

Tuesday 13th June, 2006, Café Royal, London

IBC UK Conferences and Matrix Chambers
bring you the second annual masterclass -

Privacy and the Media

*- Legal and practical debate and discussion on the latest
developments in privacy and related media law*

- NEW practical case-study workshops
- Q&A discussion sessions
- Mock application
- Practical tips for managing cases
- International influences and developing law
- Full analysis of latest changes

Supporting publications:



Chaired by: **Heather Rogers**, Matrix Chambers

Hear detailed analysis from leading experts ...

Chris Banatvala, Head of Standards, OFCOM

Alastair Brett, Legal Manager, Times Newspapers Limited

Andrew Caldecott QC, 1 Brick Court

Dr Roger Mann, Damm & Mann, Hamburg

Gavin Phillipson, Law School, Kings College London

James Price QC, 5 Raymond Buildings

Jessica Simor, Matrix Chambers

Lorna Skinner, Matrix Chambers

Nigel Tait, Partner, Carter-Ruck

Hugh Tomlinson QC, Matrix Chambers

Jan Tomalin, Controller of Legal & Compliance, Channel 4

Antony White QC, Matrix Chambers

Places will be limited to
ensure maximum
discussion

Discounts for team
bookings

New tiered pricing
offering early booking
discounts

Law Society 6 CPD Hours -
advanced level
Bar Council 6 CPD points

In association with:

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Book on-line: www.ibclegal.com/privacymedia



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Bookings Hotline

+44 (0)20 7017 5528

Privacy and the Media

Tuesday 13th June, 2006 : Café Royal, London

Call the IBC Bookings Hotline on +44 (0)207 017 5528

Following the tremendous success of last year's event, IBC UK Conferences and Matrix Chambers are delighted to bring you the second annual PRIVACY MASTERCLASS.

Led by Matrix Chambers with invited speakers from top media organisations, this challenging, high-level event will explore the rapidly changing area of **Privacy and the Media**, examining the implications both in the UK and internationally.

- Privacy experts will be invited to share their views and examine the latest position.
- Discussions, workshops, presentations and a mock application will explore this complex area at masterclass level.
- Topics to include the whole raft of privacy and international influences.

Places will be limited to ensure maximum discussion.

If you have any queries regarding the content of the programme, please contact [Sarah Williams](mailto:sarah.williams@informa.com) at sarah.williams@informa.com.

WHOM WILL YOU MEET?

This masterclass is aimed at those who wish to discuss privacy at an advanced level, and we would anticipate that you would be involved in privacy matters on a regular basis.

This event will be enjoyed by a wide range of participants, including the leading organisations in the media and publishing world, who regularly attend our successful 'Defamation' and 'Protecting the Media' events annually.

Invitations have been sent to: Media/Entertainment Lawyers, Publishers, Broadcasting Directors, Heads of Legal and Business Affairs, Compliance Managers, Editors, Journalists, Advertising Executives, Insurance Professionals.

AND DON'T MISS OUR SUCCESSFUL REGULAR EVENTS:

IP Law Summer School - Aug 2006

IT Law Summer School - Aug 2006

Protecting the Media - Sep 2006

Please contact [Colin Carter](mailto:colin.carter@informa.com) at colin.carter@informa.com for more details, or visit the IBC website www.ibclegal.com.

UNABLE TO ATTEND

Not available to attend this conference? The original set of speaker's papers as presented to delegates on the day is available after the conference for £185. Simply send the completed booking form together with payment to reserve a copy. This important manual will be the source of invaluable reference for the future. To order copies and for further information contact: [Alison Edwards](mailto:Alison.Edwards@informa.com): Tel +44 (0)20 7017 5502, email: professionalcustserv@informa.com

08:45 Registration and coffee

09:15 **Introduction from the chair: Privacy themes**
[Heather Rogers](#), Matrix Chambers

09:30 **Protection of privacy: domestic law**

- Review of recent cases
- Reach and limitations of domestic law
- Key issues to be determined: "false private" information; the public domain, triviality

Special focus on privacy and the public interest

- Balancing privacy and expression
- Privacy and injunctions
- Disclosure after *Harrods v. Times Newspapers*
- Management of Proceedings - summary judgment after the Prince of Wales case

[Antony White QC](#), Matrix Chambers

[Hugh Tomlinson QC](#), Matrix Chambers

10:15 **Protection of privacy: the international dimension**
German privacy law after *von Hannover*

- How the German courts have interpreted *Von Hannover* so far
- Examples of German privacy law in action

[Dr Roger Mann](#), Damm & Mann, Hamburg

The EU and other examples from Europe

- Examples from the EU, with specific reference to France and Italy

[Jessica Simor](#), Matrix Chambers

11:00 Coffee

11:15 **An examination of Strasbourg's approach and its influence on domestic issues**

- The "literal" reading of *Von Hannover*
- Reading down *Von Hannover*
- Applying *Von Hannover* in domestic law
- The narrow conception of the public interest in *Von Hannover*
- *Von Hannover* and Strasbourg's Article 10 case-law

[Gavin Phillipson](#), Law School, Kings College London

11:30 **PANEL SESSION: The law in practice: pre-publication**

There will be brief presentations followed by open discussion and sharing of views amongst the course participants. Practical issues involved in dealing with privacy issues pre-publication.

