



ANTI-DOPING PRIVACY NOTICE

The Commonwealth Games Federation ("CGF", "we", "us" or "our") is committed to respecting your privacy and safeguarding your personal data. CGF are a 'data controller' for the purposes of data protection legislation, and we are responsible for, and control the processing of any personal data you share with us. The Anti-Doping Privacy Notice, together with our main Privacy Policy (which can be found at <https://thecgf.com/privacy> and which sets out more information about what we do with your personal data), applies to Athletes participating in the Birmingham 2022 Commonwealth Games (the "Games") who are selected for Doping Control as part of the Birmingham 2022 Anti-Doping Programme (the "Anti-Doping Programme").

HOW TO CONTACT US

For any questions or issues in relation to this Anti-Doping Privacy Notice, please write to our Data Protection Officer at:
Data Protection Officer,

Commonwealth Games Federation
Commonwealth House
55-58 Pall Mall
London
SW1Y 5JH

Email: privacy@thecgf.com

DEFINITIONS

ADAMS means the web based anti-doping administration and database management system administered by the World Anti-Doping Agency (WADA);

Athletes means any person who competes in sport at the international level (as defined by each International Federation) or the national level (as defined by each National Anti-Doping Organisation);

Athlete Biological Passport means the program and methods of gathering and collating data as described in the International Standard for Testing and Investigations and International Standard for Laboratories.

Code means the World Anti-Doping Code (<https://www.wada-ama.org/en/resources/the-code/world-anti-doping-code>) as may be amended from time to time;

Doping Control means all steps and processes from test distribution planning through to ultimate disposition of any appeal and the enforcement of Consequences, including all steps and processes in between, including but not limited to, Testing, investigations, whereabouts, TUEs, Sample collection and handling, laboratory analysis, Results Management, hearings and appeals, and investigations or proceedings relating to violations of Article 10.14 (Status During Ineligibility or Provisional Suspension).

National Anti-Doping Organisation means the entity(ies) designated by each country as possessing the primary authority and responsibility to adopt and implement anti-doping rules, direct the collection of samples, manage test results and conduct results management at the national level;

Therapeutic Use Exemption (TUE) means the exemption allowing an Athlete with an illness or medical condition to use a prohibited substance or prohibited method, but only if the conditions set out in Article 4.4 and the International Standard for Therapeutic Use Exemptions (see Related Essential Documents below) are met.

In this Privacy Notice, terms used that begin with capital letters but are not defined have the meaning given to them in the Code or in one of WADA's International Standards.

ATHLETE NOTICE ON PROCESSING

In the event that you are selected for a Doping Control during the Games, you will be asked to sign a Doping Control Form to confirm that the relevant parties can process your personal data. This notice supplements the information on the Doping Control Form explaining how your personal data will be used and processed in the context of our Anti-Doping Programme which is designed to detect, deter and prevent doping, in accordance with the Code, and in particular the ADRs. This notice also applies to and supplements the information on the TUE Application Form and Athlete Whereabouts Information to the CGF.

WHAT PERSONAL DATA DO WE COLLECT?

We collect and process the following personal data and sensitive personal data:



Information

Information that identifies or is identifiable to you, like your name, surname, contact information (such as your phone number, email address), date of birth, age, gender, nationality, accreditation document type and number, the sport(s) and discipline(s) you compete in, competition event, delegation (country competing for), organisations and/or sport federations to which you belong and if relevant, your unique ADAMS profile containing the personal data listed above.



Education data

Education data we need to make sure you are receiving anti-doping education, like the courses you complete, the dates you took them, and your assessment scores.



Location/Whereabouts information

Location/Whereabouts information that indicates where you can be found for anti-doping testing during the In-Games period (for example, addresses for regular activities like training, work or school and for the location(s) where you will be available for testing during a daily one-hour time slot) and Whereabouts failures (including filing failures and missed tests) and where relevant, each time you select to use the "auto-location" reporting button on the ADAMS app and information about your mobile device's location. We will tell you if you need to provide us with this information.



