

Bundaberg Netball Association



POLICY – Bundaberg Netball Association Inc Photography Policy

Document Control

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Purpose and Background

This policy is designed to provide an understanding of issues surrounding the acquisition and display of images of registered members participating in netball activities throughout Queensland.

It also serves as an administrative reference in relation to the management of photography and videography by any person at Bundaberg Netball Association Inc functions, events and matches.

Policy Scope & Procedure

In Australia there is no law restricting photography or videography of people including children in public spaces as long as the images are NOT:

- Indecent (such as 'upskirt' or 'downblouse' photographs taken covertly in change rooms or toilets),
- Being used for voyeurism or made for the purpose of observing and visually recording a person's genital or anal region,
- Protected by a court order (e.g. child custody or witness protection),
- Defamatory, or
- Being for commercial purposes (person's likeness is used to endorse or entice people to buy a product).

The majority of Bundaberg Netball Association Inc venues are located on Local Government Council playing fields and parks open to the public however if Bundaberg Netball Association Inc care hosting

a sanctioned event all individuals taking photographs or video images will be subject to the rules and policies of Bundaberg Netball.

The publishing of a photograph or image can from time to time be used either inappropriately or illegally. Images of a child (including your own child) if photographed in a provocative and sexual manner can contravene Criminal Codes and censorship laws.

Bundaberg Netball Association Inc requires the privacy of others to be respected and prohibits the use of camera phones, videos and cameras inside changing areas, showers and toilets.

Bundaberg Netball Association Inc will only use appropriate images of a child, relevant to netball and depicting the child suitably clothed in a manner that promotes participation in netball.

When using a photo of a child Bundaberg Netball Association will not name or identify the child or display personal information such as residential address, email address or telephone numbers without gaining written consent from the parent/guardian.

Bundaberg Netball Association Inc will not display information about hobbies, likes/dislikes, school etc as this information has the potential to be used as 'grooming tools'.

Photography and video footage is only taken by Bundaberg Netball Association Inc at Bundaberg Netball Association Inc sanctioned events and matches for three purposes:

- Player/Umpire training and development
- Bundaberg Netball Association Inc promotion and publicity
- Participants and family use

Indoor venues such as sport centres may already have particular photography/video restrictions or guidelines in place which an Association or Bundaberg Netball, as a user of the centre, is required to follow.

It is recommended that staff and volunteers of Bundaberg Netball Association Inc sign an acknowledgement that they are aware that all images and video footage taken may be used for legitimate purposes by Bundaberg Netball. This policy applies to all Bundaberg Netball Association Inc sanctioned events.

Exceptions to Freedom to Photograph

There are specific instances in law where the taking of any image is banned. Such instances generally relate to child custody matters, wards of the state, restraining orders and witness protection. It is also possible that from time to time other circumstances may also preclude the taking of any image of an individual.

Where such orders are in place it is the responsibility of the parent or guardian or individual to notify Bundaberg Netball Association Inc including where appropriate the provision of a confidential copy of the order. In such cases Bundaberg Netball Association Inc will use its best endeavours to prevent the taking of such images.

Photography for Publication or Commercial Use

Where a photographer / videographer has been contracted by Bundaberg Netball Association Inc to acquire images of individuals or teams for the purpose of selling images to participants or interested persons, the contractor is required to be suitably identified and display their Blue Card issued by Working with Children. Where a contractor has been engaged by Bundaberg Netball Association Inc, they have the obligation to advise the contractor of any limitations as prescribed by a court order or law. Attached is a general **Image and Video Release Form** to be used.

Photography for Private Use

There are no restrictions on parents, guardians and/or family members taking photos or video footage of their children participating in Bundaberg Netball Association Inc sanctioned events providing the images are for personal use and do not encroach on the limitations as described in *Exceptions to Freedom to Photograph*.

Photos or Video Imagines cannot be used on any form of social media to generate any form of income.

Equally there are no restrictions on officials (including coaches, umpires and administrators) taking images for coaching purposes, umpire development or general publicity provided *Exceptions to Freedom to Photograph* is observed.

Inappropriate Photography

Where an individual is believed to be inappropriately photographing any member of Bundaberg Netball, Bundaberg Netball Association Inc will do the following:

The following steps need to be taken:

- Inform a Bundaberg Netball Association Inc official
- Ask the individual to cease taking photos or video footage
- If the individual does not cease call the local Police

Image consent and release form – photography and video

Description:

Location:

Date:

I, the undersigned, consent to my image being taken and used and reproduced in any format.

I understand that my image may be used for the purposes of display, publicity and in promotional materials used by the Bundaberg Netball Association Inc and its photographer(s)/videographer(s).

I understand that any intellectual property, including copyright and image rights, which arises in the visual images(s) belongs to the Bundaberg Netball Association Inc

Name: _____

Phone: _____

Email: _____

Signed: _____

Signed by guardian: _____
(if under 18 Years of age)

Name of guardian: _____

Date: _____

The Bundaberg Netball Association undertakes to treat your personal data in accordance with the provisions of the Privacy and Personal Information Protection Act 1998.