

LEVEL

TWENTY
SEVEN

C H A M B E R S

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Trouble in Paradise

Protecting privilege after Glencore

Nicholas Andreatidis QC, James Green (Level Twenty Seven Chambers) and Brendan Read (KordaMentha)



What can be done to protect privileged documents from breach / disclosure?

IT tips

- Refer to the Australian Cyber-Security Centre - Australian Signals Directorate
- Password v encryption – which is appropriate?
- Impose strict protocols regarding storage of privileged and confidential information

Practice tips

- Watermark all documents
- Limit reproduction of sensitive documents - consider circulating hard copies
- Disclosure of privileged documents to third parties such as regulators should be subject to a limited waiver agreement