

THE INTERNET & THE LAW

INTRODUCTION

Using the slide deck



Following this slide deck, there are 3 case studies that complement this introduction.



When you see the symbol above, this is an opportunity for discussion.

WHAT ARE YOU DOING ONLINE?

**Top 3
social media sites
you are using?**

1

2

3

**Top 3
games
you are playing?**

1

2

3

According to research

Top FIVE social media services used

Young people 8-17

Kids 8-12 years

Teens 13-17 years



Kids

Teens

80%



86%

26%



75%

26%



67%

24%



70%

23%



29%



Some people believe when they are online, no laws govern what they do.





A society where no laws exist,
is called **ANARCHY.**

Everyone operates according
to their own desires.

The reason we have **laws:**



Protect people



Enforce people's
rights



Solve conflicts

Laws can prevent or deter people from behaving in a way that negatively impacts others.



Laws can prevent or deter people from behaving in a way that negatively impacts others.



List 3 behaviours that you have witnessed online that negatively impact on others.



POSSIBLE RESPONSES

- ⊗ Posting embarrassing photos
- ⊗ Cyberbullying
- ⊗ Trolling
- ⊗ Making threats
- ⊗ Verbal abuse
- ⊗ Defamation



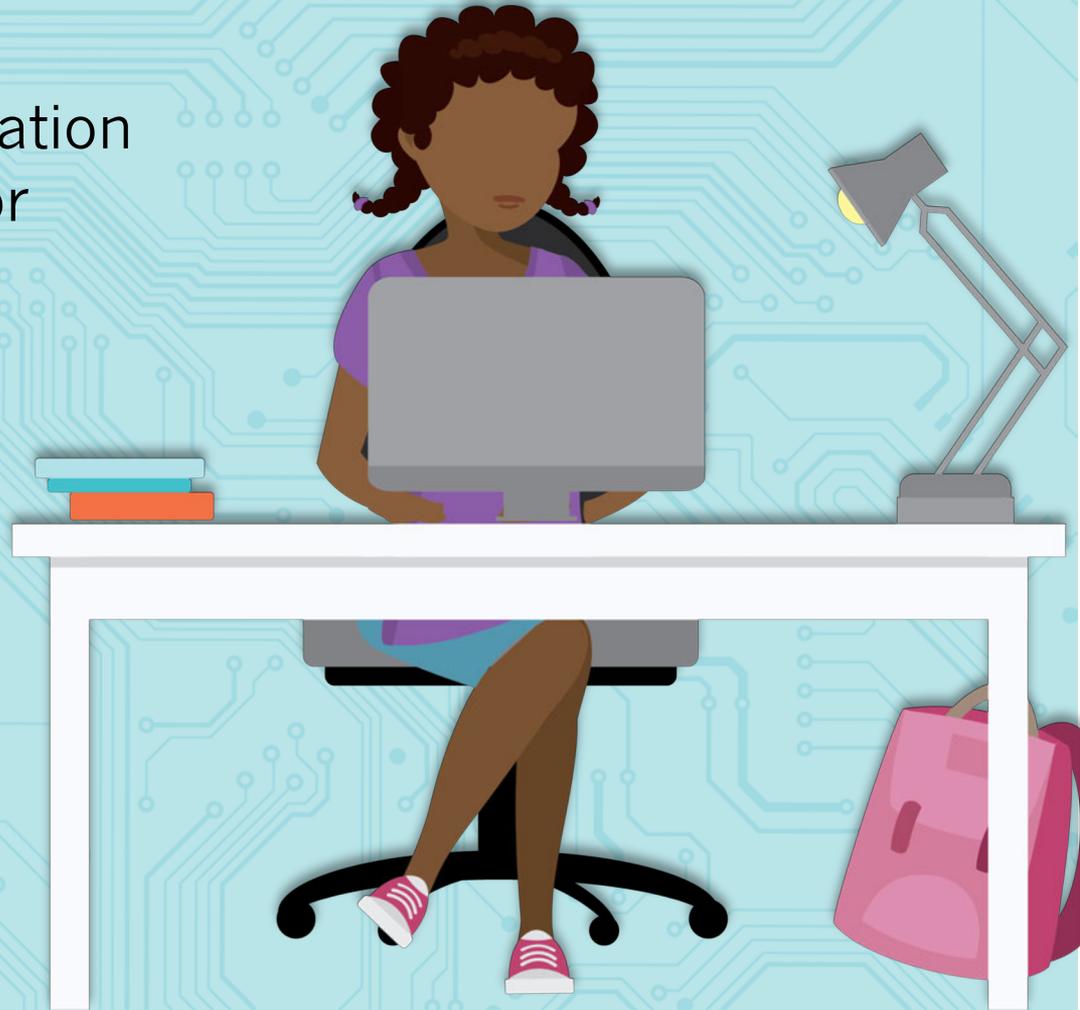
THE INTERNET & THE LAW

In Australia, we have both Commonwealth laws that apply to everyone in the country but we also have specific State laws.



