

2014 IAITL CONFERENCE PROGRAM



- 9th International Conference on Legal, Security and Privacy Issues in IT Law (LSPI)
- 8th International Law and Trade Conference (ILTC)
- 5th International Private Law Conference (IPL)
- 4th International Public Law Conference (IPLC)

October 15-17, 2014

MICRO SYSTEMATION


VIEIRA DE ALMEIDA
& Associados Sociedade de Advogados, R.L.


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ISCTE  **IUL**
Instituto Universitário de Lisboa

KEYNOTE SPEAKERS



Henrik Tjernberg, Chairman of Micro Systemation (MSAB) - the global leader in forensic technology.

Henrik Tjernberg was born 1960 in the north of Sweden and studied Engineering Physics at the Royal Institute of Technology in Stockholm.

In 1985 he became development manager at Micro Systemation AB, where he a year later became president and CEO. During the 90s Micro Systemation developed telecommunications software and in conjunction with its IPO in 1999 launched SoftGSM, the first ever entirely software-based GSM modem.

Henrik Tjernberg was elected chairman 2002 and the company started the development of XRY, which is now the world's leading product for forensic analysis of mobile devices, mainly mobile phones.



Maria Filipa Pires Urbano da Costa Calvão, President of the Portuguese Data Protection Authority.

Maria Filipa Pires Urbano da Costa Calvão is the President of the Comissão Nacional de Protecção de Dados (CNPd) – is the Portuguese Data Protection Authority. She is Professor at the Faculty of Law of Portuguese Catholic University (since 2010), leading the courses of Administrative Law and Administrative Regulation Law

The CNPD is an independent body, with powers of authority throughout national territory. It is endowed with the power to supervise and monitor compliance with the laws and regulations in the area of personal data protection, with strict respect for human rights and the fundamental freedoms and guarantees enshrined in the Constitution and the law.



Sérgio Silva Monteiro, Secretary of State of Infrastructures, Transport and Communications.

Sérgio Silva Monteiro was born in Viseu, in 1974. He has a degree in Organization and Management from the Faculty of Economics, University of Coimbra, a postgraduate degree in Business at the same university and has the Specialization Course in Finance ISCTE.

He was a member of the Working Group for the revaluation of Public-Private Partnerships (PPPs) and concessions, as well as various international organizations in the financial area. He has held several senior positions in banking and transport.

SPONSORS

Micro Systemation (MSAB) is the global leader in forensic technology for mobile device examination, with offices in Europe and in the USA, as well as a network of distributors across the globe. The company has been involved with mobile communications since the 80's and now has a singular focus on the forensic recovery of data from mobile devices.

MSAB's products have been used by investigators to quickly and effectively retrieve information, such as pictures, SMS, call history, contact lists and application data since 2003.

The XRY family of products are used by Police, Law Enforcement, Military, Government Intelligence Agencies and Forensic Laboratories in over 60 countries worldwide to investigate crime, gather intelligence, investigate fraud and fight corruption.

Vieira de Almeida & Associados: Established in 1976, our firm's innovative approach has been a stepping stone for our growth. We led some of the most important and groundbreaking transactions that took place in the financial and infrastructural sectors in the last decades. Our team of more than 175 lawyers provides high quality services and advice on the following practice areas: Banking & Finance; Competition & EU; Litigation & Arbitration; Insolvency & Restructuring, Corporate & Governance, Tax, Real Estate & Environment, Employment & Benefits; M&A, Corporate Finance; Capital Markets; Public Law; Privacy, Data Protection, Privacy & Cybersecurity; Projects - Infrastructure, Energy & Natural Resources; Intellectual Property; Life Sciences; Planning & Tourism, Telecoms & Media; IT & Outsourcing.

Through VdAtlas, the firm's international platform, we provide our clients with a professional network based on exclusive or preferential relations in the Portuguese speaking countries, Europe, South America, Asia and in the world's main financial centers, bringing together highly specialised local support with a profound knowledge of the client's business. We have developed a particular expertise in Mozambique, Angola and Brazil, where VdA has been involved in some of the biggest transactions that have taken place in such markets.

