

Updated January 2022



Guidelines for Brands
(Non-Olympic) and Agents

RULE 40



TEAM GB



BEIJING 2022



About the British Olympic Association

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The BOA is a not-for-profit organisation, where revenue raised goes towards supporting Team GB and providing the optimal performance environment for athletes at Summer, Winter, European & Youth Olympic Games.

Amongst other things, money raised by the BOA goes towards:

- Travel and accommodation
- Kit provision
- Games and pre-Games training facilities
- Medical and team support functions
- Optimising Games-time operations – working with sports pre-Games on planning, strategy and learning
- Engagement and leadership of programmes such as 'Nearest and Dearest'
- Development programmes for the next generation of Olympians, such as the Ambition Programme

The BOA also has a role in developing and promoting the Olympic Movement within the UK.

This includes, amongst other things, mass participation activities such as I Am Team GB and connecting with over 26,000 schools across the UK reaching over 1million young people a year through the Get Set programme.

Team GB funding

The BOA needs to raise in excess of £60m to support Team GB during the cycle up to Paris 2024.

During this period the BOA will have taken over 700 athletes to eight Olympic Summer and Winter Games, European Games, World Beach Games, Youth Olympic Games and European Youth Olympic Festivals.

The bulk of this money is raised from sponsorship, through domestic Team GB partners and the IOC Worldwide TOP partners – some of which filters down to National Olympic Committees.

Other revenue comes from events such as the Team GB fundraising ball, sales from licensing the Team GB name and private donors. The IOC's Worldwide TOP partners and Team GB's domestic partners are listed* below:



*Correct as of January 2022

WORLDWIDE PARTNERS



OFFICIAL PARTNERS



OFFICIAL PROVIDERS/SUPPLIERS

BEN SHERMAN BIRDS EYE GREEN CUISINE CAMELOT DB SCHENKER SIMON JERSEY STH WHOLE EARTH

Background to Rule 40

Why is Rule 40 important for Team GB?

Team GB's participation at Olympic, European and Youth Games is funded entirely by private income. The BOA does not receive any central public funding. Rule 40 helps allow the BOA to generate this necessary income to fund taking all athletes – whether they are funded or unfunded – and support personnel to the Games by protecting the exclusive rights of Olympic commercial partners for a short period during the Games.

How does Team GB use this money?

Funds raised are used for numerous performance-led initiatives and support infrastructure before and during the Olympic Games, all aimed at delivering the optimum environment for every athlete to achieve their best at Games-time.



What is Rule 40?

All athletes are permitted to promote their sponsors, and all sponsors are permitted to use athlete imagery, during the Games Period, in accordance with the principles set out in this guidance.

Rule 40 governs how athletes* can use – and can allow their personal sponsors to use – their name and image during the period of 27 January 2022 – 22 February 2022 (the “**Games Period**”) in any advertising materials (“**Materials**”).

- Materials is defined very broadly, and includes all uses of an athlete’s image, name or performance in any type of advertising including print, online and digital (including social media and in mobile apps), broadcast, outdoor, as well as any personal appearances.
- It is the responsibility of all athletes to comply with Rule 40. However, businesses, agents and NGBs using or approving athlete images in advertising will want to ensure they are not putting an athlete in breach of Rule 40.

**Rule 40 applies to athletes and officials. However, for ease we refer only to athletes in this document*



Personal (non-Olympic) sponsors

Non-Olympic partners/brands who sponsor an athlete are permitted to use an athlete's image during the Games, if all of the following conditions are met:

1. they have obtained the prior consent of the athlete;
2. the advertising is generic and does not contain any references to or intellectual property (e.g. logos, images) of the Games, the Olympic movement or Team GB (including in re-tweets of official Team GB or Olympic posts which may suggest a commercial association); and
3. the brand has notified the BOA – and the advertising has been in-market - by **13 January 2022** (or by **27 January 2022** if the athlete depicted is selected after 13 January), and is run consistently in both nature and frequency during the Games Period.



Personal (non-Olympic) sponsors

Notifications

- Brands do not need to seek approval of the materials they wish to use – the BOA will be operating a 'deemed consent' model. However, we recognise that some brands will wish to ensure that they comply with our guidelines and therefore would encourage brands to get in touch at **rule40@teamgb.com** with details of their plans.
- Following such voluntary submissions, the BOA will be able to advise on and approve such materials.



