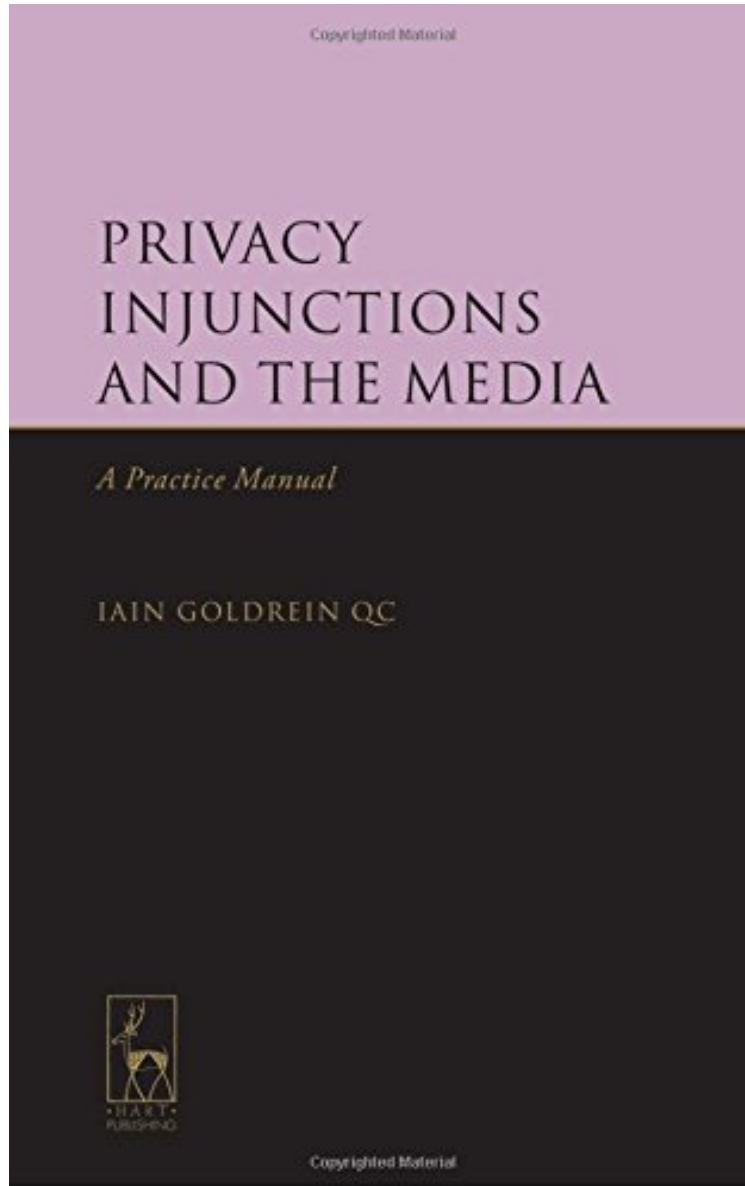


(Free) Privacy Injunctions and the Media: A Practice Manual

Privacy Injunctions and the Media: A Practice Manual

Iain Goldrein

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MBE[[VIDEOID:mo3QNGP3M46P2D7]]IN SEEKING OR OPPOSING PRIVACY INJUNCTIONS:
COMPREHENSIVE AND EASY TO FOLLOW ADVICEAn appreciation by Phillip Taylor MBE and Elizabeth

Taylor of Richmond Green Chambers

The role of the media in a free society has been widely scrutinized and commented upon of late, which is why the recent publication of this book from Hart Publishing is nothing if not timely. The purpose of this book which is to set out best practice with respect to privacy injunctions: how to prepare privacy claims, conduct them, or prosecute them. As Lord Neuberger mentions in the Foreword, the book provides 'a practical guide to the way in which the courts have developed the law of privacy in the past decade or so'. Underlying all these developments is of course, the perennial clash - tug of war, actually - between privacy and freedom of expression. Personally, we favour the latter over the former and, certainly there isn't a journalist out there who doesn't... and few lawyers who don't! But whatever side of the fence you're on, you would be more than interested in this book, whether you are seeking or opposing a privacy injunction. Unlike many authors of law books, Iain Goldrein takes an expansive and extensive approach to a body of subject matter which actually affects all of us. The book, he says 'seeks to meet the demands of the court and litigators, whilst securing sufficient clarity for a broader audience' which would certainly include everyone from litigants in person to those generally interested in the subject to -- above all -- journalists. Referring to journalists as 'the watchdogs of the freedoms of our society,' Goldrein furnishes a quote from Lord Judge, who, commenting on a case in 2010, has reminded us that 'very few citizens can scrutinize the judicial process; that scrutiny is performed by the media...acting behalf of the body of citizens. Without the commitment of an independent media the operation of the principle of open justice would be irremediably diminished'. With the aim of reach a wider audience very much in mind, Goldrein delivers the erudite and insightful content of the book in a clear and accessible manner. From the typography itself to the logical layout, to the clarity of the writing, this book, of over 1,200 pages, certainly offers a number of attributes calculated to extend its appeal not just to lawyers and academics but to the wider public. To aid further research as well as enhance ease of use, the book provides among other materials, a user's guide and at least twenty-seven pages of cases and of legislation. There are several checklists and quality control protocols, including - Ah! - a checklist for journalists! For media folk, media lawyers or anyone else seeking information and practical guidance in this rapidly developing area of law, this book is a useful acquisition. The publication date is 2012.

A string of high profile lawsuits has drawn attention to a rapidly developing and controversial branch of media law: the use of privacy injunctions to restrain publication of information relating to the private lives of individuals. This book sets out the law relating to privacy injunctions and the best practice in relation to seeking or opposing this form of relief. Written not just for litigators, the book will also benefit journalists who are the watchdogs of the freedoms of our society, along with other organs of the media. From a UK perspective, the text is broken down into easily manageable sections, with numerous check-lists and quality control protocols. The book covers applications in the Queen' Bench Division (including personal injury), the Family Division (including the President's "Media Guidance" and "Reporting Restriction Orders"), and harassment, together with a journalists' check-list. The book reflects the agenda (included in the Foreword to the book) set by Lord Neuberger's 2011 Report of the Committee on Super-Injunctions, which called for guidance to be available to "all litigants, potential litigants, and their advisers [so that they could be] fully aware of their obligations under the law."

About the Author Iain Goldrein QC practises from Chambers on the Northern circuit, Nottingham and London. He is a Visiting Professor in Litigation (the Sir Jack Jacob Chair) at Nottingham Law School, a Companion of the Academy of Experts, and an Accredited Mediator. He is also a Council Member of the International Institute of Experts, Hong Kong.