

European Athletics Championships from 6 to 12 August 2018 in Berlin

DATA PROTECTION INFORMATION FOR THE ACCREDITATION PROCEDURE

Dear Sir or Madam,

The European Athletics Championships is an outstanding sports event of paramount importance. We would like to thank you for your participation in this event and we look forward to working with you.

A peaceful, smooth event is in the best interest of all those involved. To ensure this, we want only people who have been accredited or otherwise recognised to have access to the venues.

Since accreditation automatically involves processing your personal data, we will need your express consent for this. That is why we would now like to explain in more detail what will happen to the data provided by you.

Your personal data will be collected, processed and used via an accreditation system used by Berlin Leichtathletik-EM 2018 GmbH.

The data collected during accreditation will be electronically captured and stored on a server of Berlin Leichtathletik-EM 2018 GmbH. All of the personal data stored in the accreditation system will be deleted by 15 November 2018 at the latest. This storage period is designed to ensure qualified handling of queries regarding the requesting party's own personal data stored as well as queries or complaints regarding accreditation issued or refused.

The data stated in the form will be processed and used by Berlin Leichtathletik-EM 2018 GmbH solely in order to decide on the granting and scope of access and to monitor compliance with the respective restrictions. Therefore, personal data is collected, processed and used in order to ensure the security of the event.

If you wish to assert your privacy rights (especially your rights regarding information and rectification), you can contact the office responsible according to German data protection legislation. This is:

Berlin Leichtathletik-EM 2018 GmbH

**Hanns-Braun-Straße 1
14053 Berlin**

You can decide if you wish to complete the form and consent to the data processing described here and especially to the police background check. However, if you refuse, it will not be possible to receive accreditation.

You are also entitled to later revoke your consent once given. In this case, however, the accreditation already received will be withdrawn again. Your data will then remain in an accreditation database up until the deadline stated above, however, this data will be blocked for further processing.

If a background check by the security authorities (more details below) has already been carried out at this point in time, this would not have any impact on the further storage of your data there up until the deadline stated in this Data Protection Information has expired.

Background check by the security authorities

The European Athletics Championships from 6 to 12 August 2018 in Berlin, represented by Berlin Leichtathletik-EM 2018 GmbH, will be supported by the Berlin police during the accreditation process. This means that your data collected in the Declaration of Consent will be passed on electronically to LKA Berlin (Criminal Investigation Division) so that a background check can be carried out.

LKA Berlin will electronically reconcile this data with the files and data collections listed in the Declaration of Consent and will check whether there is intelligence on you as contained in the criteria catalogue provided to you for the background checks for the European Athletics Championships from 6 to 12 August 2018.

In the event that federal-state or federal police hold such intelligence, the Berlin police will contact the respective public authority to verify such intelligence.

The Berlin Criminal Investigation Division will compile these findings with its own check results and will notify Berlin Leichtathletik-EM 2018 GmbH as to whether intelligence as contained in the criteria catalogue exists.

A refusal by the accreditation office could perhaps result in your employer drawing conclusions regarding your reliability.

If Berlin Leichtathletik-EM 2018 GmbH is notified that intelligence on you as contained in the criteria catalogue exists, a letter will be automatically sent to the address provided by you notifying you of the public authority in possession of such intelligence.

Details regarding any intelligence found will not be disclosed to Berlin Leichtathletik-EM 2018 GmbH or in the letter addressed to you. You are at liberty to contact the public authority named in the letter for information regarding the data.

Files and data compilations used for the background check:

Your data will be compared with various police files which are kept by the police offices for the purpose of criminal prosecution and for warding off threats. These are files that are partially held by the federal police and the federal-state police for themselves but also files that are jointly used (jointly used files).

These files are, in particular, so-called **criminal offender/offence** files which contain criminal convictions as well as pending and closed investigations, **national security files** (these contain data related to politically motivated crimes or membership in organisations or associations banned in Germany, such as the Kurdistan Workers' Party (PKK) and/or the National Front (NF)), as well as the "Violent Individuals – Sport" file (which contains details of pending and closed investigations in conjunction with sport events, especially violent crimes against persons or property as well as public order offences).

