

# NEW MEDIA: LIABILITIES AND INSURANCE COVERAGE



Warsaw, 13 April 2018

# Introduction

## New Media

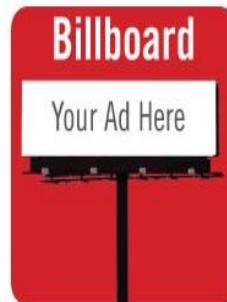
1. Web sites
2. Blogs
3. Social Networks



# Introduction

## Traditional Media

1. Newspapers
2. Magazines
3. Radio
4. Television



## Possible (new) risks

- Copyright, intellectual property and trademark issues
- Privacy implications
- Advertising
- Other problems and liabilities: cyber securities / use of Domain names

## Defamation



Publishing a (defamatory) content on a new media might have a snowball effect:

- The piece of news might potentially reach a huge number of people
- It can be reproduced by several other, maybe smaller, media companies on the web
- It may remain fully accessible for several years or maybe forever
- It may appear, as a short extract, on the most important search engines

## Right to be forgotten

- European Court of Justice 13 May 2014
- Google case



## Possible insurance coverage

Defence and settlement fees for lawsuits that accuse policyholders of libel, slander, defamation, violation of right of privacy, unfair competition or infringement of copyright



## **The situation in Italy**

Defamation is still considered as a crime in Italy

Criminal Code: Art. 595

Press Law (No 47/1948): Art. 13

Art. 1900 Civil Code: exclusion of cover of wilful misconduct

Rare cases of Insurance policies





**- BREAKING NEWS -**

**GRAZIE**