



VIDEO AND PHOTOGRAPHY POLICY

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Revised on:	September 2020	Board Approved:	N/A
Authorised by:	CEO	Next Review Date:	September 2022

Purpose

Basketball SA is an organisation committed to providing and maintaining a child safe and fun environment.

In Australia, generally speaking, there is no law restricting photography of people (including children) in public spaces as long as the images are not:

- indecent
- being used for voyeurism
- protected by a court order (eg. child custody or witness protection)
- defamatory
- being for commercial purposes

It is however the right of a venue operator, to restrict, ban or require permission for photography. This policy aims to set guidelines to manage how and when images can be taken without unreasonably compromising an individual's rights. Basketball SA believes it is important that families can capture their memories and share them with friends.

Scope

This policy applies to all staff, volunteers, administrators, committee members, coaches (including assistant coaches and other support staff), team managers, referees, officials and spectators/visitors at Basketball SA Venues. Unless an alternative policy applies at a non-BSA venue, this policy will apply at that venue during basketball activity.

Definitions

Images

The term images will encompass photos, screenshots, video footage, audio.

Publication of Images

An image is deemed to be publicised if it is made accessible on a public forum such as (but not necessarily limited to) social media platforms, print media, websites.

Subject of an Image

The subject of an image is the sole or prominent person captured or intentionally targeted.

Policy

It is the general policy of Basketball SA that, taking images is acceptable in the following circumstances:

- The images are not made publicly available without permission
- Images are taken respectfully and by a person known to the team, club or Basketball SA
- The Team Manager from each team is aware that images will be taken, and no legitimate objections are raised.

Images of children must not be used inappropriately or illegally. Camera phones, videos and cameras are not permitted to be used inside changing areas, showers and toilets.

No person taking images will be allowed unsupervised access to children.

Any concerns or complaints of inappropriate behaviour should be directed to a Member Protection Officer in the first instance.

Appropriate Images

- Individuals should not be made the subject of an image without permission, unless the image is of your own child
- Persons must be appropriately clothed
- Images should be relevant to the sport (ie. during a game, presentation). Random crowd photos for example could be considered a breach of privacy
- Images should not involve unusual body positions or poses that could potentially be misused
- Personal information must not be published without permission (if unavoidable, only first name should be used)
- Information that has potential to be used as a grooming tool must not be publicised (eg. name of school, hobbies)

Permissions and Use of images

Permission to take and publish images is granted to Basketball SA when registering as a player, coach or referee. Participants consent to images being taken by (or on behalf of) Basketball SA and being used for promotional purposes by and for Basketball SA. Images may be shown in a public environment (in South Australia, interstate and/or overseas). This permission releases Basketball SA from any claim arising out of a person's appearance in the use of images or claim to payment.

Participants who do not consent to the use of images should inform Basketball SA in writing stating the reasons that they do not agree. Acceptable reasons may include where a person is protected by a court order or the person has been the subject of threats or violence and publication may compromise their safety.

Basketball SA will seek additional consent prior to including a person's full name in any publication.

It is strongly recommended that clubs adopt a permission acceptance within their registration process.

Basketball SA accept that parents, families and teams will have legitimate reasons for taking images. Basketball SA will not unnecessarily restrict a person taking images so long as in doing so this policy is not breached. Permission should be obtained where possible if publication of images (unless of your own child or self) is intended, and no child (unless your own or self) should be identified without permission.

It is accepted that footage is an important evaluation and training tool for referee development, coach development, player development, and team scouting. It is appropriate to inform teams if a game or training is being filmed for any of these purposes, but permission should not be unnecessarily refused. It is accepted that where new technologies (eg. Play Sight) are in place that

there is potential that all sporting activities in that area may be filmed. Permission should however be obtained where possible if publication of images is intended, and no child should be identified without permission.

Policy Breaches and Sanctions

Breaches of this policy will include:

- Publication of personal information without permission
- Publication of images that could lead to public ridicule or harm to a person's reputation
- Taking inappropriate images
- Illegal use of images
- Taking or publishing offensive or demeaning images
- Taking images without proper authority

Proper Authority will be deemed to have been given if a person taking images is:

- Known to the player/team/club
- Employed by Basketball SA
- Displaying the appropriate Media Pass

If a person is in breach of this policy, the incident should be reported to a staff member or coach who will request the person stop taking images. If the person refuses, police or security may be called.

In instances where it has been necessary for police to be called, the offending person will be banned from taking images at basketball activities for a length of time as determined by Basketball SA.

If it is suspected that a person is taking inappropriate images or images restricted by this policy (eg. within changerooms), police will be contacted.

If it is discovered that images have been used illegally, police will be contacted.

Basketball SA reserves the right to apply penalties in addition to any action taken by police.

Media Pass

Basketball SA may from time to time engage a photographer or videographer. These people will be issued with a Media Pass (lanyard or badge) to identify them within a venue.

People or organisations not appointed by Basketball SA must be approved by Basketball SA and display a media pass to take images.

As a general rule, a media pass should be obtained if:

- You are taking images for publication (and you are not associated with the team)
- You are taking images in a commercial capacity
- You are not directly associated with a team (eg. media, scouts)

Before approving a Media Pass, Basketball SA will consider, and if appropriate put controls in place, regarding:

- How the images will be used
- Who will retain ownership of the images
- Who will have access to files/proofs/negatives of images
- If the images are intended for sale
- Security of published content

Media Passes will include the date and venue to which the approval has been granted.

Applications for a Media Pass can be made to the Manager Marketing and Communications.

Additional Information

- Basketball Australia Member Protection Policy
- BSA013 Media Relations Policy
- BSA035 Social Media Policy
- Player Registration Agreement

Appendices

No appendices

Version Control

Version	Date	Nature of Amendment	Update Author(s)
1	21/9/20	New policy	Stakeholder Relations & Marketing Managers