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ISCTE-IUL is a public research university, established on December 1972. It is now composed by 4 Schools with 15 Departments and 9 Research Centers, regularly evaluated nationally and internationally, affiliated with an extended number of organizations from academia, business and civil society, and possessing large financial autonomy (50% internally generated revenues). It has a high rate of post-graduate courses (nearly 50%) and is home to approximately 220 employees, 450 teachers, 500 researchers, and 9000 students, being the largest recipient institution in Portugal of the Erasmus-Socrates programme.



2014 IAITL CONFERENCE PROGRAM

- 15th of October -

Venue: Vieira de Almeida & Associados

Address: Av. Duarte Pacheco 26, 1070-110 Lisboa, Portugal

Directions: See map (page 10)

15:30-16:00	Registration desk opens
16:00-16:20	Welcome speech: <ul style="list-style-type: none">- Sylvia Kierkegaard, President of the International Association of IT Lawyers- Margarida Couto, Partner at Vieira de Almeida & Associados
16:20-16:40	Keynote speech: <ul style="list-style-type: none">- Sergio Monteiro, Secretary of State for Communication
16:40-17:00	Keynote speech: <ul style="list-style-type: none">- Maria Filipa Pires Urbano da Costa Calvão, President of the Portuguese Data Protection Authority
17:05-17:55	Panel Discussion #1: <ul style="list-style-type: none">- Henrik Tjernberg, Micro Systemation – MSAB, Sweden- Carlos Alberto Rohrmann, Faculdades Milton Campos, Brazil- Gabriel Lochagin, University of São Paulo, Brazil- Claudia Ribeiro Pereira Nunes, Getúlio Vargas Foundation and University Center of Barra Mansa Rio de Janeiro, Brazil- Jochen Moeller, European Association for Data Media Security, Germany
18:00-18:45	Panel Discussion #2: <ul style="list-style-type: none">- Evelyne J.B. Sørensen, Aarhus University, Denmark- Margarida Couto, Vieira de Almeida & Associados, Portugal- Gregory C. Mosier, University of Reno, Nevada, USA- Ronald Griffin, Florida A&M University, USA

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- 15th of October -

18:50-19:55	Seminar: CLSR-LSPI Lisbon Seminar on 'The Digital Citizen' – Moderator: Steve Saxby, University of Southampton, UK - Alison Knight, University of Southampton, UK - Alessandro Mantelero, Politecnico di Torino, Italy - Rebecca Yoke Chan Ong, University of Hong Kong, Hong Kong - Clare Sullivan, University of South Australia, Australia - Susan Corbett, Victoria University of Wellington, New Zealand - Evelyne J.B. Sørensen, Aarhus University, Denmark - Greg Mosier, University of Nevada, Reno, USA - Yue Liu, Shanghai University of Political Science and Law, China - Kah Leng Ter, NUS Business School, Singapore - Henry Pearce, University of Southampton, UK
20:00-	Social Event: Cocktail Reception

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2014 IAITL CONFERENCE PROGRAM

- 16th of October -

Venue: ISCTE-IUL University Institute of Lisbon - *The conference will take place in Edifício II, one of the three main buildings of the University.*

Directions: See map (page 9 & 10)

