



2021 FIVB Data Privacy*

Athlete's information on the processing of personal information under the WADA Code and the FIVB Medical and Anti-Doping Regulations

How do we use your data?

- It's the FIVB's commitment and responsibility to ensure that the privacy rights of Persons subject to anti-doping programs based on the WADA Code and the FIVB Medical and Anti-Doping Regulations are fully respected. Consequently, we only process personal information that is relevant or necessary to conduct anti-doping activities under the WADA Code and the International Standard for the Protection of Privacy and Personal Information.
- Only proportionate and relevant personal information, including but not limited to whereabouts information, Therapeutic Use Exemptions (TUEs), test results, and non-analytical intelligence or information will be processed in order to conduct in- and out-of-competition doping controls as well as investigations and results management in the event of an adverse or atypical finding based on your sample(s) or your athlete biological passport.
- The data you provide via the therapeutic use exemption (TUE) application will be processed only for the purposes and in accordance with the International Standard for Therapeutic Use Exemptions and the FIVB TUE rules.
- In addition, we comply with all requirements of the GDPR when we process your data under the WADA Code and the FIVB Medical and Anti-Doping Regulations as data controller within the meaning of Art. 4 (7) GDPR. For further information, please refer to our general privacy policy, available under www.fivb.com. If you have any question on the processing of your data under



the WADA Code and the FIVB Medical and Anti-Doping Regulations, please refer to legal@fivb.com.

Where does your data come from?

- Your data comes from the information you provide in ADAMS (such as, whereabouts information), in the TUE application form filled in by you and your physician(s), and from testing in case of an anti-doping-rule-violation.

What data do we collect?

- Name
- Date of birth
- Contact details
- Gender
- Discipline
- Medical diagnosis
- Prescribed medication
- Medical treatment relevant to your application
- Supporting medical information and records

How long do we keep your data?

- We process and store the personal data of the data subject only for the period necessary to achieve the purpose of storage, or as far as this is granted by the European legislator or other legislators in laws or regulations to which FIVB is subject to.

- Different retention times may be applied to different types of personal information according to the purposes for which it is processed, including the granting of TUEs, testing, investigation of anti-doping rule violations, and the sanctioning of such violations as follows:

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.	
<i>Athlete</i> (general)	Name, Date of birth, Sport Discipline and Gender	10 yrs as of time when <i>Athlete</i> is excluded from ADO's <i>Testing</i> 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 <i>Athletes</i> included in an ADO's <i>Testing</i> program.	Necessity
	Contact information (phone number (s), email address, mailing address)	10 yrs as of time when <i>Athlete</i> is excluded from ADO's <i>Testing</i> program	Same as above.	Necessity

Module	Data	Retention Periods	Remarks	Criteria
2 – Whereabouts*				
<i>Whereabouts</i>	<i>Whereabouts</i> (other than city, country and <i>In-Competition whereabouts</i>)	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
	<i>Whereabouts</i> 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.	
<i>TUE</i>	<i>TUE</i> certificates and rejected <i>TUE</i> decision forms	10 yrs as of certificate date/date of rejection decision	Can be relevant in case of re- <i>Testing</i> or other investigations.	Proportionality/ Necessity
	<i>TUE</i> application forms and supp. med information and any other <i>TUE</i> info not otherwise expressly mentioned herein.	12 months from end of validity of <i>TUE</i>	Loses relevance after expiration of <i>TUE</i> except in case of re-application.	Proportionality/Necessity
	Incomplete <i>TUEs</i>	12 months from date of creation	Can be relevant in case of re-application.	Proportionality

Module	Data	Retention Periods	Remarks	Criteria
4 – Testing <i>Testing</i>	Doping Control Forms (DCFs)	10 yrs as of <i>Sample</i> collection date	DCFs, associated mission/Testing orders, and chain of custody documents are relevant for <i>Athlete Biological Passport</i> and in case of re- <i>Testing of Samples</i> . 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 <i>Testing</i> documentation or documentation not matched to a <i>Sample</i>	12 months as of document creation date	Documentation that is incomplete or not matched to a <i>Sample</i> typically results from a data entry error and is discarded after a short delay for data integrity purposes.	Proportionality
5 – Test results/Results Management	Analytical test results (incl. AAF/ATF), laboratory reports, and other associated documentation	As of <i>Sample</i> collection date / date of creation of relevant documents: 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). *Subject to the criteria and requirements of the <i>Code/International Standards</i> , analytical data resulting from <i>Sample</i> analysis and other <i>Doping Control</i> information may, in certain circumstances, be kept beyond the applicable retention period for research and other purposes permitted by Article 6.3 of the <i>Code</i> . 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 <i>Samples</i> . See the <i>International Standard</i> for Laboratories for details.	Necessity Proportionality/Necessity

Module	Data	Retention Periods	Remarks	Criteria
6 –Proceedings and Decisions (ADRV) Decisions and proceedings	Sanctions and Decisions under the <i>Code</i>	As of date of final decision: Longer of 10 yrs or duration of sanction*	Managed by disciplinary body / sports federation / ADO. Necessary because of multiple violations and possible duration of sanctions. * 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.	Necessity 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	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 <i>In-Competition</i> 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 <i>Athletes'</i> claims.

Source: Annex A, Retention times, ISPPPI

Who do we share your data with?

- FIVB TUE Committee
- ADOs with testing authority and/or results management authority over you
- WADA
- Members of the TUE committees of each relevant NADO and WADA
- Other independent medical, scientific or legal experts, if you have given your express consent or the transmission is necessary for the performance of a contract with you or according to our legitimate interest

What part of the [General Data Protection Regulation \(GDPR\)](#) covers this?

- [Article 6 paragraph 1 \(a\) GDPR](#) or [Article 9 paragraph 2 \(a\) GDPR](#) (for health data) (consent)
- [Article 6 paragraph 1 \(b\) GDPR](#) (if the processing is necessary for the performance of a contract with you)
- [Article 6 paragraph 1 \(c\) GDPR](#) (if the processing is necessary for compliance with legal obligation to which FIVB is subject)
- [Article 6 paragraph 1 \(d\) GDPR](#) or [Article 9 paragraph 2 \(c\) GDPR](#) (for health data) (if the processing is necessary in order to protect the vital interests of the data subject)
- [Article 6 paragraph 1 \(e\) GDPR](#) (if the processing is necessary for the performance of a task carried out in the public interest)
- [Article 6 paragraph 1\(f\) GDPR](#) (if the processing is necessary for the purposes of overriding, legitimate interests by FIVB or by a third party)
- [Article 9 paragraph 2 \(h\) GDPR](#) (for health data) (if the processing is necessary for the purposes of preventive or occupational medicine, for the assessment of



the working capacity of the employee, medical diagnosis, the provision of health or social care or treatment or the management of health or social care systems and services) in connection with [Article 9 paragraph 3 GDPR](#) (professional secrecy/contractual confidentiality)

What happens in the event of a Security Breach?

- In the event of a security breach, the FIVB will promptly inform the affected individuals of the breach by describing its nature, the possible negative consequences for the concerned Persons and the remediation measures taken or to be taken by the FIVB.

Which rights do you have in connection with our medical and anti-doping related data processing?

- For information about your rights in connection with our data processing in accordance with the GDPR, please refer to our general privacy policy, available under www.fivb.com.