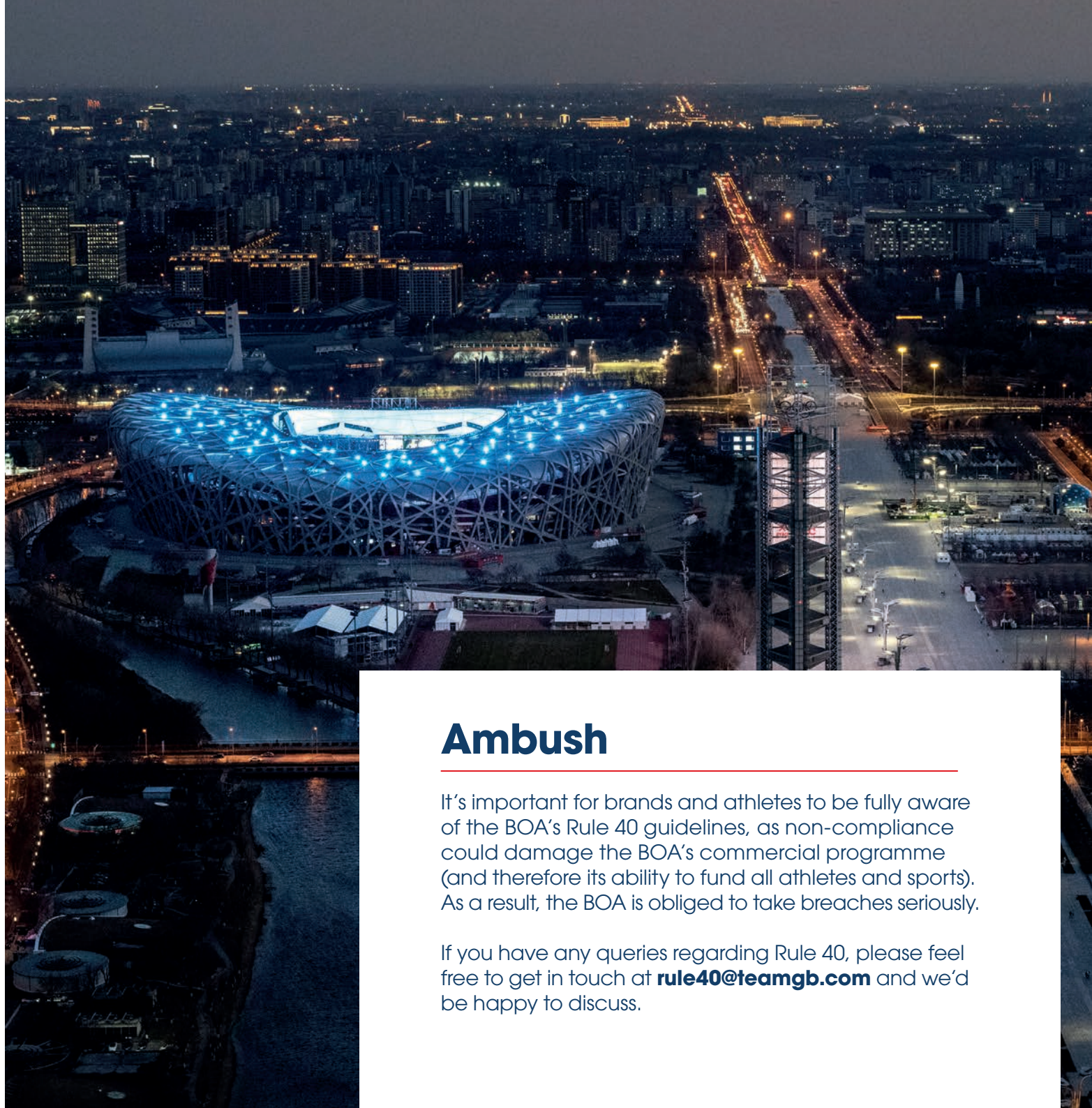
Personal (non-Olympic) sponsors

Timing and notification

Brands/personal sponsors which intend to use athletes in their advertising during the Games Period must notify us of any intended marketing materials they wish to publish – and the relevant materials must be in-market – by 13 January 2022*.

Athletes do not need to seek approval of their own plans to thank their sponsors on social media under these guidelines.