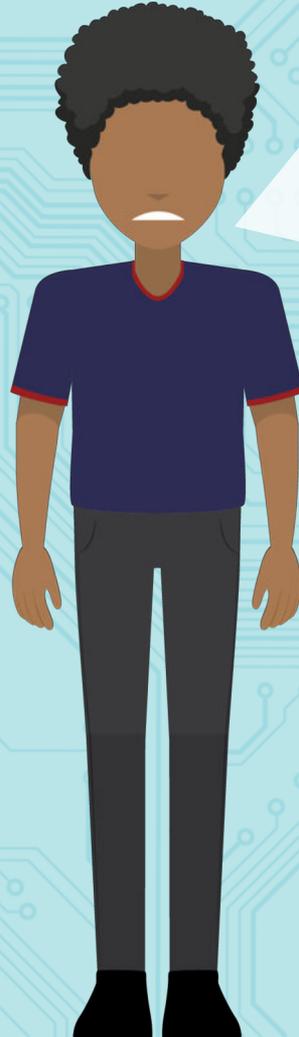
IF

You find yourself in a situation where you've made a poor decision or choice online



TIP

An easy first step might be to apologise to the person



Sorry Zahra,
I didn't think
how my
comment
might have
offended you



TIP

Remove what
you have posted



I should delete
my post!



Paul Smith

John Stevenson is a thief and he manipulates people!! Do not trust him!!!



218 likes this.

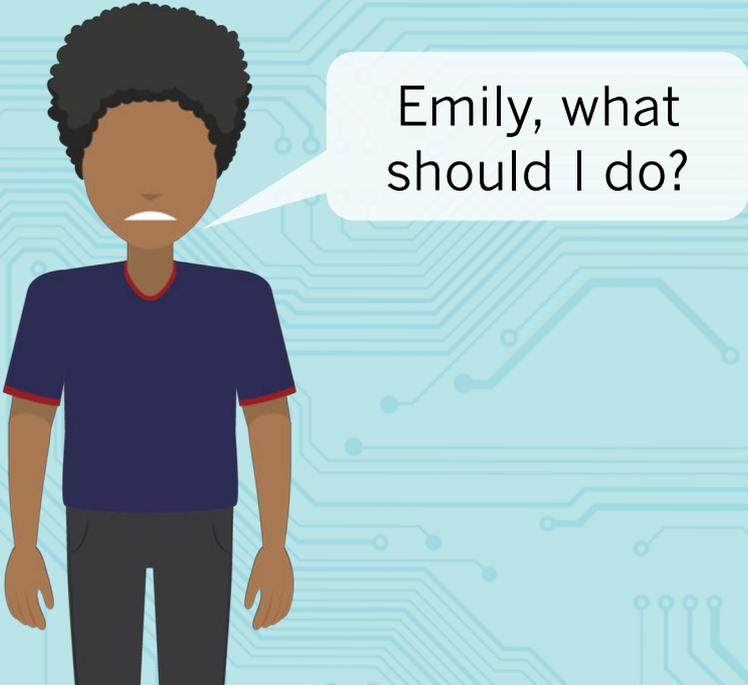


Eric Chan

I was there and still couldn't believe he would do such a thing! D***!!!

