



## Registration

This programme is free of charge. To register, please visit the GRUR website [www.grur.org/grurint-jiplp-seminar-2016](http://www.grur.org/grurint-jiplp-seminar-2016) and register online. For more information contact **Sandra von Lingen**, GRUR Manager Legal & International Affairs, [s.vonlingen@grur.org](mailto:s.vonlingen@grur.org) or +49 (0)221 650 65-155.

## Location

**Jacob-und-Wilhelm-Grimm-Zentrum**  
Geschwister-Scholl-Str. 1/3, 10117 Berlin

## Directions

**Express train / metro:** S3, S5, S7, S75 or U6 to station 'Bahnhof Berlin Friedrichstrasse'  
**Tram:** M1, M2 to station 'Georgenstraße/Am Kupfergraben'



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German Association for the Protection  
of Intellectual Property

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## 7<sup>th</sup> GRUR Int./JIPLP Joint Seminar

(Non-)Regulation of online platforms and internet intermediaries:  
state of play, visions, and next steps in Germany, UK,  
the Netherlands and at the EU



Monday, 14 November 2016  
13.00 – 20.00

Jacob-und-Wilhelm-Grimm-Zentrum  
Humboldt University of Berlin  
Geschwister-Scholl-Str. 1/3, D-10117 Berlin

# 7<sup>th</sup> GRUR Int. /JIPLP Joint Seminar

## (Non-)Regulation of online platforms and internet intermediaries: state of play, visions, and next steps in Germany, UK, the Netherlands and at the EU

Online platforms have taken over crucial functions in the world of media and content delivery at the beginning of the 21<sup>st</sup> century. While they lack traditional editorial responsibility, their function is in between technical facilitation and user orientation. Does an intermediary function allow courts and legislators to apply rules of direct or indirect liability?

So far, the legislator has hesitated on European and national level to extend existing liability provisions, whereas courts in Europe have adopted complicated rules which try to find a balance between safe harbor privileges and rules of secondary liability.

On 14 September 2016, the European Commission eventually presented its long-awaited legislative proposals – two directives and two regulations – aimed at reforming the EU copyright system and adapting it to the realities of the Digital Single Market. Remarkably, the reform package comprises a set of proposals regarding the liability of internet intermediaries and platform operators with the objective “to increase cultural diversity in Europe and content available online, while bringing clearer rules for all online players”. Thereby, the EU has set the scene for a lively autumn debate on the much-discussed issue of “sharing of value” – and way beyond!

The 7<sup>th</sup> edition of the GRUR Int./JIPLP Joint Seminar will look into the latest EU proposals, give an overview on already-existing rules, discuss national differences and share ideas for future development in one of the most controversial regulatory environments in these days.

### Programme

- 13.00 – 13.45 **Joint lunch and registration**
- 13.45 – 14.00 **Welcoming remarks**  
Dr Anke Nordemann-Schiffel, *Maître en droit* (Paris), Chair of the GRUR Regional Group Berlin; Partner, Boehmert & Boehmert  
Dr Gert Würtenberger, GRUR President; Partner, Kanzlei Würtenberger Kunze  
Prof. Dr Karl-Nikolaus Peifer, Co-Chair of the GRUR Special Committee on Copyright and Publishing Law; Chair for Civil Law, Copyright Law, Industrial Property Law, New Media and Commercial Law, University of Cologne
- 14.00 – 14.30 **The facts: Context and overview on state of play**  
Prof. Dr Inès Oberfell, Chair for Civil Law, Industrial Property and Copyright Law, Private International Law and Comparative Law; Vice Dean for Legal Research at the Faculty of Law, Humboldt University of Berlin

- 14.30 – 16.15 **Visions and next steps: Action? What action? How to shape a good system fit for the future**
- 14.30 – 15.00 **Statement by the EU**  
Maria Martin-Prat, Head of Unit I.2 - Copyright, Directorate I - Media Policy, DG CONNECT, European Commission, Brussels
- 15.00 – 16.00 **Ideas from Germany**  
Prof. Dr Matthias Leistner, LL.M. (Cambridge), Chair for Civil Law and Intellectual Property Law with Information Law and IT-Law, Ludwig-Maximilians-University of Munich  
Prof. Dr Ansgar Ohly, Chair for Civil Law, Intellectual Property Law and Competition Law, Ludwig-Maximilians-University of Munich
- 16.00 – 16.30 **Coffee break**
- 16.30 – 17.30 **Ideas from the UK and the Netherlands**  
Dr Eleonora Rosati, Editor, Journal of Intellectual Property Law & Practice; Lecturer in Intellectual Property Law, University of Southampton; Blogger, IPKat  
Dr Martin Husovec, Assistant Professor, Tilburg Institute for Law, Technology and Society (TILT) and Tilburg Law and Economics Center (TILEC); Affiliated Scholar at Stanford Law School's Center for Internet and Society (CIS)
- 17.30 – 18.30 **Panel discussion / Q&A**  
Dr Martin Husovec  
Prof. Dr Matthias Leistner  
Maria Martin-Prat  
Prof. Dr Eva Oberfell  
Prof. Dr Ansgar Ohly  
Dr Eleonora Rosati  
**Chair:** Prof. Dr Karl-Nikolaus Peifer
- 18.30 – 18.35 **Closing remarks**  
Dr Gert Würtenberger
- 18.35 – 20.00 **Reception**  
Following the working programme, all speakers and attendees of the seminar are kindly invited to join a reception offered by GRUR.

Please note that the seminar will be held in English without simultaneous translation.

