



Kent County Rugby Football Union Limited

www.kent-rugby.org

KCRFU RULES - PROPOSED AMENDMENT TO RULE 22.3 (REGISTER OF MEMBERS: USE OF PERSONAL DATA)

The Kent County RFU (KCRFU) takes seriously its responsibilities under data protection law and seeks always to act in compliance with it, operating under its 'Data Protection Statement' (see website - [Microsoft Word - Data Protection Policy.docx](#)), to protect especially the personal data which it holds in the legitimate exercise of its functions.

There are, however, circumstances where other legislation takes primacy over data protection law, not least the KCRFU's obligations as a registered society under the Cooperative and Community Benefits Act 2014 ('the Act').

Issue

Rule 22.3 states that the KCRFU will handle and use the personal details of members in accordance with the provisions of applicable data protection legislation.

We have been advised by the Financial Conduct Authority, with which the KCRFU is registered under the Act, that this Rule is likely to impose a restriction on the provision of section 103 of the Act.

This states that any member or person having an interest in the funds of the society (i.e., the KCRFU),

"must be allowed to inspect the following at all reasonable hours— (a) the person's own account, and (b) all entries in the society's duplicate register kept under section 30 (register of members and officers) or, if no duplicate register is kept, all entries in its register kept under that section except those made under section 30(2)(c) and (d) (shares and property of members)."

Rule 22.3 therefore imposes a level of restriction which is not in line with – and indeed, appears to be contradictory to the wording of section 103 of the Act. The requirements of the Act, we are advised, supersede any data protection legislation or confidentiality obligations.

Proposed solution

Consequently, the Executive Committee proposes to amend Rule 22.3 to align it to section 103 of the Act, as follows:

22.3 The Constituent Body shall typically and unless other legislation takes precedence over data protection legislation, such as section 103 of the Cooperative and Community Benefits Act 2014, handle and use the personal details which it collects about its Members in accordance with the provisions of applicable data protection legislation. Annex A to these Rules explains how the Constituent Body shall comply with the General Data Protection Regulation (GDPR - Regulation (EU) 2016/679, which has been on-shored into UK legislation, subsequent to the UK's exit from the European Union) and the Data Protection Act 2018.

The proposed amendment has been seen by the Financial Conduct Authority and has made no comment on it.

Proposed by: Executive Committee

Seconded by

**Nigel Fray
Hon. Secretary & Director of Governance
September 2026**