TIP

Ask for help
from someone
you trust



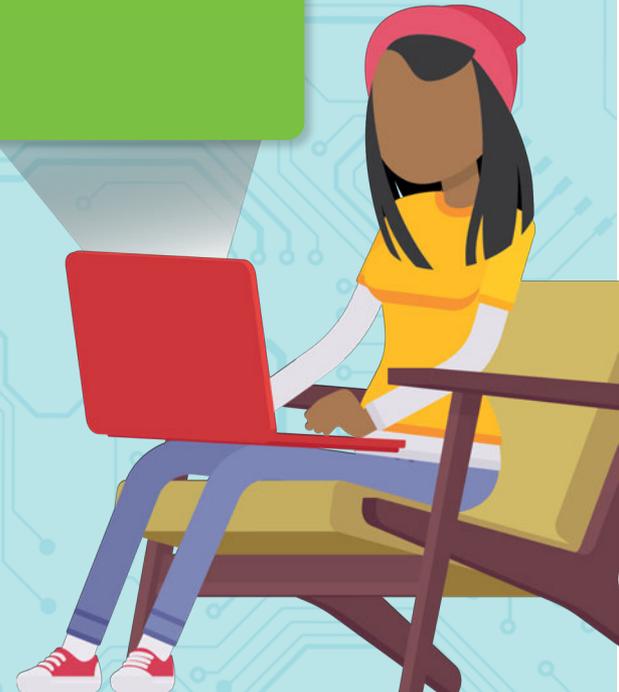
Emily, what
should I do?



If you were faced with
an online issue where
else could you go for help?

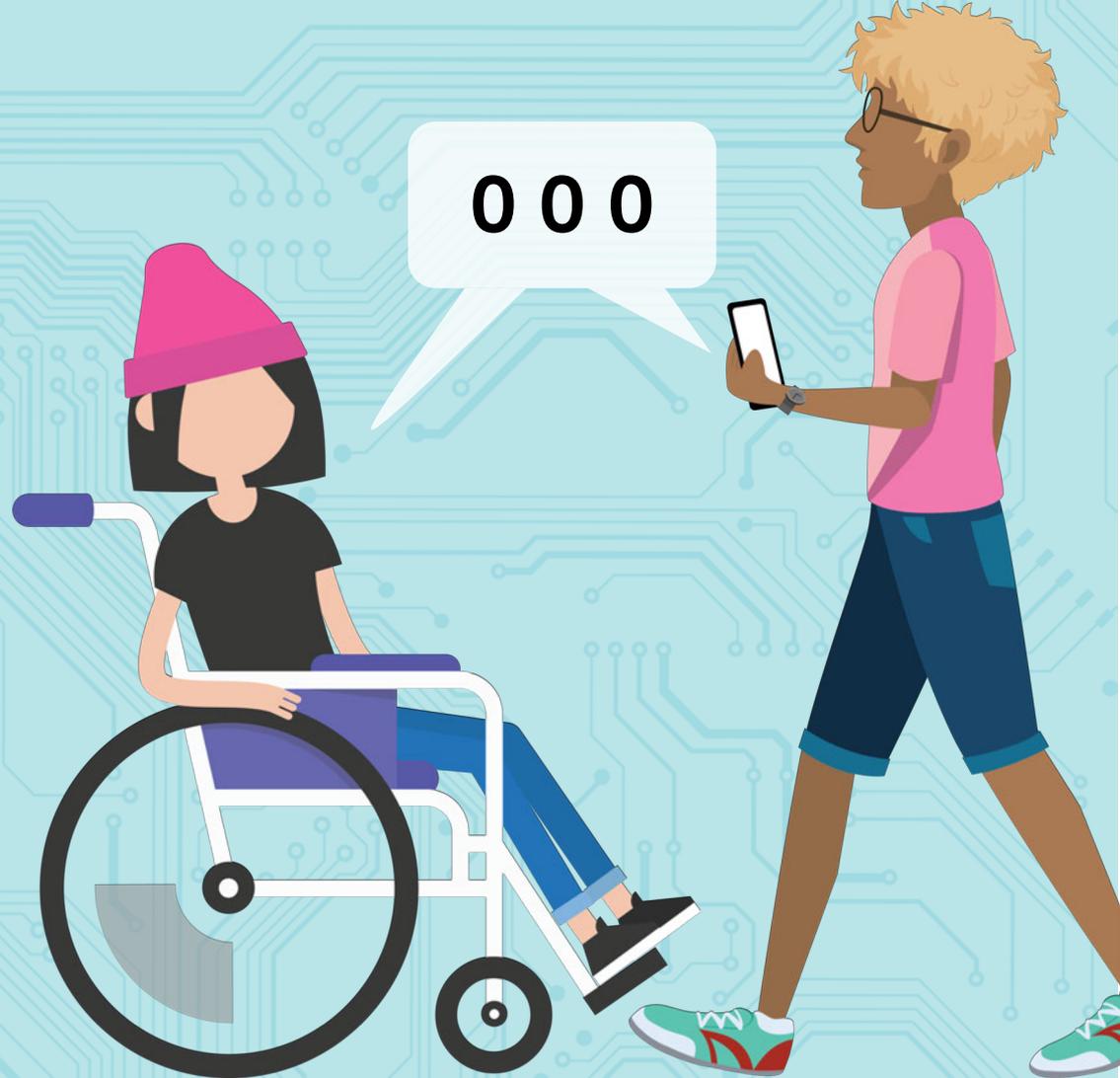
SEEK

advice from
places like:



