

1  
00:00:05,929 --> 00:00:13,699  
welcome to the skeptic zone the podcast

2  
00:00:09,119 --> 00:00:13,699  
from Australia for science and reason

3  
00:00:23,239 --> 00:00:32,519  
yes it's the skeptic Zone episode number

4  
00:00:27,469 --> 00:00:35,189  
184 the 31st of March 2012 Richard

5  
00:00:32,520 --> 00:00:37,320  
Saunders here with you from beautiful

6  
00:00:35,189 --> 00:00:39,750  
southern New South Wales along the

7  
00:00:37,320 --> 00:00:41,039  
Murray River not so far out of Aubrey

8  
00:00:39,750 --> 00:00:43,409  
I'm here with my good friend and

9  
00:00:41,039 --> 00:00:46,100  
voiceover man for the skeptic zone Jim

10  
00:00:43,409 --> 00:00:48,328  
Wilshire hi Jim Richard how he who I'm

11  
00:00:46,100 --> 00:00:51,120  
well because we just had a fabulous

12  
00:00:48,329 --> 00:00:52,799  
chicken dinner with chips and broccoli

13  
00:00:51,119 --> 00:00:55,378  
and I was just gorgeous but pretty good

14  
00:00:52,799 --> 00:00:57,030  
Rosen is dangling now we're standing in

15  
00:00:55,378 --> 00:00:59,159  
your front yard listening to the

16  
00:00:57,030 --> 00:01:01,620  
cockatoo screeching in the background

17  
00:00:59,159 --> 00:01:04,408  
because we're waiting for the imminent

18  
00:01:01,619 --> 00:01:07,259  
arrival and passing overhead of the

19  
00:01:04,409 --> 00:01:09,780  
International Space Station the ISS is

20  
00:01:07,260 --> 00:01:13,020  
on its way it is and where Stan if the

21  
00:01:09,780 --> 00:01:15,570  
sun's just set Jupiter and Venus are

22  
00:01:13,019 --> 00:01:17,789  
bright bright over there towards the

23  
00:01:15,569 --> 00:01:20,099  
horizon the moon sort of not going to

24  
00:01:17,790 --> 00:01:22,920  
cause too much problem just see the last

25  
00:01:20,099 --> 00:01:26,039  
glow of the Sun this the sets I'm now

26  
00:01:22,920 --> 00:01:28,049  
and any minute as we gaze up towards the

27  
00:01:26,040 --> 00:01:31,890  
heavens which are looking more heavenly

28  
00:01:28,049 --> 00:01:34,110  
as we gaze more stars pop out I must say

29

00:01:31,890 --> 00:01:37,259  
this part of the world where you live

30  
00:01:34,109 --> 00:01:38,909  
somewhat out of all bree is there's no

31  
00:01:37,259 --> 00:01:43,188  
light pollution absolutely it's

32  
00:01:38,909 --> 00:01:46,229  
absolutely superb for night viewing

33  
00:01:43,188 --> 00:01:49,469  
starveling stargazing you get the full

34  
00:01:46,228 --> 00:01:53,280  
experience of the Milky Way and all the

35  
00:01:49,469 --> 00:01:54,629  
stars brightly lit it's just makes you

36  
00:01:53,280 --> 00:01:56,250  
realize when you live in the city what

37  
00:01:54,629 --> 00:01:59,099  
you miss when you come here and of

38  
00:01:56,250 --> 00:02:01,078  
course the thing that still boggles my

39  
00:01:59,099 --> 00:02:03,629  
mind is that when you look up and look

40  
00:02:01,078 --> 00:02:06,029  
at all the stars you're seeing a pattern

41  
00:02:03,629 --> 00:02:11,098  
which has never existed doesn't exist

42  
00:02:06,030 --> 00:02:12,770  
now I never will that's right so so

43  
00:02:11,098 --> 00:02:14,209

they're astrologers

44

00:02:12,770 --> 00:02:17,000

and the reason is of course because

45

00:02:14,210 --> 00:02:19,010

they're moving basically randomly in

46

00:02:17,000 --> 00:02:20,870

different directions yeah this is a

47

00:02:19,009 --> 00:02:22,549

foreign distances what we see is a

48

00:02:20,870 --> 00:02:25,039

snapshot from our point of view at this

49

00:02:22,550 --> 00:02:26,990

particular moment really well it's a

50

00:02:25,039 --> 00:02:30,829

construction I've not even a snapshot

51

00:02:26,990 --> 00:02:33,740

it's a construction but where is he is

52

00:02:30,830 --> 00:02:36,200

we're still at any minute now we're

53

00:02:33,740 --> 00:02:38,600

within a minute or two of actually you

54

00:02:36,199 --> 00:02:41,149

keep gazing towards the heavens and how

55

00:02:38,599 --> 00:02:45,109

that our listeners know that coming up

56

00:02:41,150 --> 00:02:47,000

on the skeptic zone today Maynard good

57

00:02:45,110 --> 00:02:49,640

old Maynard interviews a professor of

58  
00:02:47,000 --> 00:02:51,199  
journalism from bond university mark

59  
00:02:49,639 --> 00:02:54,159  
Pearson who's written a book called

60  
00:02:51,199 --> 00:02:56,750  
blogging and tweeting without being sued

61  
00:02:54,159 --> 00:02:58,729  
yes so I mean we're all blogging we're

62  
00:02:56,750 --> 00:03:00,530  
all twittering well some of us are you

63  
00:02:58,729 --> 00:03:02,449  
want to keep twittering away without

64  
00:03:00,530 --> 00:03:03,860  
being sued better listen to this

65  
00:03:02,449 --> 00:03:05,689  
interview coming up at the top of the

66  
00:03:03,860 --> 00:03:07,370  
show then after the break we have a

67  
00:03:05,689 --> 00:03:10,370  
report from our friends our very good

68  
00:03:07,370 --> 00:03:12,409  
friends at choice magazine the consumers

69  
00:03:10,370 --> 00:03:15,500  
advocate the watchdog here in Australia

70  
00:03:12,409 --> 00:03:18,770  
they've recently awarded a good man dr.