Room	B1.02	B1.04	C1.03	C1.04
09:00-12:00		Registration desk opens		
09:25-09:30		Announcements		
09:30-09:50		Keynote Speech: Henrik Tjernberg, CEO/Chairman of Micro Systemation		
	<i>Session Chair: Clare Sullivan</i>	<i>Session Chair: Susi Dwi Harijanti</i>	<i>Session Chair: Huala Adolf</i>	<i>Session Chair: An An Chandrawulan</i>
10:00-10:20	Privacy Rights and Mobile Phones: What is the impact of Riley v. California on Data Searches and Probable Cause in the United States? <i>Gregory C. Mosier</i>	Consumer Protection in Mobile Payments in China: Case Study on Alipay <i>Nancy Yue Liu</i>	Fides Fido: Online Dispute Resolution a trusted solution to e-commerce disputes? <i>Damian Clifford and Yung Shin Van Der Syde</i>	Succession of Copyright in Europe <i>Charlotte Declerck</i>
10:25-10:45	The post that wasn't: Facebook monitors everything users type and not publish <i>Evelyne J.B. Sørensen</i>	Booking your holiday on-line: which law applies? <i>Reinhard Steennot</i>	Alleviating Jurisdictional Uncertainty: An Arbitration Clause or a Jurisdiction Clause? <i>Mutasim Alqudah</i>	Copyright protection for the video game: an unprotected industry? <i>Susan Corbett</i>
10:50-11:10	Spying <i>Ronald Griffin</i>	Some Legal Aspects of Cloud Computing Contracts <i>Carlos Alberto Rohrmann</i>	The Principle of Good Faith In The Implementation of Arbitration Proceedings <i>Anita Dewi Anggraeni Kolopaking</i>	Criminalisation of Parodies: The Hong Kong Perspective <i>Sandy Sabapathy</i>
11:15-11:35	Piercing the Anonymity Veil: Re-identification Risk and the UK Transparency Agenda <i>Steve Saxby, Henry Pearce and Alison Knight</i>	Sales Through Blogs in Malaysia: Should We Regulate Them? <i>Duryana Mohamed, Ida Madieha Abdul Ghani Azmi & Zuhairah Ariff Abdul Ghadas</i>	Issues on Disputes in Statutory Adjudication in the Construction Industry; The Malaysian and the English Law Perspectives <i>Zuhairah Ariff Abd Ghadas et al.</i>	What are the critical factors making influences on the selection of patents to be maintained or abandoned, for proper patent portfolio? <i>Yoshifumi Okuda and Yoshitoshi Tanaka</i>
11:40-12:00	Towards the Single Digital Market for E-Identification and Trust Services <i>Paul Polanski</i>	Liability in contract in electronic transactions under South African and Namibian law <i>Aimite Jorge & Lineekela Usebiu</i>	The Applicability of Res Judicata and Functus Officio on Enforcing Foreign Arbitral Awards under UAE Civil Procedural Law <i>Lafi Daradkeh</i>	Voices from the Dead: The Uneasy Case of Indigenous Cultural Expression <i>Ida Madieha Abdul Ghani Azmi</i>

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- 16th of October -

12:00-13:00	LUNCH at Café 35 (see map)
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Room	B1.02	B1.04	C1.03	C1.04
	<i>Session Chair: Evelyne J.B. Sørensen</i>	<i>Session Chair: Alessia Vacca</i>	<i>Session Chair: Jane Fu</i>	<i>Session Chair: Sandy Sabapathy</i>
13:10-13:30	Technological challenges for privacy protection <i>Rolf Weber</i>	Basel Agreements and the Myth of Risk-Free Sovereign <i>Gabriel Lochagin</i>	Mickey Mouse, Morality and Manufacturing: A Look at the Evolving Private Regulation of Global Labour Standards <i>Umair Ghori</i>	Google AdWords, Keywords and trade marks: A comparative study of the law Thilla Rajaretnam and Susan Corbett
13:35-13:55	Group privacy in the Big Data era. Ideas for a new paradigm <i>Alessandro Mantelero</i>	Foreign Direct Investment in Brazil from 2006 to 2008: Economic and Juridical analysis of American Depositary Receipts – ADRs – in the Brazilian Market <i>Claudia Ribeiro Pereira Nunes</i>	"Combined, but not cohesive" — An analysis of the corporate disclosure framework of the Financial Markets Conduct Act 2013 <i>Trish Keeper</i>	Promoting Local Branding Under Geographical Indication: Prospect and Challenges for Protecting Indonesian Traditional Products <i>Mas Rahmah</i>
14:00-14:20	EU data protection law reform and the challenges of Big Data: A comprehensive solution or just a finger in the dam? <i>Maria Eduarda Gonçalves and João Raimundo</i>	The Role of Foreign Direct Investment Law on the Strengthening and Developing Cooperation in the Indonesian Economics <i>Richard Adam and An An Chandrawulan</i>	Director's duty to act bona fide in the best interest of the company and for proper purpose: A comparison between South African Law and New Zealand Law <i>Tshegofatso Kgarabjang</i>	How can we define the legal effects of patent rights based on the quality of inventive step? <i>Yoshitoshi Tanaka</i>
14:25-14:45	Legal Implications of the Development of Digital Citizenship <i>Clare Sullivan</i>	Thai & Australian Foreign Business Law and the Impact of the Thailand Australia FTA <i>Nucharee Nuchkoom Smith</i>	Transforming governance: Indonesia's presidential election 2014 <i>Susi Dwi Harijanti</i>	The Policy of Indonesian Government Related to the Regulated Function of Vehicle Taxation <i>Dewi Kania Sugiharti</i>
14:50-15:10	Aletheia Project <i>Jochen Moeller</i>	Defining "Governmental Authority" in the Malaysian Competition Act 2010: A Quest for Objectivity <i>Haniff Ahamat and Nasarudin Abdul Rahman</i>	The brewing tug-of war between South Africa's Chapter 9 Institutions: The Public Protector vs the Independent Electoral Commission <i>Nomthandazo Ntlama</i>	

