Appendix C4:
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.