REPORT

If someone is making serious threats and you believe that you are in physical danger call the police



REPORT

If you have been targeted online and have been seriously cyberbullied



Serious name calling and nasty comments



Fake accounts or impersonations



Offensive or upsetting pictures or videos



Hacking of social media accounts



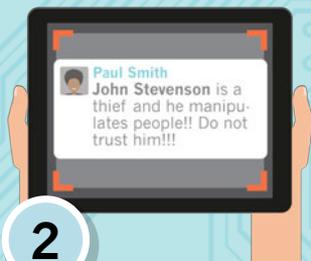
Hate pages

REPORT



1

Report the cyberbullying material to the social media service (Parent, carer or older person can help you do this)



2

Collect evidence - copy URLs or take screenshots of the material

If the content is not removed within **48 hours**



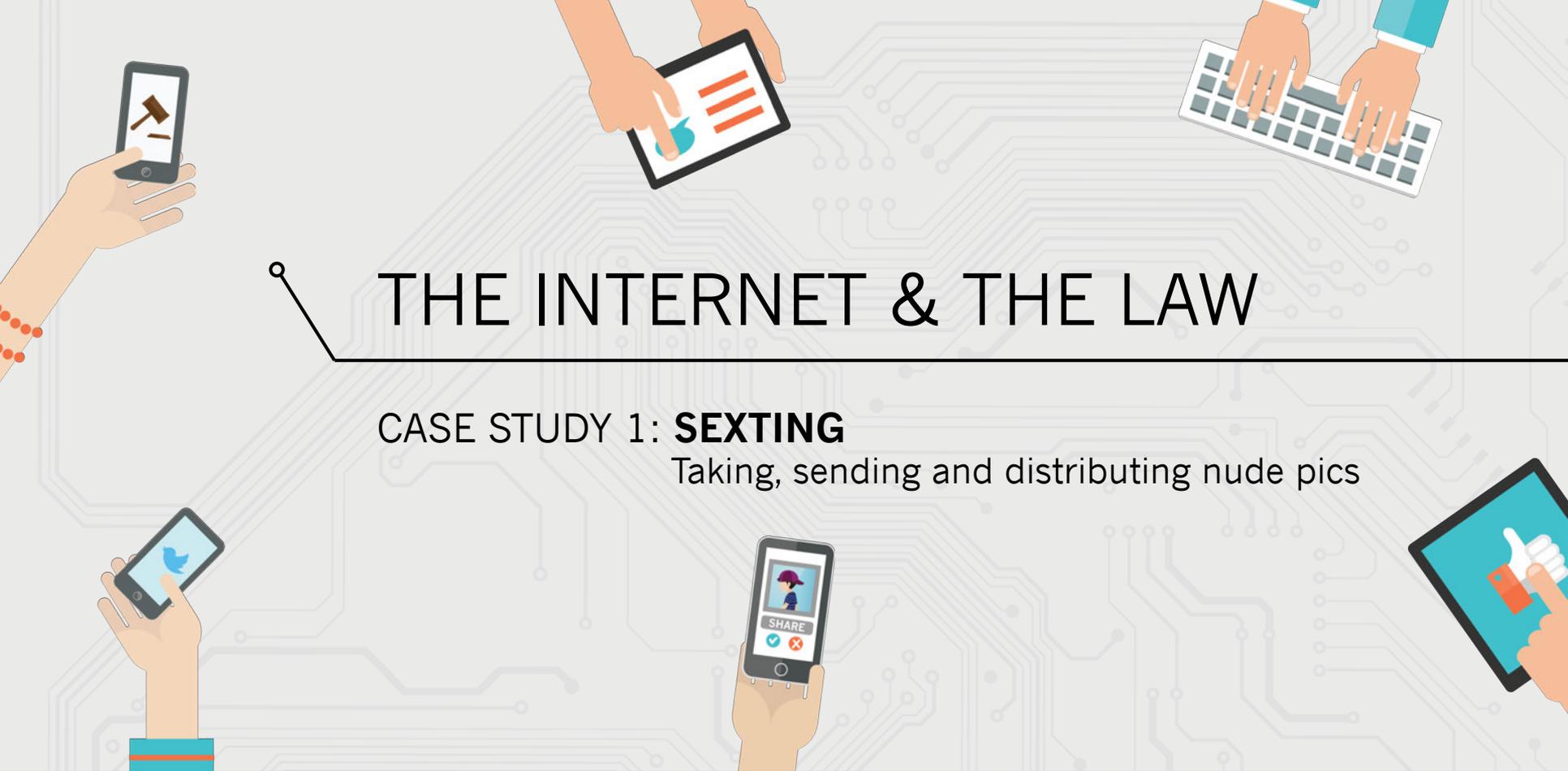
3

Report it to esafety.gov.au/reportcyberbullying



4

Block the person and talk to someone you trust



THE INTERNET & THE LAW

CASE STUDY 1: **SEXTING**

Taking, sending and distributing nude pics

Today, we are going to look at a case study involving the taking, sending and distribution of nude pics.

Sexting



SEXTING & THE LAW

The laws related to sexting differ across the states and territories in Australia.