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2014 IAITL CONFERENCE PROGRAM

- 17th of October -

Venue: ISCTE-IUL University Institute of Lisbon - *The conference will take place in Edifício II, one of the three main buildings of the University.*

Directions: See map (page 9 & 10)

Room Name	B1.02	B1.04	C1.03	C1.04
	<i>Session Chair: Steve Saxby</i>	<i>Session Chair: Aimite Jorge</i>	<i>Session Chair: Gregory C. Mosier</i>	<i>Session Chair: Ronald Griffin</i>
10:00-10:20	The legal position of domain name registries <i>Maarten Truyens and Patrick Van Eecke</i>	Crime Of Aggression Under Rome Statute: A Jus Ad Bellum Perspective <i>Emre Turkut</i>	Energy sector in Italy and Brazil: struggling to achieve transparency, efficiency and competition, white-green economy and climate change <i>Alessia Vacca and Gabriel Lochagin</i>	International Trade Law and Domestic Policy in Developing Countries - lesson from Indonesia mining policy <i>Kristianto P H</i>
10:25-10:45	Is bad faith always bad for business advertising?: Safeguarding business identity under the URDP and ACPA <i>Bukola Faturoti</i>	Criminal Policy In Combating Cybercrime Under Indonesia Criminal Law <i>Sigid Suseno</i>	Security On Oil and Gas Natural Resource in the Agreement of Exploitation of Oil and Gas in the Framework of Developing the Indonesian Guarantee Law <i>Isyana W. Sadjarwo</i>	Trade Dispute over Prawns/Shrimps based on SPS Agreement under Australian Practice <i>Robert Smith and Nucharee Nuchkoom Smith</i>
10:50-11:10	Internet Defamation and the Online Intermediary <i>Kah Leng Ter</i>	Google Glass And Turkish Criminal Law <i>Murat Arabacil</i>	Competition Law and the Malaysian Financial Sector <i>Nasarudin Abdul Rahman and Haniff Ahamat</i>	The Legal Impact Of The Formation Of The 2015 Asean Economic Community On Investment In Indonesia: Opportunities And Challenges <i>An An Chandrawulan</i>
11:15-11:35	Online social aggression in Hong Kong: An overview of the laws keeping the online playground safe <i>Rebecca Ong</i>	Privacy: An Overview of Indonesia Statutes Governing Lawful Interception <i>Sinta Dewi</i>	The Developments of Consumption Tax Reform in China: Can China Learn from the Australian GST Laws? <i>Weizhen Guo and and Jane Fu</i>	The Indonesian Trade Law of 2014: The Provision on the Annulment of International Trade Agreement <i>Huala Adolf</i>
11:40-12:00	Main Characteristics and Contents of Internet Regulation in Korea <i>Kim Seung-Han</i>	Interception Information as Evidence Under the Indonesian Criminal Law Procedure Context <i>Sigid Suseno and Wanodyo Sulistiyani</i>	Harmonization of the direct taxation in EU on an example of CCCTB <i>Aneta Vondráčková</i>	Legal Certainty as a Fundamental Principle of Private Foreign Investment Agreements in Indonesia Toward AEC <i>Koesrianti</i>
12:00-13:00	LUNCH at Café 35 (see map)			