71  
00:03:15,500 --> 00:03:20,270  
ken harvey with their achievement award

72  
00:03:18,770 --> 00:03:22,430  
from choice magazine which is the

73  
00:03:20,270 --> 00:03:24,050  
opposite to their show keys which they

74  
00:03:22,430 --> 00:03:25,610  
dish out every year and a couple of

75  
00:03:24,050 --> 00:03:27,950  
years ago they gave one to the power

76  
00:03:25,610 --> 00:03:29,720  
balance people that's coming up and also

77  
00:03:27,949 --> 00:03:33,649  
on today's show we have a report from

78  
00:03:29,719 --> 00:03:36,020  
the launch of soap in albury with our

79  
00:03:33,650 --> 00:03:38,300  
good friend dr. chrissy wilson that'll

80  
00:03:36,020 --> 00:03:39,890  
be coming up well Jim a congratulations

81  
00:03:38,300 --> 00:03:41,660  
on that Ridge by the way is everything

82  
00:03:39,889 --> 00:03:45,529  
terrific thank you very much good to see

83  
00:03:41,659 --> 00:03:48,709  
you using soap occasionally thank you

84  
00:03:45,530 --> 00:03:54,080  
Jim yes yes I was speaking there just

85  
00:03:48,709 --> 00:03:57,050  
last night thank you Jim now let's gaze

86

00:03:54,080 --> 00:04:00,380  
towards the heavens I am I have you are

87  
00:03:57,050 --> 00:04:06,230  
I'm looking at my watch now and it's it

88  
00:04:00,379 --> 00:04:08,900  
should be in viewed well now where are

89  
00:04:06,229 --> 00:04:14,209  
you international space station then

90  
00:04:08,900 --> 00:04:15,890  
decimated ah ah what wait a minute now

91  
00:04:14,209 --> 00:04:17,870  
if we look over towards their gym what's

92  
00:04:15,889 --> 00:04:22,399  
that above the tree line they're coming

93  
00:04:17,870 --> 00:04:26,120  
now there it is that is it appearing

94  
00:04:22,399 --> 00:04:29,209  
from the south direction some of the

95  
00:04:26,120 --> 00:04:31,310  
south east and we can see this moving

96  
00:04:29,209 --> 00:04:33,079  
light it's moving much faster than a

97  
00:04:31,310 --> 00:04:35,509  
plane gee that's doing about twenty

98  
00:04:33,079 --> 00:04:38,719  
seven thousand kilometers an hour reckon

99  
00:04:35,509 --> 00:04:43,219  
it's slightly larger than a football

100  
00:04:38,720 --> 00:04:47,110

field yes ways the equivalent about 450

101

00:04:43,220 --> 00:04:50,539  
cars quite extraordinary piece of

102

00:04:47,110 --> 00:04:53,479  
contraption that mankind has built weary

103

00:04:50,538 --> 00:04:56,029  
hundred and seventy kilometers out into

104

00:04:53,478 --> 00:04:57,680  
space we were just briefly looking at

105

00:04:56,029 --> 00:04:59,359  
the newspaper because the newspaper

106

00:04:57,680 --> 00:05:00,650  
alerted us to the fact that if we came

107

00:04:59,360 --> 00:05:04,430  
out at this time we should be able to

108

00:05:00,649 --> 00:05:06,500  
see it well it's about a quarter of the

109

00:05:04,430 --> 00:05:10,250  
way across the sky now and when we first

110

00:05:06,500 --> 00:05:13,879  
glimpsed it it's to be honest not quite

111

00:05:10,250 --> 00:05:16,430  
as bright as I did yeah it's about as

112

00:05:13,879 --> 00:05:18,439  
blade is very impressive it is it's

113

00:05:16,430 --> 00:05:20,090  
about as bright it's a little bit

114

00:05:18,439 --> 00:05:22,879  
brighter than a star but not not very

115  
00:05:20,089 --> 00:05:25,609  
much bigger is it it's supposed to have

116  
00:05:22,879 --> 00:05:28,668  
six people in it at the moment yeah but

117  
00:05:25,610 --> 00:05:32,270  
I think I can see two entire football

118  
00:05:28,668 --> 00:05:34,370  
teams that is a football pitch it's not

119  
00:05:32,269 --> 00:05:36,409  
the ISS look they're waving to us from

120  
00:05:34,370 --> 00:05:38,990  
the process the bright light it's the

121  
00:05:36,410 --> 00:05:42,380  
bright lights no no it's the iris it it

122  
00:05:38,990 --> 00:05:43,759  
is yes I'm sure if we had a decent pair

123  
00:05:42,379 --> 00:05:46,610  
of binoculars or telescope right now we

124  
00:05:43,759 --> 00:05:49,069  
probably make out it some details but it

125  
00:05:46,610 --> 00:05:50,419  
looks like a bright star just shooting

126  
00:05:49,069 --> 00:05:53,449  
across the sky do you think they're

127  
00:05:50,418 --> 00:05:54,680  
making n signal service they are I sure

128  
00:05:53,449 --> 00:05:56,180  
I'm sure they look they listen to the

129  
00:05:54,680 --> 00:05:58,189  
skeptical zone every week up there they

130  
00:05:56,180 --> 00:06:01,310  
must hi guys we're looking at you yes

131  
00:05:58,189 --> 00:06:02,810  
sir when you download this episode or

132  
00:06:01,310 --> 00:06:06,410  
maybe you upload it when you're in space

133  
00:06:02,810 --> 00:06:08,538  
after you have to or they'd have to be

134  
00:06:06,410 --> 00:06:12,380  
on the other side of the planet you know

135  
00:06:08,538 --> 00:06:16,339  
it's it's roughly now halfway it's

136  
00:06:12,379 --> 00:06:18,159  
ranked slightly it's perfect it's just

137  
00:06:16,339 --> 00:06:21,339  
it's doing a u-turn and it

138  
00:06:18,160 --> 00:06:23,260  
just about to pass in front of Alpha

139  
00:06:21,339 --> 00:06:25,989  
Centauri well we heard the Southern

140  
00:06:23,259 --> 00:06:28,269  
Cross it might go behind might go behind

141  
00:06:25,990 --> 00:06:30,490  
a visionary and for those of you in the

142  
00:06:28,269 --> 00:06:32,469  
southern hemisphere the two pointers to

143

00:06:30,490 --> 00:06:35,310  
the Southern Cross the space station is

144  
00:06:32,470 --> 00:06:39,850  
just about the past right between them

145  
00:06:35,310 --> 00:06:43,449  
look at that here it comes G the entire

146  
00:06:39,850 --> 00:06:46,210  
Traverse of an arc which is probably at

147  
00:06:43,449 --> 00:06:50,289  
what 20 degrees or so maybe our net ya

148  
00:06:46,209 --> 00:06:52,449  
from the horizon is expected to take

149  
00:06:50,290 --> 00:06:54,460  
about five minutes and that'd be about

150  
00:06:52,449 --> 00:06:56,680  
right should that be right about right

151  
00:06:54,459 --> 00:06:57,939  
so it's just gone through the Southern

152  
00:06:56,680 --> 00:07:00,639  
Cross well that the pointers of the

153  
00:06:57,939 --> 00:07:03,730  
Southern Cross now how am I going to be

154  
00:07:00,639 --> 00:07:05,709  
losing sight soon I think we're going to

155  
00:07:03,730 --> 00:07:09,189  
lose so it's about to go behind the

156  
00:07:05,709 --> 00:07:11,199  
power pole oh no what could we do oh

157  
00:07:09,189 --> 00:07:13,209

it's step this way a little bit oh it

158

00:07:11,199 --> 00:07:16,149

blinked it blinked there it is take but

159

00:07:13,209 --> 00:07:19,569

there it is it's back again yes that's

160

00:07:16,149 --> 00:07:22,509

company what what did they actually

161

00:07:19,569 --> 00:07:25,360

spend putting it together Richard oh I

162

00:07:22,509 --> 00:07:27,039

wouldn't have a lot of money a lot had

163

00:07:25,360 --> 00:07:29,259

not a lot of dog biscuits let's more

164

00:07:27,040 --> 00:07:33,010

than a smidgen it had more than a

165

00:07:29,259 --> 00:07:36,879

smidgen I'm sure it's maybe two tags we

166

00:07:33,009 --> 00:07:38,500

are now it's sort of going to go behind

167

00:07:36,879 --> 00:07:40,389

the bull yeah we gonna lose your behind

168

00:07:38,500 --> 00:07:43,569

some stew the trees in the hill in about

169

00:07:40,389 --> 00:07:45,939

a minute or less even less yeah very

170

00:07:43,569 --> 00:07:48,699

impressive though and very exciting that

171

00:07:45,939 --> 00:07:53,740

it's happening live hmm on this replay

172  
00:07:48,699 --> 00:07:55,959  
of the zone is at whatever particular

173  
00:07:53,740 --> 00:07:57,850  
point in time people are repaying even

174  
00:07:55,959 --> 00:08:02,250  
in 20 years time that's that's right

175  
00:07:57,850 --> 00:08:05,800  
alive rolling out right now 20 years ago

176  
00:08:02,250 --> 00:08:07,899  
well there it there is a way they ain't

177  
00:08:05,800 --> 00:08:10,980  
goodbye we can still see it but it's

178  
00:08:07,899 --> 00:08:14,649  
just going behind this tree now yes and

179  
00:08:10,980 --> 00:08:16,930  
I'll go into the Pacific Ocean headings

180  
00:08:14,649 --> 00:08:20,229  
are then crashed or it's gone behind the

181  
00:08:16,930 --> 00:08:22,240  
truth there goes lovely all right quite

182  
00:08:20,230 --> 00:08:24,819  
Linda that was great well Jim why don't

183  
00:08:22,240 --> 00:08:26,590  
we run inside have a nice cold bottle of

184  
00:08:24,819 --> 00:08:30,538  
ginger beer and we'll let our listeners

185  
00:08:26,589 --> 00:08:30,538  
enjoyed the skeptic zone absolutely

186  
00:08:42,700 --> 00:08:49,680  
here's my not spooky action at a

187  
00:08:47,110 --> 00:08:49,680  
distance

188  
00:08:50,269 --> 00:08:54,750  
hey I just like getting out there and

189  
00:08:52,679 --> 00:08:57,388  
saying whatever I like about whoever I

190  
00:08:54,750 --> 00:08:59,490  
like whenever I like on Twitter online

191  
00:08:57,389 --> 00:09:01,860  
and Twitter is this amazing thing you

192  
00:08:59,490 --> 00:09:03,480  
know people it's a form of media where

193  
00:09:01,860 --> 00:09:05,970  
you can say whatever you like about

194  
00:09:03,480 --> 00:09:08,220  
anyone you like at any time without any

195  
00:09:05,970 --> 00:09:09,629  
legal recourse well apparently there's

196  
00:09:08,220 --> 00:09:11,790  
someone who thinks is not the case that

197  
00:09:09,629 --> 00:09:13,528  
person's mark Pearson journalist and

198  
00:09:11,789 --> 00:09:15,629  
professor of journalism at bond

199  
00:09:13,528 --> 00:09:18,059  
university so he knows was talking about

200

00:09:15,629 --> 00:09:20,069  
and co-author of the quite well regarded

201  
00:09:18,059 --> 00:09:22,109  
the journalists guide to media law which

202  
00:09:20,068 --> 00:09:23,669  
I read briefly in the bathroom before I

203  
00:09:22,110 --> 00:09:25,289  
came here and it was because

204  
00:09:23,669 --> 00:09:26,610  
correspondent for reporters without

205  
00:09:25,289 --> 00:09:29,039  
borders and has been published in The

206  
00:09:26,610 --> 00:09:31,259  
Wall Street Journal so you've been sued

207  
00:09:29,039 --> 00:09:33,809  
many times mark have you well what quite

208  
00:09:31,259 --> 00:09:37,740  
I had a lawsuit very early in my career

209  
00:09:33,809 --> 00:09:39,208  
and that taught me a lesson that meant

210  
00:09:37,740 --> 00:09:41,549  
that I had to go across and research is

211  
00:09:39,208 --> 00:09:43,799  
this material and basically spent the

212  
00:09:41,549 --> 00:09:45,628  
last 30 years or so doing that well the

213  
00:09:43,799 --> 00:09:48,000  
book you've got is called blogging and

214  
00:09:45,629 --> 00:09:49,230

tweeting without getting sued and what

215

00:09:48,000 --> 00:09:51,539

you've done well as you've done so good

216

00:09:49,230 --> 00:09:53,909

font work here because as the title gets

217

00:09:51,539 --> 00:09:56,219

larger towards the word sued that is the

218

00:09:53,909 --> 00:09:57,990

biggest word on the cover and that gets

219

00:09:56,220 --> 00:09:59,579

your attention if you're journalist yes

220

00:09:57,990 --> 00:10:02,039

well publisher has to take credit for

221

00:09:59,578 --> 00:10:04,438

that typography but it certainly does

222

00:10:02,039 --> 00:10:06,990