For more information on laws specific to your state visit

YOUTH LAW AUSTRALIA

INTERNET, PHONES AND TECHNOLOGY



MY GALLERY

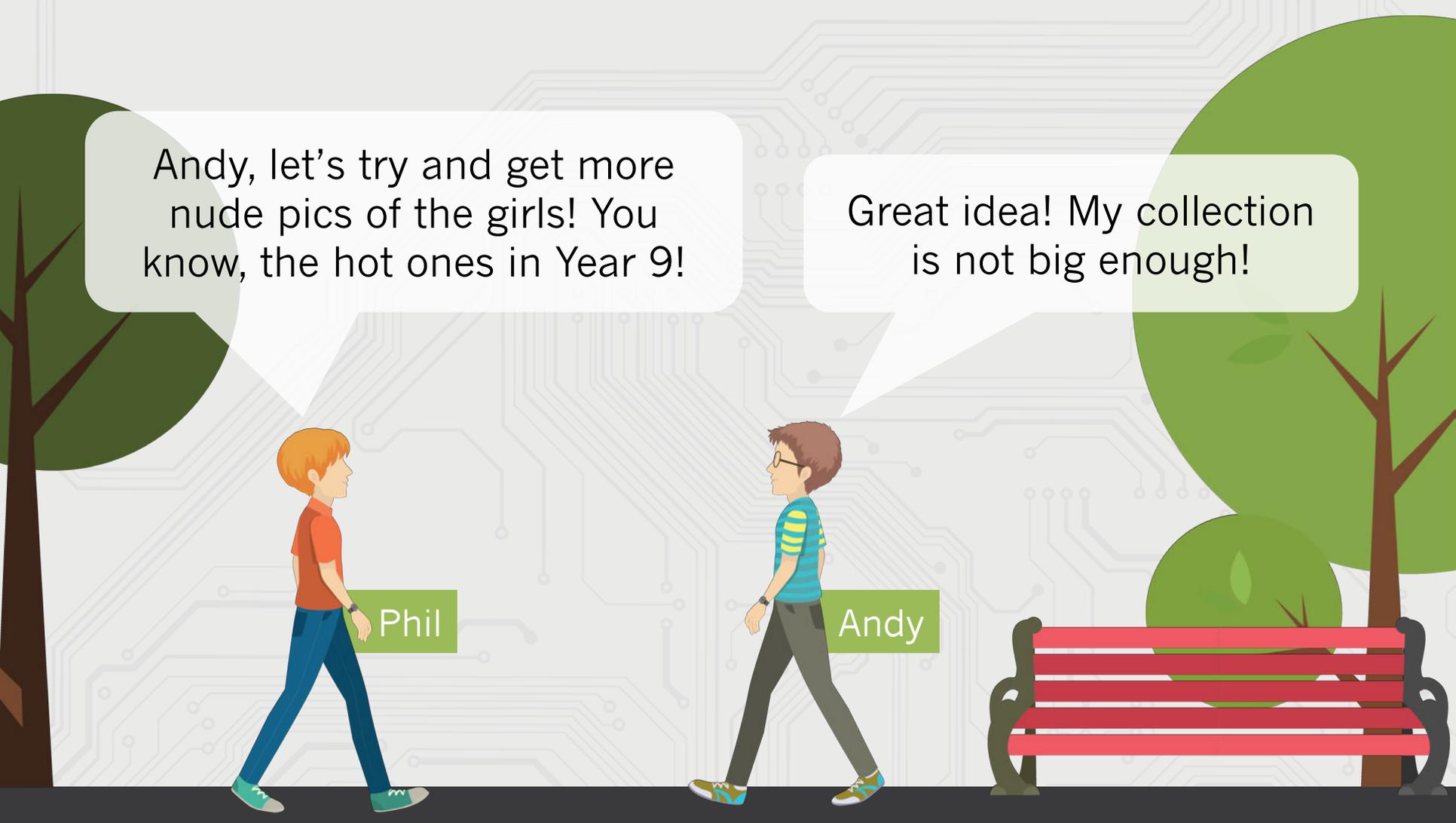


CASE STUDY #1

SEXTING

Taking, sending and distributing nude pics





Andy, let's try and get more nude pics of the girls! You know, the hot ones in Year 9!