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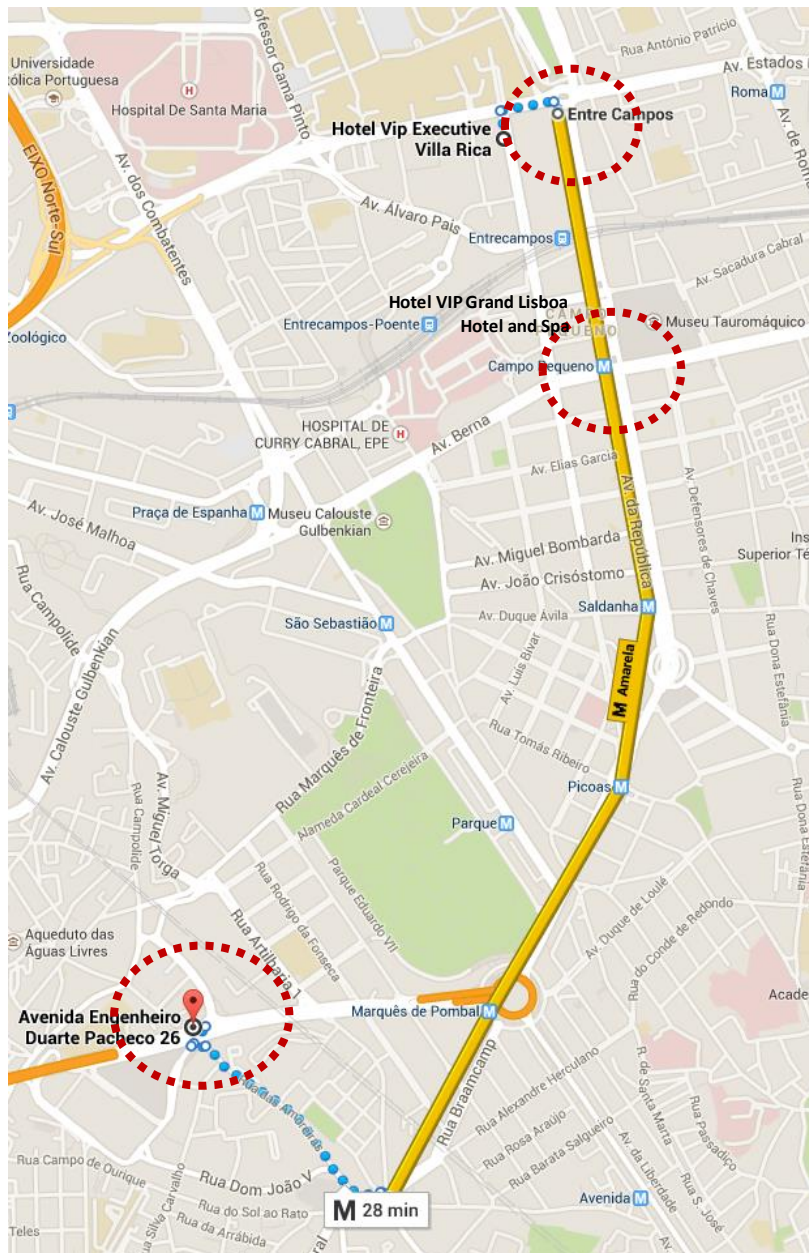
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DIRECTIONS TO VIEIRA DE ALMEIDA & ASSOCIADOS

