

PRIVACY NOTICE
ex Articles 13 and 14 of the General Data Protection Regulation (UE)
2016/679 (hereinafter, “GDPR”)

We inform you that NADO Italia, as National Anti-Doping Organisation, will process – for the purposes and according to the procedures described below – your personal data, provided by you or acquired by NADO Italia within its anti-doping procedures, including through the ADAMS (the Anti-Doping Administration and Management System adopted by WADA), as better described in its Anti-Doping Sports Rules (hereinafter, “ADSRs”) as a technical document implementing the World Anti-Doping Code (hereinafter, “WADA Code”) and the relevant International Standards adopted by WADA (hereinafter, “IS”).

In particular, NADO Italia will process the following personal data:

- a) personal and identification data of the Athlete (first and last name, nationality, gender, sport and discipline practiced, organizations and sport federation, level);
- b) Athlete’s whereabouts (Athlete Whereabouts), as described in the International Standard for Testing and Investigations (hereinafter, “ISTI”), as well as in the ADSRs;
- c) data related to Therapeutic Use Exemptions (TUEs), as described in the International Standard for Therapeutic Use Exemptions (hereinafter, “ISTUE”), as well as in the ADSRs;
- d) data related to doping control procedures and subsequent laboratory analysis of biological samples taken, including for the purpose of implementing the Athletes’ Biological Passport Program (ABP Program, WADA) as described in the ISTI, in the Guideline for Athlete Biological Passport as well as in the ADSRs;
- e) data related to decisions and measures taken by the competent anti-doping bodies;
- f) data related to disability, with reference to Paralympic Athletes;
- g) data related to potential anti-doping rules violations, including those sourced from third parties.

The data referred to in points c), d) and f) qualify as “particular” in accordance with Article 9 of the GDPR – insofar as they are capable of revealing the state of health and concerning, in particular, medical information contained in the results of laboratory analyses on collected samples, in certifications related to TUEs or in adverse/atypical analytic findings – and their processing will take place only in the manner and within the limits provided by law.

1. Legal basis and purpose of processing

1.1 The processing of your personal data is based on the NADO Italia’s legal obligation related to the above-mentioned national and international sports regulations (Article 6, par. 1, lett. c, GDPR), while the processing of the “particular” data referred to in letters c), d) and f) is based on reasons of relevant public interest (Article 9, par. 2, lett. g, GDPR) and is aimed at:

- protect the fundamental right of Athletes to practice doping-free sport and thereby promote the health, fairness and equality of all Athletes around the world;
- to ensure the application of harmonized anti-doping programs, promoted by, among others, WADA, coordinated and effective at both the global and national levels, in order to detect, deter and prevent the practice of doping, including through participation in research projects aimed at such purposes.

1.1.1 The same relevant public interest reasons also assist the possible transmission of your data for the purpose of implementing the aforementioned anti-doping procedures to ADOs or Delegated Third Parties, based in no-EU countries.

1.2 With particular reference to the data referred to in letter (c) above, please refer to the supplementary information contained in the Therapeutic Use Exemption (TUE) application form.

1.3 With particular reference to the data referred to in point d), in referring to the supplementary information contained in the doping control form (“DCF”), signed by the Athlete at the time of the doping control, the processing of your data is also based on your consent – which you may give during the doping control – and is aimed at conducting future research activities related to the fight against doping, limited to the verification and constant improvement of the quality of the procedures of analysis of samples in the context of the fight against doping in sport, conducted by NADO Italia and WADA-Accredited Laboratories. Moreover, with reference to the same data, please refer to the supplementary information contained in the Doping Control Form (DCF), signed by Athlete during the doping control.

2. Modalities of data processing

The processing of your personal data referred to in this notice may consist in the collection, recording, organization, consultation, processing, modification, selection, extraction, comparison, use, interconnection, blocking, communication, pseudonymization, anonymization, deletion and destruction of data and is also carried out with the help of electronic means, also through ADAMS, in the manner and under the terms referred to in the relevant legislation.

3. Information to be provided mandatory

3.1 The provision of data for the purposes set out above in point 1.1 is mandatory and any refusal:

- with reference to the data under letters a), e) and f), will not allow you to participate in the sports activity carried out under the aegis of the Italian National Olympic Committee (“CONI”) or the Italian National Paralympic Committee (“CIP”);
- with reference to the data referred to in letter c), will not allow the evaluation of the TUE application by the TUEC of NADO Italia;
- with reference to the data referred to in letters b), d) and g), will make you liable to the sanctions specifically provided for in the reference regulations in force.

3.2 The provision of data for the purposes described in point 1.3 is on a voluntary basis.

4. Sphere of data disclosure

4.1 Your personal data referred to in this notice may be disclosed to public authorities for purposes of law.

4.2 Your personal data referred to in this notice are entered by NADO Italia into ADAMS, which authorizes the access to WADA and the relevant ADOs (Anti-Doping Organizations) identified according to the criteria determined by the WADA Code.

4.3 Any AAF/ATF, as well as other ADRVs (anti-doping rules violations), as well as the resulting decisions made by the competent anti-doping bodies, will be reported to the competent NSF/ASD/SPE and ADOs.

4.4 Personal data related to doping matters, if not associated with information concerning the health status of the persons concerned and relevant for disciplinary purposes, will be made public in accordance with anti-doping sports rules, available on the institutional website of NADO Italia (www.nadoitalia.it).

4.5 The data referred to in (d) above, limited to samples collected during doping control and selected for long-term storage (LTS), will be transmitted in pseudonymized form to the International Olympic Committee and the International Testing Agency, if they are part of the LTS program implemented by them upon agreement with NADO Italia.

5. Transfer of data abroad

5.1 Personal data are also stored on servers located outside the EU (The database ADAMS is located in Canada).

5.2 Your personal data, may be transferred extra-EU to countries where your International Sport Federation and/or International Event Organizers are based and/or to extra-EU countries otherwise connected to the latter that may not ensure an adequate level of personal data protection. In such cases, NADO Italia will be sure to review whether the requirements of Title V of the GDPR are met.

6. Retention time

The personal data referred to in this notice and given to NADO Italia will be kept for the period necessary to achieve the purposes for which they were obtained and, in any case, also in accordance with *Annex A – Retention Times, International Standard for the Protection of Privacy and Personal Information (ISPPPI)*.

7. Data controller

NADO Italia
Viale dei Gladiatori, 2
00135 ROMA
antidoping@nadoitalia.it

8. Privacy Lead

E-mail address: privacylead@nadoitalia.it

9. Rights of the data subject

At any time, you will have the right to know the data concerning you, to know how it was acquired, to verify whether it is accurate, complete, up-to-date and well kept, and to request its rectification or deletion under Articles 16 and 17 GDPR, as well as under Article 11, ISPPPI. You will also have the right to receive the personal data you have provided and processed with your consent, in a structured, commonly used and machine-readable format, and to revoke at any time any consent you may have given regarding the processing of your data.

Pursuant to Article 21 GDPR, you will have the right to object, in whole or in part, to the processing of data for reasons related to your particular situation.

These rights may be exercised through specific application to be addressed to the following email: privacy@nadoitalia.it. The application, signed by the applicant, must contain a) the first and last name of the interested party; b) the details of a valid document; c) the subject of the request.

Where the applicant is not the data subject, an appropriate written delegation, accompanied by the identification document, will be required, authorizing the applicant to act in the name and on behalf of the data subject.

He or she also has the right to file a complaint with the competent Data Protection Authority.