get the message home but not just a

223

00:10:04,438 --> 00:10:09,899

journalist's to the ordinary blogger and

224

00:10:06,990 --> 00:10:13,709

it's really aimed more at the lay

225

00:10:09,899 --> 00:10:15,299

bloggers and twitter who often goes into

226

00:10:13,708 --> 00:10:16,500

this business of publishing and they

227

00:10:15,299 --> 00:10:18,750

don't realize that it's online

228

00:10:16,500 --> 00:10:21,720

publishing that they're doing without

229  
00:10:18,750 --> 00:10:23,938  
understanding the centuries of laws and

230  
00:10:21,720 --> 00:10:26,129  
the hundreds of wars across different

231  
00:10:23,938 --> 00:10:28,198  
jurisdictions that apply to them mamiya

232  
00:10:26,129 --> 00:10:30,269  
mark pearson as a mob I'm always telling

233  
00:10:28,198 --> 00:10:32,250  
the people around me don't mistake me

234  
00:10:30,269 --> 00:10:34,078  
for journalists because I don't wish to

235  
00:10:32,250 --> 00:10:36,629  
be taken seriously I'm not that kind of

236  
00:10:34,078 --> 00:10:37,859  
person but whether you're taking

237  
00:10:36,629 --> 00:10:40,860  
seriously or not is in the eye the

238  
00:10:37,860 --> 00:10:42,688  
beholder isn't it well it is and people

239  
00:10:40,860 --> 00:10:45,600  
need to realize that what they're

240  
00:10:42,688 --> 00:10:48,448  
tweeting or posting to their Facebook

241  
00:10:45,600 --> 00:10:50,339  
pages or writing in their blog can

242  
00:10:48,448 --> 00:10:52,818  
actually have consequences for those

243

00:10:50,339 --> 00:10:55,170

that they are writing about and

244

00:10:52,818 --> 00:10:56,519

particularly the area of deformation

245

00:10:55,169 --> 00:10:59,639

which is a law that's been around for

246

00:10:56,519 --> 00:11:02,909

centuries was really only of concern to

247

00:10:59,639 --> 00:11:03,649

media outlets until this social media

248

00:11:02,909 --> 00:11:06,679

rebel

249

00:11:03,649 --> 00:11:09,470

and now people are ordinary citizens are

250

00:11:06,679 --> 00:11:10,818

getting sued because other people don't

251

00:11:09,470 --> 00:11:12,379

like what they've been saying about them

252

00:11:10,818 --> 00:11:13,698

look and one of the things you've got to

253

00:11:12,379 --> 00:11:15,980

realize straight away is that you've got

254

00:11:13,698 --> 00:11:17,719

a worldwide jurisdiction to look after

255

00:11:15,980 --> 00:11:20,329

whenever you say something potentially

256

00:11:17,720 --> 00:11:23,480

about anyone so how can anyone cover

257

00:11:20,328 --> 00:11:25,818  
that well well I found a lot of

258  
00:11:23,480 --> 00:11:27,740  
difficulty myself in fact it's it's

259  
00:11:25,818 --> 00:11:31,278  
impossible even in a small book like

260  
00:11:27,740 --> 00:11:33,499  
that to go into detail into the various

261  
00:11:31,278 --> 00:11:35,659  
laws that control publishing throughout

262  
00:11:33,499 --> 00:11:37,699  
the world so all I've been able to do is

263  
00:11:35,659 --> 00:11:39,618  
scratch the surface and give people an

264  
00:11:37,698 --> 00:11:41,599  
idea of some of the basic principles

265  
00:11:39,619 --> 00:11:43,850  
behind it I think the main thing with

266  
00:11:41,600 --> 00:11:46,759  
the ordinary bloggers or social media

267  
00:11:43,850 --> 00:11:49,278  
user is to know when the alarm bells are

268  
00:11:46,759 --> 00:11:52,278  
ringing so that they they can sort of

269  
00:11:49,278 --> 00:11:55,909  
hold back and not rush to to press that

270  
00:11:52,278 --> 00:11:57,919  
publish button and be to know when to

271  
00:11:55,909 --> 00:11:59,838

seek legal advice though that's the most

272

00:11:57,919 --> 00:12:02,240

important thing and it's better to be

273

00:11:59,839 --> 00:12:04,910

getting such advice before the event

274

00:12:02,240 --> 00:12:06,799

rather than when you've received the the

275

00:12:04,909 --> 00:12:08,600

deformation route let's go through a

276

00:12:06,799 --> 00:12:10,308

couple of statements here that I might

277

00:12:08,600 --> 00:12:12,110

put on a tweet or you might read or

278

00:12:10,308 --> 00:12:14,958

something like that if you Twitter or

279

00:12:12,110 --> 00:12:17,300

wrote it publicly my boss is an idiot

280

00:12:14,958 --> 00:12:19,338

now is that defamatory or because we

281

00:12:17,299 --> 00:12:20,778

don't know who my boss is or whether my

282

00:12:19,339 --> 00:12:22,699

boss is a particular person I could have

283

00:12:20,778 --> 00:12:24,379

a couple it could be you know my spouse

284

00:12:22,698 --> 00:12:26,539

is that something that would be

285

00:12:24,379 --> 00:12:28,069

defamatory well on the face of it it

286

00:12:26,539 --> 00:12:30,948  
certainly is defamatory and not just

287

00:12:28,068 --> 00:12:32,149  
your boss but someone else who can show

288

00:12:30,948 --> 00:12:34,370  
that people thought you were talking

289

00:12:32,149 --> 00:12:37,759  
about them so maybe if you have two or

290

00:12:34,370 --> 00:12:39,789  
three bosses then the other the others

291

00:12:37,759 --> 00:12:43,818  
that you didn't even intend to defame

292

00:12:39,789 --> 00:12:46,490  
may may well take action against you so

293

00:12:43,818 --> 00:12:49,248  
on the face of it without further

294

00:12:46,490 --> 00:12:51,079  
explanation there could be a defense

295

00:12:49,249 --> 00:12:52,699  
that's available to you but that's

296

00:12:51,078 --> 00:12:55,188  
that's what you'd need to really

297

00:12:52,698 --> 00:12:57,109  
research before pressing that button

298

00:12:55,188 --> 00:12:58,578  
that'll be interesting in court then

299

00:12:57,110 --> 00:13:01,068  
because you'd have to then prove that

300  
00:12:58,578 --> 00:13:03,378  
the saddles person was or wasn't it an

301  
00:13:01,068 --> 00:13:05,419  
idiot you then have to like that would

302  
00:13:03,379 --> 00:13:08,178  
be there any case it's come up that this

303  
00:13:05,419 --> 00:13:11,778  
is cuttin clear is that yes um in fact

304  
00:13:08,178 --> 00:13:15,048  
well the former RSL leader in Victoria

305  
00:13:11,778 --> 00:13:17,480  
Bruce Ruxton uh actually used that

306  
00:13:15,048 --> 00:13:19,850  
expression about a former politician

307  
00:13:17,480 --> 00:13:21,769  
and that case went all the way to a high

308  
00:13:19,850 --> 00:13:25,190  
court where he had written that this

309  
00:13:21,769 --> 00:13:27,769  
politician was an idiot luckily in that

310  
00:13:25,190 --> 00:13:29,750  
case the High Court held that he was

311  
00:13:27,769 --> 00:13:32,060  
expressing a political opinion which

312  
00:13:29,750 --> 00:13:33,559  
which they felt was actually protected

313  
00:13:32,059 --> 00:13:36,229  
under a very special constitutional

314

00:13:33,559 --> 00:13:38,500  
defense but all rights to technical I

315  
00:13:36,230 --> 00:13:40,879  
certainly wouldn't be relying on that

316  
00:13:38,500 --> 00:13:44,389  
unless you had some very good legal

317  
00:13:40,879 --> 00:13:47,809  
advice and and a real really good

318  
00:13:44,389 --> 00:13:49,129  
bankroll of legal resources available to

319  
00:13:47,809 --> 00:13:52,309  
you all rights they probably couldn't

320  
00:13:49,129 --> 00:13:53,958  
save Maynard sucks well you know may

321  
00:13:52,309 --> 00:13:56,179  
know that may well be true that's true

322  
00:13:53,958 --> 00:13:58,819  
they say his work is shonky and below

323  
00:13:56,179 --> 00:14:00,888  
par frankly he sucks I go well fair cop

324  
00:13:58,820 --> 00:14:02,720  
really truth is a defense after all yeah

325  
00:14:00,889 --> 00:14:04,850  
there is a defense called honest opinion

326  
00:14:02,720 --> 00:14:07,940  
or fair comment which allows you to come

327  
00:14:04,850 --> 00:14:11,389  
to a negative conclusion about somebody

328  
00:14:07,940 --> 00:14:12,860

in your opinion based on provable facts

329

00:14:11,389 --> 00:14:15,799

along the way so in other words you've

330

00:14:12,860 --> 00:14:18,350

got to build up an argument on provable

331

00:14:15,799 --> 00:14:20,088

facts to demonstrate that your opinion

332

00:14:18,350 --> 00:14:23,120

might be an extreme opinion about

333

00:14:20,089 --> 00:14:25,339

someone is is justifiable I always think

334

00:14:23,120 --> 00:14:28,068

humor should be a defense like if I said

335

00:14:25,339 --> 00:14:31,490

that Julia Gillard is really a man it's

336

00:14:28,068 --> 00:14:33,799

obviously a third statement and she's a

337

00:14:31,490 --> 00:14:36,980

public figure could I go to court for

338

00:14:33,799 --> 00:14:38,409

that well indeed you could or you could

339

00:14:36,980 --> 00:14:40,459

be sued over such a statement

340

00:14:38,409 --> 00:14:43,189

unfortunately the courts don't always

341

00:14:40,458 --> 00:14:45,528

have as good a sense of humor as we

342

00:14:43,190 --> 00:14:47,029

might hope and I don't think they had

343  
00:14:45,528 --> 00:14:48,860  
any sense of humor I don't think I was

344  
00:14:47,028 --> 00:14:51,620  
in a judge I've never seen a judge at a

345  
00:14:48,860 --> 00:14:53,419  
stand-up comedy gig alright the law

346  
00:14:51,620 --> 00:14:55,429  
doesn't specifically in Australia at

347  
00:14:53,419 --> 00:14:58,669  
least it doesn't specifically protects a

348  
00:14:55,429 --> 00:15:02,388  
tire and so it's one thing to be you

349  
00:14:58,669 --> 00:15:04,698  
know in a community situation but it's

350  
00:15:02,389 --> 00:15:06,560  
another to actually be being satirical

351  
00:15:04,698 --> 00:15:08,448  
about someone and saying things that

352  
00:15:06,559 --> 00:15:10,638  
appear truthful but they're really

353  
00:15:08,448 --> 00:15:12,139  
tongue-in-cheek judges have shown

354  
00:15:10,639 --> 00:15:14,360  
traditionally they don't have much of a

355  
00:15:12,139 --> 00:15:16,490  
sense of humor there and they have to

356  
00:15:14,360 --> 00:15:18,829  
basically guess what the ordinary

357  
00:15:16,490 --> 00:15:21,589  
reasonable person would think about that

358  
00:15:18,828 --> 00:15:23,419  
was a classic case where some very

359  
00:15:21,589 --> 00:15:26,209  
satirical comments were made about the

360  
00:15:23,419 --> 00:15:28,879  
former politician Pauline Hanson in

361  
00:15:26,208 --> 00:15:31,369  
Queensland in the form of a recording

362  
00:15:28,879 --> 00:15:35,450  
that was being played on the ABCs triple

363  
00:15:31,370 --> 00:15:37,429  
day by a satirist and Pauline Hanson

364  
00:15:35,450 --> 00:15:39,050  
went to the Queensland up went to the

365  
00:15:37,429 --> 00:15:40,219  
court of appeal in Queensland and it

366  
00:15:39,049 --> 00:15:42,769  
doesn't said that that was hilarious

367  
00:15:40,220 --> 00:15:45,620  
that track yes you remember if other

368  
00:15:42,769 --> 00:15:48,079  
porn to put the port the Pauline pants

369  
00:15:45,620 --> 00:15:49,789  
down track yes yeah that's still subject

370  
00:15:48,080 --> 00:15:51,650  
as I understand it's still subject to an

371

00:15:49,789 --> 00:15:54,469  
injunction which stops that being

372  
00:15:51,649 --> 00:15:57,169  
broadcast because the court held that it

373  
00:15:54,470 --> 00:15:59,210  
was defamatory and didn't hold didn't

374  
00:15:57,169 --> 00:16:01,909  
share that satirist sense of humor and

375  