Great idea! My collection is not big enough!

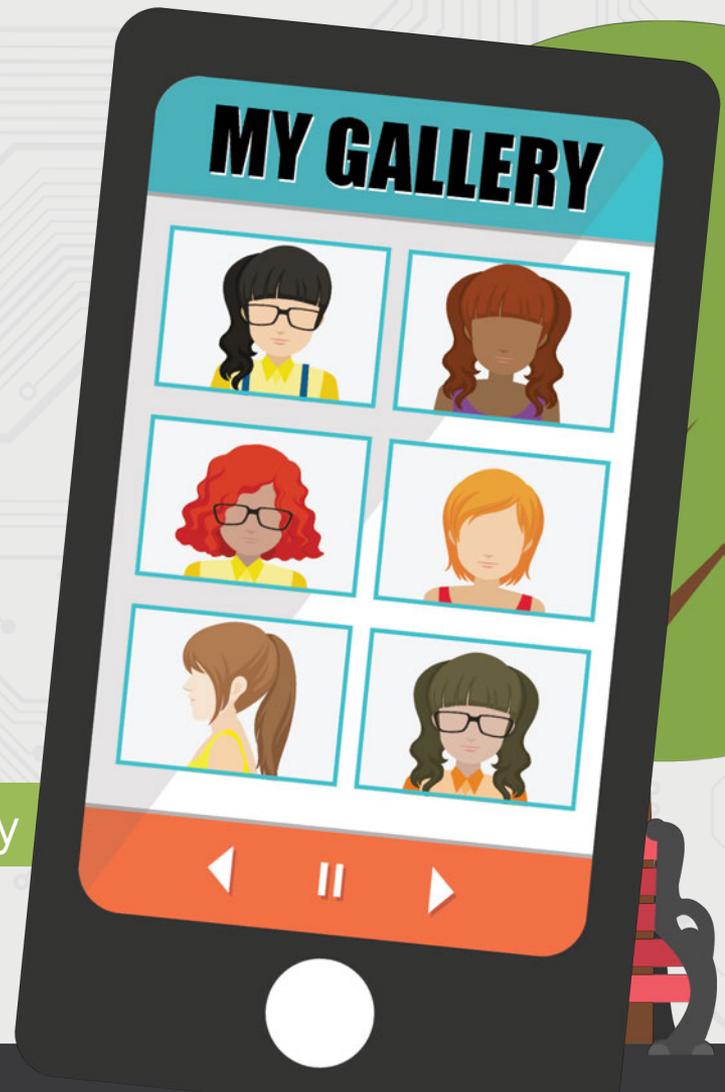
Phil

Andy

Can you send me
your latest ones to
add to my collection?

Phil

Andy



NUDE IMAGES

SHARE



SHARE



SHARE



IMAGE-BASED

ABUSE

An intimate or nude image or video that is shared or threatened to be shared, without the consent of the person in the image or video

