



The Danish Forum for IT Law (Dansk Forum for IT-ret) is honoured to invite you to the annual Nordic IT Law Conference 2014 in Copenhagen on 13.-14. November 2014.

In honour of Jon Bing the conference will be opened with an overview of legal informatics development, challenges and future perspectives. The conference will then continue by focusing on three themes, which are highly relevant, both from a legal and business perspective.

THEME 1: B2C E-COMMERCE: A STATUS AFTER THE TRANSPOSITION OF THE CONSUMER RIGHTS DIRECTIVE

The increasing sale of digital content makes the new consumer rights directive important as ever. We evaluate whether the consumer rights directive has been a success for B2C-Commerce and consider how the extended right of withdrawal shall be applied. In a panel debate, we take a closer look at the consumer rights directive's effect on the balance between consumer protection and commercial freedom.

THEME 2: CYBER CRIME AND PRIVACY

The internet and the growing amount of available user data have led the way to "Cyber Crime". We are dealing with old crimes in new forms. So far many users have become acquainted with the popular "phishing e-mails" which led to crimes like identity theft and fraud. The presentations will range from the new initiatives in Denmark, the "Cyber Crime Center", to the development of users' right to online privacy, including the recently established right to be forgotten. How to balance users' right to privacy without limiting the possibilities to fight cybercrime will be the subject of a panel debate, which will end conference day 1.

THEME 3: ENFORCEMENT OF ONLINE VIOLATIONS

Based upon the global access to websites and delivery services around the world the third theme of the conference will analyse recent ECJ practice and give us the status on choice of law and venue. Continuing with the practical issues of online crimes an investigator with the Danish Police and the Danish Coalition of Right Holders will explain their challenges when handling online crimes. The conference will end with presentations of recent questions in Nordic case law where internet service providers are blocking access to websites and social media's enforcement rules regarding user generated content and its relation to freedom of speech.

The annual Nordic IT Law conference has a long tradition of not only dealing with substance of the matter, but also contributing to creating fruitful contacts and friendships between the legal communities in the Nordic countries. We seek to support this tradition by inviting all participants to a conference dinner in Copenhagen's historic Town Hall Square at the evening of the first conference day.

We are looking forward to seeing you in Copenhagen!

PRACTICAL INFORMATION

- Date: 13.-14. November 2014
- Themes: B2C Commerce, Cyber Crime and Privacy & Enforcement of online violations.
- Venue: Conference center of the Association of Danish Law Firms "Valencia", Vesterbrogade 32, DK-1620 Copenhagen.
- Fee: DKK 5.000 pr. person. Price includes conference attendance and conference dinner Thursday night.

If you have any questions in relation to registration or the conference in general, please send an e-mail to: CBT@bechbruun.com

REGISTRATION

Click here to activate the registration form:

https://reaction.bechbruun.com/reaction/RSGenPage.asp?RSID=TF9NPgJLSGyWzF8q-W9jYXk9LEYIwTiN3s6CoJRNtU7fVVL6nfNXACmCNDf_aI2h

Please let us know if you need a course diploma. The Conference corresponds to 10 lessons of mandatory continuing education according to the mandatory continuing education requirements for Danish lawyers.

Please provide the following information:

- Full name
- Name of workplace or institution
- Address for invoice to be send
- Country

Registration is completed when the conference fee has been paid.

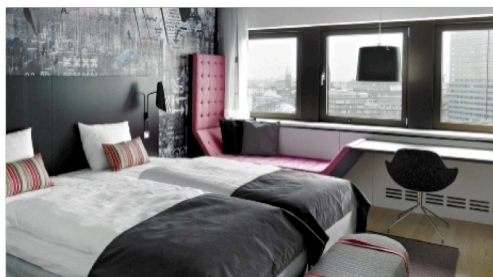
Deadline for registration is Wednesday 15 October 2014.

VENUE

Conference venue is the Conference center of the Association of Danish Law Firms "Valencia", Vesterbrogade 32, DK-1620 Copenhagen.