00:15:59,210 --> 00:16:03,290  
what about retweeting is a good chap

376  
00:16:01,909 --> 00:16:05,899  
you've got in your book about hosting

377  
00:16:03,289 --> 00:16:08,389  
the words of others now if the if a

378  
00:16:05,899 --> 00:16:09,829  
newspaper quotes someone or reruns a

379  
00:16:08,389 --> 00:16:11,629  
story from another newspaper they're

380  
00:16:09,830 --> 00:16:14,509  
equally liable as in this country is

381  
00:16:11,629 --> 00:16:16,850  
that the case with a retweet well that's

382  
00:16:14,509 --> 00:16:19,819  
yet to be determined by the courts and

383  
00:16:16,850 --> 00:16:22,159  
the thing is when you retweet something

384  
00:16:19,820 --> 00:16:23,900  
if it is defamatory if it's highly

385  
00:16:22,159 --> 00:16:26,209

defamatory of someone else you know and

386

00:16:23,899 --> 00:16:28,278

and you've got 140 characters in Twitter

387

00:16:26,210 --> 00:16:31,129

to play with so you could say something

388

00:16:28,278 --> 00:16:32,750

very very nasty we know a few words in

389

00:16:31,129 --> 00:16:35,330

the language that we might say about

390

00:16:32,750 --> 00:16:38,480

somebody that is particularly scathing

391

00:16:35,330 --> 00:16:41,120

and highly defamatory or a retweet with

392

00:16:38,480 --> 00:16:43,940

those words would you would be

393

00:16:41,120 --> 00:16:45,620

republishing them so basically by

394

00:16:43,940 --> 00:16:47,690

retweeting even though you might say you

395

00:16:45,620 --> 00:16:50,959

don't endorse with retweets if those

396

00:16:47,690 --> 00:16:53,839

bear words are so defamatory of somebody

397

00:16:50,958 --> 00:16:55,939

else then you have republish them and if

398

00:16:53,839 --> 00:16:57,709

you're an easier target to find for the

399

00:16:55,940 --> 00:17:00,890

person that has been defamed if you're a

400  
00:16:57,708 --> 00:17:03,229  
perhaps wolfy ER or you're easily more

401  
00:17:00,889 --> 00:17:05,420  
easily identified as the person that's

402  
00:17:03,230 --> 00:17:09,199  
republished them then they might go for

403  
00:17:05,420 --> 00:17:11,120  
you rather than the original tweeter who

404  
00:17:09,199 --> 00:17:12,829  
may have a bit a legal team may have a

405  
00:17:11,119 --> 00:17:16,009  
better legal team or may not be as

406  
00:17:12,828 --> 00:17:19,659  
easily found because they may have used

407  
00:17:16,009 --> 00:17:22,189  
various devices anonymity or whatever to

408  
00:17:19,660 --> 00:17:24,890  
escape identification now what

409  
00:17:22,189 --> 00:17:26,689  
high-profile test cases have we had for

410  
00:17:24,890 --> 00:17:30,290  
blogging I imagine there's been a few

411  
00:17:26,689 --> 00:17:32,450  
and Twitter in Australia we've had we've

412  
00:17:30,289 --> 00:17:34,759  
had a few most of them have a work their

413  
00:17:32,450 --> 00:17:36,759  
way all the way through the courts we

414  
00:17:34,759 --> 00:17:40,519  
had one where a West Australian

415  
00:17:36,759 --> 00:17:43,759  
businessman was defamed fairly badly on

416  
00:17:40,519 --> 00:17:45,259  
on basically an online bulletin board

417  
00:17:43,759 --> 00:17:47,180  
about the company

418  
00:17:45,259 --> 00:17:49,730  
in the operations and his own

419  
00:17:47,180 --> 00:17:53,570  
performance and that was done by an

420  
00:17:49,730 --> 00:17:56,360  
anonymous commentator but his lawyers

421  
00:17:53,569 --> 00:17:59,929  
got on the job and managed to do various

422  
00:17:56,359 --> 00:18:01,819  
searches and through IP Internet

423  
00:17:59,930 --> 00:18:05,029  
Protocol numbers and so on they managed

424  
00:18:01,819 --> 00:18:06,889  
to identify who this person was and he

425  
00:18:05,029 --> 00:18:09,200  
finished up having to pay about forty

426  
00:18:06,890 --> 00:18:11,990  
thousand dollars in defamation payments

427  
00:18:09,200 --> 00:18:15,170  
okay that's a pretty penny yes we also

428

00:18:11,990 --> 00:18:18,380  
recently had that like a hardy case

429  
00:18:15,170 --> 00:18:20,930  
where where apparently she's had to

430  
00:18:18,380 --> 00:18:24,970  
settle out of court over wrongly

431  
00:18:20,930 --> 00:18:27,890  
accusing someone of being online stalker

432  
00:18:24,970 --> 00:18:29,660  
we've had various ones where they've

433  
00:18:27,890 --> 00:18:31,820  
been very serious threats of defamation

434  
00:18:29,660 --> 00:18:34,550  
action the editor-in-chief of the

435  
00:18:31,819 --> 00:18:37,129  
Australian newspaper threatened a

436  
00:18:34,549 --> 00:18:40,399  
journalism academic who had been

437  
00:18:37,130 --> 00:18:44,120  
tweeting a conference almost 18 months

438  
00:18:40,400 --> 00:18:46,880  
ago now and she had quoted a former

439  
00:18:44,119 --> 00:18:48,739  
reporter saying certain things and the

440  
00:18:46,880 --> 00:18:51,890  
editor-in-chief of the Australian wrote

441  
00:18:48,740 --> 00:18:54,500  
a very serious legal letter threatening

442  
00:18:51,890 --> 00:18:56,990

defamation action movie ended that

443

00:18:54,500 --> 00:19:00,500  
didn't unfold the action wasn't pursued

444

00:18:56,990 --> 00:19:02,210  
but nevertheless it sent a very scary

445

00:19:00,500 --> 00:19:03,769  
message to that particular academic

446

00:19:02,210 --> 00:19:05,690  
because that's where it can get really

447

00:19:03,769 --> 00:19:07,609  
up that's rub seen some of the nastiest

448

00:19:05,690 --> 00:19:10,250  
stuff is when people are blogging a live

449

00:19:07,609 --> 00:19:11,899  
event it's almost like they just want to

450

00:19:10,250 --> 00:19:13,160  
heckle you it's like that they want to

451

00:19:11,900 --> 00:19:14,420  
score points on you for the sake of

452

00:19:13,160 --> 00:19:16,190  
scoring points because they're in the

453

00:19:14,420 --> 00:19:18,019  
room and they can say stuff you can't

454

00:19:16,190 --> 00:19:20,690  
see yeah I think it's a very dangerous

455

00:19:18,019 --> 00:19:23,720  
practice having what's called a live

456

00:19:20,690 --> 00:19:25,940  
Twitter feed why would you do that you

457  
00:19:23,720 --> 00:19:28,940  
just asking for trouble in the very

458  
00:19:25,940 --> 00:19:30,680  
conference whip where the audience can

459  
00:19:28,940 --> 00:19:32,720  
see the twitter feed there are so many

460  
00:19:30,680 --> 00:19:35,539  
dynamics that come into play I've been

461  
00:19:32,720 --> 00:19:37,850  
in conferences where this happens and it

462  
00:19:35,539 --> 00:19:38,750  
really is a distraction in some ways and

463  
00:19:37,849 --> 00:19:41,779  
the people who are in the audience

464  
00:19:38,750 --> 00:19:43,279  
tweeting start to take on you know the

465  
00:19:41,779 --> 00:19:45,559  
role of the people that are meant to be

466  
00:19:43,279 --> 00:19:48,259  
running the show of the panelists or the

467  
00:19:45,559 --> 00:19:50,149  
author speaker and quite often it's a

468  
00:19:48,259 --> 00:19:52,309  
distraction and quite often it's a very

469  
00:19:50,150 --> 00:19:54,290  
negative force in the room I do just

470  
00:19:52,309 --> 00:19:55,700  
like the tweets on Q&A one of the

471  
00:19:54,289 --> 00:19:57,649  
reasons I don't watch the show is

472  
00:19:55,700 --> 00:19:59,149  
because that it there's people just

473  
00:19:57,650 --> 00:20:02,269  
saying stuff and they're just saying

474  
00:19:59,148 --> 00:20:03,378  
to be funny which is okay but it comes

475  
00:20:02,269 --> 00:20:05,298  
up the bottom there and it can often

476  
00:20:03,378 --> 00:20:07,009  
distract from what's the argument that's

477  
00:20:05,298 --> 00:20:08,778  
going to the rather you know arrow died

478  
00:20:07,009 --> 00:20:10,338  
argument that's going on on the screen

479  
00:20:08,778 --> 00:20:12,108  
gets distracted by something completely

480  
00:20:10,338 --> 00:20:14,479  
frivolous but then again maybe that's

481  
00:20:12,108 --> 00:20:17,178  
why people like it yeah might I disagree

482  
00:20:14,479 --> 00:20:18,649  
with you there oh I think they ring the

483  
00:20:17,179 --> 00:20:20,298  
bell ring the bell without a fight you

484  
00:20:18,648 --> 00:20:22,488  
disagree you think that make that makes

485

00:20:20,298 --> 00:20:24,888  
the show you reckon I enjoy the QA

486  
00:20:22,489 --> 00:20:26,869  
twitter feed and there is so important

487  
00:20:24,888 --> 00:20:28,939  
differences there what I was talking

488  
00:20:26,868 --> 00:20:31,699  
about was basically a twitter feed going

489  
00:20:28,940 --> 00:20:34,099  
on during a conference which is

490  
00:20:31,700 --> 00:20:36,319  
basically are moderated whereas at least

491  
00:20:34,098 --> 00:20:39,019  
the QA one is moderated there's someone

492  
00:20:36,319 --> 00:20:41,538  
at the ABC sifting through hundreds

493  
00:20:39,019 --> 00:20:43,429  
perhaps thousands of tweets going on as

494  
00:20:41,538 --> 00:20:45,378  
that program is being broadcast

495  
00:20:43,429 --> 00:20:47,330  
selecting the ones they see as most

496  
00:20:45,378 --> 00:20:49,728  
pertinent so you have basically a

497  
00:20:47,329 --> 00:20:51,739  
separate and entertainment channel going

498  
00:20:49,729 --> 00:20:54,169  
on in the bottom half of the screen see

499  
00:20:51,739 --> 00:20:57,769

III would debate your use of the word

500

00:20:54,169 --> 00:20:59,538

pertinent well we're talking about

501

00:20:57,769 --> 00:21:01,368

settle our earlier and some of them

502

00:20:59,538 --> 00:21:03,288

clearly fall into that category Matt

503

00:21:01,368 --> 00:21:05,298

that's true and also it is Mark Scott's

504

00:21:03,288 --> 00:21:06,588

one of his favorite shows so I I don't

505

00:21:05,298 --> 00:21:08,418

think you'll ever see a problem with it

506

00:21:06,588 --> 00:21:12,259

and to his credit is one of these are

507

00:21:08,419 --> 00:21:14,989

very active Twitter user and not just in

508

00:21:12,259 --> 00:21:16,940

promoting the abcs programming but he

509

00:21:14,989 --> 00:21:18,858

often has some very insightful comments

510

00:21:16,940 --> 00:21:20,389

see yeah I've got to say who is your

511

00:21:18,858 --> 00:21:21,678

most favorite you said you like Mark

512

00:21:20,388 --> 00:21:22,908

Scott there and he's probably one of the

513

00:21:21,679 --> 00:21:24,859

guys it's in the middle of what's going

514  
00:21:22,909 --> 00:21:27,499  
on is that who's your favorite Twitter

515  
00:21:24,858 --> 00:21:30,618  
person Australia more well in Australia

516  
00:21:27,499 --> 00:21:32,808  
yep the the thing is I don't use Twitter

517  
00:21:30,618 --> 00:21:35,598  
much in that way main I use it as a

518  
00:21:32,808 --> 00:21:37,878  
professional research tool so my

519  
00:21:35,598 --> 00:21:39,950  
favorite tweets we call them twitter

520  
00:21:37,878 --> 00:21:41,628  
friends are actually people that would

521  
00:21:39,950 --> 00:21:43,369  
be quite boring probably to your

522  
00:21:41,628 --> 00:21:45,618  
audience because they are tweeting on

523  
00:21:43,368 --> 00:21:47,838  
media law issues which are in social

524  
00:21:45,618 --> 00:21:52,298  
media law which is my area of expertise

525  
00:21:47,838 --> 00:21:56,210  
I don't use Twitter as a as a social

526  
00:21:52,298 --> 00:21:58,429  
private vehicle i use my facebook page

527  