**If an athlete is selected after 13 January 2022, this period will be extended until 27 January 2022.*



Ambush

It's important for brands and athletes to be fully aware of the BOA's Rule 40 guidelines, as non-compliance could damage the BOA's commercial programme (and therefore its ability to fund all athletes and sports). As a result, the BOA is obliged to take breaches seriously.

If you have any queries regarding Rule 40, please feel free to get in touch at **rule40@teamgb.com** and we'd be happy to discuss.

Personal (non-Olympic) sponsors

Exemptions

The BOA will consider exemptions to its guidelines on a case-by-case basis, and athletes/brands are encouraged to contact the BOA at **rule40@teamgb.com** to discuss these. Examples of this might include where:

- athletes are competing in other sporting competitions around the time of the Games;
- the usage is purely non-commercial (i.e. charitable) and does not suggest a link to Team GB; and/or
- brands can demonstrate that their 'business as usual' marketing plans regularly entail campaigns which do not accord with the Rule 40 timeline (including in particular for sportswear manufacturers and 'back to school' launches)



Personal (non-Olympic) sponsors

Congratulatory/ good luck messaging

- Clearly, brands who sponsor athletes will want to support, encourage or congratulate athletes in relation to them competing at the Games, perhaps by tweeting or posting messages of support, congratulation or commiseration.
- The BOA encourages and welcomes this, provided such messages or materials are posted before or after (not during) the Games Period, and do not contain any Olympic or Team GB-related intellectual property. Messages posted during the Games would clearly be linked to those Games, and so run the risk of associations being created between the sponsor and Team GB/the Games.
- The BOA recognises that, notwithstanding the above, small, local businesses will want to show their support for local athletes with messages during the Games. The BOA encourages this as far as possible provided no commercial conflicts exist. Brands and businesses should get in touch at rule40@teamgb.com to discuss their plans.



Congratulatory messaging (examples)

NOT ALLOWED

- ✗ Posts appear during the Games Period
- ✗ Refer to the athlete's performance at the Games
- ✗ **#teamgb** not allowed



ALLOWED

- ✓ Post appears outside the Games Period
- ✓ No reference made to the Games, or to any Olympic imagery or marks

Personal (non-Olympic) sponsors

Thank you messaging

- The BOA recognises that athletes will want to post messages of thanks to their sponsors, who have supported them on their journey.
- Athletes will be permitted to post thank you messages on their personal social media channels and personal website, subject to the following maximums:
 - one message for each personal sponsor per event (NB – an ‘event’ means an entire event, so e.g. a 1,000m ‘event’ would include all of the heats)
 - one message per sponsor on any one day;
 - three messages per sponsor throughout the Games Period;
 - a maximum of ten ‘thank you’ messages per athlete throughout the Games Period.





