



## **Data protection notices in accordance with Art. 13 EU-GDPR**

### USPE Anti-Doping Declaration

In accordance with Articles 13 and 14 of the EU General Data Protection Regulation (GDPR), a controller of a person concerned, whose data he is processing, must provide information mentioned in the articles. This leaflet deals with obligation of providing information.

#### **1. Names and contact details of a person in charge or their deputy:**

Responsible body in the meaning of data protection regulations, in particular Art. 4 No. 7 EU GDPR, is:

Union Sportive des Polices d'Europe (USPE)  
Friedenssiedlung 6  
98617 Meiningen  
Tel.: 03693-850101  
E-Mail: [office@uspe.org](mailto:office@uspe.org)

#### **2. Contact details of the data protection officer:**

With regards to the processing activities of the controller listed below, there is no obligation to appoint a data protection officer in the absence of the requirements specified in Art. 37 EU GDPR and § 38 BDSG.

With regards to questions related to data protection law or exercising the rights listed under section 7 of this Declaration, the general contact details of the USPE (see section 1 of this Declaration) must be used.

#### **3. Purposes for personal data processing:**

Doping cannot be agreed with the basic values of sports, in particular with the principle of equal opportunities, it endangers athletes' health and has a negative impact on sports reputation in public opinion. For this reason, doping must be antagonised with all available means, to preserve its pedagogical model function and to guarantee the basic right of athletes to participate in doping-free sports.

In connection with the performance of the above task, the USPE processes the personal data of participants of international competitions initially as part of the data acquisition and data storage in the form of an Anti-Doping



Declaration of the athletes concerned when they register for the competition. With this Declaration, the participants of the competitions

assure that they do not violate the Anti-Doping Regulations of the USPE and WADA and recognize their personal data processing for basic purposes as part of their consent to participate.

Declarations in question are stored until the results of all carried out doping tests during a championship are available. If the result is negative, the Declaration will be disposed of after the competition. If the result is positive, the Anti-Doping Declaration will be kept until the end of the procedure and, if applicable, the appeals procedure.

Further measures and processing procedures related to the suspicion or prosecution of violations of Anti-Doping Regulations require a separate regulation.

#### **4. Legal basis for data processing:**

Data processing of the affected persons in question is based on the consent given by the participants for their personal data processing in accordance with Art. 6, paragraph 1, letter a) in conjunction with Article 7 EU GDPR, which must be obtained as part of the registration before the processing is started.

Responsibility lies hereby, with the responsible organisation of the reporting participating countries based on the respective affiliation. Furthermore, the data processing is based on Article 25 of the USPE Statutes and the conditions of the Rules and Regulations and the Anti-Doping Regulations of the USPE, which have been recognized by the participants upon registration.

#### **5. The recipients or categories of recipients of the personal data:**

- a) a responsible person of the USPE (handover in person by the delegate of the member country present)
- b) a delegate of the member country of the reporting participant

#### **6. The duration for which the personal data is stored or, if this is not possible, the criteria for determining the duration:**

Declarations in question are stored until the result of all doping tests carried out during a championship is available. If the result is negative, the Declaration will be disposed of immediately. If the result is positive, the Anti-Doping Declaration will be kept until the end of the procedure and, if applicable, until the end of the appeal procedure.

## **7. A person concerned disposes of the rights specified in the articles as follows:**

### Right of access by the data subject acc. to Article 15 EU GDPR

The data subject shall have the right to obtain from the controller confirmation as to whether or not personal data concerning them has been processed, and, where that is the case, access to the personal data and the information listed in Article 15, paragraph 1, letters a) to h).

### Right to correction acc. to Article 16 EU GDPR

Any person concerned has the right to request that the controller immediately corrects any incorrect personal data concerning them. Considering the purposes of data processing, a person concerned has the right to request completion of incomplete personal data - also by means of a supplementary Declaration.

### Right to erasure/dispose of acc. to Article 17 EU GDPR

Any person concerned has the right to request that their personal data will be immediately erased/disposed of by a controller. A person responsible is obliged to erase/dispose of personal data immediately, if one of the reasons specified in Art. 17, paragraph 1 a) to f) is applied.

### Right to limit person related data processing acc. to Article 18 EU GDPR

Any person concerned has the right to request the controller to limit their personal data if one of the conditions listed in Art. 18, paragraph 1 letters a) to d) has been met.

### Right to data transferability acc. to Article 20 EU GDPR

Any person concerned, among others, has the right to receive their personal data which they have provided to a responsible person, in a structured, common and typed format, provided that data processing is based on a consent in accordance with Art. 6, paragraph 1, letter a).

### Right to withdraw consent provided acc. to Article 7, paragraph 3 of EU GDPR

Any person concerned has at any time the right to withdraw their consent to personal data processing. The withdrawal of the consent does not affect the legitimacy of data processing which has taken place before the withdrawal.



## Right to file a complaint with a supervisory authority under Article 77 EU GDPR

Any person concerned shall without prejudice to any other administrative or judicial remedy have the right to complain to a supervisory authority, in particular in their member state or their habitual place of residence, their

place of work or location of the alleged violation, if a person concerned is of the opinion that their personal data processing violates this regulation.

The contact details of the data protection officer in the federal states, the supervisory authorities for the non-public sector, broadcasting, churches, in Europe and in other foreign countries as well as the virtual data protection offices can be found in overviews of the following link:

[www.bfdi.bund.de/DE/Infothek/Anschriften\\_Links/anschriften\\_links-node.html](http://www.bfdi.bund.de/DE/Infothek/Anschriften_Links/anschriften_links-node.html)

### **8. The source of origin of the person related data:**

The person related data of the participants is gathered only within the frame of the Invitation to Enter directly from the person concerned and, in accordance with point 5 of this Declaration, is handed over on site by a responsible person of the USPE member organisation to the Technical Delegate or the USPE representative responsible.

