

Whether there was a reasonable expectation of privacy, and whether it is outweighed.

The two-stage question most systems ask in some form.

1 Was there an expectation?

Consider place, activity, sensitivity, and how the material was obtained.

2 Whose information is it?

Health, family, finances and children attract the strongest protection.

3 What is the public purpose?

State it specifically. A general interest in the person is not one.

4 Is there a less intrusive route?

Anonymise, crop, delay, or report the pattern without the individual.

5 Balance and record it

Write down why publication outweighed the intrusion, before publishing.

Educational reference. Privacy and data protection law is jurisdiction-specific and interacts with separate rules on personal data.