Testing data

Testing data that is created when we collect samples from you for an anti-doping test. (for example: gender, urine samples, blood samples, medications and nutritional supplements taken in past 7 days, details of blood transfusions in last 6 months, the testing pools in which you are included, testing documents, (including testing/mission orders, doping control forms, chain of custody, incomplete testing forms), type of test, sample code numbers, , Doping Control Officers' written comments about you, responses and information provided by you during a sample collection session) and the laboratory results from the analysis of your samples.



Athlete Biological Passport (ABP) data

Athlete Biological Passport (ABP) data, for example, biological passport ID, blood and steroid biological marker values and ratios, biological variables, atypical passport finding ('ATPF'), adverse passport finding ('APF'), athlete passport management unit ('APMU') reports, and expert recommendations and assessments and other supporting documentation. The ABP is another tool to identify doping based on the analysis of laboratory results obtained from anti-doping samples.



Medical information

Medical information, if you need to apply for a Therapeutic Use Exemption because you have a medical condition and need to use a substance or a method that is normally not allowed to be used. Data relating to your TUEs (if any), may include; TUE certificates, TUE application forms, rejected TUE decision forms, medications you take to treat an illness or medical conditions relating to your TUE;



Laboratory Analysis and Results information

Laboratory Analysis and Results information this includes: negative findings, detection of a prohibited substance, its metabolites or markers or any evidence of use of a prohibited method identified on the Prohibited List; detection of the presence of other substances not included in the Prohibited List, as may be directed by WADA pursuant to the monitoring programme described in Article 4.5 of the Code; longitudinal profiles; or results from other tests that may be developed in future to identify the presence of prohibited substances



Results Management and Investigations information

Results Management and Investigations information if we suspect you may have broken anti-doping rules. This can include information about the anti-doping rule violation you are charged with, evidence you provide in defence of a charge information or evidence obtained from open source searches, from witnesses and other confidential sources, or through cooperation with law enforcement agencies and any disciplinary rulings relating to hearings, and appeals, including case files, sanctions under the Code, Prohibited Substance or Method, and/or tribunal decision and any relevant supporting documentation.

PURPOSE OF PROCESSING

In order to fulfil our respective responsibilities under the Code, we must conduct a harmonised, coordinated and effective Anti-Doping Programme to ensure the detection, deterrence and prevention of doping in sport. The Anti-Doping Programme includes, for example, the planning, targeting, coordination and organisation of Doping Control tests before and during the Games, the analysis of samples, managing Athlete Biological Passports, the evaluation and granting of TUE, the conduct of hearings and appeals, and the publication of sanctions. It is for these purposes we process your personal data. The table below sets out the types of personal data processed against various Anti-Doping Activities, although this is not exhaustive:

Anti-Doping Activities	Main Personal Information Types Used for Each Activity							
								
Providing anti-doping education to you.								
Planning and conducting anti-doping tests, and locating you for these tests using the whereabouts information you submit.								
Analysing the results from your biological samples.								
Analysing and following up on the recommendations and results of your passport (Athlete Biological Passport or ABP).								
Enforcing our ADRs by identifying anti-doping rule violations, issuing charges, and managing related proceedings.								
Processing requests to grant or recognize any therapeutic use exemptions (TUE) you apply for.								
Gathering intelligence and conducting investigations to better target testing activities and identify anti-doping rule violations, including cooperating with law enforcement.								
Communicating with you for the purposes described above.								
Coordinating and collaborating with other ADOs, for example, by sharing intelligence to better target our testing activities or by sharing information about our education program to avoid duplication.								
Reporting on our anti-doping activities to WADA to demonstrate our compliance with the Code and International Standards								

WHO WILL HAVE ACCESS TO YOUR PERSONAL DATA

In order to conduct the Anti-Doping Programme we will need to share your personal data with some third-party organisations either because they are a key services provider or for legal, regulatory or health and safety reasons:

(a) The Birmingham Organising Committee for the 2022 Commonwealth Games LTD (the "Birmingham 2022")

Birmingham 2022 has been established for the primary purpose of planning, organising and delivering the Birmingham 2022 Commonwealth Games. In this role, Birmingham 2022 are facilitating the operational delivery of our Anti-Doping Programme on our behalf, for this purpose we will share your personal data.

