



# Crime and Courts Act 2013

## 2013 CHAPTER 22

### PART 2

#### COURTS AND JUSTICE

##### *Publishers of news-related material: damages and costs*

### **39 Awards of aggravated damages**

- (1) This section applies where—
  - (a) a relevant claim is made against a person (“the defendant”),
  - (b) the defendant was a relevant publisher at the material time,
  - (c) the claim is related to the publication of news-related material, and
  - (d) the defendant is found liable in respect of the claim.
- (2) Aggravated damages may be awarded against the defendant only to compensate for mental distress and not for purposes of punishment.
- (3) In this section, “aggravated damages” means damages that were commonly called aggravated before the passing of this Act and which—
  - (a) are awarded against a person in respect of the person's motive or exceptional conduct, but
  - (b) are not exemplary damages or restitutionary damages.
- (4) Nothing in this section is to be read as implying that, in cases where this section does not apply, aggravated damages may be awarded for purposes of punishment.

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#### **Commencement Information**

- II** Ss. 34-39 in force at 3.11.2015 by virtue of s. 61(7) of this Act (and see explanatory note to [S.I. 2015/1837](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Crime and Courts Act 2013, Section 39.