Conference dinner Thursday evening is held in Copenhagen's historic Town Hall Square at Palace Hotel Copenhagen, Raadhuspladsen 57, DK-1550 Copenhagen.

Hotel Scandic Copenhagen offers a special room rate for attendees of the Nordic IT Law Conference. The price is DKK 1.000 for a single room per night. To take advantage of this rate and to ensure your accommodation, please book your room by writing an e-mail to: group.copenhagen@scandichotels.com and use the conference reference number: DAN121114.



PROGRAM

THURSDAY 13 November 2014

9.00-10.00: Registration and coffee

10.00-10.15: Welcome and opening of conference

10.15-11.00: In memory of Jon Bing - Legal informatics development, challenges and future perspectives.

(Peter Blume, professor, dr.jur., Copenhagen University, Dag Wiese Schartum, professor, dr. juris., Norwegian Research Centre for Computers and Law & Peter Wahlgren, professor, jur.dr., Stockholm University)

In this session there are three presentations highlighting Jon Bing's outstanding contribution to IT law and legal informatics. These presentations concern e-government, legal information systems and international personal data transfer. These fields of general and practical interest for the understanding of legal issues made topical by modern information technology sets the conference alive and off to a good beginning.

THEME 1:

B2C E-COMMERCE: A STATUS AFTER THE TRANSPOSITION OF THE CONSUMER RIGHTS DIRECTIVE



11.00-11.45: The regulation of digital content: Does the Consumer Rights Directive form a coherent framework?

(Henrik Øe, The Danish Consumer Ombudsman)

Online sale of digital content, e.g. music, films and software, is growing rapidly. The CRD recognizes this by introducing provisions targeted at digital content. The presentation analyses the new rules and discusses whether they provide sound and sufficient solutions to the contractual problems stemming from the sale of digital content.

11:45-12:45: Lunch

12:45-13.15: Does the CRD in general provide a fair balance between consumer protection and commercial freedom & The extended right of withdrawal – is it clear how it shall be applied?

(Marie Jull Sørensen, Assistant Professor, PhD., Aalborg University)

The CRD encompasses two main areas in regards to online B2C purchases: The right of withdrawal and information about price. In this session you will be presented with an outline of the CRD and an analysis of the main provisions in the directive. The analysis will show how the balancing between consumer protection and commercial freedom has been played out.

13.15-13:45: Panel debate: Where is the balance between consumer protection and commercial freedom?

Participants: Henrik Øe, Marie Jull Sørensen, Board member Claus Hjorting (FDIH) and Senior Associate Anette Høyrup/Senior Associate Tina Dhanda Kalsi, Forbrugerrådet/TÆNK.

THEME 2: CYBER CRIME AND PRIVACY



13.45-14.15: The Danish “Cyber Crime Center”: Challenges in the fight against cybercrime. (Kim Aarenstrup, Director of The Danish Cyber Crime Center)

The Danish National Police has decided to boost its cybercrime performance and competencies, and consequently established a new enhanced and empowered National Cyber Crime Centre, NC3 the first of May 2014. Kim Aarenstrup, the director of NC3 will give a presentation about the challenges in fighting cybercrime anno 2014, and how NC3 will address these challenges strategically.

14.15-14.45: Coffee break

14.45-15.30: A right to be forgotten.
(Dr. Christopher Kuner, Senior Counsel at Wilson Sonsini Goodrich & Rosati, Brussels and honorary associate professor, Copenhagen University)

An in-depth presentation of “the right to be forgotten” as it has been established by the European Court of Justice in the Google Spain decision. The presentation will describe the criteria set up by the Court in order to claim a “right to be forgotten”, the wider impacts of the decision and the future of the “right to be forgotten” in light of both the decision, the practical experience with the enforcement of the decision and the forthcoming Data Protection Regulation.