Personal (non-Olympic) sponsors

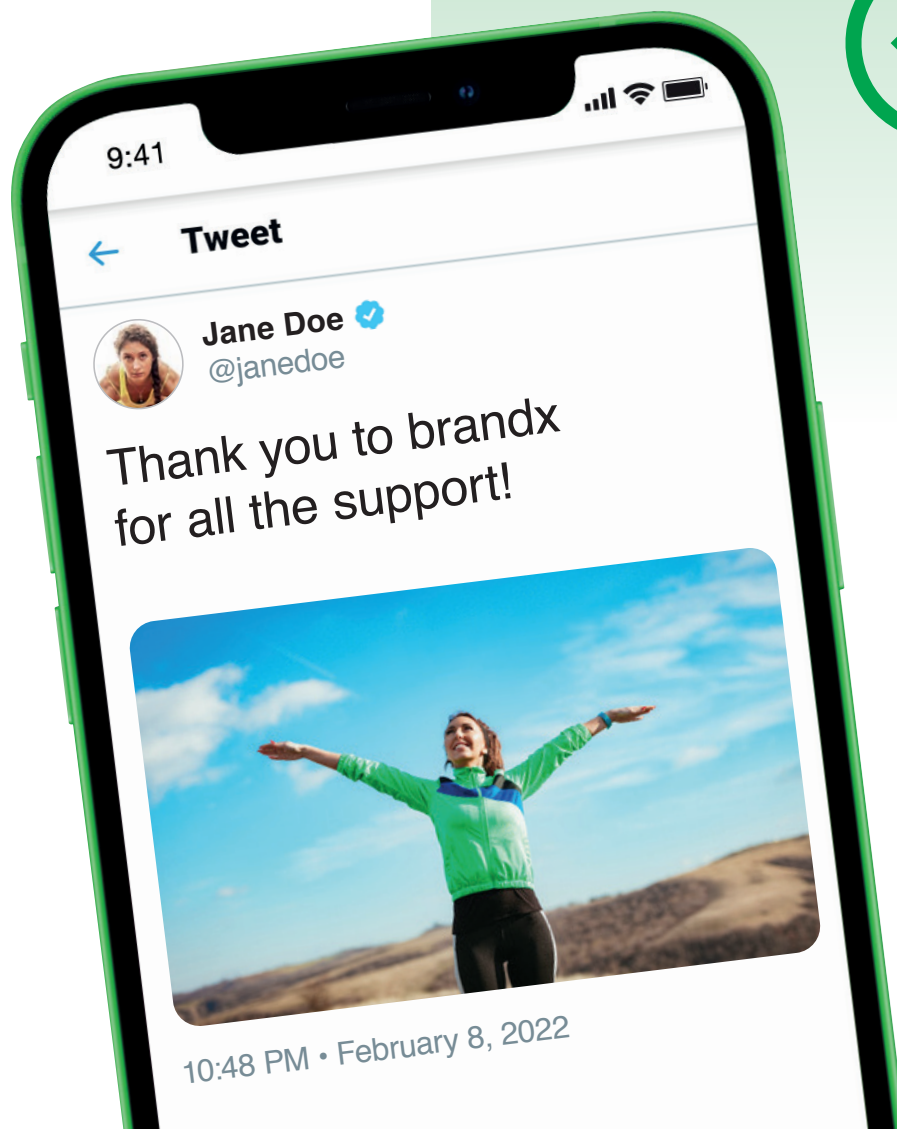
Thank you messaging

- Athletes can use creative discretion when posting – however posts cannot contain any Olympic branding (e.g. a medal, or Team GB kit) or references, nor promote or endorse specific products or services. Posts can contain generic references to e.g. “gold”, “silver” or “medal” etc, provided there is no Olympic association.
- Any such posts must not contain any Olympic or Team GB-related intellectual property and must not include any images from the Games. A single identical message, posted at the same time across multiple social media channels and personal website shall be counted as one post.
- Any such posts should not be amplified by paid spend, and must not promote specific products or services.

Thank you messaging (examples)

ALLOWED

- ✓ No Games or Team IP imagery or IP used
- ✓ No specific product or service promoted



NOT ALLOWED

- ✗ Use of Team GB and Tokyo 2020 IP and references



BOA/IOC Partners

Where athletes have sponsorship deals with brands who are Team GB/Olympic sponsors, some of the restrictions mentioned in above do not apply. In such a case, those Olympic sponsors should contact the BOA to discuss their plans either via their usual client services representative or via **rule40@teamgb.com**.



Generic advertising

ALLOWED

- ✓ Assuming that these ads have run continuously since prior to **13 January 2022**, they can continue throughout the Games Period in the same form
- ✓ The only reference to Olympic performance is factual and in the context of other achievements.



Generic advertising

- If the deemed consent is being abused and/or is being used in a way which conflicts with the rationale for Rule 40 or these Guidelines, or forms part of an ambush marketing campaign, the BOA may revoke this consent and ask for the advertising to be withdrawn and/or take further action.



NOT ALLOWED

- ✗ Team GB branded kit
- ✗ "Olympic diver" places undue emphasis on Olympic status to the exclusion of any other sporting achievements
- ✗ Impression is given that Breitling is a Team GB/ Olympic sponsor

Generic advertising

- Where an advertiser is featuring an athlete in an advert in the UK, but the athlete is not a member of Team GB, the approval of both the relevant NOC and the BOA will be required.
- These guidelines do not apply in relation to advertising outside the UK. If you are considering an advert for use outside the UK, please refer to the relevant NOC and/or the IOC.



ALLOWED

- ✓ Consent would need to be sought from the BOA prior to **13 January 2022**, and evidence of consent from the athlete's NOC would be required.
- ✓ No references to the Olympic Games or any other Olympic words or marks.
- ✓ In order to appear during the Games Period, it will have needed to have run continuously since prior to **13 January 2022**.



