

## PRIVACY NOTICE

### 1. INTRODUCTION

MyPlayers takes data privacy very seriously. We respect the privacy of our stakeholders and we endeavour to abide with data privacy laws where applicable.

MyPlayers Rugby (Pty) Ltd is the players organisation that represents the collective interests of all the professional rugby players in South Africa, the group entities further consist of:

- The South Africa Rugby Players Association (SARPA)
- South African Professional Rugby Players Trust
- South African National Sevens Rugby Team trust
- MyPlayers Financial Services (Pty) Ltd
- MyPlayers Benevolent Fund NPC
- MyNumbers (Pty) Ltd

The purpose of this Privacy Notice is to describe the way that MyPlayers collects, stores, uses, and protects information that can be associated with you or another specific natural or juristic person and can be used to identify you or that person.

### 2. WHO DOES THIS PRIVACY NOTICE APPLY TO?

This Privacy Notice applies to you if you are a visitor to the MyPlayers website or have access to MyPlayers mobile Application (“**Electronic Platforms**”).

### 3. TERMINOLOGY

*Responsible Party* means the person who determines the purposes and manner in which Personal Information will be processed. In some Jurisdictions, this is referred to as the *Data Controller*;

*Data Subject* means the person to whom Personal Information relates;

*Personal Information* means information relating to an identifiable, natural living Data Subject (and in South Africa, specifically also includes existing juristic persons). Personal information includes:

- certain information that we collect automatically when you visit our website;
- certain information collected on registration (see below);
- optional information that you provide to us voluntarily (see below);

but excludes:

- information that has been made anonymous so that it does not identify a specific person;
- permanently de-identified information that does not relate or cannot be traced back to you specifically;
- non-personal statistical information collected and compiled by us; and
- information that you have provided voluntarily in an open, public environment or forum including any blog, chat room, community, classifieds, or discussion board (because the information has been disclosed in a public forum, it is no longer confidential and does not constitute Personal Information subject to protection under this Privacy Notice).

Common examples of the types of Personal Information which we may collect, and process include your:

- **identifying information** – such as your name, date of birth, or identification number of any kind;
- **contact information** – such as your phone number or email address;
- **location information** – such as your device's geolocation and other information related to your location which can be obtained through your IP address or if you give it to us to use;
- **address information** – such as your physical or postal address; or
- **demographic information** – such as your gender or marital status

We also collect Special Personal Information including your:

- **financial information** – such as your bank account details;
- **demographic information** – such as your race or ethnicity.

#### **4. ACCEPTANCE OF THIS PRIVACY NOTICE**

- You automatically accept the terms of this Privacy Notice when you register on the mobile application or generally use (including for information and announcement purposes) the Electronic Platforms.
- You may not use any of the Electronic Platforms, if you do not agree with anything in this notice.
- You may not use the Electronic Platforms if you are younger than 18 years old or do not have legal capacity to conclude legally binding contracts.
- You are deemed to have read, understood, accepted, and agreed to be bound by all the terms of this Privacy Notice if you continue to use any of the Electronic Platforms.
- You may only send us your own Personal Information or the information of another data subject where you have their permission to do so.

#### **5. CHANGES TO THIS PRIVACY NOTICE**

We may change the terms of this Privacy Notice at any time. We will notify you of any changes by placing a notice in a prominent place on the website or by email.

If you do not agree with the changes, then you must stop using the Electronic Platforms. If you continue to use any of the Electronic Platforms, then the changed terms will apply to you and you will be deemed to have accepted those updated terms.

## **6. HOW IS PERSONAL INFORMATION COLLECTED?**

### **On registration**

You will no longer be anonymous to us if you register a profile on any of the Electronic Platforms or when you voluntarily provide us with your Personal Information. You may be required to provide us with certain Personal Information or Special Personal information including:

- your name and surname;
- your email address;
- your telephone number;
- your postal address or street address;
- your username and password;
- your income tax number and employment details;
- educational information;
- banking details such as your bank account number;
- electronic and/or digital signatures; and
- location information.

We will use this Personal Information to make commercial payments due to you or provide additional services and information to you as we reasonably think appropriate or as requested by yourself, and for any other purposes set out in this Privacy Notice.

### **Consent to collection**

Where applicable, we will obtain your consent to collect Personal Information in accordance with applicable law.

## **7. USE OF PERSONAL INFORMATION**

We will use your personal information for the reasons listed below –

### **Messages and updates**

We will send you email communication regarding any relevant industry updates and communications about our benefit partners.

