

Information about contracts between the EBU and clubs/counties

- The ICO has provided a [document explaining in full the question of contracts](#) between Data Processors and Data Controllers.
- This initially led us to the view that clubs act as Data Controllers with regard to their own data and also act as Data Processors on behalf of the EBU, to whom they send members' contact data and game results. They may also use other Data Processors, such as Bridgewebs or Pianola, in doing this.
- However, with any new legislation its interpretation is often not established until cases have been brought that test its implementation, so all we have at this stage are various opinions, not always in accord.
- Consequently, some clubs have questioned the need for contracts, and we are now prepared to allow clubs to decide not to sign contracts with us if they prefer, relying instead on the over-riding requirement that they follow the law in this as in any other matter.
- We have updated the [Club Terms of Affiliation](#) to include a simple data protection agreement between clubs, counties and the EBU. We will ask all clubs to acknowledge this when making their annual return next year.

- Any club that still wishes to have a data processor/controller contract with the EBU may do so using the [modified club contract](#) we have provided that is intended to take into account concerns expressed about the original contract by some clubs.
- One aspect that caused considerable unhappiness in the original contract was a clause requiring clubs to indemnify the EBU for damage under data protection legislation. This clause was removed from subsequent versions, but it must be noted that nevertheless clubs and their committees do still have liability for damage that might occur due to failing to comply with the relevant legislation.
- [A county contract](#) is also available, based on the most recent version of the club contract, though counties will not be required to sign this unless they wish, but they too will be expected to follow the simple agreement found in the [Club Terms of Affiliation](#).
- Clause 3.5.3 of both contracts says each party agrees to:
 - not permit any third party to process any of the personal data without the other party's prior written consent, except where otherwise permitted by this agreement or where blanket permission has been given by the EBU;
 - **The EBU hereby gives such blanket permission to all clubs and counties to permit Pianola and/or Bridgewebs to process such personal data on their behalf.**