

## **CMAS Information on the personal data processing Sections 13 and 14 of the 2016/679 EU Regulation ("GDPR")**

Dear data subject, as foreseen by articles 13 and 14 of EU Regulation 2016/679 ("GDPR"), below you are provided with the information to make you aware of the process on your data and for what purposes, so that you can, inter alia, express, after having read this document and if you consider it appropriate / useful, your consent to use them for the purposes for which it is required (for other purposes, your participation in the CMAS and the interest of CMAS in the pursuit of its statutory purposes, legitimate data processing).

CMAS is the Data Controller pursuant to articles 4, number 7), and 24 of the EU Regulation 2016/679, with registered office in Viale Tiziano, 74, 00196 Rome, Italy.

### **1. Data subjects and personal data processed**

On the occasion of the process performed for the purposes referred to in paragraph 2, the data of:

- divers<sup>1</sup>
- instructors

Which are defined as "subject" to the EU Regulation 2016/679.

Below there is a non-exhaustive list of data collected and processed by CMAS to manage relations with diver and instructors deriving from membership of the Confederation and participation in events organized by CMAS, by the related legal obligations, statutory and deriving from the recognition by the International Olympic Committee, as well as to propose services and products that may be of interest to athletes:

- name of the diver or instructor
- surname of the diver or instructor
- birthday date of the diver or instructor
- certification number of the National Federation of the diver or of the instructor
- certification number of the National Federation of the diver or of the instructor, who trains the diver.
- email of the diver or instructor
- the type of diver
- the name of the type of certificate (card), otherwise
- the diver level or instructor - quantity of stars (or any other distinctive sign)
- speciality cards

### **2. Purposes**

The following are the purposes that CMAS intends to pursue through the processing of personal data illustrated here:

- a) management of the relationship between the diver / instructor and CMAS;
- b) management of anti-doping control activities;
- c) insurance policy management of which the diver / instructor is a beneficiary;
- d) promotion of the activities organized by CMAS (events, initiatives, ...);
- e) provision of personalized sales services in order to offer, directly or through partners identified by CMAS, products and services functional to the diver / instructor activity in relation to: nationality, level, ...;
- f) communication to identified or to be identified partners who can offer products and services to CMAS Divers and Athletes on their own
- g) prior user profiling to communicate contact data to third parties who can offer products and services to CMAS Divers and Athletes on their own

**a) purpose of managing the relationship between the diver / instructor and CMAS. Legal basis for the processing - Article 6, paragraph 1, lett. b) GDPR**

---

<sup>1</sup> The person who practice any CMAS activity.

This purpose is functional to the management of the adhesion to the national Federation and to CMAS and the consequent legal and / or associative obligations, which involve the processing of personal and special categories of personal data.

**b) purpose of management of anti-doping control activities. Legal basis for the processing - Article 9, paragraph 2, lett. d), GDPR. The consent is however required to the diver to communicate data outside CMAS (for example to WADA)**

Membership of the National Federation and CMAS provides for the possibility for divers to be subjected to anti-doping controls. The athlete can refuse control but this can be achieved as a violation of the rule 2.3 "Evading, Refusing or Failing to Submit to Sample Collection" (section 2.3, CMAS Anti-Doping Rules).

If the athlete agrees to undergo the anti-doping control, the athlete is aware and gives his / her consent to the collection of biological samples and to the analysis of these for the purpose of the aforementioned control as well as to the uses that these controls achieve.

The athlete is also aware that CMAS conducts these controls through the laboratories called ITA Keeping Sport Real International Testing - Avenue de Rhodanie 54, CH-1007 Lausanne Switzerland - and makes the results known to the World Anti-Doping Agency (WADA) (therefore CMAS proceeds to the communication of data relating to WADA).

**c) purposes of management insurance policy of which the diver is a beneficiary. Legal basis for the processing - Article 6, paragraph 1, lett. a) (required at the time of the claim for compensation in the event of an accident)**

CMAS makes available to the diver / instructor, an insurance policy which subject is [insert subject of the policy] and which he/she is the beneficiary, unless the national federation has already done so.

The management of the relationship with the insurance company identified by CMAS, requires the communication of personal data and special categories of personal data.

**d) to promote the activities organized by CMAS, events, initiatives. Legal source, Article 6, paragraph 1, lett. f) as well as article 9, paragraph 2, lett. d)**

The stated purpose is pursued in the legitimate interest of CMAS to promote its initiatives and the events it organizes or sponsors, in order to pursue and disseminate the statutory purposes.

**e) provision of personalized sales services in order to offer, directly or through partners identified by CMAS, products and services functional to the diver / instructor activity in relation to: nationality, level, etc. Legal source, Article 6, paragraph 1, lett. a)**

In order to make the interaction with the registered diver / instructor more profitable, CMAS is developing agreements with partners to propose products and services, to send (also via ordinary mail, email, SMS and MMS, social networks , instant messaging) communications on products and services functional to the diver / instructor activity, as well as for the sending of questionnaires for the detection of the degree of satisfaction of the services offered.

**f) to communicate contact data to third parties who can offer products and services to CMAS Divers and Athletes on their own. Legal source, Article 6, paragraph 1, lett. a)**

To provide personalized sales services proposing directly or through partners identified by CMAS with agreements or other types of agreements to propose to the diver: products and services related to: nationality, level, ...

**g) prior user profiling<sup>2</sup> to communicate contact data to third parties who can offer products and services to CMAS Divers and Athletes on their own. Legal source, Article 6, paragraph 1, lett. a)**

---

<sup>2</sup> "Profiling": any form of automated processing of personal data consisting in the use of such personal data to evaluate certain personal aspects related to a natural person, in particular to analyze or predict aspects concerning professional performance, economic situation, health, the personal preferences, interests, reliability, behavior, location or movement of that physical person.