00:21:56,210 --> 00:22:01,278  
for that so i've got a very clear

528  
00:21:58,429 --> 00:22:03,200  
division between the two and so i

529  
00:22:01,278 --> 00:22:05,419  
wouldn't dare to mention a favourite

530  
00:22:03,200 --> 00:22:07,219  
Tweep in my area of media law because

531  
00:22:05,419 --> 00:22:09,620  
i'd be upsetting to many of the others

532  
00:22:07,219 --> 00:22:11,630  
who i follow

533  
00:22:09,619 --> 00:22:14,029  
I think that's that's very telling mark

534  
00:22:11,630 --> 00:22:15,170  
Pearson like here are the journalists

535  
00:22:14,029 --> 00:22:18,920  
professor of journals with bond

536  
00:22:15,170 --> 00:22:21,440  
university and you don't use twitter in

537  
00:22:18,920 --> 00:22:23,570  
a way like it yet you're very very

538  
00:22:21,440 --> 00:22:26,720  
careful with it and I think that is a

539  
00:22:23,569 --> 00:22:29,269  
warning to the rest of us well it may

540  
00:22:26,720 --> 00:22:30,350  
well be it's a people do these things in

541  
00:22:29,269 --> 00:22:33,710  
their own way and make their own

542

00:22:30,349 --> 00:22:36,079  
decisions I've actually found it all a

543  
00:22:33,710 --> 00:22:38,390  
little confusing early on in me in

544  
00:22:36,079 --> 00:22:39,799  
Twitter with people sort of on the one

545  
00:22:38,390 --> 00:22:41,570  
hand sometimes saying their coffee

546  
00:22:39,799 --> 00:22:43,039  
heading coffee or a nice meal or

547  
00:22:41,569 --> 00:22:44,990  
chatting with friends and on the other

548  
00:22:43,039 --> 00:22:47,329  
hand saying something quite significant

549  
00:22:44,990 --> 00:22:49,460  
that I find useful for my work so I

550  
00:22:47,329 --> 00:22:53,419  
decided very early on to maintain

551  
00:22:49,460 --> 00:22:56,630  
separate guys it's journal or guys as my

552  
00:22:53,420 --> 00:22:59,269  
Twitter account and or hand or as it's

553  
00:22:56,630 --> 00:23:02,750  
called in Twitter and only tweet on

554  
00:22:59,269 --> 00:23:05,179  
media law press freedom social media law

555  
00:23:02,750 --> 00:23:07,609  
those sorts of topics and one of the

556  
00:23:05,179 --> 00:23:09,110

questions I want to ask you in regard to

557

00:23:07,609 --> 00:23:10,339

the Australian skeptics is one of the

558

00:23:09,109 --> 00:23:12,439

ongoing there's a lot of on-going

559

00:23:10,339 --> 00:23:14,149

debates between the Australian

560

00:23:12,440 --> 00:23:15,679

vaccination network and this try and

561

00:23:14,150 --> 00:23:17,150

skeptics or the strand skeptics all

562

00:23:15,679 --> 00:23:19,370

these people and I've seen a lot of very

563

00:23:17,150 --> 00:23:21,710

heated debate going back and forth and

564

00:23:19,369 --> 00:23:24,500

at times I've thought oh that's a bit

565

00:23:21,710 --> 00:23:27,590

much from from both sides it is there an

566

00:23:24,500 --> 00:23:28,819

easy is there a quick way to to avoid

567

00:23:27,589 --> 00:23:30,109

getting yourself in trouble and you're

568

00:23:28,819 --> 00:23:31,700

getting this back and forth kind of

569

00:23:30,109 --> 00:23:33,409

debate well I've got to make it clear

570

00:23:31,700 --> 00:23:35,840

that I'm not a lawyer so I can't give

571  
00:23:33,410 --> 00:23:37,970  
legal advice yeah that's right here he

572  
00:23:35,839 --> 00:23:41,389  
only plays one on TV occasionally people

573  
00:23:37,970 --> 00:23:43,819  
is not a real lawyer but as a journalist

574  
00:23:41,390 --> 00:23:46,100  
I would suggest p if people stick to the

575  
00:23:43,819 --> 00:23:47,869  
topic often in sport we have the

576  
00:23:46,099 --> 00:23:50,839  
expression about playing the ball

577  
00:23:47,869 --> 00:23:53,269  
rolling the man and if people stick to

578  
00:23:50,839 --> 00:23:54,949  
the ball basically the topic that is

579  
00:23:53,269 --> 00:23:57,558  
being debated in the public arena

580  
00:23:54,950 --> 00:24:00,410  
they're going to be pretty safe it's

581  
00:23:57,558 --> 00:24:02,839  
when they venture into personal

582  
00:24:00,410 --> 00:24:05,840  
characteristics they personalize their

583  
00:24:02,839 --> 00:24:08,539  
attack they bring in material from left

584  
00:24:05,839 --> 00:24:10,689  
field that they can't prove so if

585  
00:24:08,539 --> 00:24:14,058  
skeptics are talking about an issue like

586  
00:24:10,690 --> 00:24:16,130  
vaccinations and they are talking about

587  
00:24:14,058 --> 00:24:18,289  
the data that's involved and and they're

588  
00:24:16,130 --> 00:24:20,179  
engaging in debate and perhaps very

589  
00:24:18,289 --> 00:24:22,418  
heated debate with the individuals from

590  
00:24:20,179 --> 00:24:23,769  
from a different viewpoint there

591  
00:24:22,419 --> 00:24:25,299  
they're going to be pretty safe but as

592  
00:24:23,769 --> 00:24:27,730  
soon as they start talking about that

593  
00:24:25,298 --> 00:24:31,269  
individual and their private life for

594  
00:24:27,730 --> 00:24:33,849  
that's alleging that they've you know

595  
00:24:31,269 --> 00:24:36,339  
misused finances or they're negligent in

596  
00:24:33,849 --> 00:24:37,868  
their work these sorts of things then

597  
00:24:36,339 --> 00:24:40,209  
that's when they're going to be on shaky

598  
00:24:37,868 --> 00:24:42,459  
ground now shaky ground you can find

599

00:24:40,210 --> 00:24:44,409  
yourself on pretty easily is the case in

600  
00:24:42,460 --> 00:24:46,538  
your book of paul chambers in the UK

601  
00:24:44,409 --> 00:24:48,190  
where he ran foul of the terror laws

602  
00:24:46,538 --> 00:24:50,019  
there i imagine we have similar ones

603  
00:24:48,190 --> 00:24:51,580  
here in australia but basically he was

604  
00:24:50,019 --> 00:24:53,589  
just making a joke because it was late

605  
00:24:51,579 --> 00:24:55,689  
for a flight or the airport was snowed

606  
00:24:53,589 --> 00:24:56,888  
in and he said arm get that isn't fixed

607  
00:24:55,690 --> 00:24:59,830  
within a week I'm going to blow up the

608  
00:24:56,888 --> 00:25:01,808  
airport and I most people would take

609  
00:24:59,829 --> 00:25:03,038  
that at face value and not think that he

610  
00:25:01,808 --> 00:25:05,288  
was going to blow up the airport there's

611  
00:25:03,038 --> 00:25:06,878  
a joke yes well like I said earlier the

612  
00:25:05,288 --> 00:25:09,038  
authorities don't always have the same

613  
00:25:06,878 --> 00:25:12,908

sense of humor and we we live in an

614

00:25:09,038 --> 00:25:15,749

international era of of high national

615

00:25:12,909 --> 00:25:18,309

security counterterrorism operations and

616

00:25:15,749 --> 00:25:20,470

if there's one thing I'd suggest to all

617

00:25:18,308 --> 00:25:23,408

of your listeners is don't never joke

618

00:25:20,470 --> 00:25:25,298

about those sorts of things and and what

619

00:25:23,409 --> 00:25:27,600

he did he made that mistake the

620

00:25:25,298 --> 00:25:31,298

authorities took it seriously because

621

00:25:27,599 --> 00:25:33,278

when someone says is threatening to blow

622

00:25:31,298 --> 00:25:35,048

up an airport that there's not

623

00:25:33,278 --> 00:25:39,628

necessarily a hundred percent chance

624

00:25:35,048 --> 00:25:43,269

it's a joke so he was suddenly arrested

625

00:25:39,628 --> 00:25:44,558

charged he was in awful legal trouble I

626

00:25:43,269 --> 00:25:47,288

understand he's gone through an appeal

627

00:25:44,558 --> 00:25:50,589

process since then and but nevertheless

628  
00:25:47,288 --> 00:25:53,288  
he faced all sorts of legal costs and

629  
00:25:50,589 --> 00:25:55,449  
consequences that was just for the

630  
00:25:53,288 --> 00:25:56,950  
moment and you know at the time just

631  
00:25:55,450 --> 00:25:59,230  
seemed to be a funny little joke he was

632  
00:25:56,950 --> 00:26:01,480  
sharing with his Twitter followers but

633  
00:25:59,230 --> 00:26:03,339  
to a judge wouldn't it seem that if you

634  
00:26:01,480 --> 00:26:05,470  
were actually going to blow up an

635  
00:26:03,339 --> 00:26:07,178  
airport you would not tweet to people

636  
00:26:05,470 --> 00:26:09,339  
that you're going to blow up an airport

637  
00:26:07,179 --> 00:26:11,350  
yes I think the courts and the

638  
00:26:09,339 --> 00:26:13,599  
authorities would have sent a very clear

639  
00:26:11,349 --> 00:26:15,638  
message to the community that this isn't

640  
00:26:13,599 --> 00:26:20,019  
something that is meant to be joked

641  
00:26:15,638 --> 00:26:22,388  
about and also how I mean from it from

642  
00:26:20,019 --> 00:26:24,730  
their point of view I suppose they don't

643  
00:26:22,388 --> 00:26:26,469  
want their time taken up with people

644  
00:26:24,730 --> 00:26:28,419  
joking about these things when there's

645  
00:26:26,470 --> 00:26:31,598  
the real battle to be fought there

646  
00:26:28,419 --> 00:26:33,429  
against uh actual terrorists who have

647  
00:26:31,598 --> 00:26:35,480  
such plans and one of the real

648  
00:26:33,429 --> 00:26:37,550  
situations we find on

649  
00:26:35,480 --> 00:26:39,259  
Twitter and with blogs as well is people

650  
00:26:37,549 --> 00:26:41,779  
impersonating other people one of my

651  
00:26:39,259 --> 00:26:42,859  
favorite tweets that one of my favorite

652  
00:26:41,779 --> 00:26:45,410  
Twitter accounts in Australia is the

653  
00:26:42,859 --> 00:26:47,569  
fake Paul Keating it can be pretty ribe

654  
00:26:45,410 --> 00:26:49,220  
all the time much as Paul himself could

655  
00:26:47,569 --> 00:26:51,919  
be and it does make some interesting

656

00:26:49,220 --> 00:26:53,660  
political points but when you give your

657  
00:26:51,920 --> 00:26:55,730  
fake Julia Gillard there you got fake

658  
00:26:53,660 --> 00:26:58,820  
everybody now I know there's a law in

659  
00:26:55,730 --> 00:27:01,039  
Arkansas's that was passed in 2009

660  
00:26:58,819 --> 00:27:03,259  
against a specific thing but is there a

661  
00:27:01,039 --> 00:27:05,149  
problem with impersonating other people

662  
00:27:03,259 --> 00:27:06,799  
as there is in real life well it

663  
00:27:05,150 --> 00:27:09,519  
certainly can be a lot of these things

664  
00:27:06,799 --> 00:27:12,889  
are taken as purely satirical and and

665  
00:27:09,519 --> 00:27:16,490  
the even the real people for whom the

666  
00:27:12,890 --> 00:27:18,710  
fake account has been set up take it as

667  
00:27:16,490 --> 00:27:20,509  
a joke and understand that most of the

668  
00:27:18,710 --> 00:27:23,720  
people reading it would never even think

669  
00:27:20,509 --> 00:27:26,750  
it was really them writing it so the

670  
00:27:23,720 --> 00:27:29,509

thing with these fake identities is that

671

00:27:26,750 --> 00:27:31,880

normally in the descriptor on the the

672

00:27:29,509 --> 00:27:33,799

person's gravatar they are their hand or

673

00:27:31,880 --> 00:27:37,370

for the account it does say that they

674

00:27:33,799 --> 00:27:39,049

are not the real person who you get into

675

00:27:37,369 --> 00:27:41,329

trouble if you are actually genuinely

676

00:27:39,049 --> 00:27:43,460

pretending to be that person basically

677

00:27:41,329 --> 00:27:46,699

impersonating someone else and that

678

00:27:43,460 --> 00:27:49,400

breaches both the rules of Facebook and

679

00:27:46,700 --> 00:27:51,080