Venue: Vieira de Almeida & Associados

Address: Av. Duarte Pacheco, 26, 1070-110, Lisboa, Portugal



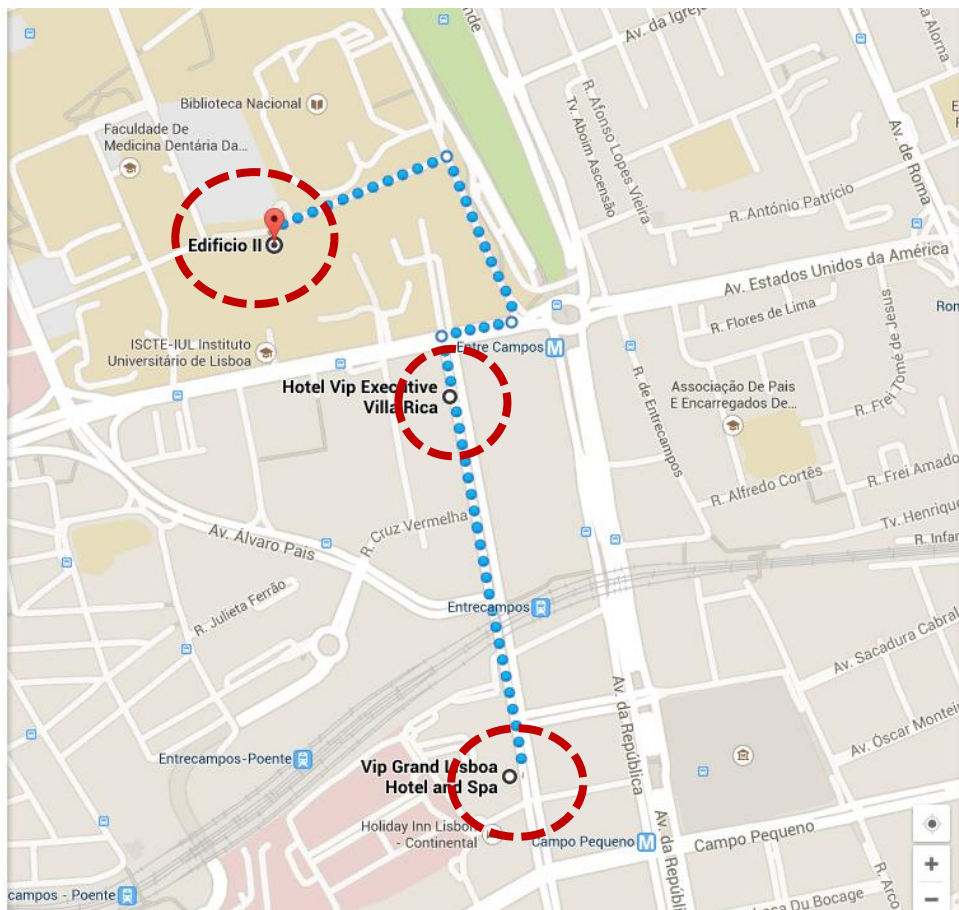
Directions from Hotel VIP Executive Villa Rica

- Hotel Vip Executive Villa Rica, Av. 5 de Outubro
1600-035 Lisboa, Portugal
- Walk to Entrecampos
About 4 min , 260 m
- Entrecampos
- **M Amarela** towards Rato
6 min (5 stops)
Service run by **Metropolitano de Lisboa, E.P.E.**
- Campo Pequeno
- Saldanha
- Picoas
- Marquês de Pombal
- Rato
- Walk to Avenida Engenheiro Duarte Pacheco 26
About 13 min , 850 m
- Avenida Engenheiro Duarte Pacheco 26
Lisboa, Portugal

Directions from VIP Grand Lisboa Hotel

- Vip Grand Lisboa Hotel and Spa, Avenida 5
1050-054 Lisbon, Portugal
- Walk to Campo Pequeno
About 4 min , 270 m
- Campo Pequeno
- **M Amarela** towards Rato
5 min (4 stops)
- Rato
- Walk to Avenida Engenheiro Duarte Pacheco 26
About 13 min , 850 m
- Avenida Engenheiro Duarte Pacheco 26
Lisboa, Portugal

