photos; transit times and times at control and/or timing points; geographical location data for participants using a device for detecting geographical location and associated services.

Data relating to the health of the person concerned may also be processed (i.e. data on pathologies deriving from medical certificates or declared directly by the person concerned), where strictly necessary for the purposes of registration and participation in the Event (for example, for the purposes of registration in a special category of competition reserved for disabled athletes and/or for the purposes of requesting specific assistance) and only with the explicit consent of the person concerned. In such cases, the consent of the person concerned is necessary for participation in the Event and failure to provide such consent prevents the completion of registration.

The data controller is the organiser ASD TRACKS, with registered office in Borgo Valsugana (TN), Viale Roma n. 1/B.

### 2) Purpose and assumptions of processing

The use of the above-mentioned personal data is inherent in the sporting and public nature of the Event, in its organisational needs and in the provision of services to participants.

The Organiser uses and processes the data, also through its technical and service partners and companies connected to it, for the following purposes: verification of the participation requirements; timekeeping and tracking services; medical assistance services; photo and video services for the media and participants (also for a fee); communications to sports and public authorities; reporting and documentation of the Event; promotion and commercial exploitation of the Event.

The preconditions for processing are therefore:

- (i) Provision of services related to the registration of participants in the Event and the smooth running of the Event (e.g. management of participant registration, recording of times and publication of results or making available to participants photos and videos of the Event);
- (ii) consent of the data subject (e.g. in the case of processing of data relating to health or for marketing purposes, as specified below);
- (iii) pursuit of the legitimate interest of the Organiser and its business partners (for example, in the case of publication of images and results to document the Event);
- (iv) fulfilment of legal obligations (e.g. in the case of communications due to public authorities);
- (v) safeguarding the vital interests of the data subject or of another person (e.g. if medical assistance is required during the Event).

The Organiser draws the attention of all participants to the fact that during the course of the Event video footage and photographs of participants, both moving and still, will be taken; on the basis of the assumptions set out above (in particular, i and iii), the Organiser may use, or allow the sponsors and technical and service partners of the Event to use, such images for the following purposes (a) reporting and documentation of the Event; (b) marketing of photographic and video services of the Event resulting in the offering, free of charge or for a fee, of the photos and videos, for private use only, to all participants and persons authorised by them. Authorisation to have one's image filmed in the context of the Event is a necessary requirement for participation in the Event insofar as the procedures for the latter, as described in the Regulations, provide for the video-photographic filming of the event for documentation purposes and the consequent offer to all participants of services for the purchase of photos and videos of the Event; therefore, failure to authorise the use of one's image for the aforementioned purposes, as requested in the Release, will make it impossible to register for the Event.

### 3) Scope of circulation and dissemination of data

The Organiser informs the participant that the Event is also organised and run through the services of technical and commercial partners and with the support of sponsors. The services provided by such partners may include: registration services, *tracking* services, timekeeping services, photo and video shooting services and any other services. Some of these services may require or presuppose the registration of the data subject on the partner's platform or may be carried out by the partner in the capacity of autonomous data controller; in such cases, the data subject is invited to carefully read the privacy policy provided by the partner. The data subject may obtain a list of partners and sponsors at any time by writing to the Organiser.

In view of the public nature and purpose of the Event, participants also acknowledge and accept that data relating to their image, their times and results or their position in real time, where appropriate *tracking* services are in place, may be made publicly accessible by being published on the websites of the Organiser, sponsors and service partners of the Event and/or communicated to third parties for reporting purposes, documentation and promotion of the Event itself, for the provision of specific services related to the Event, such as the sale of video-photographic services, in the fulfilment of specific legal or regulatory obligations and for the protection of vital interests of the participants (for example, communication to competent authorities and rescue personnel for rescue operations and/or the provision of medical assistance services in the context of the Event).

### 4) Consent for the advertising exploitation of the participant's image

With the specific and free consent of the person concerned, the Organiser may exploit the footage that includes his/her image for the promotion of the Event and other events organised by the Organiser. The person concerned may revoke this consent at any time by writing to the Organiser.

### 5) Processing for marketing purposes

If the participant uses his or her email address to register for the Event, the Organiser may use this address, without the prior consent of the participant, to send him or her, including through its service partners, communications of a commercial nature relating to its products and services connected with the Event or in any case to other initiatives and events similar to the Event. The interested party may object at any time to the sending of such communications by writing to the Organiser or by following the specific instructions contained in each communication.

Notwithstanding the above, with the specific and free consent of the interested party, revocable at any time, the Organiser may, directly or through its service partners:

a) use the participants' contact details (email, address and telephone number) for the purposes of commercial information, market research, surveys, direct offers of its own products and services and/or the products and services of its service and commercial partners, by means of traditional methods (i.e. paper mail, telephone calls with operator, etc.) and automated communication tools (i.e. pre-recorded telephone calls, email, fax, sms, mms, app, etc.);

b) transfer to certain categories of third parties (in particular, companies sponsoring the Event and other companies that provide products and services related to the organisation of the Event and, more generally, to the world of sporting activities) the contact details of participants (email, address and telephone number) for the purposes of commercial information, market research, surveys, direct offers of their products and services carried out through traditional means (i.e. paper mail, telephone calls with operator, etc.) and automated communication tools (i.e. pre-recorded telephone calls, e-mail, fax, sms, mms, app, etc.). These third parties will act from time to time as autonomous Data Controllers, with the consequent burden of providing the interested party with their own privacy information in accordance with the law.