Twitter and so they can actually suspend

680

00:27:49,400 --> 00:27:53,210

your account if someone complains about

681

00:27:51,079 --> 00:27:56,089

that but it also might break a whole

682

00:27:53,210 --> 00:27:58,160

range of rules in within the country

683

00:27:56,089 --> 00:27:59,779

that you're operating to do with

684

00:27:58,160 --> 00:28:02,000

people's will in the u.s. it's often

685  
00:27:59,779 --> 00:28:03,710  
called personality rights and and

686  
00:28:02,000 --> 00:28:05,569  
they're saying within Australian

687  
00:28:03,710 --> 00:28:08,509  
copyright law there are moral rights

688  
00:28:05,569 --> 00:28:12,349  
where people have entitlement to

689  
00:28:08,509 --> 00:28:16,369  
represent material works words under

690  
00:28:12,349 --> 00:28:18,079  
their own guys because and even have

691  
00:28:16,369 --> 00:28:21,049  
right to take action against those

692  
00:28:18,079 --> 00:28:22,939  
falsely using their identity and two

693  
00:28:21,049 --> 00:28:25,039  
last questions which get to the core of

694  
00:28:22,940 --> 00:28:26,990  
the matter what is the first step you

695  
00:28:25,039 --> 00:28:30,109  
should take if you feel you've been

696  
00:28:26,990 --> 00:28:32,480  
wronged well the first thing you would

697  
00:28:30,109 --> 00:28:34,219  
do would be to take legal advice to find

698  
00:28:32,480 --> 00:28:36,829  
out whether you actually have been

699  
00:28:34,220 --> 00:28:38,269  
wronged but as so you shouldn't go to

700  
00:28:36,829 --> 00:28:40,099  
the person themselves and say look I'd

701  
00:28:38,269 --> 00:28:41,779  
like an apology you shouldn't do what I

702  
00:28:40,099 --> 00:28:43,579  
was gonna say that as a free expression

703  
00:28:41,779 --> 00:28:46,039  
advocate I think these things can

704  
00:28:43,579 --> 00:28:47,480  
normally be resolved without lawyers

705  
00:28:46,039 --> 00:28:49,730  
being involved so

706  
00:28:47,480 --> 00:28:52,400  
my first step would be to complain to

707  
00:28:49,730 --> 00:28:54,589  
whoever it is that said it ask them to

708  
00:28:52,400 --> 00:28:57,860  
apologize ask them to issue a correction

709  
00:28:54,589 --> 00:29:00,409  
and and if they're not willing to do

710  
00:28:57,859 --> 00:29:02,899  
that then perhaps to consider some legal

711  
00:29:00,410 --> 00:29:06,140  
advice to to pursue the matter further

712  
00:29:02,900 --> 00:29:08,269  
and what should you do when you're the

713

00:29:06,140 --> 00:29:10,190  
one you think I've stuffed up or you've

714  
00:29:08,269 --> 00:29:11,509  
received a complaint well if you've

715  
00:29:10,190 --> 00:29:14,539  
received a complaint and there's any

716  
00:29:11,509 --> 00:29:17,629  
threat of legal action whatsoever I'd be

717  
00:29:14,539 --> 00:29:19,700  
getting legal advice instantly if it's

718  
00:29:17,630 --> 00:29:22,220  
not a threat of legal advice then I

719  
00:29:19,700 --> 00:29:23,840  
would be also engaging in you know some

720  
00:29:22,220 --> 00:29:26,269  
sort of alternative dispute resolution

721  
00:29:23,839 --> 00:29:28,189  
with the person involved to try to us

722  
00:29:26,269 --> 00:29:29,990  
wage them so that they don't take that

723  
00:29:28,190 --> 00:29:31,730  
step it's interesting you write in your

724  
00:29:29,990 --> 00:29:34,190  
book that the first thing you might want

725  
00:29:31,730 --> 00:29:35,839  
to do is apologize but maybe not that's

726  
00:29:34,190 --> 00:29:37,820  
not what you should do first of all you

727  
00:29:35,839 --> 00:29:40,789

write in your book yes well the trouble

728

00:29:37,819 --> 00:29:45,429

with apologies and corrections Andrew no

729

00:29:40,789 --> 00:29:48,589

retractions is that and the legal advice

730

00:29:45,430 --> 00:29:50,840

is really necessary before you do these

731

00:29:48,589 --> 00:29:54,049

sorts of things because sometimes it can

732

00:29:50,839 --> 00:29:56,240

ruin a legal defense to have done so so

733

00:29:54,049 --> 00:29:58,039

for example a defense that it was your

734

00:29:56,240 --> 00:30:00,200

honest opinion or your fair comment

735

00:29:58,039 --> 00:30:01,730

where you were criticizing someone if

736

00:30:00,200 --> 00:30:03,890

you've retracted that and said you

737

00:30:01,730 --> 00:30:05,900

didn't really mean to say it in some

738

00:30:03,890 --> 00:30:08,810

places you'd lose the defense because

739

00:30:05,900 --> 00:30:11,120

how can you have an honest opinion if

740

00:30:08,809 --> 00:30:12,379

you didn't mean to say it so we're

741

00:30:11,119 --> 00:30:16,009

starting to get a little bit technical

742  
00:30:12,380 --> 00:30:18,560  
legally here so all I'm saying is you

743  
00:30:16,009 --> 00:30:21,140  
know an apology like I'm sorry this made

744  
00:30:18,559 --> 00:30:22,490  
you upset rather than I'm sorry I was

745  
00:30:21,140 --> 00:30:24,230  
wrong I didn't mean to say it

746  
00:30:22,490 --> 00:30:26,150  
particularly if you didn't if you

747  
00:30:24,230 --> 00:30:28,730  
actually didn't mean to say it you might

748  
00:30:26,150 --> 00:30:30,530  
be on better ground but in Australian

749  
00:30:28,730 --> 00:30:33,380  
under Australian law there's some very

750  
00:30:30,529 --> 00:30:36,319  
very technical and strict requirements

751  
00:30:33,380 --> 00:30:38,090  
of offers of amends and apologies and so

752  
00:30:36,319 --> 00:30:40,759  
they really need to be negotiated

753  
00:30:38,089 --> 00:30:42,649  
through a lawyer look mark Pearson from

754  
00:30:40,759 --> 00:30:45,109  
bond university professor of journalism

755  
00:30:42,650 --> 00:30:48,410  
and what is the one thing your students

756  
00:30:45,109 --> 00:30:50,719  
ask you the most often ask me whether

757  
00:30:48,410 --> 00:30:52,550  
they are really publishers when they're

758  
00:30:50,720 --> 00:30:54,589  
using social media they just can't

759  
00:30:52,549 --> 00:30:56,240  
believe it and I can't believe that

760  
00:30:54,589 --> 00:30:58,369  
their work is might be going to six

761  
00:30:56,240 --> 00:31:01,069  
hundred or more jurisdictions throughout

762  
00:30:58,369 --> 00:31:03,199  
the world so it takes a lot for them

763  
00:31:01,069 --> 00:31:05,569  
understand that just the smallest tweet

764  
00:31:03,200 --> 00:31:09,139  
can actually be a publication with legal

765  
00:31:05,569 --> 00:31:11,689  
consequences and the quick answer to is

766  
00:31:09,138 --> 00:31:13,638  
it am a bit worried about this is to

767  
00:31:11,690 --> 00:31:14,960  
maybe take some time don't do it

768  
00:31:13,638 --> 00:31:16,969  
instantly if you got if you're reacting

769  
00:31:14,960 --> 00:31:20,298  
to something take time before you tweet

770

00:31:16,970 --> 00:31:22,100  
don't react sleep on it uh well Twitter

771  
00:31:20,298 --> 00:31:24,168  
is an instant medium and it's really

772  
00:31:22,099 --> 00:31:27,469  
cool to be seen to be right on top of it

773  
00:31:24,169 --> 00:31:29,210  
topic getting it wrong or doing damage

774  
00:31:27,470 --> 00:31:31,970  
to somebody else in a whole range of

775  
00:31:29,210 --> 00:31:34,399  
ways is far too great a risk to take sit

776  
00:31:31,970 --> 00:31:35,870  
back take a deep breath don't have a cup

777  
00:31:34,398 --> 00:31:39,979  
of coffee think about what you really

778  
00:31:35,869 --> 00:31:41,898  
want to write and and only then after

779  
00:31:39,980 --> 00:31:44,329  
calming down a little bite you write

780  
00:31:41,898 --> 00:31:45,829  
something a little more tempered Mike

781  
00:31:44,329 --> 00:31:48,019  
Pearson author of blogging and tweeting

782  
00:31:45,829 --> 00:31:49,548  
without getting sued I'm actually

783  
00:31:48,019 --> 00:31:51,710  
reading the font because it gets bigger

784  
00:31:49,548 --> 00:31:53,179

they're a very useful book and hopefully

785

00:31:51,710 --> 00:31:54,980

it'll avoid someone ending up in court

786

00:31:53,179 --> 00:31:57,250

in the near future thank you Mark Thank

787

00:31:54,980 --> 00:31:57,250

You Mona

788

00:32:10,128 --> 00:32:15,928

hi this is Carrie papi i am ross

789

00:32:13,470 --> 00:32:19,288

Fletcher okay Ross hey we're from a

790

00:32:15,929 --> 00:32:21,269

podcast called oh no roster kerry we

791

00:32:19,288 --> 00:32:22,858

find out what happens when you show up

792

00:32:21,269 --> 00:32:25,200

and ask questions we've hung out with

793

00:32:22,858 --> 00:32:27,778

the caballes the Mormons we've gone and

794

00:32:25,200 --> 00:32:30,179

gotten ear candle gone to the Sikhs we

795

00:32:27,778 --> 00:32:31,829

show up so you don't have to so find out

796

00:32:30,179 --> 00:32:33,929

where we're going next we'll even have

797

00:32:31,829 --> 00:32:36,358

special episodes where we have famous

798

00:32:33,929 --> 00:32:38,340

guests like Brian Dalton from mr. deity

799  
00:32:36,358 --> 00:32:40,378  
you heard that awesome theme music he

800  
00:32:38,339 --> 00:32:44,548  
wrote that you should come visit us at

801  
00:32:40,378 --> 00:32:47,728  
Oh No podcast.com or facebook.com slash

802  
00:32:44,548 --> 00:32:51,598  
on rack what the hell's on a cross Oh in

803  
00:32:47,729 --> 00:32:59,548  
RAC Oh Oh No Ross and Carrie that's our

804  
00:32:51,598 --> 00:33:01,739  
show that's a smart come join us choice

805  
00:32:59,548 --> 00:33:04,138  
exists to unlock the power of consumers

806  
00:33:01,739 --> 00:33:06,239  
and we do that by providing expert

807  
00:33:04,138 --> 00:33:08,428  
information advice and support to our

808  
00:33:06,239 --> 00:33:10,798  
members and where necessary we will

809  
00:33:08,429 --> 00:33:12,450  
intervene in markets to campaign for the

810  
00:33:10,798 --> 00:33:14,158  
consumer interest as well maybe one

811  
00:33:12,450 --> 00:33:16,710  
hundred percent of our income is derived

812  
00:33:14,159 --> 00:33:18,330  
from our members and that allows us to

813  
00:33:16,710 --> 00:33:20,329  
be able to speak out without fear or

814  
00:33:18,329 --> 00:33:22,648  
favor we are one hundred percent

815  
00:33:20,329 --> 00:33:24,598  
independent in what we say and in what

816  
00:33:22,648 --> 00:33:26,518  
we do twice a year we hold awards

817  
00:33:24,598 --> 00:33:28,348  
firstly the sean keys which showcased

818  
00:33:26,519 --> 00:33:31,558  
the very worst products and services in

819  
00:33:28,348 --> 00:33:33,358  
australia but secondly and today you

820  
00:33:31,558 --> 00:33:34,710  
will see the choice award some of the

821  
00:33:33,358 --> 00:33:36,868  
very best products and services

822  
00:33:34,710 --> 00:33:40,619  
available and they are truly exceptional

823  
00:33:36,868 --> 00:33:43,168  
to pass the choice test dr. ken harvey

824  
00:33:40,618 --> 00:33:46,199  
is one of australia's leading experts in

825  
00:33:43,169 --> 00:33:48,690  
public health he's a fierce champion for

826  
00:33:46,200 --> 00:33:51,090  
the rights of consumers in particular

827

00:33:48,690 --> 00:33:53,669  
around dodgy health products that are

828  
00:33:51,089 --> 00:33:56,249  
more spin than cure so it will covers no

829  
00:33:53,669 --> 00:33:59,309  
surprise that ken is our consumer

830  
00:33:56,249 --> 00:34:01,229  
champion for 2012 let's hear from Ken in

831  
00:33:59,308 --> 00:34:03,538  
his own words that the work that was

