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# GDPR LEGITIMATE INTERESTS ASSESSMENT

## INTRODUCTION

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This legitimate interests assessment (LIA) form outlines how the **legitimate interests** basis applies to personal data processing by Yorkshire Sport Foundation. It has been created from the ICO [template](#) with reference to the [legitimate interests guidance](#). It consists of three tests:

1. Identify a legitimate interest
2. Show that the processing is necessary to achieve it
3. Balance it against the individual's interests, rights and freedoms.

**Individuals affected:** Coaches, volunteers and other contacts in sports clubs and similar organisations  
**Level of data held:** Personal, some sensitive (disability)  
**Type of Processing:** Storage, contacting and event management  
**Purpose:** Emailing newsletters, event invitations, access and other needs assessment  
**Impact:** Users contacted through email.  
**Interest:** Connecting, influencing and providing opportunities for people in south Yorkshire and West Yorkshire to become more active.

## PART I: PURPOSE TEST

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To assess whether there is a legitimate interest behind the processing.

- **Why do you want to process the data?**  
Manage newsletter circulation lists and events
- **What benefit do you expect to get from the processing?**  
Informing and raising skills of those working in sport/activity of relevant content through email and events.
- **Do any third parties benefit from the processing?**  
Only indirectly through promotion of news, events or event delivery
- **Are there any wider public benefits to the processing?**  
Increased health of public
- **How important are the benefits that you have identified?**  
Crucial to raising awareness and event delivery.
- **What would the impact be if you couldn't go ahead with the processing?**  
Events would not go ahead.
- **Are you complying with any specific data protection rules that apply to your processing (eg profiling requirements, or e-privacy legislation)?**  
Yes, PECR

- **Are you complying with other relevant laws?**  
Yes, where applicable
- **Are you complying with industry guidelines or codes of practice?**  
Yes
- **Are there any other ethical issues with the processing?**  
No

## PART 2: BALANCING TEST

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You need to assess whether the processing is necessary for the purpose you have identified.

- **Will this processing actually help you achieve your purpose?**  
Yes, it helps us connect, influence and provide sport and physical activity opportunities.
- **Is the processing proportionate to that purpose?**  
Impact is receiving emails that can be unsubscribed from
- **Can you achieve the same purpose without the processing?**  
No, the purpose is sharing data and managing events.
- **Can you achieve the same purpose by processing less data, or by processing the data in another more obvious or less intrusive way?**  
Data is collected and stored only for the purposes of contact

## PART 3: NECESSITY TEST

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Consider the impact on individuals' interests and rights and freedoms and assess whether this overrides your legitimate interests.

**First, use the [DPIA screening checklist](#). If you hit any of the triggers on that checklist you need to conduct a DPIA instead to assess risks in more detail.**

No applicable triggers on DIPA Checklist

### **Nature of the personal data**

- **Is it special category data or criminal offence data?**  
No
- **Is it data which people are likely to consider particularly 'private'?**  
No
- **Are you processing children's data or data relating to other vulnerable people?**  
No
- **Is the data about people in their personal or professional capacity?**  
Both

### Reasonable expectations

- **Do you have an existing relationship with the individual?**  
No
- **What's the nature of the relationship and how have you used data in the past?**  
We host details of their organisation in our directory
- **Did you collect the data directly from the individual? What did you tell them at the time?**  
Details were collected from public sources and partner organisations. They were contacted through email, with an option to unsubscribe.
- **If you obtained the data from a third party, what did they tell the individuals about reuse by third parties for other purposes and does this cover you?**  
Details were pooled by local partners and shared back as a bigger, public database
- **How long ago did you collect the data? Are there any changes in technology or context since then that would affect expectations?**  
Data collected over 10 years, no changes relevant to email newsletters
- **Is your intended purpose and method widely understood?**  
Yes
- **Are you intending to do anything new or innovative?**  
No
- **Do you have any evidence about expectations – eg from market research, focus groups or other forms of consultation?**  
No
- **Are there any other factors in the particular circumstances that mean they would or would not expect the processing?**  
No

### Likely impact

- **What are the possible impacts of the processing on people?**  
They will receive emails
- **Will individuals lose any control over the use of their personal data?**  
No
- **What is the likelihood and severity of any potential impact?**  
Unlikely, minor
- **Are some people likely to object to the processing or find it intrusive?**  
Unlikely and they can unsubscribe at any point
- **Would you be happy to explain the processing to individuals?**  
Yes
- **Can you adopt any safeguards to minimise the impact?**  
Unsubscribe list steps further email

**Can you offer individuals an opt-out?**

Yes

## MAKING THE DECISION

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This is where you use your answers to Parts 1, 2 and 3 to decide whether or not you can apply the legitimate interests basis.

**Can you rely on legitimate interests for this processing?**

Yes

**Do you have any comments to justify your answer? (optional)**

Data used only to email individuals and manage events

**LIA completed by:** J Pratt

**Date:** 25 April 2018

**Review date:** 1 April 2019

## WHAT'S NEXT?

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Keep a record of this LIA, and keep it under review.

Do a DPIA if necessary.

Include details of your purposes and lawful basis for processing in your privacy information, including an outline of your legitimate interests.