There is no data collection by the third parties.



I, **Forename**..... **Name**.....,  
herewith confirm that I know and acknowledge the USPE Anti-Doping Regulations, the WADA World Anti-Doping Code, the International Standard for Testing and Investigation, the International Standard for TUE, the International Standard - Prohibited List, the International Standard for the Protection of Privacy and International Standard for Code Compliance by Signatories.

**Doping constitutes a violation of the USPE Anti-Doping Regulations.**

## **Violations of Anti-Doping Regulations are:**

### **1. Presence of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample**

- it is each athlete's personal duty to ensure that no Prohibited Substance enters his or her body. athletes are responsible for any Prohibited Substance or its metabolites or Markers found to be present in their Samples. Accordingly, it is not necessary that intent, fault, negligence or knowing use on the athlete's part be demonstrated in order to establish an anti-doping rule violation.
- presence of a Prohibited Substance or its Metabolites or Markers in the athlete's A Sample where the athlete waives analysis of the B Sample and the B Sample is not analyzed; or, where the athlete's B Sample is analyzed and the analysis of the athlete's B Sample confirms the presence of the Prohibited Substance or its Metabolites or Markers found in the athlete's A Sample; or, where the athlete's B Sample is split into two bottles and the analysis of the second bottle confirms the presence of the prohibited Substance or its Metabolites or Markers found in the first bottle.
- Excepting those substances for which a quantitative threshold is specifically identified in the Prohibited list, the presence of any quantity of a Prohibited Substance or its Metabolites or Markers in an athlete's Sample shall constitute an anti-doping rule violation.
- As an exception to the general rule mentioned before, the Prohibited list or international Standards may establish special criteria for the evaluation of Prohibited Substances that can also be produced endogenously

### **2. Use or Attempted Use by an Athlete of a Prohibited Substance or a Prohibited Method**

- it is each athlete's personal duty to ensure that no Prohibited Substance enters his or her body and that no Prohibited Method is used. Accordingly, it is not necessary that intent, fault, negligence or knowing use on the athlete's part be demonstrated in order to establish an anti-doping rule violation for use of a Prohibited Substance or a Prohibited Method.
- The success or failure of the use or attempted use of a Prohibited Substance or Prohibited Method is not material. It is sufficient that the Prohibited Substance or Prohibited Method was used or attempted to be used for an anti-doping rule violation to be committed

### **3. Evading, Refusing or Failing to Submit to Sample Collection**

- Evading Sample collection, or without compelling justification, refusing or failing to submit to Sample collection after notification as authorized in applicable anti-doping rules.



## 4. Whereabouts Failure

- Any combination of three missed tests and/or filing failures, as defined in the international Standard for Testing and investigations, within a twelve-month period by an athlete in a registered testing Pool

## 5. Tampering or Attempted Tampering with any part of Doping Control

- Tampering shall include, without limitation, intentionally interfering or attempting to interfere with a doping Control official, providing fraudulent information to an anti-doping organisation or intimidating or attempting to intimidate a potential witness.

## 6. Possession of a Prohibited Substance or a Prohibited Method

- Possession by an athlete In-Competition of any Prohibited Substance or any Prohibited Method, or Possession by an athlete out-of-Competition of any Prohibited Substance or any Prohibited Method which is prohibited out-of-Competition unless the athlete establishes that the Possession is consistent with a Therapeutic Use Exemption ("TUE") granted in accordance with the procedure or other acceptable justification.
- Possession by an athlete Support Person In-Competition of any Prohibited substance or any Prohibited Method, or Possession by an athlete Support Person out-of-Competition of any Prohibited Substance or any Prohibited Method which is prohibited out-of-Competition in connection with an athlete, Competition or training, unless the athlete Support Person establishes that the Possession is consistent with a TUE granted to an athlete in accordance with the procedure or other acceptable justification.

## 7. Trafficking or Attempted Trafficking in any Prohibited Substance or Prohibited Method

## 8. Administration or Attempted Administration to any Athlete In-Competition of any Prohibited Substance or Prohibited Method, or Administration or Attempted Prohibited Substance or any Prohibited Method that is prohibited Out-of-Competition

## 9. Complicity

Assisting, encouraging, aiding, abetting, conspiring, covering up or any other type of intentional complicity involving an anti-doping rule violation, attempted anti-doping rule violation or violation of the provision related to the Prohibition against Participation during Ineligibility by another Person.

## 10. Prohibited Association

I will not use a substance or a method from the Prohibited List in order to treat a medical disease unless I have been granted a TUE.

In case I possess such a TUE, I undertake the obligation to present it before the beginning of the sport event and to declare the prohibited substance or method on the Doping Control Form.



The undersigned accepts full personal responsibility for compliance with the above set of rules. He/she accepts that any violation of these regulations will give rise to sanctions, in particular with regard to cost of proceedings and the respective measures governed by the applicable national provisions of the member countries.

At the same time, he/she explicitly agrees that his/her personal data will be processed in line with the Anti-Doping Regulations in accordance with the regulations of the USPE Statutes, the Rules and Regulations of the USPE and the Anti-Doping Regulations of the USPE.

The required information according to Art. 13 EU GDPR as well as reference to his/her rights as a person concerned, was provided to him/her in connection with the underlying Anti-Doping Declaration on the part of the USPE or the responsible member country by means of the enclosed data protection information.

\_\_\_\_\_  
Venue, date

\_\_\_\_\_  
Signature