832  
00:34:01,229 --> 00:34:04,000  
done other work that he continues to do

833  
00:34:03,538 --> 00:34:07,180  
on

834  
00:34:04,000 --> 00:34:09,309  
half of consumer back in the I think it

835  
00:34:07,180 --> 00:34:11,110  
was late seventies I was involved with a

836  
00:34:09,309 --> 00:34:13,179  
World Health Organization on ethical

837  
00:34:11,110 --> 00:34:15,099  
criteria of the medicinal drug promotion

838  
00:34:13,179 --> 00:34:17,019  
and ethical promotion is part of

839  
00:34:15,099 --> 00:34:19,210  
national drug policies and World Health

840  
00:34:17,019 --> 00:34:23,199  
Organization drug policies and so I've

841  
00:34:19,210 --> 00:34:25,690

always had an interest in bed and if IC

842

00:34:23,199 --> 00:34:28,210

promotion that I think is not in accord

843

00:34:25,690 --> 00:34:30,539

with ethical criteria and there's a

844

00:34:28,210 --> 00:34:33,280

variety of codes of conduct and

845

00:34:30,539 --> 00:34:35,079

therapeutic goods advertising codes then

846

00:34:33,280 --> 00:34:37,510

I send in complaints are on the grounds

847

00:34:35,079 --> 00:34:39,878

that someone should do it and hence my

848

00:34:37,510 --> 00:34:42,310

reputation as a serial complainant which

849

00:34:39,878 --> 00:34:44,139

I think I'm quite proud of actually just

850

00:34:42,309 --> 00:34:45,730

early this year I succeeded in getting a

851

00:34:44,139 --> 00:34:49,210

forty thousand dollar fine out of the

852

00:34:45,730 --> 00:34:51,159

company for inappropriately promoting a

853

00:34:49,210 --> 00:34:52,960

prescription drug to general public

854

00:34:51,159 --> 00:34:55,570

unethical promotion no matter whether

855

00:34:52,960 --> 00:34:59,230

it's directed to doctors or consumers is

856  
00:34:55,570 --> 00:35:01,150  
basically trying to get irresponsible

857  
00:34:59,230 --> 00:35:03,610  
prescribing or consumption habits of

858  
00:35:01,150 --> 00:35:06,070  
drugs it's trying to delude either the

859  
00:35:03,610 --> 00:35:10,050  
doctors or consumers that a product's

860  
00:35:06,070 --> 00:35:10,050  
got virtues but in fact it hasn't got

861  
00:35:10,940 --> 00:35:14,659  
the principles of a system and good I

862  
00:35:13,068 --> 00:35:16,550  
mean there is a good therapeutic with

863  
00:35:14,659 --> 00:35:19,670  
advertising code based on the World

864  
00:35:16,550 --> 00:35:21,769  
Health ethical criteria there's a good

865  
00:35:19,670 --> 00:35:22,940  
independent complaint resolution panel

866  
00:35:21,769 --> 00:35:25,519  
which I think produces good

867  
00:35:22,940 --> 00:35:27,139  
determinations albeit they're overloaded

868  
00:35:25,519 --> 00:35:30,769  
the problem is complaint resolution

869  
00:35:27,139 --> 00:35:34,309  
panels got no power if they can and they

870  
00:35:30,769 --> 00:35:35,989  
do send non-compliance to the

871  
00:35:34,309 --> 00:35:38,239  
Therapeutic Goods Administration which

872  
00:35:35,989 --> 00:35:42,019  
ultimately is the final regulator the

873  
00:35:38,239 --> 00:35:45,049  
TGA then could Institute criminal

874  
00:35:42,019 --> 00:35:47,269  
proceedings in practice they have never

875  
00:35:45,050 --> 00:35:51,050  
ever done so the teacher is a paper

876  
00:35:47,269 --> 00:35:54,530  
tiger and that most people most sponsors

877  
00:35:51,050 --> 00:35:56,630  
can get away with unethical advertising

878  
00:35:54,530 --> 00:35:58,430  
so clearly if you have a system with no

879  
00:35:56,630 --> 00:35:59,930  
penalties the Cowboys are going to take

880  
00:35:58,429 --> 00:36:02,318  
advantage of it and that's what's

881  
00:35:59,929 --> 00:36:02,318  
happened

882  
00:36:04,889 --> 00:36:10,739  
there's been a succession of weight loss

883  
00:36:08,159 --> 00:36:14,099  
complementary medicines that have been

884

00:36:10,739 --> 00:36:16,199  
scams basically advertised out of all

885  
00:36:14,099 --> 00:36:17,789  
proportion to their efficacy and the

886  
00:36:16,199 --> 00:36:19,949  
census things are classic I mean it was

887  
00:36:17,789 --> 00:36:23,610  
said to be the largest world clinical

888  
00:36:19,949 --> 00:36:27,000  
trial wonderful claims you'd lose weight

889  
00:36:23,610 --> 00:36:29,610  
while you sleep for example the trial

890  
00:36:27,000 --> 00:36:31,710  
was fabricated and never existed and it

891  
00:36:29,610 --> 00:36:34,050  
was just a reflection of really relax

892  
00:36:31,710 --> 00:36:37,079  
Atia the Australian system again I don't

893  
00:36:34,050 --> 00:36:38,910  
believe the TGA takes these these

894  
00:36:37,079 --> 00:36:40,619  
concerns seriously enough it's a scandal

895  
00:36:38,909 --> 00:36:42,269  
but the government doesn't seem to want

896  
00:36:40,619 --> 00:36:44,339  
to do much about it I say I used to

897  
00:36:42,269 --> 00:36:45,989  
treat patients now I treat governments

898  
00:36:44,340 --> 00:36:47,940

they're not sicker and a lot harder to

899

00:36:45,989 --> 00:36:50,399

treat but someone's got to do it p'tee

900

00:36:47,940 --> 00:36:51,690

GA needs civil penalties rather than

901

00:36:50,400 --> 00:36:54,200

criminal penalties it can be easily

902

00:36:51,690 --> 00:36:56,519

applied and which will bite and hurt

903

00:36:54,199 --> 00:36:58,019

they haven't got those at the moment and

904

00:36:56,519 --> 00:37:03,000

again the complaint resolution panel

905

00:36:58,019 --> 00:37:04,650

needs and also I had encourage people if

906

00:37:03,000 --> 00:37:07,019

they think that something on television

907

00:37:04,650 --> 00:37:08,940

doesn't look right for claims seem to be

908

00:37:07,019 --> 00:37:12,630

too good to be true they probably are

909

00:37:08,940 --> 00:37:13,980

too good to be true and the complaint

910

00:37:12,630 --> 00:37:16,079

resolution panel can be found on a

911

00:37:13,980 --> 00:37:18,539

website there's an online complaint form

912

00:37:16,079 --> 00:37:20,340

again if they felt that they wanted help

913  
00:37:18,539 --> 00:37:22,050  
then there are people available and on

914  
00:37:20,340 --> 00:37:24,180  
one of them that will will help

915  
00:37:22,050 --> 00:37:26,630  
consumers to properly formulate a

916  
00:37:24,179 --> 00:37:26,629  
complaint

917  
00:37:28,190 --> 00:37:33,619  
choice were a bit of encouragement from

918  
00:37:30,858 --> 00:37:35,779  
others has finally after five months got

919  
00:37:33,619 --> 00:37:38,690  
out of the TGA a list of properly

920  
00:37:35,780 --> 00:37:40,369  
evaluated registered complementary

921  
00:37:38,690 --> 00:37:43,309  
medicines which went up on the TGA

922  
00:37:40,369 --> 00:37:45,829  
website just this week choice I think is

923  
00:37:43,309 --> 00:37:48,559  
a crucial organization it's not the only

924  
00:37:45,829 --> 00:37:51,410  
organization working in con consumer

925  
00:37:48,559 --> 00:37:53,750  
health issues but choice is totally

926  
00:37:51,409 --> 00:37:56,659  
independent and a net principle of

927  
00:37:53,750 --> 00:37:58,190  
independent assessment is crucial it's

928  
00:37:56,659 --> 00:38:00,980  
what I'm on about about pharmaceuticals

929  
00:37:58,190 --> 00:38:03,019  
the need equally well the fact that

930  
00:38:00,980 --> 00:38:05,480  
choice have recognized that it's not

931  
00:38:03,019 --> 00:38:07,338  
enough just to test products if you find

932  
00:38:05,480 --> 00:38:09,858  
that products are consistently having

933  
00:38:07,338 --> 00:38:12,049  
problems that's a policy issue and as a

934  
00:38:09,858 --> 00:38:14,750  
need to have a policy arm and again

935  
00:38:12,050 --> 00:38:16,640  
choice of had its do have policy

936  
00:38:14,750 --> 00:38:18,588  
officers that can work on the larger

937  
00:38:16,639 --> 00:38:20,029  
issues and choice were one of the first

938  
00:38:18,588 --> 00:38:22,159  
bodies mr. and consumers association

939  
00:38:20,030 --> 00:38:23,930  
they set up consumers international

940  
00:38:22,159 --> 00:38:26,269  
shimmers international set up Health

941

00:38:23,929 --> 00:38:29,539  
Action international which works with

942  
00:38:26,269 --> 00:38:32,300  
people like me in the region so they've

943  
00:38:29,539 --> 00:38:35,599  
had a significant influence in terms of

944  
00:38:32,300 --> 00:38:47,810  
both medicinal drug policy consumer

945  
00:38:35,599 --> 00:38:50,000  
betterment hey guys this is jay from the

946  
00:38:47,809 --> 00:38:52,789  
skeptics guide to the universe a weld-on

947  
00:38:50,000 --> 00:38:54,559  
whoa everybody knows I'm the only reason

948  
00:38:52,789 --> 00:38:55,759  
to listen to the Freak Show right I mean

949  
00:38:54,559 --> 00:38:58,328  
it was up to me the show would start

950  
00:38:55,760 --> 00:38:58,329  
with this

951  
00:38:59,190 --> 00:39:05,260  
yeah boy well Rebecca would hate that

952  
00:39:02,739 --> 00:39:06,699  
probably but I mean I'd rock that listen

953  
00:39:05,260 --> 00:39:08,170  
to our show and you can learn about cool

954  
00:39:06,699 --> 00:39:09,609  
stuff like a technological singularity

955  
00:39:08,170 --> 00:39:11,500

which is someday when technology

956

00:39:09,610 --> 00:39:12,849

progresses so fast that it would make

957

00:39:11,500 --> 00:39:14,889

the Industrial Revolution look like a

958

00:39:12,849 --> 00:39:20,639

kid science project anyway come check us

959

00:39:14,889 --> 00:39:20,639

out at WWDC epic sea org get your son

960

00:39:41,980 --> 00:39:47,329

I'm here in Albury Wodonga which is sort

961

00:39:45,619 --> 00:39:49,160

of between New South Wales and Victoria

962

00:39:47,329 --> 00:39:51,650

in fact it's on the border is that we

963

00:39:49,159 --> 00:39:54,199

are doctoral see we'll just exactly on

964

00:39:51,650 --> 00:39:57,108

the border we're about a mile also not a

965

00:39:54,199 --> 00:39:59,659

mile a kilometer a kilometer from the

966

00:39:57,108 --> 00:40:01,308

board it's our roving reporter for the

967

00:39:59,659 --> 00:40:04,639

skeptics I'm dr. Chrissy Wilson I've

968

00:40:01,309 --> 00:40:07,609

flown down here to help you launch soap

969

00:40:04,639 --> 00:40:11,150

what is so so that stands for the

970  
00:40:07,608 --> 00:40:13,369  
science of animalistic phenomena and for

971  
00:40:11,150 --> 00:40:17,298  
four years now I have been waiting to

972  
00:40:13,369 --> 00:40:18,920  
launch soap but here is absolutely the

973  
00:40:17,298 --> 00:40:21,440  
right place to do it this is regional

974  
00:40:18,920 --> 00:40:24,079  
New South Wales and it's just perfect so

975  
00:40:21,440 --> 00:40:27,608  
so science of animalistic phenomena is a

976  
00:40:24,079 --> 00:40:30,048  
new research unit where I am going to be

977  
00:40:27,608 --> 00:40:32,028  
taking on various studies various

978  
00:40:30,048 --> 00:40:34,460  
research projects getting lots of local

979  
00:40:32,028 --> 00:40:36,650  
people involved so that we can explore

980  
00:40:34,460 --> 00:40:38,929  
and investigate the science of belief

981  
00:40:36,650 --> 00:40:40,990  
the psychology of belief why people

982  
00:40:38,929 --> 00:40:44,210  
believe in weird and wonderful things

983  
00:40:40,989 --> 00:40:46,548  
fantastic fantastic and tomorrow night

984  
00:40:44,210 --> 00:40:49,608  
is the big night it isn't a stand up on

