

8 SEPTEMBER 2020 | ONLINE CONFERENCE | WORKSHOPS

Data Economy, AI and Intellectual Property Program

In the morning: Online conference on Data Economy, AI and Intellectual Property

In the afternoon: Workshops “Prospects for 2030” und “Copyright Infrastructure”

9:20 a.m.



Opening of the Conference

Moderation: **Conny Czymoch**, Moderator and journalist



Welcome Address by **Christine Lambrecht**, Federal Minister of Justice and Consumer Protection, Germany



Opening Speech by **Thierry Breton**, European Commissioner for Internal Market

9:50 a.m.



Keynote by **Prof. Dr. Judith Simon**, Professor for Ethics in Information Technology, University of Hamburg

10:05 a.m.

“Setting the Scene”– Interdisciplinary Panel Discussion regarding the challenges of AI in the fields of technology, economics, law, consumer policy and ethics




- Moderation: **Conny Czymoch**, Moderator and journalist
- **Prof. Dr. Andreas Dengel**, Managing Director, DFKI Kaiserslautern and Head of Research Department, Smart Data & Knowledge Services
- **Carsten Fink**, Chief Economist, World Intellectual Property Organisation (WIPO)
- **Prof. Dr. Ansgar Ohly**, Chair of Private Law, Intellectual Property and Competition Law, Ludwig-Maximilians University, Munich
- **Ursula Pachel**, Deputy Director General of BEUC, The European Consumer Organisation
- **Prof. Dr. Judith Simon**, Professor for Ethics in Information Technology, University of Hamburg

Virtual Coffee Break

11:40 a.m. **Panel Discussion “Data Sharing – Data Economy – Protection & Access”**
Ideas, interviews and discussions about “Database Directive and access rights” and “Free flow of data vs. trade secrets protection”



- Moderation: **Prof. Dr. Josef Drexl**, Managing Director, Max Planck Institute for Innovation and Competition, Intellectual Property; Honorary Professor for Competition Law at the University of Munich
- **Prof. Tanya Aplin**, Professor of Intellectual Property, King’s College London
- **Prof. Bernt Hugenholtz**, Chair of Law and Director of the Institute for Information Law (IViR), University of Amsterdam
- **Prof. Dr. Matthias Leistner**, Chair of Private Law and Intellectual Property Law, with Information and IT Law (German Association for the Protection of Intellectual Property (GRUR) Chair), Ludwig-Maximilians University, Munich
- **Agustín Reyna**, Director Legal and Economic Affairs, BEUC, The European Consumer Organisation

1:00 p.m.  **Closing Remarks** by **Prof. Dr. Christian Kastrop**, State Secretary at the Federal Ministry of Justice and Consumer Protection, Germany

2:30 – **Workshop “Copyright Law – Perspective 2030”**
3:30 p.m.



Moderation: **Prof. Dr. Michael Grünberger**, Chair of Civil, Commercial and Technology Law, University of Bayreuth

Participants: **Prof. Dr. Katharina de la Durantaye**, Chair of Civil Law and Media Law, European University Viadrina, Frankfurt (Oder); **Prof. Dr. Martin Senftleben**, Professor of Intellectual Property Law and Director, Institute for Information Law (IViR), University of Amsterdam

Virtual Coffee Break

3:45 – **Workshop “Copyright Infrastructure”**
4:45 p.m.



Moderation and Presentation: **Prof. Dr. Ing. Norbert Gronau**, Chair of Business Informatics, Processes and Systems, University of Potsdam and **Students, Universität Potsdam**; **Dr. Martin Schaefer**, Law Firm Boehmert & Boehmert, Berlin

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Data Economy, AI and Intellectual Property Participants



Christine Lambrecht

Federal Minister of Justice and Consumer Protection, Germany

Christine Lambrecht has held the office of German Federal Minister of Justice and Consumer Protection since June 2019. She completed her law degree in 1995 and has been a Member of the German Bundestag since 1998. Among other positions, she has served as Member of the Bundestag's Council of Elders and as Parliamentary State Secretary at the Federal Ministry of Finance.



Conny Czymoch

Moderator and journalist

Conny Czymoch is an independent international moderator and journalist. She anchored news and current affairs programmes at Phoenix, Deutsche Welle TV, SAT1, after years of reporting for Deutschlandfunk, Deutsche Welle, WDR, Hong Kong Radio, etc. Mrs. Czymoch has been engaged in conference moderation for the European Union, the ILO, the OECD, German ministries, blue chip corporations, associations and federations, and non-profit organisations for more than two decades, covering a host of global themes. Topics such as economic and labour issues, global supply chains, consumer protection, questions of gender equality, womens' rights, human rights, human trafficking, social responsibility, resource efficiency and raw materials, sustainability, mobility, migration, global goals – 2030, climate change, and digitization as a cross-cutting issue are at the core of her competence.