### **Financial Information**

We may collect information such as such as your bank account number and income tax number. We collect this information when you register to use our Mobile Application.

This information is collected and utilized in order to make any commercial payments due to you and render membership services.

## **8. USE OF SPECIAL PERSONAL INFORMATION**

MyPlayers will only process Special Personal Information where:

1. explicit consent to the processing of your Special Personal Information for specific purposes is given; or

2. such processing is legally required by, or necessary for MyPlayers or for you to exercise rights under other applicable law.

The following are some of the reasons why we collect Special Personal Information -

#### **Demographic Information**

We may collect information such as your race or ethnicity when you register to use our mobile application. We collect this information for statistical purposes and we collect this information with your consent.

### **9. DISCLOSURE OF PERSONAL INFORMATION**

#### **Sharing**

We share your Personal Information with:

#### **Regulators**

We may disclose your Personal Information as required by law or governmental audit.

#### **Law enforcement**

We may disclose Personal Information if required:

- by a subpoena or court order;
- to comply with any law;
- to protect the safety of any individual or the general public; and
- to prevent violation of our customer relationship terms.

#### **No selling**

We will not sell Personal Information. No Personal Information will be disclosed to anyone except as provided in this Privacy Notice.

#### **Employees**

We may need to disclose Personal Information to our employees that require the Personal Information to do their jobs.

#### **Service providers**

We share data with selected third parties in order to carry out requests, respond to member inquiries, such as companies that host or operate websites, process payments, analyse data and benefit partners.

### **10. SECURITY**

We take the security of Personal Information very seriously and always do our best to comply with applicable data protection laws. Our hosting company will host our website in a secure server environment that uses a firewall and other advanced security measures to prevent interference or access from outside intruders. We authorize access to Personal Information only to those employees who require it to fulfil their job responsibilities. We will implement disaster recovery procedures where appropriate.

## **11. RETENTION OF PERSONAL INFORMATION**

We will only retain your Personal Information for as long as it is necessary to fulfil the purposes explicitly set out in this Privacy Notice, unless:

- retention of the record is required or authorised by law; or
- you have consented to the retention of the record.

During the period of retention, we will continue to abide by our non-disclosure obligations and will not share or sell your Personal Information.

We may retain your Personal Information in physical or electronic records at our discretion.

## **12. TRANSFER TO ANOTHER COUNTRY**

Personal information may be transferred trans-border in order to store data with third party cloud storage providers and to render services to members based outside the Republic of South Africa.

The following principle will apply to cross border transfers of personal data:

Where countries have existing privacy laws in place, MyPlayers will adhere to the country law;

If the country does not have any privacy laws then the responsibility of safeguarding information resides with MyPlayers.

## **13. UPDATING OR REMOVING**

You may choose to correct or update the Personal Information you have submitted to us, by contacting us by phone or email.

Please refer to MyPlayers PAIA Manual for more information on how to access your Personal Information.

## **14. DATA BREACHES**

We will notify you of any confirmed data breaches that have occurred to the extent required and/or permitted by law. We will also notify the information regulator and any affected data subjects of the data breach to the extent required by law.

## **15. YOUR RIGHTS**

Data Subjects have the right to have Personal Information processed lawfully. Your rights include the right to –

1. be notified that your Personal Information is being collected or that your Personal Information has been accessed or acquired by an unauthorised person – refer to paragraph 14 above;
2. to find out what Personal Information we have about you and to request access to your Personal Information;
3. to request us, where necessary, to correct, destroy or delete your Personal Information;
4. to object, on reasonable grounds, to the processing of your Personal Information;
5. to object to the processing of your Personal Information for purposes of direct marketing, including by way of unsolicited communications. Note, however, that MyPlayers does not use

your information for marketing purposes without your prior consent or where your information is collected in the course of a relevant commercial transaction;

6. not to be subject, in certain circumstances, to a decision which is based solely on the automated processing of your Personal Information;
7. to submit a complaint to the Information Regulator if you believe that your rights relating to your Personal Information have been infringed or if you believe that an independent adjudicator who may be resolving your complaint against us, has not decided the matter correctly; and
8. to institute civil proceedings against us if you believe that your rights relating to your Personal Information have been infringed.

## **16. ENQUIRIES AND HOW TO COMPLAIN**

Any questions, complaints or concerns arising from this Privacy Notice or the way in which we handle Personal Information should be directed to the MyPlayers Information Officer- please see our PAIA Manual for the contact details.