

Workplace Investigations

Contributing Editors

Phil Linnard at Slaughter and May
Clare Fletcher at Slaughter and May

14. When does privilege attach to investigation materials?

Austria

Author: *Michaela Gerlach, Sonia Ben Brahim*
at GERLACH

If a lawyer is involved in the investigation, communication between the lawyer and client is subject to legal professional privilege. These communications must not be disclosed. Any documents collected by an internal audit can be seized and used. However, a document created by a lawyer can only be seized. The same applies to other professional representatives of parties, such as notaries and auditors, as potential holders of professional secrecy.

Last updated on 29/09/2023

Finland

Author: *Anu Waaralinna, Mari Mohsen*
at Roschier

The privilege of investigation materials concerns a rather limited amount of cases. In practice, materials may be considered privileged in connection with the litigation process under the Procedural Code (4/1734). For example, communications between a client and an attorney may attract protection against forcible public disclosure.

Last updated on 15/09/2022

Contributors

Austria

Michaela Gerlach

Sonia Ben Brahim
GERLACH



Finland

Anu Waaralinna
Mari Mohsen
Roschier

www.internationalemploymentlawyer.com