15.30-16.00: The Right to privacy as a fundamental right.
(Charlotte Bagger Tranberg, PhD, Personal data specialist, Bech-Bruun, Århus)

The right to privacy is a “young” fundamental right. The presentation will both discuss the role of this fundamental right isolated and in relation to other fundamental rights.

16.00-16.30: Surveillance of Internet users at the expense of privacy and data protection: Has cybercrime prevention gone too far?
(Søren Sandfeld Jakobsen, professor, PhD, Aalborg University & Henrik Udsen, professor, dr.jur., Copenhagen University)

Data retention regulation – balancing privacy and crime prevention. In April 2014 the European Court of Justice deemed the Data Retention Directive invalid and in breach with fundamental rights. This presentation provides an analysis of the decision gives a status of the regulation in the Nordic countries in light of the decision and discusses its wider implications.

16.30-17.00: Panel debate: How do we balance users' right to privacy without limiting the possibilities to fight cybercrime?

Participants: Kim Aarenstrup, Charlotte Bagger Tranberg, Søren Sandfeld Jakobsen and Henrik Udsen.

End of conference day 1

19.00-23.00: Conference dinner at Palace Hotel Copenhagen, Raadhuspladsen 57, DK-1550 Copenhagen.

FRIDAY 14 November 2014

8.30-9.00: Coffee

THEME 3: ENFORCEMENT OF ONLINE VIOLATIONS



9.00-9.30: Choice of law and venue in light of recent practice from the ECJ
(Torsten Bjørn Larsen, research assistant at University of Copenhagen)

“The presentation will focus on two aspects. The first one is where to bring the action (venue). A number of options are open to the plaintiff, i.e. to bring it at the defendant's domicile or to bring it at forum delicti. If the plaintiff chooses the latter recent ECJ case law seems to draw two basic distinctions, namely which right has been infringed (a copyright, an industrial property right or a personality right) and where the right has been infringed (offline or online). The second one is the law governing both online and offline infringement cases (applicable law).”

9.30-10.00: Enforcement of criminal liability in connection with violations of IP rights on the Internet.

(Henrik Vestergaard, Detective Inspector, State Prosecutor for Serious Economic and International Crime)

The presentation will primarily focus on practical problems and challenges from the Danish Police's point of view, when investigating online crimes.

10.00-10.30: [Coffee break](#)

10.30-11.00: How rights holders deal with copyright enforcement and user norms on the internet. (Maria Fredenslund, Head of Rettighedsalliancen, The Danish Coalition of Right Holders and junior partner, Johan Schlüter, Copenhagen)

Enforcement on the Internet has long been a challenge for right holders dealing with content piracy. Piracy on the Internet is not just about adjusting the law to the new digital platforms and online businesses, but it is as much about understanding human behaviour and implementing that understanding in the law enforcement work.

11.00-11.30: Blocking of websites with illegal content
(Marcus Norrgård, professor, jur.dr. University of Helsinki)

During the last years a number of court cases in the Nordic countries and other European countries have requested internet providers to block access to websites with illegal content. In a recent decision the European Court of Justice found that such a requirement did not violate fundamental rights. However the existing case law does raise a number of questions, which are discussed in this presentation.

11:30-12:00: Social media's enforcement rules regarding user-generated content: Do they violate freedom of speech?
(Johan Axhamn, PhD candidate, Stockholm University, and former special adviser to the Swedish Ministry of Justice)

The emergence of social media has reshaped the ways in which individuals are able to create and share content. Often, such user-generated content is a derivative or an adaption of pre-existing copyright protected content. This situation has led to tensions between copyright holders and users, in some cases to litigations. To avoid liability, many providers of social media services have implemented enforcement rules regarding user-generated content. This presentation seeks to map the regulatory environment of user-generated content on social networks focusing on the ways that the law and voluntary policies by the providers intersect.

12.00-12:30: [Closing of conference and lunch to go.](#)

The conference is organized by the Danish Forum for IT law in cooperation with Bech-Bruun and the Center for Information Law at the Faculty of Law, University of Copenhagen

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