The data in these files is retained for a period determined by the provisions of the federal and federal-state police laws. This period of time is determined in each case taking into account the severity of the charge and, if applicable, the court decision, as well as by whether or not the individual involved was a minor (under the age of 18) or an adult (over the age of 18) at the time the crime was committed. As a rule, the retention period in the case of crimes and certain grave offences and other crimes of national relevance committed by adults totals ten years and five years in the case of crimes of medium gravity committed by adults and youths. The period of review for petty crimes is shortened to three years. In the event that a new, relevant crime committed by a person is stored before the retention period expires, the retention period can increase while retaining previously stored intelligence.

It is expressly stated that the information contained in the police files may be more extensive than in the Federal Central Criminal Register because proceedings closed by courts/public prosecutors without a conviction may also be generally stored here.

Criteria for notification of Berlin Leichtathletik-EM 2018 GmbH

The aim of the police background check is to ensure that the event runs safely and smoothly. Any individuals who could be feared to pose a threat to the overall event are to be prevented from working in security relevant areas.

If intelligence on you exists as contained in the criteria catalogue made available to you for the background checks to be carried out for the European Athletics Championships, this fact will be reported to Berlin Leichtathletik-EM 2018 GmbH without disclosing any details of the intelligence found.

Data storage by the security authorities

The data generated in conjunction with the background check will be temporarily stored by the named security authorities in order to perform and document the background check and will then be deleted after the European Athletics Championships have officially ended.

Contrary to the foregoing, a retention period of at least eight weeks applies if the result of the background check showed intelligence as contained in the criteria catalogue. This period of time begins at the time the letter is sent to you informing you of the existence of intelligence and the reason for the decision.

The data may only be used by the security authorities for the purpose of background checks.

Criteria catalogue for background checks in conjunction with the European Athletics Championships from 6 to 12 August 2018 in Berlin

The criteria catalogue serves the organiser as a basis for assessing whether or not an applicant is reliable for the activity to be performed within the scope of the European Athletics Championships.

After the applicant data has been forwarded to the police, they will check the police IT systems for intelligence on the respective individual.

As a result, the police will send the following information to the organiser:

“No intelligence as contemplated in the criteria catalogue has been found on (applicant’s personal details).”

or

“Intelligence as contemplated in the criteria catalogue has been found on (applicant’s personal details).”

Based on this information, the organiser will decide on the applicant’s accreditation.

If intelligence is found, the applicant will also receive notification at the same time as the organiser, informing the applicant that intelligence has been found on the applicant as contemplated in the criteria catalogue and that the applicant can request data information from the public authority storing such intelligence. The applicant will be notified of the public authority where the intelligence is held.

Applicable criteria

1. Final convictions

The police will inform the organiser that intelligence exists as contemplated in the criteria catalogue when the files show final convictions for:

- crimes (acts that are punishable by imprisonment of at least one year or more),
or
- offences (acts that are punishable by statutory minimum imprisonment of less than one year or by fine) which, depending on the severity of the individual case, could disrupt the peace in as far as such offences are directed against the
 - life or
 - health or
 - freedom of one or more individuals
or
 - important third-party material assets, and are committed in the fields of:
 - illicit circulation of arms or
 - drug trafficking or
 - counterfeiting money or revenue stamps or
 - offences committed on a commercial basis, by habit, serially or as member of a gang or committed in any other organised form
or
- crimes against national security.

In the event that the individual was finally convicted several times of significant crimes other than those above, the police will also inform the organiser that intelligence exists as contemplated in the criteria catalogue if a careful examination of all the circumstances suggests that this is necessary.

2. Other intelligence (e.g. ongoing investigations or case closings)

The police can inform the organiser that intelligence exists as contemplated in the criteria catalogue when other intelligence is held on the person regarding, for instance,

- ongoing investigation proceedings or
- closed investigation proceedings

if after carefully examining the respective case, this appears to be necessary and if the intelligence is relevant for the security of the event,

or if intelligence is held related to

- national security or
- drugs or
- organised crime

that indicates that the person in question will commit such crimes in the future.

This is to certify that the foregoing is a true and accurate translation of the German document attached in copy hereto.

Berlin, 9 February 2018

Helen Dalton-Stein, BDÜ, MCIL
Translator for English
sworn to the courts and
notaries public of Berlin