985  
00:40:46,548 --> 00:40:53,298  
your soap box I am I have all my little

986  
00:40:49,608 --> 00:40:55,219  
soap suds around me which is your

987  
00:40:53,298 --> 00:40:56,809  
neighbor that way when people subscriber

988  
00:40:55,219 --> 00:40:59,000  
isn't it they're going to become so yep

989  
00:40:56,809 --> 00:41:01,910  
if you want to be a friend of soap if

990  
00:40:59,000 --> 00:41:05,449  
you are clean up your act if you want to

991  
00:41:01,909 --> 00:41:08,179  
clean up your act gloomy a drug user you

992  
00:41:05,449 --> 00:41:10,969  
can become a soap sud yeah Oh Tim

993  
00:41:08,179 --> 00:41:12,919  
mendham wonderful editor of the skeptic

994  
00:41:10,969 --> 00:41:14,838  
he emailed me and he said you know you

995  
00:41:12,920 --> 00:41:17,150  
could you have lots of lovely headlines

996  
00:41:14,838 --> 00:41:21,710  
likely watch out psychics Chrissy's

997  
00:41:17,150 --> 00:41:24,410  
coming with the soap so yeah if you want

998

00:41:21,710 --> 00:41:25,849  
to be a soap sud then you can join the

999  
00:41:24,409 --> 00:41:27,379  
mailing list and be a friend of soap

1000  
00:41:25,849 --> 00:41:29,660  
alright what we're going to do now is

1001  
00:41:27,380 --> 00:41:32,000  
you are on TV a little bit earlier today

1002  
00:41:29,659 --> 00:41:34,250  
on the local news yeah so we're just

1003  
00:41:32,000 --> 00:41:37,338  
going to play the audio of that and then

1004  
00:41:34,250 --> 00:41:40,159  
we'll buy the magic of podcasting will

1005  
00:41:37,338 --> 00:41:42,558  
actually be at the launch absolute after

1006  
00:41:40,159 --> 00:41:45,259  
this little clip so here's you now a

1007  
00:41:42,559 --> 00:41:46,820  
little clip from local television we

1008  
00:41:45,260 --> 00:41:49,580  
almost the reason goes

1009  
00:41:46,820 --> 00:41:51,769  
aliens and so I cakes but if you ever

1010  
00:41:49,579 --> 00:41:54,230  
ask yourself if you're a skeptic or a

1011  
00:41:51,769 --> 00:41:56,300  
believer linear research group will be

1012  
00:41:54,230 --> 00:41:58,309

launched to Charles Duke University to

1013

00:41:56,300 --> 00:42:00,500

find out why people believe in the

1014

00:41:58,309 --> 00:42:11,480

paranormal and why some of us are more

1015

00:42:00,500 --> 00:42:14,300

susceptible to malini is the truth

1016

00:42:11,480 --> 00:42:17,269

really out there or is it just our

1017

00:42:14,300 --> 00:42:18,910

mind's playing tricks all many believe

1018

00:42:17,269 --> 00:42:22,849

in the world of paranormal activity

1019

00:42:18,909 --> 00:42:24,469

others remain firmly unconvinced what

1020

00:42:22,849 --> 00:42:26,690

most people don't realize is that I

1021

00:42:24,469 --> 00:42:29,119

cognitive abilities constantly let us

1022

00:42:26,690 --> 00:42:30,789

down so we see things we haven't seen we

1023

00:42:29,119 --> 00:42:33,500

hear things we haven't heard we even

1024

00:42:30,789 --> 00:42:35,630

remember events that didn't even take

1025

00:42:33,500 --> 00:42:38,480

place dr. Wilson who was taught

1026

00:42:35,630 --> 00:42:40,640

psychology in London and Tasmania is

1027  
00:42:38,480 --> 00:42:42,980  
setting up a research unit into the

1028  
00:42:40,639 --> 00:42:44,449  
subject she is looking for reasons why

1029  
00:42:42,980 --> 00:42:46,429  
people believe in the weird and

1030  
00:42:44,449 --> 00:42:49,279  
wonderful and will be enlisting the help

1031  
00:42:46,429 --> 00:42:51,500  
of locals to do so but I also want to do

1032  
00:42:49,280 --> 00:42:53,240  
some experimental stuff I'm since I've

1033  
00:42:51,500 --> 00:42:55,039  
been here I've become aware of the fact

1034  
00:42:53,239 --> 00:42:58,189  
that there are lots and lots of really

1035  
00:42:55,039 --> 00:43:00,860  
spooking houses in the area stinking

1036  
00:42:58,190 --> 00:43:02,780  
buildings dr. Wilson hopes to take our

1037  
00:43:00,860 --> 00:43:05,329  
research to places like the former

1038  
00:43:02,780 --> 00:43:08,240  
Beechworth asylum and Monte Cristo

1039  
00:43:05,329 --> 00:43:10,069  
homestead at uni the research group will

1040  
00:43:08,239 --> 00:43:12,019  
be launched tomorrow night with locals

1041  
00:43:10,070 --> 00:43:15,170  
and courage to come along if you

1042  
00:43:12,019 --> 00:43:16,849  
disagree with me if you think I'm on the

1043  
00:43:15,170 --> 00:43:18,950  
wrong track if you've got some fantastic

1044  
00:43:16,849 --> 00:43:21,289  
stories to tell us then come along

1045  
00:43:18,949 --> 00:43:24,169  
tomorrow night the launch will be at CSU

1046  
00:43:21,289 --> 00:43:27,289  
from 6pm dhoni orbiting prime seven

1047  
00:43:24,170 --> 00:43:31,340  
years well i'm here at the launch of

1048  
00:43:27,289 --> 00:43:33,170  
soap and stagger me blow me down who's

1049  
00:43:31,340 --> 00:43:36,050  
walked in none other than voiceover men

1050  
00:43:33,170 --> 00:43:38,000  
Jim Wilshire hi Jim hi Richard I'm

1051  
00:43:36,050 --> 00:43:38,440  
really well really excited to be here

1052  
00:43:38,000 --> 00:43:40,869  
too

1053  
00:43:38,440 --> 00:43:44,200  
launch soap I'm really looking forward

1054  
00:43:40,869 --> 00:43:45,670  
to hearing you are you i'm looking

1055

00:43:44,199 --> 00:43:47,289  
forward to speaking to people i'm seeing

1056  
00:43:45,670 --> 00:43:51,010  
you but the time you're speaking to me

1057  
00:43:47,289 --> 00:43:52,630  
it's happening it's anywhere early we

1058  
00:43:51,010 --> 00:43:54,040  
are a little bit early but the crowds

1059  
00:43:52,630 --> 00:43:55,568  
moving in which is nice to see the

1060  
00:43:54,039 --> 00:43:58,389  
auditorium here at the university is

1061  
00:43:55,568 --> 00:44:00,190  
filling up so and i'm lucky enough after

1062  
00:43:58,389 --> 00:44:01,779  
this heading up to your property for a

1063  
00:44:00,190 --> 00:44:04,420  
feud and relaxing days by the murray

1064  
00:44:01,780 --> 00:44:06,970  
river it'll be absolutely wonderful at

1065  
00:44:04,420 --> 00:44:09,010  
you again thank you looking forward to a

1066  
00:44:06,969 --> 00:44:13,949  
gym oh well let's find our seats and

1067  
00:44:09,010 --> 00:44:13,950  
enjoy getting Sophie

1068  
00:44:48,440 --> 00:44:58,429  
animalistic very well welcome to the

1069  
00:44:54,269 --> 00:44:58,429

door so now I see

1070

00:44:58,789 --> 00:45:08,130

so is a brand new research unit that is

1071

00:45:04,259 --> 00:45:12,990

going to be dedicated to investigate

1072

00:45:08,130 --> 00:45:15,869

and all the latest ordinary phenomenal

1073

00:45:12,989 --> 00:45:17,998

okay so my research

1074

00:45:15,869 --> 00:45:21,059

is called formalistic so I packaging

1075

00:45:17,998 --> 00:45:21,899

that's not to be confused with what you

1076

00:45:21,059 --> 00:45:25,019

probably heard

1077

00:45:21,900 --> 00:45:27,539

for carousel apology now the image of a

1078

00:45:25,019 --> 00:45:30,809

parapsychologist tends to remodel ideas

1079

00:45:27,539 --> 00:45:32,519

with the or more-- title character for

1080

00:45:30,809 --> 00:45:35,099

ghost bus the social kind of wacky

1081

00:45:32,519 --> 00:45:37,630

monster who spends most weekends

1082

00:45:35,099 --> 00:45:40,519

importances

1083

00:45:37,630 --> 00:45:44,690

that's not what I do actually I have to

1084  
00:45:40,519 --> 00:45:47,239  
learn your daughter TV programs with UK

1085  
00:45:44,690 --> 00:45:50,329  
but I was open on the listing

1086  
00:45:47,239 --> 00:45:53,899  
psychologist so it's very much looking

1087  
00:45:50,329 --> 00:45:57,679  
at the camera from a psychological in

1088  
00:45:53,900 --> 00:46:03,650  
some cases physiological or to do my

1089  
00:45:57,679 --> 00:46:06,259  
next guest needs no introduction you'll

1090  
00:46:03,650 --> 00:46:09,320  
always be loved st. Anselm's program

1091  
00:46:06,260 --> 00:46:13,190  
Australia search for it so significant

1092  
00:46:09,320 --> 00:46:15,260  
psychic for are you suggesting to the

1093  
00:46:13,190 --> 00:46:17,289  
producers of the world what they might

1094  
00:46:15,260 --> 00:46:20,480  
like to call their second series I

1095  
00:46:17,289 --> 00:46:27,989  
suggest you or strange chris with these

1096  
00:46:20,480 --> 00:46:31,219  
summer too so

1097  
00:46:27,989 --> 00:46:31,219  
come on v.i.c

1098  
00:46:37,179 --> 00:46:47,500  
Thank You demonstrations I am the

1099  
00:46:44,789 --> 00:46:50,829  
circled skeptical judge I i've been

1100  
00:46:47,500 --> 00:46:53,588  
involved and skepticism down pretty cool

1101  
00:46:50,829 --> 00:46:59,309  
on for about 13 years on the member of

1102  
00:46:53,588 --> 00:46:59,308  
staff member of these things

1103  
00:47:00,329 --> 00:47:06,119  
also we spend wire

1104  
00:47:03,840 --> 00:47:10,559  
the United States a group set up by

1105  
00:47:06,119 --> 00:47:13,219  
James ran across a high as one people I

1106  
00:47:10,559 --> 00:47:17,880  
love traveling the world investigators

1107  
00:47:13,219 --> 00:47:21,859  
meetings of like-minded people so like

1108  
00:47:17,880 --> 00:47:21,860  
to come here

1109  
00:47:26,550 --> 00:47:35,310  
that's why we told our guys

1110  
00:47:49,130 --> 00:47:52,579  
these designs

1111  
00:47:59,429 --> 00:48:20,669  
is it

1112

00:48:28,849 --> 00:48:31,539  
ok

1113  
00:48:32,690 --> 00:48:35,349  
can we design

1114  
00:48:52,409 --> 00:48:56,549  
this is ben Radford I'm deputy editor of

1115  
00:48:54,989 --> 00:48:58,619  
skeptical inquirer science magazine

1116  
00:48:56,550 --> 00:49:00,539  
author of six books including tracking

1117  
00:48:58,619 --> 00:49:10,980  
chupacabra and you can find out more

1118  
00:49:00,539 --> 00:49:13,110  
about me at Benjamin Radford com well

1119  
00:49:10,980 --> 00:49:14,670  
thank you for listening to the skeptic

1120  
00:49:13,110 --> 00:49:16,620  
zone and thanks for joining us for that

1121  
00:49:14,670 --> 00:49:18,990  
very exciting little encounter we had

1122  
00:49:16,619 --> 00:49:22,199  
with the International Space Station a

1123  
00:49:18,989 --> 00:49:23,609  
while ago coming up soon on the skipping

1124  
00:49:22,199 --> 00:49:25,199  
zone lot more interviews I think we've

1125  
00:49:23,610 --> 00:49:26,640  
got a think tank coming up because lots

1126  
00:49:25,199 --> 00:49:28,589

of people request that we have a think

1127

00:49:26,639 --> 00:49:29,909

tank thank you to all the listeners who

1128

00:49:28,590 --> 00:49:32,610

said hello to me while I've been

1129

00:49:29,909 --> 00:49:34,409

visiting Aubrey and very nice comments

1130

00:49:32,610 --> 00:49:37,140

saying how much you enjoy listening to

1131

00:49:34,409 --> 00:49:39,449

the skeptic zone but for this week this

1132

00:49:37,139 --> 00:49:40,949

is Richard Saunders signing off from the

1133

00:49:39,449 --> 00:49:42,750

beautiful thin the banks of the

1134

00:49:40,949 --> 00:49:49,019

beautiful Murray River southern New

1135

00:49:42,750 --> 00:49:52,289

South Wales Australia you've been

1136

00:49:49,019 --> 00:49:56,820

listening to the skeptic zone visit our

1137

00:49:52,289 --> 00:49:59,309

website at [www.skeptics.org](http://www.skeptics.org) on TV for

1138

00:49:56,820 --> 00:50:01,940

comments contacts and extra video

1139

00:49:59,309 --> 00:50:01,940

reports