

HILLS BASKETBALL ASSOCIATION INC. **PHOTOGRAPH POLICY**

In Australia, there are no laws specifically prohibiting photographing and filming people (including children) in public places. It is a legitimate pursuit to film and take photos at sporting events.

Patrons who would like to photograph or video within any Hills Hornets venue must sign the Camera Register to acknowledge that the photos/video footage taken are/is for the purpose of recording personal memories or is for legitimate coaching purposes and that photos/footage will not be published with identifying information.

The laws around governing the taking of photograph(s) and filming exist to safeguard the privacy and safety of people (including children) from exploitation and inappropriate use of their image without placing undue restrictions on legitimate activities. It is unlawful for photograph(s) and film to be taken that is:

- Indecent; defamatory; used to cyber bully; used for commercial purposes without the consent of the subject; being used for voyeurism; protected by a court order; in a provocative or sexual manner

This policy is not intended to restrict people taking photos for legitimate reasons. Except for situations described in 1.1 (below) individuals are able to photograph or video matches and individuals whether participating or not.

1.1 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 Hills Basketball Association including where appropriate the provision of a confidential copy of the order. In such cases Hills Basketball will use its best endeavors to prevent the taking of such images.

1.2 Photography for Publication or Commercial Use

Where a photographer/videographer has been contracted by Hills Basketball 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 provide the appropriate certificate for working with children check. Where a contractor has been engaged Hills Basketball Association



has the obligation to advise the contactor of any limitations as prescribed by a court order or law.

1.3 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 basketball games provided the images are for personal use and do not encroach on the limitations as described in 1.1. Equally there are no restrictions on officials (including coaches, referees and administrators) taking images for coaching purposes, referee development or general publicity provided 1.1 is observed.

1.4 Inappropriate Photography

Where an individual is believed to be inappropriately photographing, Hills Basketball will ask the individual to stop. If the individual refuses, the police may be called to deal with the matter.

Under Basketball NSW Tribunal By-Laws and Member Protection By-Laws, behaviour which is unacceptable can be brought to a Tribunal, even if it didn't occur on the basketball court. As long as the incident is basketball related, the Tribunal can deal with it.

CAMERA REGISTER:

Each registered video or camera operator MUST:

- a. Sign register
- b. Wear an authorised pass while operating a video or camera with a Hills Hornets venue.
- c. Ensure that their pass is visible at all times whilst in the facility.
- d. Video cameras are to be battery operated and hand held only. Please note tripods are only permitted at designated points within the grandstand. Video operator must ensure tripod is not a trip hazard.
- e. Ensure the pass is returned to Hills Basketball Association at the conclusion of each event.

If you have any concerns or complaints of inappropriate behavior in taking images or content please phone Steve Burke on 02 9894-8944 (ext 8) or email steve@hillshornets.com.au

The information in this publication (Photography Policy) is of a general nature only and it is neither intended to be relied upon as, nor to be a substitute for, specific professional advice. No responsibility can be accepted where an individual or group or by any person acting on behalf of any individual or group does not comply with the general policy or intent of the policy or any material in this publication (Photography Policy).

