

BASKETBALL AUSTRALIA MEDIA ACCREDITATION POLICY

1. Purpose

- (a) Basketball Australia is the peak governing body of basketball in Australia.
- (b) Basketball Australia recognises that recording of media at Events is an important part of basketball in Australia and that at specific times, special access is often required at Events.
- (c) The purpose of this Policy is to:
 - (i) Provide a process for issuing individuals with Media Accreditation.
 - (ii) Outline Basketball Australia requirements for all individuals with Media Accreditation.
 - (iii) Give guidance to individuals who attend Events.
 - (iv) To protect Basketball Australia and those Associated with Basketball Australia

2. Application

- (a) This Policy applies to those either applying for the first time, currently holding or who have previously held Media Accreditation.
Basketball Australia may amend the policy from time to time. It is the responsibility of those applying for Accreditation to be familiar with the most up to date version of this policy and guidelines.
- (b) Basketball Australia may, in its sole discretion, delegate any or all of its powers under this Policy, including but not limited to the power to adopt, apply, monitor and enforce this Policy.

3. Accreditation

3.1 Process

- (a) Individuals may apply to obtain Media Accreditation at any time. Applications must be made via the media portal on the Basketball Australia Website.
- (b) Applications must be made on the Basketball Australia Media Accreditation application form, and must comply with any requirements stated on that form or otherwise published by Basketball Australia.
- (c) Basketball Australia may from time to time set a fee for issuing Media Accreditation to an individual.
Where a fee is set by Basketball Australia, an application for Media Accreditation will not be processed, valid or accepted by Basketball Australia until that fee is received. The fee, once paid, will only be valid until the conclusion of the approved event.
- (d) Applications for Media Accreditation will be considered by Basketball Australia. Basketball Australia may ask applicants to submit additional information or materials over and above that which is included in an application.

2.

(e) Basketball Australia has the sole discretion to accept, vary or reject any application for Media Accreditation in part or in full. Matters that Basketball Australia may take into consideration in considering an application include but are not limited to the following:

- (i) whether not an applicant is a fit and proper person;
- (ii) past history of compliance with Basketball Australia rules, policies and regulations;
- (iii) whether or not an applicant has an actual or perceived conflicts of interest; and
- (iv) the applicant's qualifications and previous work.

3.2 Term

(a) Where an application is accepted by Basketball Australia, the applicant will obtain Media Accreditation from Basketball Australia for the remainder of the Event in which the application is received by Basketball Australia.

(b) Media Accreditation (and associated media passes or other items issued with that Media Accreditation) is strictly non-transferrable and not for sale. Applicants issued with Media Accreditation must ensure that other individuals do not use their accreditation.

3.3 Removal of Accreditation

Basketball Australia may, in its sole discretion, remove or vary an individual's Media Accreditation at any time for any of the following reason(s):

(a) a breach of this Policy or any other policy, regulation or rule issued or published by Basketball Australia; or

3.4 Display of Media Accreditation

When at an Event, individuals with Media Accreditation who are making recordings must wear a valid and current media pass issued by Basketball Australia at each Event and not wear that media pass:

(a) in a year in which it is not valid; or

(b) where the individuals Media Accreditation has been removed by Basketball Australia or not renewed.

3.5 License to Basketball Australia

(a) Individuals with Media Accreditation give Basketball Australia a license to use, reproduce and modify any recordings they have made at an Event (including any publications or reproductions of those recordings) for the purposes of Basketball Australia operations. Basketball Australia will not seek to commercialize any Event Media for profit unless otherwise agreed.

(b) In relation to any Event Media, individuals with Media Accreditation will, within a reasonable period of time of receiving a request by Basketball Australia:

(i) deliver that Event Media to Basketball Australia; and

(ii) cover the reasonable costs of complying with Basketball Australia's request.

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3.6 Release and Indemnity

In both applying for and in using any Media Accreditation, all individuals agree:

- (a) **that basketball is an inherently dangerous activity;**
- (b) to assume all risk of loss or damage in attending an Event; and
- (c) **to the terms and conditions of Basketball Australia's disclaimer which is available on the Basketball Australia website (www.basketball.net.au)**

4. Media Rights

Media Accreditation does not guarantee entry to all Basketball related Events. Individuals with Basketball Australia Media Accreditation may be granted access and other rights and privileges to make a recording at an Event, which are not normally available to spectators. The organizer of an Event has the sole right to determine what access and other rights and privileges may be granted to individuals with Media Accreditation.

5. Recording Obligations

Individuals at an Event must:

- (a) comply with the Basketball Australia Media Guidelines;
- (b) take all necessary steps to ensure their own safety and the safety of those around them; and
- (c) comply with all:
 - (i) **policies, procedures, rules and regulations of Basketball Australia and the Event manager or associated companies**
 - (ii) directions issued by officials; and
 - (iii) laws.

6. Consent

- (a) It is the responsibility of individuals at an Event to ensure at all times that they have the necessary consent as required by law from all individuals (and potentially guardians where an individual is under the age of 18) in a recording before using that recording.
- (b) Individuals at an Event should pay particular regard to recordings that may be used for commercial purposes, where the subject is under the age of 18 or where the subject may consider that a recording is potentially or actually:
 - (i) unwarranted or intrusive;
 - (ii) indecent; or
 - (iii) defamatory.

This policy was issued and updated on 25 August 2015.

Basketball Australia Media Guidelines

1. Introduction

Basketball Australia recognises the value of recordings which are made of Events and has created Basketball Australia Media Accreditation **Policy (Policy)**. These Basketball Australia

Media Guidelines form part of that Policy and are intended to set out some basic guidelines for individuals attending Events.

2. Guidelines

Individuals at Events must at all times:

(a) follow the rules and regulations in relation to an Event and:

(i) contact the Event operator well in advance of the Event to discuss any unclear details of this policy and attend any relevant briefings organised at an Event;

(ii) only be positioned where permitted by the Event Organiser and not in any prohibited areas;

(iii) comply with all policies, rules and regulations of Basketball Australia, Event operators and directions given by officials; and

(iv) comply with all signage, barriers and other markers at the Event;

(b) be aware of their own safety and:

(i) remain on their feet and not sit down in an area not allocated to media;

(ii) stand where they can easily move in the event of an incident and avoid standing in front of culverts, walls, etc;

(iii) carry and use correctly all necessary personal protective equipment (PPE);

(iv) not create a hazard or risk to others; and

(v) not obstruct signs and other items which have been put in place for the safety of the Event;

(c) know that their awareness of their surroundings may be affected when using a camera or other media device and ensure that they:

(i) stay alert;

(ii) are aware of their environment and their restricted peripheral vision and hearing when using some devices; and

(iii) ensure that they have a clear line of sight of all potential hazards;

(d) be courteous and:

(i) be respectful of those around them and in the recordings that they make;

(ii) not intentionally make recordings which are:

(A) unwarranted or intrusive;

(B) illegal;

(C) indecent (such as “up skirt” or “downblouse” photographs taken covertly in change rooms, toilets or other invasions of privacy);

(D) being used for voyeurism or made for the purpose of observing and visually recording the other person’s genital or anal region;

(E) of a critical incident (unless directed to do so by an official);

(F) protected by a court order (e.g. child custody or witness protection); or

(G) defamatory;

(iii) cooperate with other media; and

(iv) not bring Basketball Australia or the sport of Basketball into disrepute; and

(f) be careful in recording and using images of children at Events and comply with the guidelines issued in relation to images of children by the Australian Sports Commission (http://www.ausport.gov.au/supporting/clubs/resource_library/managing_risks/child_protection/guidelines_use_children_images/images_of_children).