

2021 CAMLA Young Lawyers Injurious Falsehood 101 event

On Monday 9 August 2021, the CAMLA Young Lawyers Committee hosted another webinar in their 101 series – this time on the tort of injurious falsehood. The event was generously hosted by Level 22 Chambers.

We were lucky to have barristers **Sue Chrysanthou SC** (153 Phillip Barristers) and **Dauid Sibtain** (Level 22 Chambers) as panellists. Sue and Dauid were knowledgeable, engaging and highly entertaining, giving useful insight not only on the elements of the tort, but the practical issues that face practitioners on both the plaintiff and defendant sides. The event was expertly moderated by CAMLA Young Lawyers **Antonia Rosen** (Legal Counsel, News Corp) and **Nicholas Perkins** (Senior Associate, Ashurst).

Sue and Dauid gave a concise overview of the law of injurious falsehood and the day-to-day issues facing practitioners in these claims. With both panellists regularly appearing in injurious falsehood and defamation claims it was great to hear about how these claims differ, and the issues concerning injunctive relief in both cases.

Some of the key topics discussed were:

- The elements of injurious falsehood.
- How to prove the elements of malice and actual damage.
- The difference between defamation and injurious falsehood.
- Obtaining injunctions in injurious falsehood matters.

- What plaintiffs and defendants should do to strengthen or defend a claim.
- The possible impacts of reforms to the Defamation Act on claims for injurious falsehood.

The Young Lawyers Committee is very grateful to Sue and Dauid for generously giving their time and insights. We'd also like to thank Nicholas and Antonia for moderating the event, and **Claire Roberts** (Eleven Wentworth Chambers) and **Calli Tsipidis** (Legal Counsel, FOX SPORTS Australia – Foxtel Group) for their time helping to organise the webinar.

A recording of the Injurious Falsehood 101 event can be accessed by CAMLA members at the CAMLA website.