Thierry Breton

Commissioner for Internal Market

After graduating with a degree in computer science from the French engineering school Supélec, Thierry Breton began his career as an entrepreneur in the new technologies sector. In 1981 he founded Forma Systems in the United States, an SME he headed for a total of 5 years. During the same period, he published a number of science-fiction novels, including Softwar, which sold 2 million copies and was translated into a number of different languages. Having returned to France, he then designed Futuroscope, the first science and technology park for tourists, between 1986 and 1990. During that same period, he was elected to the regional council of Poitou-Charentes, where he served as Vice-President from 1986 to 1992. He later headed a number of companies, both in the goods market and in the IT and new technologies sectors. Between 1993 and 1997 he was Head of Strategy and Development and then Managing Director of Bull. He then became head of the global electronics group Thomson Multimedia. In 2002, he was appointed head of the multinational telecommunications corporation France Télécom. In 2005 he was appointed French Minister for Economy, Finance and Industry, a position he held until 2007. After his time in office, he taught leadership and corporate accountability at Harvard Business School. From 2009 to 2019 he was CEO of Atos, an international IT services company. He also chaired the National Association for Research and Technology (Association nationale de la recherche et de la technologie) until 2019, and is a current member of the French Academy of Technologies (Académie des technologies). He has been European Commissioner for Internal Market since 2019, and is therefore responsible for industry, services, digital, defence, space, tourism and audiovisual media.



Prof. Dr. Judith Simon

Professor for Ethics in Information Technology, University of Hamburg

Judith Simon is Professor for Ethics in Information Technologies at the Universität Hamburg and has previously conducted research in Germany and abroad on topics of philosophy, philosophy of science and technology assessment. She is interested in ethical, epistemological and political questions arising in the context of digital technologies, in particular in regards to big data and artificial intelligence. She has been a member of the Data Ethics Commission of the German Federal Government. She is a member of the German Ethics Council as well as of numerous other committees, i.a. Joint Committee of Leopoldina, DFG, BMBF, BMAS.



Prof. Dr. Andreas Dengel

Managing Director, DFKI Kaiserslautern and Head of Research Department, Smart Data & Knowledge Services

Prof. Andreas Dengel is Executive Director of the German Research Center for Artificial Intelligence (DFKI) in Kaiserslautern, head of the research area Smart Data & Knowledge Services at DFKI and the DFKI Deep Learning Competence Center. Since 1993 he has been a professor in the Department of Computer Science at the University of Kaiserslautern. Since 2009, he is also a lecturer and examiner at Osaka Prefecture University and holds a professorship (kyakuin) at the Department of Computer Science and Intelligent Systems. In addition, he is the founder, initiator and mentor of many successful start-up companies and has received numerous international prizes and awards for his research. He has written or edited 14 books and is the author of more than 500 scientific publications. To date, he has supervised more than 450 doctoral, master's and bachelor's theses. His research focuses on machine learning, pattern recognition, quantified learning, data mining, semantic technologies and document analysis.



Carsten Fink

Chief Economist, World Intellectual Property Organisation (WIPO)

Carsten Fink is the Chief Economist of the World Intellectual Property Organization (WIPO) in Geneva, where he is responsible for economic research and statistics. After his studies at the University of Oregon (USA) and the University of Heidelberg, he worked for the World Bank in Washington, DC and was also Professor of International Economics at the University of St. Gallen.



Prof. Dr. Ansgar Ohly

Chair of Private Law, Intellectual Property and Competition Law, Ludwig-Maximilians University, Munich

Prof. Dr. Ansgar Ohly holds the Chair of Private Law, Intellectual Property and Competition Law at the Ludwig Maximilian University of Munich. He is also a Visiting Professor at the University of Oxford. He studied law at the universities of Bonn and Cambridge (LL M). Prior to joining the Munich Faculty of Law, he was a senior researcher at the Max Planck Institute for Innovation and Competition and, subsequently, a professor at the University of Bayreuth. His main fields of academic interest are all areas of intellectual property law and the law of unfair competition law, with a special emphasis on European developments and on the comparison of civil law and common law systems. He is a co-editor of GRUR, the leading German intellectual property journal, and of the Commentary on German Copyright Law founded by Gerhard Schricker. His publications include a recently published commentary on the new German Trade Secrets Act (co-authors Henning Harte-Bavendamm und Björn Kalbfus) and a large number of articles in both English and German on patent, copyright, trade mark and unfair competition law.