- Media codes of practice on Privacy
- Privacy and data protection
- Protection of false private information
- Image protection
- Interaction between defamation and privacy
- Public domain

Chaired by: [Lorna Skinner](#), Matrix Chambers

Panel members:

[Jan Tomalin](#), Controller of Legal & Compliance, Channel 4

[Alastair Brett](#), Legal Manager, Times Newspapers Limited

[Nigel Tait](#), Partner, Carter-Ruck

- Legal and practical debate and discussion on the latest developments in privacy and related media law

www.ibclegal.com/privacymedia

- 12.10 MOCK INJUNCTION: Applying for and defending a privacy injunction**
This session will include a mock application for an interim injunction, based on a hypothetical scenario to illustrate key issues. Participants will have the opportunity to take part in group discussion to explore some of the areas in more detail.
Andrew Caldecott QC, 1 Brick Court (for the claimant)
James Price QC, 5 Raymond Buildings (for the defendants)
- 13:00** Lunch
- 14:15 WORKSHOP A: Privacy and the public interest: Interactive and practical workshops will be followed by a general discussion of the issues in plenary session**
Exploring the boundaries between the protection of privacy and the public interest in disclosure. When do private facts become matters of public interest? When does drinking a bit too much become alcoholism? When does recreational use of illegal drugs become drug addiction? When does medical treatment - for drug or alcohol addiction - become private medical information, worthy of the strongest protection? What are we entitled to know about the medical problems of - or criminal conduct by - politicians? Or celebrities? When does a person's private life warrant exposure in the public interest? Who is a role model? Is the balance the same in domestic law and in Strasbourg (eg *Editions Plon v France*)
Moderated by: **Heather Rogers**, **Lorna Skinner**, **Hugh Tomlinson QC** and **Antony White QC**
- 15:00 OPEN FORUM: Privacy, law and regulation**
There will be brief presentations followed by open discussion.
• OFCOM's new Procedures for handling fairness and privacy complaints
Chaired by: **Heather Rogers**, Matrix Chambers
Chris Banatvala, Head of Standards, OFCOM
(two further speakers will be invited to join the discussion)
- 15:45** Tea
- 16:00 WORKSHOP B: The problem with pictures**
Interactive and practical workshops will be followed by a general discussion of the issues in plenary session
The taking of photographs and the recording of images and sounds is regarded as "particularly intrusive" by the courts. When is it safe to publish pictures taken in a public place? When is secret filming - or audio-recording - permitted? How far is legitimate news reporting protected? When can a photograph of a bombing victim be used by a newspaper to support its political campaign - without the consent of the subject? Is prior publication no defence at all? Where the lines are drawn, by regulators and by the courts, will be reviewed and tested.
Moderated by: **Heather Rogers**, **Lorna Skinner**, **Hugh Tomlinson QC** and **Antony White QC**
- 16:45 Closing remarks and Q&A**
Heather Rogers, Matrix Chambers
- 17:00** Close of event

"A very interesting day with a diverse range of delegates which ensured views from all parts of the industry were aired. Excellent presentation of mock injunction - very good way of seeing theory put into practice" (BSkyB Ltd)

"Facilitation of the first workshop was excellent. Very well done!" (BBC)

"The workshop was an opportunity to consider more complete issues with very experienced delegates in this area of law" (Discovery Networks Europe)

"Very focused, useful and enjoyable" (Channel 4)

"Illuminating and thought provoking" (Anon.)

"The mock application was particularly useful and entertaining" (Anon.)

£100 discount for delegates who attended Defamation 2006

Also, papers are available for purchase if you missed IBC's regular event

Defamation 2006 22nd March 2006 - the 13th annual event

Your annual update on the latest developments in defamation and related law

To order a copy of the papers and for further information contact **Alison Edwards**: Tel: +44 (0) 7017 5502.

Sports Law and Practice

- latest regulation, policy, cases and trends

21st June 2006 – The Café Royal, London

Featuring: **CHERIE BOOTH QC** providing a keynote opening on the 2012 OLYMPICS

Plus a panel of experts in the legal and sports arenas discussing **EU, COMPETITION, and EMPLOYMENT LAW, DRUG TESTING, MEDIA and NEW MEDIA RIGHTS** and much more!

For further information please contact marianne.mounir@informa.com

And announcing the 12th annual conference:

Protecting the Media

Mid-September 2006, London

To reserve your place or find out more about this year's programme, please contact sarah.williams@informa.com.