Specific examples

ALLOWED

- ✓ References to the Olympic Games are factual/ biographical
- ✓ No overt sponsor/ third party branding



ATHLETE WEBSITES

What is acceptable?

References to/images of athletes on their own personal website or fan-site which, **during the Games Period:**

- contain biographical details of the athlete's achievements at the Games; and/or
- contain still photographs taken within Games venues (or moving images provided they are not of field of play); and/or
- contain Blogs in relation to the athlete's personal experience at the Games,

provided always that such materials:

- appear on pages of an athlete's website which do not contain overt third party or sponsor advertising; and
- do not contain video or audio of field of play content from any Games venues; and
- represent an account of the athlete's personal experience and do not promote or in any way endorse a third party brand; and
- otherwise comply with the IOC's social media, blogging and internet guidelines.

Specific examples

CORPORATE WEBSITES/ SOCIAL MEDIA

What is acceptable?

References to athletes, including use of their image, on corporate websites and social media platforms which were published **prior to the Games Period**, and which:

- are in the context of factually describing the company's support or sponsorship of the athlete (or sport) or are included within an archived news item or blog; and
- do not appear on the company's home page or equivalent (including, e.g., a landing page or front page of Facebook); and
- do not refer expressly to the Games save to make a balanced, factual biographical reference to the fact that the athlete is an Olympian (alongside any other relevant achievements); and
- do not directly promote or endorse a product



ALLOWED

- ✓ No reference to Olympic Games
- ✓ Sponsorship is launched/ published prior to the Games Period

Specific examples

CATALOGUES AND CORPORATE BROCHURES

What is acceptable?

References to athletes, including use of their image, in product catalogues (online and in-store) and corporate brochures provided that the catalogue or corporate brochure:

- is promoting sports clothing or sports equipment;
- was produced and has been available since before 13 January 2022; and
- the packaging does not refer expressly or implicitly to the Games*, or contain any Team GB/Games IP.
- is not distributed by email or post during the Games Period.

**where the materials contain biographical details of the athlete, proportionate, factual statements that the athlete is an Olympian may be made.*

Allowed

- ✓ Assuming that this ad has run continuously since prior to **13 January 2022**, it can continue throughout the Games Period in the same form
- ✓ No references to the Olympic Games or any other Olympic words or marks



Allowed

- ✓ No reference to Olympic Games
- ✓ Catalogue is published prior to **13 January 2022**, and is not distributed by mail or post during the Games Period



IN-STORE ADVERTISING

What is acceptable?

Use of an athlete's name or image on in-store displays and posters during the Games Period is permitted, provided the display or poster:

