



GDPR and Photographs, Video, Filming or Live-streaming

Personal Use

A parent takes a photograph of their child and some friends taking part in a festival event to be put in the family photo album. These images are for personal use and GDPR does not apply.

Grandparents are invited to the event and wish to video it. These images are for personal use and GDPR does not apply.

Official Use

Photographs taken for building passes or other security issues. These images are likely to be stored electronically with other personal data and the terms of the GDPR will apply.

A small group of people are photographed during a workshop and the photo is to be used in the festival programme. This will be personal data but will not breach GDPR as long as the people and/or their guardians are aware this is happening and the context in which the photo will be used.

Media Use

A photograph is taken by a newspaper. As long as the festival has agreed to this, and the people and/or their guardians are aware that photographs of those attending may appear in the newspaper, this will not breach GDPR.

Social Media

If an audience member takes a family snap at a festival and then posts it on a public social media platform, it is considered that this is about people using their phones and social media (the use of which is governed by the social media platforms terms and conditions), not about businesses collecting and processing data about individuals.

Sensitivity

None of the above precludes a festival deciding not to allow photographs or other forms of digital recording for a particular reason for one or several events.

To round up, the key issue, as with all of GDPR is **transparency**, ensuring people know what they are 'signing up' for, be it to receive a newsletter or to be in the background of a Robert Plant video filmed at Bath Festivals – and, most importantly, how they can opt out.

This information is provided for guidance only and includes information that to the best of BAFA's knowledge is correct as of 21 May 2018. **Please do not rely on this alone** and refer to the [ICO website](#) for full details.

Please contact BAFA HQ if you think something here is not correct, you can add to this knowledge, or you have any specific queries which we will do our very best to help you with.

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