IBC UK Conferences in association with Richards Butler,
presents the 11th conference

Protecting the Media

*- your key legal update event
of the year*

Thursday 15th September 2005, 1 Whitehall Place, London SW1

In-depth analysis of the impact of the latest cases and recent changes with practical tips on managing daily risks and dealing with problem areas, covering broadcasting, print and new media

- Privacy and confidence - the latest position
- Libel law - in-depth analysis of the impact of recent cases
- Contempt of court, reporting restrictions, protection of sources, children and the courts
- CASE STUDY: Managing the flow of information
- Data protection, freedom of information
- Copyright, image protection, passing off
- Regulatory update - broadcasting codes, sponsorship, advertising and more
- NEW for 2005 - international media law developments

"Always great to get an update of the latest developments in this area from some of the most respected names in the business from a practical perspective"

(Channel 5 Broadcasting)

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RICHARDS BUTLER
INTERNATIONAL LAW FIRM

Chaired by:
Michael Skrein
Head of Media Litigation
RICHARDS BUTLER

Sarah Andrew
Head of Compliance
BBC COMMERCIAL VENTURES
TELEVISION

Andrew Caldecott QC
1 BRICK COURT

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Bar Council 5.5 CPD Hours
Law Society 5.5 CPD Hours:
intermediate/update level

Book on-line : www.ibclegal.com/media2005

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Protecting the Media - your key legal update

Join the regular faces and leading players in the media world and enjoy the chance for serious debate, networking and discussion.

Over 100 delegates regularly attend this event, including publishers, broadcasting directors, legal and business affairs directors, compliance managers, editors and managing editors, journalists, lawyers, advertising executives and insurance professionals.

A quick glance at some of the first class benefits of attending this top media fixture

1. Leading edge examination of the facts - exploring the overlaps and the areas of difficulty, by those who really understand their specialised field.
2. Your chance to address your own specific questions and points to leading experts.
3. More than the law - gain a detailed analysis of the latest cases and their practical effect on the workplace.
4. An opportunity to meet fellow professionals to discuss, benchmark, brainstorm and forge contacts for future networking.



RICHARDS BUTLER
INTERNATIONAL LAW FIRM

Dear Prospective Delegate

The 10th Protecting the Media Conference was a huge success. The 11th promises to be even better.

An array of experts will join forces to give you a unique overview of recent developments in media law. In a year that has seen the introduction of FOIA, the developments in the House of Lords in *Campbell -v- MGN Limited*, the Court of Appeal decision in *Douglas -v- Hello! Limited*, the introduction of the OfCom Broadcasting Code and so much more, there will be plenty to talk about.

This year the conference also has an international perspective, with speakers from France, Germany and the USA joining UK media law experts. In a global industry, it is invaluable to obtain insights on the law in other jurisdictions, and insights from abroad on ours.

As ever, our aim, ambitious as it is, is to "cover the waterfront" in one day. We look forward to seeing you there.

Yours, etc

Michael Skrein

For details of the wide range of opportunities available, from insertion of promotional literature in the delegate pack to an exhibition stand or drinks reception, please Contact: **Ed Roberts** on + 44 (0) 207 017 4038, email ed.roberts@informa.com

UNABLE TO ATTEND? DON'T MISS OUT

If you can't make it yourself, why not pass the brochure along to a colleague? Don't forget -you need not miss out - the full conference notes are available after the event for only £165 (£185 overseas). To place your order, call **Kelly Wells** on +44 (0)20 7017 5502.

Analyse the latest changes to the law and to working practices with in-depth presentations, case studies and panel discussions. Time for questions will be allowed after each presentation.

- 09.00 Registration and coffee
- 09.30 **Introduction from the chair**
Michael Skrein, Head of Media Litigation, RICHARDS BUTLER
- 09.40 **Confidentiality and privacy**
- *Douglas v Hello!* – the Court of Appeal judgment
 - Can you get your staff to keep your secrets? Injunctions against former employees: lessons from the *Beckham* case
 - *Green Corns Ltd v Claverley Group* – the interplay between commercial information and privacy rights
 - Recent decisions on RIPA
- Heather Rogers**, MATRIX CHAMBERS
- 10.25 Coffee
- 10.45 **Libel update, including analysis of the most recent cases**
- Looking at a selection of recent cases and their impact
 - Offer of amends
 - Damages
 - Qualified privilege and *Reynolds*
 - Injunctions
 - Fair comment
 - Levels of meaning
- Andrew Caldecott QC**, 1 BRICK COURT
- 11.30 **CFAs and capping - where are we now?**
- A review of the latest position on this rapidly changing area
 - CFA's after *Campbell*
 - Capping after the recent cases
- Harvey Kass**, Legal Director, ASSOCIATED NEWSPAPERS LTD
- 11.50 **Media law in the international environment**
- A look at various aspects of media cases in key jurisdictions. What impact could these have on the UK environment? What specific areas of concern are raised by cases in these jurisdictions?
- Rex Heinke**, Partner, AKIN GUMP STRAUSS HAUER AND FELD LLP, Los Angeles
- Dr Roger Mann**, DAMM AND MANN, Hamburg
- Clara Zerbib**, Partner, RICHARDS BUTLER, Paris

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