### 6) Data retention and data controllers

The data of the data subjects will be stored in the Organiser's computer files and protected by appropriate security measures in line with the provisions of Article 32 of EU Regulation 2016/679. The data will be retained for the time necessary in relation to the purposes for which it was collected and possibly for a further period of time if the retention of the data is necessary for the protection of a right of the Organiser or a third party (for example, data related to registration for the Event will be retained for ten years, also in consideration of possible claims by the data subject in the ordinary ten-year limitation period; data relating to the results of the Event will be retained for as long as there is a current interest in the documentation of the Event itself; contact details for sending commercial communications will be retained until the data subject exercises his or her right to object or revokes the consent previously granted; data relating to the image of participants will be retained for as long as the Organiser may legitimately dispose of footage of the Event).

For the purposes of storage and, more generally, processing, the Organiser may use third parties under its own responsibility; such parties, where the legal requirements apply, will be appointed by the Organiser as its Data Processors pursuant to Article 28 of EU Regulation 679/2016. In order to know the complete list of Data Processors appointed by the Organiser from time to time, the interested party may send a request through the contact details indicated in Article 9 below).

#### **7) Transfer of data outside the EU**

In the case of international data transfers from the European Economic Area (EEA), where the European Commission has recognised that a country outside the EEA is able to guarantee an adequate level of data protection, the data subject's data may be transferred on this basis.

For transfers to countries outside the EEA whose level of protection has not been recognised by the European Commission, the Provider will rely on an exemption applicable to the specific situation or will implement one of the following measures to ensure the protection of your data:

- standard contractual clauses approved by the European Commission; or
- binding corporate rules, where applicable.

To obtain a copy of these measurements or details of where they are available, please send a written request as indicated in the following article.

#### **8) Minors**

The registration of minors in the Events is only permitted by the persons exercising parental or legal authority over the minor or who have obtained the necessary prior authorisation from them.

By registering a child, the person exercising parental or legal authority - or the other person expressly authorised by them for this purpose - must, in the name and on behalf of the child, authorise photographic and video recordings of the child within the framework of the Event for the purposes described in this Information Notice and in the Release and give consent, where necessary, for the processing of the child's health data.

Persons exercising parental or legal authority over the child may exercise the rights specified in Article 9) below with regard to the child's personal data.

The Organiser does not process the data of minors for marketing purposes or for the direct offer of products and services; however, the Organiser may process the data of the person exercising parental or legal authority for marketing purposes or for the direct offer of products and services under the conditions indicated in Article 5 above.)

#### **9) Rights of the data subject**

At any time, the participant may exercise his or her rights regarding the processing of personal data pursuant to Articles 15-22 of the GDPR 2016/679. These rights include:

- a. Access: the data subject may obtain information in relation to the processing of his data and a copy of that data.
- b. Rectification: where the data subject considers that his data is inaccurate or incomplete, he may request that the data be amended accordingly.
- c. Deletion: The data subject may request the deletion of data if he/she revokes his/her previous consent and there is no other legal basis for processing or in other cases provided for by law.
- d. Limitation: in cases provided for by law (e.g. if he disputes the lawfulness of the processing or the accuracy of the data), the data subject may obtain the limitation of the processing of the data without their deletion.
- e. Objection: the data subject may object to the processing of the data if the processing is based on a legitimate interest of the Organiser on grounds relating to his or her particular situation, unless there are compelling reasons why the Organiser's interest overrides his or her rights (this is the case, for example, where the processing is necessary to defend a right of the Organiser in court).
- f. Withdrawal of consent: the data subject may withdraw consent previously given for the purposes of processing.

The data subject may, at any time, object to the processing of his or her data for marketing purposes and revoke the consent previously given, also by following the procedure and instructions given in the text of each commercial communication.

The participant is aware that his or her objection (cf. Letter e above) or withdrawal of consent (cf. No. 4 above) or authorisation (cf. Release) to the use of images depicting him or her will be effective to the extent that it is possible to stop the publication of such images by reasonable means and at reasonable cost. Opposition and revocation will not, however, affect the lawfulness of the uses made in the meantime.

These rights may be exercised by sending a written communication to the Organiser to the following address [tracks6000@gmail.com](mailto:tracks6000@gmail.com).

In accordance with current legislation, in addition to the rights referred to above, the data subject is also entitled to lodge a complaint with the Garante per la protezione dei dati personali, Piazza di Monte Citorio n. 121 - 00186, Rome, Fax: (+39) 06.69677.3785, [protocollo@pec.gpdp.it](mailto:protocollo@pec.gpdp.it)

Scurelle, on \_\_\_\_\_ Signature for reading and acceptance (legible) \_\_\_\_\_