Ursula Pachl

Deputy Director General of BEUC, The European Consumer Organisation

Ursula Pachl is the Deputy Director General of BEUC, the European Consumer Organisation, representing 45 independent national consumer associations from 32 European countries. Before this, she has held different positions at BEUC, starting as Legal Advisor, then working as Senior Policy and Institutional Affairs Advisor. In her current role Ms. Pachl leads BEUC's work on digital policies, consumer rights, redress and enforcement. She is also responsible for horizontal and strategic policy such as EU governance and Better Regulation issues and represents BEUC in High Level groups, namely the European Commission's High Level Group for Artificial Intelligence, the advisory group of the EU's Agency for Network and Information Security (ENISA) and the European Commission's REFIT platform.



Prof. Dr. Josef Drexl

Managing Director, Max Planck Institute for Innovation and Competition, Intellectual Property; Honorary Professor for Competition Law at the University of Munich

Since 2002, Prof. Josef Drexl has been Director of the Max Planck Institute for Innovation and Competition in Munich. As a Honorary Professor, he also teaches at the University of Munich, and has been a Member of the Bavarian Academy of Sciences since 2010. His major research interests lie in the fields of intellectual property and competition law. For some years, he has been intensively researching regulatory issues of the data economy with a particular focus on data access and artificial intelligence. In 2018, he authored a study on "Data Access and Control in the Era of Connected Devices" on behalf of the European Consumer Organisation BEUC. Some weeks ago, he was appointed as a member of the Data Governance Expert Group established as a subgroup of newly created Global Partnership on Artificial Intelligence (GPAI).



Prof. Tanya Aplin

Professor of Intellectual Property, King's College London

Tanya Aplin is a Professor of Intellectual Property Law at the Dickson Poon School of Law, King's College London. She has published widely on trade secrets law and also copyright law and new technologies. At King's, she teaches courses on international and comparative copyright law and European and UK patent and trade secrets law.



Prof. Bernt Hugenholtz

Chair of Law and Director of the Institute for Information Law (IViR),
University of Amsterdam

Bernt Hugenholtz is Professor of Intellectual Property Law, and Director of the Institute for Information Law (IViR) of the University of Amsterdam. He has acted as an advisor to the World Intellectual Property Organization (WIPO), the European Commission, the European Parliament and the Netherlands government. Prof. Hugenholtz has written extensively on the protection of databases and raw data by IP rights, and has critically commented on the idea of introducing a “data producer’s right” to protect machine-generated data. He is one of the founders of the Wittem Group that drafted the European Copyright Code, and a co-founder and member of the European Copyright Society.



Prof. Dr. Matthias Leistner

Chair of Private Law and Intellectual Property Law, with Information and IT Law
(German Association for the Protection of Intellectual Property (GRUR) Chair),
Ludwig-Maximilians University, Munich

Matthias Leistner is Professor of Private Law and Intellectual Property Law, with Information and IT-Law (GRUR Chair) at LMU Munich. He studied law in Berlin, Brussels, Munich and Cambridge. Ph.D.-studies at the Max-Planck-Institute Munich; Dr. iur., LMU Munich 1999. LL.M., University of Cambridge 2004. Habilitation (Post-doc thesis), LMU Munich 2006. Apart from his Chair at LMU Munich, at present, he is a Member of the Faculty of the Munich Intellectual Property Law Center (MIPLC), and a guest professor for European Intellectual Property Law at the University of Xiamen, China, and at the Tongji University, Shanghai. He was an International Visiting Professor in Columbia Law School in the Spring Term 2020. His specialties are intellectual property law, unfair competition law and data and information law.



Agustín Reyna

Director Legal and Economic Affairs, BEUC, The European Consumer Organisation

Agustín Reyna is Director of Legal and Economic Affairs at The European Consumer Organisation, BEUC. BEUC represents 45 independent national consumer associations from 32 European countries. The primary task of BEUC is to act as a strong consumer voice in Brussels and to ensure that consumer interests are given their proper weight in all EU policies. Within BEUC, Agustín Reyna supervises four policy teams (Financial Services, Digital, Consumer Rights and Consumer Redress and Enforcement) and coordinates the organisation’s work on competition law enforcement and policy. Agustín Reyna is co-EU chair of the Intellectual Property committee of the Trans-Atlantic Consumer Dialogue, a network of over 75 organisations representing consumers’ interest in the US and the EU. Since 2018 he acts as non-governmental advisor to the International Competition Network.



Prof. Dr. Christian Kastrop

State Secretary at the Federal Ministry of Justice and Consumer Protection, Germany

Christian Kastrop has been State Secretary at the Federal Ministry of Justice and Consumer protection since May 2020. Previously, he served as Director at the Bertelsmann Foundation, Director of the OECD Policy Studies Branch (Economics Department) in Paris and at the German Federal Ministry of Finance, where he was Deputy-Director General, Economics and Strategy Department and Director of the Public Finance, Macroeconomics and Research Directorate, for the European Economic and Monetary Union as well as International Affairs, the G20, the IMF and other international organisations. From 2007 to 2010, he served as Chairman of the Economic Policy Committee (EPC) of the Economic and Financial Affairs Council (ECOFIN) and Chairman of the EPC - Eurogroup. Christian Kastrop studied economics and economic and social psychology at the University of Cologne and Harvard University and obtained his doctorate in Cologne. He is Professor of public finance at the Free University of Berlin.