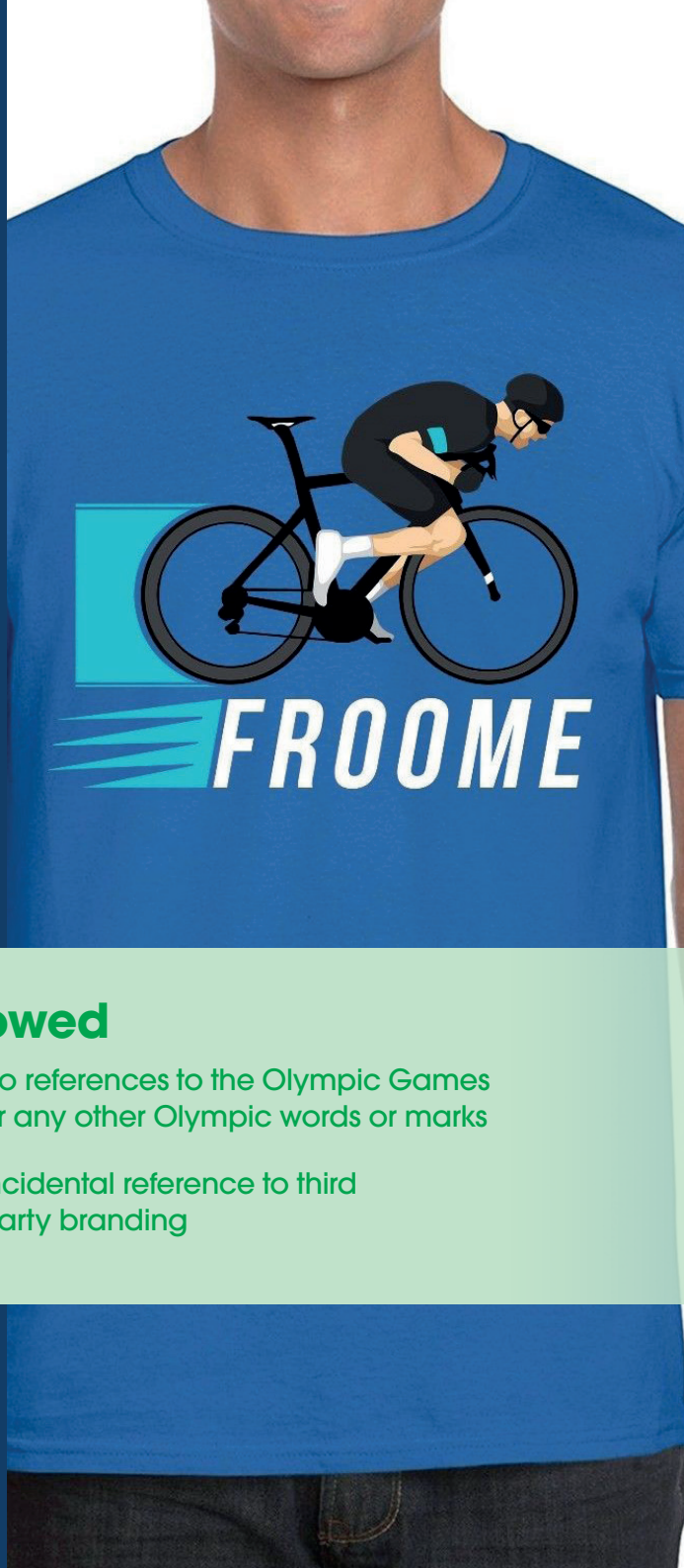
- is promoting sports clothing or sports equipment and is in a specialist sports retail shop;
- the packaging does not refer expressly or implicitly to the Games*, or contain any Team GB/Games IP.
- is not used in window displays unless they have been used in this way continuously since before 13 January 2022.

Specific examples

MERCHANDISE

What is acceptable?

Merchandise relating either to the athlete alone or their club/team is permitted provided that the merchandise does not refer expressly or implicitly to the Games*, or contain any Team GB/Games IP.

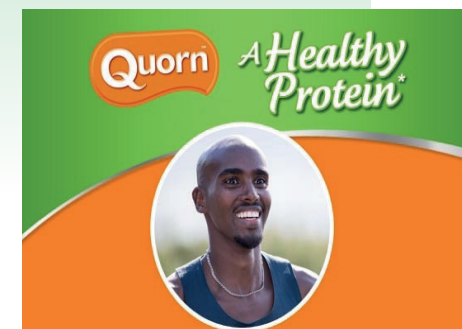


Allowed

- ✓ No references to the Olympic Games or any other Olympic words or marks
- ✓ Incidental reference to third party branding

Allowed

- ✓ Assuming that this product has been available continuously since prior to **13 January 2022**, it can continue throughout the Games Period in the same form
- ✓ No references to the Olympic Games or any other Olympic words or marks



PRODUCT PACKAGING

What is acceptable?

References to athletes (including use of their image) on product packaging is permitted provided that:

- the relevant goods were available for sale in the UK (continuously) since before 13 January 2022; and
- in the case of sports clothing or sports equipment, the athlete is only shown on the packaging modelling the item (and no other promotional messages are made); and
- the packaging does not refer expressly or implicitly to the Games*, or contain any Team GB/Games IP.

**where the materials contain biographical details of the athlete, proportionate, factual statements that the athlete is an Olympian may be made*

Rule 40 Consent - timing and process

- All notifications for Rule 40 Consents must be made by email to rule40@teamgb.com by 13 January 2022, unless otherwise agreed with the BOA or where the relevant athlete is selected after that date.
- If you are a member of Team GB and are uncertain of your obligations under these guidelines, please contact the BOA.
- If you are an Olympic Partner and would like to understand how Rule 40 affects you, please contact your BOA Client Services representative.





WORLDWIDE PARTNERS



OFFICIAL PARTNERS



OFFICIAL PROVIDERS/SUPPLIERS

BEN SHERMAN

BIRDS EYE GREEN CUISINE

CAMELOT

DB SCHENKER

SIMON JERSEY

STH

WHOLE EARTH