(b) United Kingdom Anti-Doping ("UKAD")

UKAD are the United Kingdom's NADO and will be appointed as the provider of Anti-Doping services as part of our Anti-Doping Programme. The personal data collected for the purpose of our Anti-Doping Programme will be collected by Birmingham 2022 or the UKAD on our behalf.

More information about UKAD can be found on their website: <https://www.ukad.org.uk/>

(c) WADA

WADA are the international independent agency composed and funded equally by the sport movement and governments of the world. Its key activities include scientific research, education, development of anti-doping capacities and monitoring the Code in order to harmonise anti-doping policies in all sports and all countries.

i) ADAMS

Our use of ADAMS: WADA administer and manage ADAMS, a web-based data management system. Your personal data will be processed and managed through ADAMS in order for us to conduct the Anti-Doping Programme. You can also directly access and review certain information relating to you in your single athlete profile within ADAMS.

The ways in which we may use ADAMS include, but are not limited to, the following:

- create for you a unique ADAMS profile;
- scheduling In-and Out-of-Competition Doping Control tests;

- managing TUEs,
- managing Athlete whereabouts,
- results management (including hearings and sanctions).

WADAS's use of ADAMS: WADA also relies upon ADAMS to fulfil its responsibilities under the Code, including but not limited to the performance of In and Out of Competition Testing, the review of TUEs, and its implication on anti-doping rule violation investigations and procedures, creation (where relevant) and managing Athlete Biological Passport and sanctions related information relevant to you. In this capacity WADA will become an independent controller of all of your personal data stored in ADAMS.

More information about WADA can be found on their website at: <https://www.wada-ama.org/en/who-we-are> and their privacy policy is available here <https://www.wada-ama.org/en/privacy-policy> or contact WADA at privacy@wada-ama.org. Your personal data may also be shared with your Commonwealth Games Association ("CGA"), and WADA Independent Observers may have access to certain data as part of their review, on a confidential basis.

ii) Research

Where you have given your consent we will share your personal data for research purposes with WADA, we may also add information relating to your sample to information collected for research purposes. All samples used for anti-doping research purposes will be pseudonymised, and will be used to undertake anti-doping research in the pursuit of enhancing the analytical capabilities used to uphold clean sport.

iii) WADA Accredited Laboratories

We will appoint a WADA Accredited Laboratory to provide us with Doping Control analysis of your samples and the results. WADA Accredited Laboratories will only have access to pseudonymised, coded data that will not disclose your identity.

(d) International Federation and National Anti-Doping Organisation ("NADO")

The CGF may disclose (via ADAMS) your personal data to certain authorised Anti-Doping Organisations ('ADOs') (for example your International Federation and National Anti-Doping Organisation ("NADO") CGAs, national Olympic committees, national Paralympic committees, major event organizations such as the International Olympic Committee and International Paralympic Committee) on

a need-to-know basis and in accordance with the Code. Some International Federations and NADO's may be located outside the country where you reside or where you provided your sample, for example Switzerland and Canada. WADA, relevant International Federations and NADO's will be able to access and process your personal data for their own purposes in accordance with the Code and ADS and therefore they will become an independent controller of this personal data. Each of these organisations will only access and process your personal data 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. By viewing the "security" tab on your ADAM profile, you can learn which organisations have access to your data. Please note that these ADOs may have their own privacy policies.

(e) Court of Arbitration for Sport ("CAS")

For the purpose of settling any disputes arising in connection with anti-doping at the Games, we will share your personal data with CAS.

(f) Publication

In the event that the CGF or another Anti-Doping Organisation asserts that you have committed an anti-doping rule violation and receive a sanction as a result then your name, sport discipline, the respective sanction, Prohibited Substance or Method, and/or tribunal decision may be made public in accordance with the Code and ADS. The outcome of any results management process, including any appeals may also be publicly disclosed.

HOW IS PROCESSING YOUR PERSONAL DATA LAWFUL?

We are allowed to process your personal data for the performance of a task carried out in the public interest or in exercise of official authority vested in us.

We are allowed to process your special category personal data for reasons of substantial public interest as follows:

- the performance of a task carried out in the public interest or in exercise of official authority vested in the us; and
- Anti-doping in sport: the processing is necessary for the purposes of measures designed to eliminate doping in sport (this includes measures designed to identify or prevent doping) which are undertaken by or

under the responsibility of a body or association that is responsible for eliminating doping in a sport, at a sporting event or in sport generally, or the processing is necessary for the purposes of providing information about doping, or suspected doping, to such a body or association.

