INTERDISCIPLINARY CONFERENCE

Contracts on Digital Goods and Services

Thursday, 6 October 2016
Humboldt-Universität zu Berlin

YOAN HERMSTRÜWER (Max Planck Institute Bonn) | HERVÉ JACQUEMIN (Université de Namur) | RUTH JANAL (Freie Universität Berlin) | WOLFGANG KERBER (Universität Marburg) | TILL KREUTZER (iRights.info) | AXEL METZGER (Humboldt-Universität zu Berlin) | BJÖRN SCHUEERMANN (Humboldt-Universität zu Berlin) | HEIKE SCHWEITZER (Freie Universität Berlin) | MIKOLAJ ZALESKI (European Commission)
The European Commission’s proposal for a directive on contracts for the supply of digital content has provoked a vivid debate about the rights and duties of consumers and service providers regarding the implications of the proposed directive and on the legal challenges not solved by the proposed instrument. The presentations will pay special attention to the characterization of those contracts, to interoperability and portability of digital contents, to data as counter-performance and to the consumer’s right to retrieve data and content.

Registration: amit.datta@rewi.hu-berlin.de (until 26 September 2016)

Admission fee: 50,- EUR (free participation for students and PhD candidates, limited capacities)

Venue: Humboldt-Universität zu Berlin
Faculty of Law | Room 213
Unter den Linden 9
10117 Berlin

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Introduction
09:00 — 09:30 a.m.
Status of the Legislative Projects on Digital Goods
Mikolaj Zaleski
European Commission

Session 1
Data as Counter-Performance

9:30 — 10:00 a.m.
Data and Digital Content in the Synallagma: What Rights and Duties do Parties Have?
Axel Metzger
Faculty of Law
Humboldt-Universität zu Berlin

10:00 — 10:30 a.m.
Contracting around Privacy?
The (Behavioral) Law and Economics of Consent
Yoan Hermstrüwer
Max Planck Institute for Research on Collective Goods, Bonn

Session 2
Typology of Contracts on Digital Goods and Services

11:30 — 12:00 p.m.
Sale or Service from a French and Belgian Perspective
Hervé Jacquemin
Faculty of Law
Université de Namur (BE)

12:00 — 12:30 p.m.
Typology and Consumer Protection in the Digital Age
Till Kreutzer
iRights.info

Session 3
Interoperability

2:00 — 2:30 p.m.
Interoperability between Digital Goods and Services and between Platforms: Towards a Pro-competitive Legal Framework
Heike Schweitzer
Faculty of Law
Freie Universität Berlin

2:30 — 3:00 p.m.
Interoperability between Digital Goods and Services and between Platforms: An Economic Perspective
Wolfgang Kerber
School of Business and Economics
Universität Marburg

Session 4
Portability

4:00 — 4:30 p.m.
Portability of Software, Data and Content from a Technical Perspective
Björn Scheuermann
Faculty of Mathematics and Natural Sciences
Humboldt-Universität zu Berlin

4:30 — 5:00 p.m.
The Consumer’s Right to Retrieve and Transmit Data and Content
Ruth Janal
Faculty of Law
Freie Universität Berlin