The products and services referred to in the previous points, may also be provided through a prior profiling activity to differentiate the proposals according to: age, gender, athlete's level, nationality, (...).

In relation to the purposes referred to in points e), f) and g) above, CMAS will be able to collect and process additional data with respect to those necessary for the management of the Confederation's events participants (in the event email, address, date of birth, age, photo, national, gender, ID number) and to fulfill legal obligations, as indicated below. : data collected during events, competitions or on the occasion of purchases made through the identified partners, data collected through social channels (date of birth, age group, information made on behalf of family members, profession, hobbies, telephone, email, photography, nationality, gender, language, category of favorite products, purchased products, frequency and methods of use of services, preferences on services, ...).

Further process can only be carried out following adequate information and consent collection, where necessary.

### **3. The provision of data**

The provision of personal data with respect to the purposes referred to in paragraph 1, purposes a), b), c), is necessary and in case of refusal, CMAS will not be able to proceed with the adherence to the Confederation (or to the indemnization from the cover afforded).

For the purposes e), f) and g), the provision is free and optional, and the use of data is subject to consent. Any refusal to provide data, however, will not allow CMAS to pursue the purposes indicated in the letters indicated (e), f), and g)).

### **4. How the data are processed**

Personal data are processed by computer tools and / or by manual processing for the time necessary to pursue the purposes for which they were collected. In particular, personal data collected for the purposes referred to in paragraph 1, lett. e), f) and g), will also be processed using automated mechanisms according to logics and procedures closely related to the processing purposes specified above.

As the services indicated in this notice will be processed by CMAS with the support of ID Sport Ltd., incorporated under the laws of Malta, with office at 171, Old Bakery Street, Valletta, VLT 1455 Malta. ID Sport Ltd. is designated by CMAS as Data Processor (Article 28 of the GDPR).

The Servers Hosting Provider, called ElasticHosts Ltd. - registered in England and Wales, no. 03888886 - which has its headquarters at 252-254 Blyth Road, Hayes, Middlesex UB3 1HA, United Kingdom - is, in its turn, identified by ID Sport Ltd. as its own Data Processor (therefore it is sub-Processor for processing against of CMAS).

### **5. Data entry in the CRM system**

The personal data entry in the CRM system is optional and takes place only in the event of the release of consent to the pursuit of one of the purposes referred to in paragraph 1), letters e), f) and g). The data entry in the CRM, will automatically result in the visibility, as well as the possible inclusion, modification and updating of these, by the staff of CMAS and its Managers, the individuals who process them will be identified as authorized for the process ex article 29 of the GDPR.

### **6. Area of communication**

The processing of personal data is carried out by personnel appointed for this purpose / authorized or by data processors pursuant to article 28 of the GDPR, depending on the case, in Italy and in the world (the list can be made known by writing to [privacy@cmas.org](mailto:privacy@cmas.org)); in this regard it is noted that standard clauses prepared by the European Commission for the transfer of personal data outside Europe are used. In addition, the data may also be processed by: companies that perform shipping / delivery services, companies that perform postal newsletter services, advertising material or promotional communications, companies that perform customer care services, companies that perform computer system maintenance services, companies that perform market analysis and research, companies that promote or market products and services. The data may also be processed by third parties who are independent data controllers, such as, for example: people, companies, associations, professional firms that provide assistance and advice (lawyers, accountants, auditors); companies that perform credit card payment processing services.

Personal data will not be disseminated.

**7. Data retention times**

The data collected for the purposes referred to in paragraph 1, lett. a), will be retained by CMAS for the time necessary to carry out the processing related to membership, the provision of legal or conventional guarantees or in accordance with the terms of retention required by law.

The data collected for the purposes referred to in letters e), f) and g), will be retained until the diver / instructor revokes consent to the processing of personal data or in any case within 2 years from the non-renewal of the registration.

At the time of the withdrawal of consent or, if previously, upon expiry of the retention period of the data collected for the purposes indicated, these will be automatically deleted or made anonymous.

**8. Rights of the data subject**

The data subjects have the right to obtain from CMAS, in the cases provided for, access to personal data and the correction or cancellation or limitation of them or to oppose their processing (Articles 15 and subsequently of the Regulation).

The data subjects also have the right to lodge a complaint with the Supervisory Authority (in Italy this is the Data Protection Authority).

Data subjects can submit their requests to CMAS with registered office in Viale Tiziano, 74, 00196 Rome, Italy, by writing to the office or by sending a communication to [privacy@cmas.org](mailto:privacy@cmas.org).

This information may be changed over time, for example in relation to the entry into force of new rules on the protection of personal data or in relation to the adoption of Supervisory Authority Provisions, whereby the diver / instructor is invited to periodically consult the link [www.cmas.org/privacyassociati](http://www.cmas.org/privacyassociati).

-----the notice above is for the Data Subject, to cut and archive the part below for CMAS-----

I have read the CMAS Information on the personal data processing	<input type="checkbox"/> I read the notice	
About the purpose under letter e) “provision of personalized sales services in order to offer, directly or through partners identified by CMAS, products and services functional to the diver / instructor activity in relation to: nationality, level, ...”	<input type="checkbox"/> I give my consent	<input type="checkbox"/> I deny my consent
About the purpose under letter f) “communication to identified or to be identified partners who can offer products and services to CMAS Divers and Athletes on their own”	<input type="checkbox"/> I give my consent	<input type="checkbox"/> I deny my consent
About the purpose under letter g) “prior user profiling to communicate contact data to third parties who can offer products and services to CMAS Divers and Athletes on their own”	<input type="checkbox"/> I give my consent	<input type="checkbox"/> I deny my consent
Date ..... Sign of the Athlete/Instructor .....		