We also rely on the basis of consent via use of a 'tick box', to share your personal data and special category personal data with WADA for the purpose of research.

RIGHTS IN RESPECT OF YOUR PERSONAL DATA

To find out more about your rights in respect of your personal data please see our general privacy notice here.

You may also have certain rights under WADA's International Standard for the Protection of Privacy and Personal Information (see link below), including rights to access, rectification, restriction, opposition and deletion, and remedies with respect to any unlawful processing of your data. To the extent you have questions or concerns about the processing of your data, you may consult WADA at privacy@wada-ama.org

RETENTION

Your personal data will be retained in ADAMS for as long as necessary for us and other relevant Anti-Doping Organisations to fulfil our obligations under the Code and 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 attached at Annex 1 (Retention Schedule) of this Anti-Doping Privacy Policy. In most cases this will be either 12 months (for example in respect of whereabouts-related information) or 10 years (for example in relation to information relevant to TUEs). Personal data may be retained for a longer period where required by law or for the purpose of an anti-doping investigation or proceedings.

WITHDRAWAL OF PARTICIPATION

You understand that your participation in the Games is contingent upon your voluntary participation in anti-doping procedures set out in the Code and the ADRs, including the processing of your personal data. If you refuse to take part in anti-doping procedures (which could result in exclusion from the Games or other sporting events and/or disciplinary actions or sanctions), we may still need to retain and process your personal data to fulfil our obligations under the Code.

INTERNATIONAL TRANSFER

Your personal 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, which is 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 organised 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.

For more information, please download WADA's International Standard on the Protection of Privacy and Personal Information at the following: <https://www.wada-ama.org/en/resources/world-anti-doping-program/international-standard-protection-privacy-and-personal>

Related Essential Documents

Please use the links on the CGF website to the following essential documents:

Birmingham 2022 CGF Anti-Doping Rules

Therapeutic Use Exemption (TUE) Application Form (PDF)

Therapeutic Use Exemption (TUE) Application Form (Word)

CGF No Needle Policy

CGF No Needle Policy - Injection Declaration Form (PDF)

CGF No Needle Policy - Injection Declaration Form (Word)

Whereabouts Guidelines

ANNEX A: RETENTION TIMES

ADRV:	Anti-doping rule violation
AAF:	Adverse analytical finding
ATF:	Atypical finding
APF:	Adverse passport finding
ATPF:	Atypical passport finding

I. Referenced data will be deleted no later than the end of the calendar quarter following the expiry of the stated retention period.

II. Retention times are limited to two categories: Twelve (12) months and ten (10) years. The period of ten (10) years represents the time period during which an action may be commenced for an anti-doping violation under the Code. The period of twelve (12) months represents the time period relevant to count three (3) whereabouts failures giving rise to an anti-doping rule violation, and is also applied to certain incomplete documentation and TUE-related information.

III. Retention times can be extended in case of pending or reasonably anticipated anti-doping rule violations, investigations, or other legal proceedings.

Module	Data	Retention Periods	Remarks	Criteria
1 – Athlete			Athlete data relevant for practical purposes and for notification purposes in the event of an ADRV. These data are not particularly sensitive.	
Athlete (general)	Name, Date of birth, Sport Discipline and Gender	10 yrs as of time when Athlete is excluded from ADO's Testing program or as of time other data categories have been deleted (see, e.g. Section 6 - ADRV), whichever is later	Necessary to notify of ADRV and to keep a record of Athletes included in an ADO's Testing program.	Necessity
	Contact information (phone number (s), email address, mailing address)	10 yrs as of time when Athlete is excluded from ADO's Testing program	Same as above.	Necessity