Prof. Dr. Michael Grünberger

Professor of Civil, Commercial and Technology Law, University of Bayreuth

Professor Dr. Michael Grünberger, LL.M. (NYU), holds the Chair of Civil, Commercial and Technology Law at the University of Bayreuth. His research focuses on intellectual property law, private law in the European multi-level system (especially digitalisation and non-discrimination) and legal theory. Michael Grünberger is also Director of the Institute of Copyright and Media Law in Munich. He was spokesman of the Research Group for Intellectual Property and the Public Domain at the University of Bayreuth before he became Director of the Bayreuth Research Center for Intellectual Property, the Public Domain and Competition. For his thesis about the rights of performing artists “Das Interpretenrecht” (“Performers’ Rights”) the Faculty of Law of the University of Cologne awarded him the first prize for outstanding scientific achievements in 2006. His habilitation “Personale Gleichheit. Der Grundsatz der Gleichbehandlung im Zivilrecht” (“Personal Equality. The Principle of Non-Discrimination in Civil Law”) was elected a legal book of the year by one of the most widely read German law journals “Neue Juristische Wochenschrift” (NJW) in 2014. The main focus of his current publications is on European and German copyright law, contract law in the digital age and non-discrimination law.



Prof. Dr. Katharina de la Durantaye

Chair of Civil Law and Media Law, European University Viadrina, Potsdam

Katharina de la Durantaye is a professor of private law and media law at Europa-Universität Viadrina in Frankfurt (Oder). Before taking up that position, she held professorships at Boston University School of Law, Columbia Law School, St. John's University School of Law and Humboldt University. She received her Ph.D. from Humboldt University and her master's degree from Yale Law School. Her work focuses on digital communication technologies; she is particularly interested in questions of intellectual property, including their international and comparative aspects.



Prof. Dr. Martin Senftleben

Professor of Intellectual Property Law and Director, Institute for Information Law (IViR), University of Amsterdam

Martin Senftleben is Professor of Intellectual Property Law and Director, Institute for Information Law (IViR), University of Amsterdam. His activities focus on the reconciliation of private intellectual property rights with competing public interests of a social, cultural or economic nature. Martin Senftleben is a member of the Copyright Advisory Committee of the Dutch State. He provided advice to the World Intellectual Property Organization in several trademark and copyright projects. He is the President of the European Copyright Society (ECS), President of the Trademark Law Institute (TLI), and a member of the Executive Committee of the Association littéraire et artistique internationale (ALAI) and the International Association for the Advancement of Teaching and Research in Intellectual Property Law (ATRIP). In 2017, New York University invited him as a Senior Research Fellow in the Hauser Global Law School Program. From 2017 to mid-2020, he was Visiting Professor at the Intellectual Property Research Institute of Xiamen University.



Prof. Dr.-Ing. Norbert Gronau

Chair of Business Informatics, Processes and Systems, University of Potsdam

Univ. Prof. Dr.-Ing. habil. Norbert Gronau holds the chair of Business Informatics, Processes and Systems. His research interests include in particular Industry 4.0, digital technologies, knowledge management and business processes as well as the adaptability of socio-technical systems. As institute director, entrepreneur and keynote speaker he combines science and practice. Gronau studied mechanical engineering and business administration at the Technical University of Berlin (TU). In 1994, he received his doctorate on management information systems in the Department of Computer Science at the Technical University of Berlin. In October 2000, he habilitated on the subject of “Sustainable architectures of industrial information systems during organisational change”. His first appointment to a professorship led him to Oldenburg, where Prof. Gronau headed the Department of Business Information Systems at the University of Oldenburg from 2000 to 2004. Prof. Gronau is Research Fellow and guest lecturer at Stellenbosch University in South Africa for Knowledge Management. He is currently leading a research project to develop an architecture for the decentralized, hierarchy-free exchange of product metadata in the music industry.



Dr. Martin Schaefer

Law Firm Boehmert & Boehmert, Berlin

Since 1990, Martin Schaefer has been working for the associations of the recording industry (today: BVMI). As legal advisor and later as managing director he was involved in the development of innovative industry projects for the emerging online-sector. In 2001, he joined BMG's (Bertelsmann Music Group) as Vice President, Legal Counsel Europe, before leaving the company at the beginning of 2004 to become a partner at the law firm of BOEHMERT & BOEHMERT. As a member and longtime chairman of the Advisory Board of the German Music Archive at the German National Library, Martin Schaefer has been dealing with possible ways how to allow the German National Library to benefit from the capacities of the databases owned by the stakeholders represented in that Board.