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LEE YOONG HON

Is the Recent Spate of Hollywood Mergers a Concern? Part II: Impact on the Key Stakeholders and Concluding Remarks 171

This is the second part of a two-part article series on the recent phenomenon of mergers in the entertainment industry. While consolidation in markets is common, even necessary at times, essentially reflecting the market dynamics and business environment, the recent and on-going mergers in Hollywood, nonetheless, suggest a much wider issue and of course, implications as well, with many stakeholders adversely affected. As discussed in Pt I, the mergers are likely to accelerate what many are seeing as major changes in the industry while the involvement of big consumer technology companies further complicates the issue given their already huge market power. These developments are likely to present new challenges to regulators in laying down the marker on how corporate mergers in the sector be investigated and assessed. Overall, this article looks at the impact of such mergers on a few key stakeholders, i.e. cinema operators, consumers and employees, the latter including the creative people behind the industry. It concludes with discussions on whether fears of such corporate manoeuvrings are merited or otherwise.

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Dressing Down for Glow Up TV Format Copyright Claim 178

The High Court has struck out a litigant in person's claim alleging infringement of intellectual property rights in her treatment for a reality TV format. She claimed that it was copied by the BBC and Wall to Wall Media, which produced the successful series *Glow Up: Britain's Next Make-Up Star*. The Court noted that TV formats can, in principle, enjoy protection as a dramatic work, as long as they have clearly identified distinguishing features in a coherent framework that can be reproduced in recognisable form. The case followed a familiar format, however, as the Court considered the treatment to be relatively generic and found no copying of protectable elements.

NICHOLAS TALL

What She Saw is What She Got—Gamer Wins Monster Payout as T&Cs Fail PaddyPower 180

This article reviews *Durber v PPB Entertainment* in which the High Court considered the fairness and incorporation of multi-document contracts in a consumer context where PPB's online gambling website (PaddyPower) showed on screen that Ms Durber had won the Monster Jackpot of £1,097,132.71 while PPB claimed to be required to pay only £20,265.14. The judgment will be of interest to all lawyers that draft game rules and exclusion clauses, particularly where such rules and exclusions are intended to be applicable to consumers and seek to incorporate multiple documents into a single contract.

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High Court Rules Domain Name Registrar Immune from Order under the Defamation Act 2013 s.13(1) to Remove Defamatory Statements 183

This article reviews the High Court's decision in *Wei v Long* that the registrars of a domain name could not be subject to an order under the Defamation Act 2013 s.13(1) to remove and/or stop distributing defamatory statements on a website since it was neither the operator of the website nor a publisher for the purposes of that provision.

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This article reviews the High Court's recent ruling on a preliminary issue in *Prospect v Evans* that it followed from the Court's earlier decision in the case confirming the trade union claimant's standing to bring a libel claim, that a trade union can bring a libel claim against one of its members.

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This article reviews and comments on *Edwards v Boohoo.com UK Ltd*, an important case for the fast-fashion sector, in which the Intellectual Property Enterprise Court dismissed a Welsh fashion designer's claim that the fashion giant Boohoo had infringed unregistered design rights in five of her designs by making and selling clothes to those designs.

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This article reviews and comments on *RTM v Bonne Terre Ltd* in which the High Court upheld a recovering gambling addict's claim that Sky Betting and Gaming had unlawfully processed his personal data since it had not obtained the requisite consents under the GDPR and the Privacy and Electronic Communications Regulations for personalised direct marketing and the use of the cookies that enabled it.

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