Module	Data	Retention Periods	Remarks	Criteria
2 – Whereabouts* *(except for city, country, and In- Competition whereabouts information, which are needed for the Athlete Biological Passport-see section 7)			Athlete data relevant for practical purposes and for notification purposes in the event of an ADRV. These data are not particularly sensitive.	
Whereabouts	Whereabouts (other than city, country and In-Competition whereabouts)	12 months as of end of the whereabouts quarter for which the data was submitted	Relevant to count 3 whereabouts failures in 12 months' time.	Necessity
	Whereabouts failures(filing failures and missed tests)	10 years as of date of whereabouts failure	Relevant to count 3 whereabouts failures in 12 months' time and to other possible ADRVs. If ADRV, will also be kept as part of results management file (see section 6).	Necessity
3 – TUEs			Destroying medical information makes it impossible for WADA/ADOs to review TUEs retrospectively after TUE has lost its validity. TUE information is largely medical and therefore sensitive.	
TUE	TUE certificates and rejected TUE decision forms	10 yrs as of certificate date/ date of rejection decision	Can be relevant in case of re-Testing or other investigations.	Proportionality/ Necessity
	TUE application forms and supp. med information and any other TUE info not otherwise expressly mentioned herein.	12 months from end of validity of TUE	Loses relevance after expiration of TUE except in case of re-application.	Proportionality/ Necessity
	Incomplete TUEs	12 months from date of creation	Can be relevant in case of re-application.	Proportionality

Module	Data	Retention Periods	Remarks	Criteria
4 – Testing			Athlete data relevant for practical purposes and for notification purposes in the event of an ADRV. These data are not particularly sensitive.	
Testing	Doping Control Forms (DCFs)	10 yrs as of Sample collection date	DCFs, associated mission/Testing orders, and chain of custody documents are relevant for Athlete Biological Passport and in case of re-Testing of Samples. If ADRV, will also be kept as part of results management file (see section 6).	Proportionality/ Necessity
	Mission/Testing orders	Retained until all associated DCFs have been deleted	Same as above.	Proportionality/ Necessity
	Chain of custody	10 yrs as of document creation date	Same as above.	Proportionality/ Necessity
	Incomplete Testing documentation or documentation not matched to a Sample	12 months as of document creation date	Documentation that is incomplete or not matched to a Sample typically results from a data entry error and is discarded after a short delay for data integrity purposes.	Proportionality
5 – Test results/ Results Management		As of Sample collection date / date of creation of relevant documents:		
	Analytical test results (incl. AAF/ATF), laboratory reports, and other associated documentation	10 yrs*	Necessary because of multiple violations and retrospective analysis. If ADRV, will also be kept as part of results management file (see section 6).	Necessity
			*Subject to the criteria and requirements of the Code/International Standards, analytical data resulting from Sample analysis and other Doping Control information may, in certain circumstances, be kept beyond the applicable retention period for research and other purposes permitted by Article 6.3 of the Code. Samples and data must be processed to ensure they cannot be traced back to an athlete before being used for such secondary purposes. 10 years is the maximum retention time for identifiable data and Samples. See the International Standard for Laboratories for details.	Proportionality/ Necessity

Module	Data	Retention Periods	Remarks	Criteria
6 – Proceedings and Decisions (ADRV)		As of date of final decision:	Managed by disciplinary body / sports federation / ADO.	
Decisions and proceedings	Sanctions and Decisions under the Code	Longer of 10 yrs or duration of sanction*	Necessary because of multiple violations and possible duration of sanctions.	Necessity
			* Decisions (e.g. CAS decisions) can be important legal precedents and part of the public record; in such cases, ADOs may decide to retain a decision beyond the applicable retention period.	Proportionality/ Necessity
	Relevant documentation/ files (incl. AAF or whereabouts failure record, case files, laboratory and ABP documentation packages, etc.)	Longer of 10 yrs or duration of sanction	Necessary because of multiple violations and possible duration of sanctions.	Necessity
7 – Athlete Biological Passport				
Results	Biological variables, ATPF, APF, APMU reports, expert reviews and other supporting documentation.	10 yrs as of date of match between results and Doping Control Form	Necessary because of multiple violations and to analyze or review biological variables, APMU reports and expert reviews over time.	Necessity
Whereabouts	Whereabouts (only city, country and In- Competition whereabouts)	10 yrs as of end of the whereabouts quarter for which the data was submitted	Needed to support atypical/abnormal results, or to refute Athletes' claims.	Proportionality/ Necessity