

Appendix C4: GDPR

GDPR

The ICA Privacy Policy is held on the ICA website <https://www.ica-ltd.org/privacy-policy/> and applies to how the ICA Management Team will manage confidentiality and privacy of your personal data.

Further Privacy and Confidentiality Notice applying to parties in arbitration and arbitrators

DEFINITIONS

- 1 The following definitions and rules of interpretation in this clause apply in this notice:
 - 1.1 “Confidential Information” means any confidential information, whether containing Personal Data or not, disclosed to the ICA by: a Member; or any person or company, in relation to an arbitration carried out under the ICA’s Bylaws and Rules.
 - 1.2 “Data Protection Register” means the register maintained by the Information Commissioner.
 - 1.3 “Member” means an Individual Member or Member Firm, as defined in ICA’s Articles of Association.
 - 1.4 “Personal data” means personal data under the General Data Protection Regulation (GDPR) as implemented into English law.
 - 1.5 “Purpose” means any of ICA’s Objects, as defined in ICA’s Articles of Association, or any purpose incidental or conducive to the attainment those Objects, which includes but is not limited to:
 - The administration and management of arbitrations;
 - The monitoring of compliance with the ICA’s Articles of Association, Rules and Bylaws; the Arbitrator’s Code of Conduct and the law;
 - The maintenance of the ICA Lists of Unfulfilled Awards; and
 - The investigation and determination of any complaint or allegation made against an ICA arbitrator or any other Member by any person
 - 1.6 A reference to a statute or statutory provision or constitution or other document adopted by the ICA is a reference to it as it is in force from time to time, taking account of any amendment, extension, or re-enactment.
 - 1.7 The lawful bases for processing are set out in Article 6 of the GDPR. At least one of these will apply whenever we process personal data:
 - Consent: the individual has given clear consent for you to process their personal data for a specific purpose.
 - Contract: the processing is necessary for a contract with an individual, or because they have asked you to take specific steps before entering into a contract.
 - Legal obligation: the processing is necessary for the ICA to comply with the law.
 - Legitimate interests: the processing is necessary for legitimate interests or the legitimate interests of a third party, unless there is a good reason to protect the individual’s personal data which overrides those legitimate interests.