It's not your fault
if someone shares
or threatens to
share your image

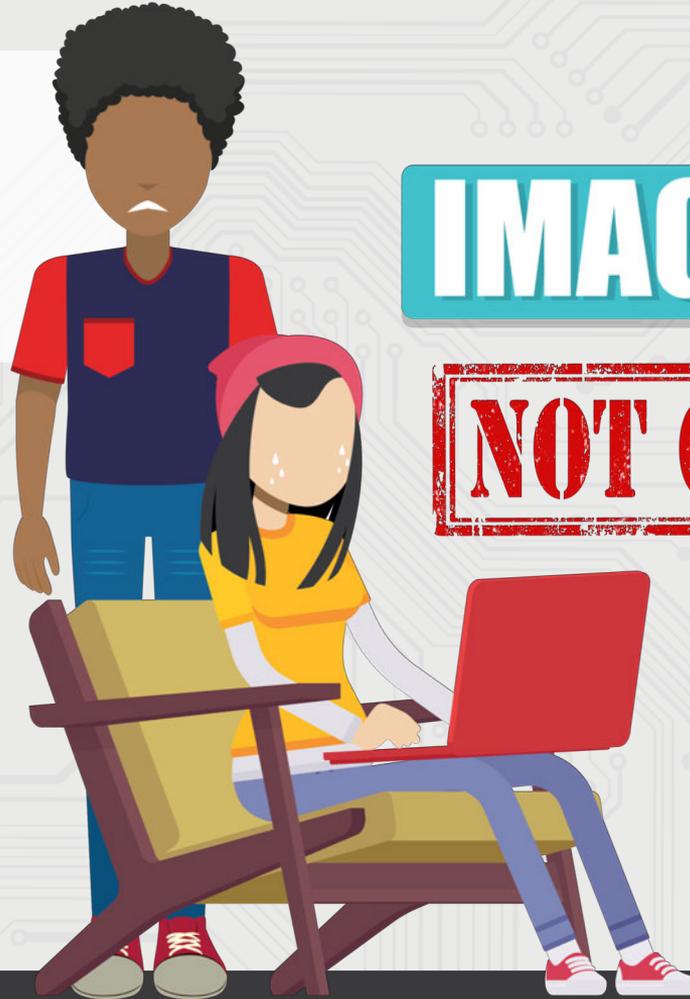


IMAGE-BASED

NOT OKAY

ABUSE



Australian Government

Office of the
**eSafety
Commissioner**

has legal powers to take action
against people who post, or threaten
to post, intimate images without consent.

The eSafety Office can help with:

DELETE

Removal of
intimate images



Action against the
person responsible



THE GIRL'S CONVERSATION



Celeste



Hey Jess, did you send a pic to Phil?

OMG! Don't tell me he asked you too??!!



Yep!! I heard him and Andy talking abt some site that they were uploading our pics to!!

What should we do? He said I was the only one and he wouldn't show anyone else. Imagine if our parents find out!



Maybe we should tell someone...



WHAT DO YOU THINK?

Should the boys be charged by the police for their actions?



- a. I agree
- b. I disagree
- c. I don't know



What possible school consequences may students face – if this happened at your school?

Some of the legal consequences for their actions, may include:



Official
caution



Good behaviour
bonds



Being charged
with possessing
and distributing
child pornography



Imprisonment



The case study is based on a real incident. The police were called to the school and seized the student's phones.



Do you think it is fair that they boys could be charged?



ACTUAL OUTCOME

Following the police investigation, the boys were expelled from school.



POSSIBLE LEGAL CONSEQUENCES OF SEXTING

There are different laws across all states and territories in Australia



THE LAW

Creation, possession and distribution of child pornography (a person under 18 or appears to be under 18)



If you are charged, you may be listed on the child sex offenders register.



RESULT

There are several implications which can affect your everyday life.



May limit the occupation you can choose



Some countries do not allow you to enter their country



Closely monitored by the police



KEEP THE CONVERSATION GOING

Check the teacher notes
for more information on the
YeS Project on

[eSafety.gov.au](https://www.esafety.gov.au)

THE **YeS** PROJECT



Laws, tech and media

Overview of digital
and technology based
harassment, abuse
and discrimination.



THE INTERNET & THE LAW

CASE STUDY 2: **MAKING THREATS**

Today, we are going to look at a case study involving threats made online

Threats



CASE STUDY #2



MAKING THREATS

Lisa recently
broke up with
Tom. Mike is
a friend of Lisa



Lisa

Mike, Tom keeps
threatening me
on Messenger!
I'm scared!



Mike



Lisa

Tom is sending me threats too! I don't know if he is serious.



Mike



Lisa

TOM



You're such a loser!!! How dare you steal Lisa away from me!!! I'm going to find you after school and get you when you least expect it!!!



YOU BETTER WATCH OUT!!!!

