

COVID-19 PRIVACY NOTICE

What does this policy cover?

This notice describes how the British Horseracing Authority Limited (also referred to as "the BHA", "we" or "us") will make use of data provided to it as part of its Covid-19 screening activities by and about: all personnel that plan to attend a race fixture at a racecourse; and licensed and registered personnel that plan to attend gallop training or barrier/ stalls training at a racecourse. This notice is supplementary to the privacy notice concerning the BHA's existing data processing activities in relation to your role in racing as set out on the BHA website <https://www.britishhorseracing.com/about/data-protection/> .

This policy also describes your data protection rights, including a right to object to some of the processing that the BHA carries out. More information about your rights, and how to exercise them, is set out in the "What rights do I have?" section.

What information do we collect?

We collect confirmation of your completion of the mandatory education program at Racing2Learn.

We collect the information included on the Covid-19 Screening Questionnaire, which includes your name, date of birth, BHA unique identifier and information collected in order to determine whether you may be displaying symptoms of Covid-19 or may have recently been exposed to Covid-19. This includes high level information about your state of health, your vaccination status and your possible contact with Covid-19 patients. Where you have chosen to participate in the lateral flow test pilot, we also collect details of the provider of your test and result of your lateral flow test.

We collect proof of your negative Covid-19 test result, where we have requested you provide this following a failed admission to a racecourse.

We collect a record of a positive Covid-19 test result, where you voluntarily choose to provide this directly to the BHA Medical Department rather than reporting via the anonymous industry program run by Bath University.

What information do we receive from third parties?

When you attend a racecourse, a racecourse representative (or the racecourse's subcontractor) will ask you to confirm the information previously collected in the Covid-19 Screening Questionnaire. They will also collect additional information you provide about your state of health and will take your body temperature. This information will be submitted to the BHA for processing, recording your body temperature (or highest reading if the test needs to be repeated).

If you have chosen to participate in the lateral flow test pilot and arrange a remotely consulted Covid-19 test with our testing provider (currently Health Technologies Limited, trading as Qured), our testing provider will report any positive test results directly to the BHA.

How do we use this information, and what is the legal basis for this use?

We process this personal data for the following purposes:

- As required by the BHA to pursue our legitimate interests, in particular:
 - we will use your information to assess your suitability for entry to the racecourse in order to protect your health and safety and that of other racing participants and to communicate with you and your contracting/ employing organisation regarding logistics for your planned racecourse attendance. Where this involves your sensitive data, this is also done for reasons of public health and to ensure compliance with BHA's health and safety obligations under employment law;
- For purposes which are required by law:
 - in response to requests by government or law enforcement authorities conducting an investigation, or in accordance with our statutory duties, including to Public Health England.

Relying on our legitimate interests

We have carried out balancing tests for all the data processing we carry out on the basis of our legitimate interests, which we have described above. You can obtain information on any of our balancing tests by contacting us using the details set out later in this notice.

Who will we share this data with, where and when?

We will share your information with companies providing IT services to the BHA from time to time for the limited purposes of hosting, supporting and maintaining their software, for instance the software used to validate your entry to the racecourse.

We may share your name and contact details with our testing provider so that they may verify your status within racing and eligibility to participate in the lateral flow testing pilot. If you choose to take part in the lateral flow testing pilot, our testing provider, as separate data controller, will notify you of their own processing activities in relation to your personal data.

We will share name, email address and a top- level red/ green entry status with:

- the racecourse that is hosting the fixture in relation to which you have undertaken the BHA's Covid-19 screening activities so that they can admit/ refuse entry, as appropriate;
- your employing/ contracting body or organisation so that they can make alternative staffing arrangements should your entry status be red.

Personal data may be shared with government authorities and/or law enforcement officials if required for the purposes above, if mandated by law or if required for the legal protection of our legitimate interests in compliance with applicable laws.

March 2021 V 4

For jockeys, we may share information (including your medical information) relating to you with foreign racing authorities so that they may determine your fitness to ride in those jurisdictions or where you wish to participate otherwise in horseracing in a different jurisdiction. Some of these regulators may be located outside of the European Economic Area. Where this is to a regulator in a country that is not subject to an adequacy decision by the EU Commission, data is adequately protected by EU Commission approved standard contractual clauses, an appropriate Privacy Shield certification or a vendor's Processor Binding Corporate Rules. A copy of the relevant mechanism can be provided for your review on request. In other circumstances, we might ask for your consent to share this data, where you have requested that we provide it to a foreign racing authority.

We will share the name of any individual accompanying an Irish based runner to a horseracing fixture in Great Britain with the Irish Horseracing Board so that they are able to monitor and enforce Irish Government guidance on self- isolation on arrival in the Republic of Ireland.

What rights do I have?

You have the right to **ask us for a copy** of your personal data and to **correct, delete or restrict** (stop any active) processing of your personal data.

In addition, you can **object to the processing** of your personal data in some circumstances where we don't have to process the data to meet a contractual or other legal requirement.

These **rights may be limited**, for example if fulfilling your request would reveal personal data about another person, where they would infringe the rights of a third party (including our rights) or if you ask us to delete information which we are required by law to keep or have compelling legitimate interests in keeping. Relevant exemptions are included in both the GDPR and in the Data Protection Act 2018. We will inform you of relevant exemptions we rely upon when responding to any request you make.

To exercise any of these rights, or to obtain other information, such as a copy of a legitimate interests balancing test, you can get in touch with us – or our data protection officer – using the details set out below. If you have unresolved concerns, you have the **right to complain** to an EU data protection authority where you live, work or where you believe a breach may have occurred. This is likely to be the Information Commissioner's Office in the UK.

How do I get in touch with you, or your data protection officer?

We hope that we can satisfy queries you may have about the way we process your data. If you have any concerns about how we process your data, you can get in touch at dataprotection@britishhorseracing.com or by writing to either the Head of Legal or the Data Protection Officer c/o British Horseracing Authority, 75 High Holborn, London, WC1V 6LS.

How long will you retain my data?

We will retain the results of any Covid-19 tests, screening questionnaires, temperature readings and answers to questions upon entry to the racecourse for a period of six months from the date that the UK Government's Covid-19 Alert remains at Level 1.

This V.4 is dated March 2021