

PCC upholds privacy complaint over photo

The PCC today publishes a privacy adjudication that adds to its wide-ranging case law on the subject; and officially launches its new-look website.

The adjudication follows a complaint raised against the Sunday Mercury, regarding an article headlined "Dad cashes in on Xbox misery", under Clauses 1 (Accuracy) and 3 (Privacy) of the Code. The complainant was concerned that the newspaper had inaccurately and unfairly criticised him as 'the greediest man in Britain' for selling 30 Microsoft Xbox 360 consoles on eBay for profit at Christmas. He also objected to the fact that the newspaper had published a photograph of him inside his home without consent.

The newspaper had, in the Commission's view, clearly published a photograph of the complainant in a place where he had a reasonable expectation of privacy. It believed that, in doing so, the newspaper's conduct was out of proportion to any conceivable public interest there might have been in publishing the complainant's image. There was insufficient justification for this intrusion into his privacy. The complaint was therefore upheld under Clause 3 of the Code. The Commission did not consider that there had been any breach of Clause 1 of the Code.

To read the full adjudication click [here](#)

Visit the brand new PCC website which will be updated daily at <http://www.pcc.org.uk>

ENDS

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