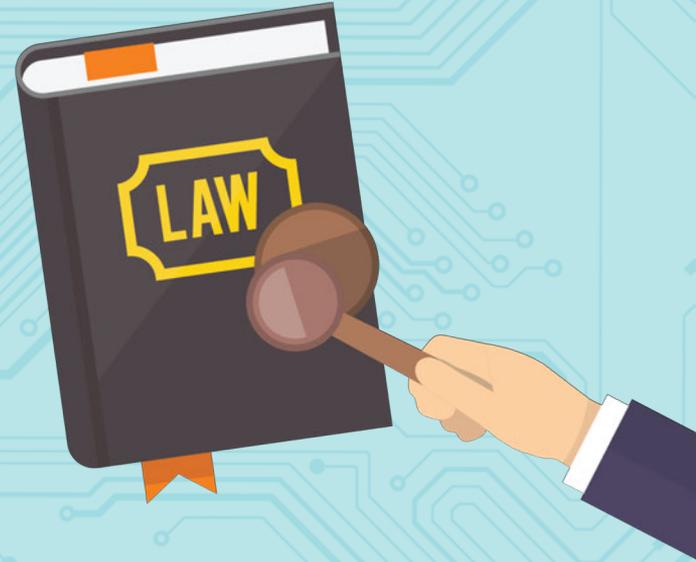
Write a message...



Mike

DO YOU THINK

Tom's actions are illegal?



- a. Yes
- b. No
- c. I don't know



What impact could
Tom's actions have on:

a

Lisa

b

Mike





Before going to police
what do Lisa and Mike
need to do?



ACTUAL OUTCOME

Tom was found guilty of using the phone and internet services in a menacing, harassing or offensive way and placed on probation.



Could this situation be avoided?



PROBATION

You have to stay out of trouble
for a set period of time



Report to a probation
officer within 48 hours
of sentencing



From then
on report at
regular times



Must attend
counselling



THE INTERNET & THE LAW

CASE STUDY 3: **DEFAMATION**

Today, we are going to discuss a case where false information was posted online

Defamation



CASE STUDY #3



Louisa Smith

Great communication
😞 BRAVO team
#R&Cslide. What a
complete waste of
time....

👍 218 li

DEFAMATION

WORDS MATTER

Louisa had been working on a project for several months.

Subject:
Project Cancelled

I cannot believe the project is cancelled. Months of hard work down the drain!!



Louisa went on social media to vent her frustration



Louisa Smith

842 friends

Great communication 🙄
BRAVO team **#R&Cslide**.
What a complete waste
of time. R&Cslide
products are as inferior
as the Managers who
should be reviewed for
stupidity. They don't
know a good thing when
they see one. PFFFTTT.

👍 64

5 shares



Do you think the company's reputation may be damaged by what Louisa posted?

YES

NO



Louisa's manager was sent the post from a colleague of Louisa



ACTUAL OUTCOME

Louisa was dismissed from her job the day after she posted the comment.



I cannot believe they fired me. I'm going to sue them for unfair dismissal.

ACTUAL OUTCOME

The court
found in favour
of her company.



Louisa, you are
in breach of the
company policy
and you had been
given training that
described the
company's social
media policy about
what employees
could and could
not post.

IN ADDITION

A PERSON

who repeats or spreads a rumour may be as liable as the original publisher



Louisa Smith

Great communication 🙄 BRAVO team #R&Cslide. What a complete waste of time. R&Cslide products are as inferior as the Managers who should be reviewed for stupidity. They don't know a good thing when they see one. PFFFTTT...

👍 64 likes

5 shares



Tony Fung

Totally!! What a bunch of incompetent idiots! This is so typical of R&Cslide, their products are dodgy and the managers are corrupt.

◦ BY PASSING IT ON

and giving a comment
credibility, the person
implies that it is based on
fact or that it may be true. ◦



Louisa Smith

Great communication 😊 BRAVO team
#R&Cslide. What a complete waste of time.
R&Cslide products are as inferior as the
Managers who should be reviewed for stupidity.
They don't know a good thing when they see
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👍 64 likes

🔄 5 shares



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This is so typical of R&Cslide, their products
are dodgy and the managers are corrupt.

KEEP THE CONVERSATION GOING

The video highlights legal risks and consequences when negative offline behaviours are transferred to online platforms.
(3.17 minutes)



MAKE GOOD CHOICES ONLINE

<https://vimeo.com/190791656>

For more information

eSafety.gov.au