DIRECTIONS TO ISCTE-IUL UNIVERSITY INSTITUTE OF LISBON



Walk 1.3 km, 18 min

Use caution - may involve errors or sections not suited for walking

○ Vip Grand Lisboa Hotel and Spa, Avenida 5 de Outubro, nº197

1050-054 Lisbon, Portugal

↑ 1. Head north on Avenida 5 de Outubro toward Av. António Serpa

ⓘ Destination will be on the left

550 m

550 m / 7 min

○ Hotel Vip Executive Villa Rica, Av. 5 de Outubro 295

1600-035 Lisboa, Portugal

↑ 2. Head north on Avenida 5 de Outubro toward Av. das Forças Armadas

90 m

➡ 3. Turn right onto Av. das Forças Armadas

110 m

⬅ 4. Turn left onto Campo Grande

260 m

⬅ 5. Turn left onto Av. Prof. Anibal Bettencourt

⚠ Partial restricted usage road

ⓘ Destination will be on the left

280 m

750 m / 10 min

⊙ Edificio II

Portugal

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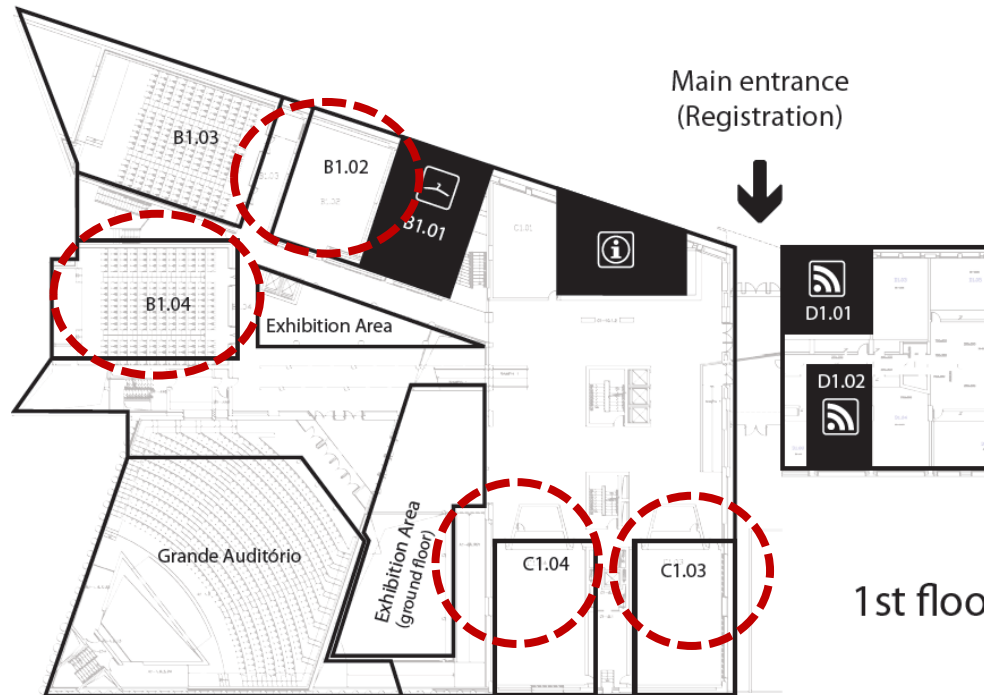


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ORIENTATION AT ISCTE-IUL UNIVERSITY INSTITUTE OF LISBON

The conference will take place in Edifício II, one of the three main buildings of the University.



Instituto Universitário de Lisboa

ISCTE - University Institute of Lisbon (ISCTE-IUL) is a public university established in 1972. Pursuing teaching, research and community service activities, it plays a major role in educating qualified specialists and personnel, whose cultural, scientific and technical skills enable them to contribute to sustainable development both at the national and the global level. The strategic objectives of ISCTE - University Institute of Lisbon are: innovation, quality, internationalization and development of an entrepreneurial culture.

While preserving its public university nature, ISCTE - University Institute of Lisbon is currently one of the three Portuguese universities (along with the University of Porto and the University of Aveiro) which opted the Foundation Regime, the latter prescribing management according to private law.

With approximately 8500 students enrolled in undergraduate (52%) and postgraduate (48%) programmes, 450 faculty and 220 non-teaching staff, ISCTE - University Institute of Lisbon is proud to be one of the most dynamic and innovative universities in the country. Facing high demand, the student vacancies at the ISCTE - University Institute of Lisbon have always been fully occupied.

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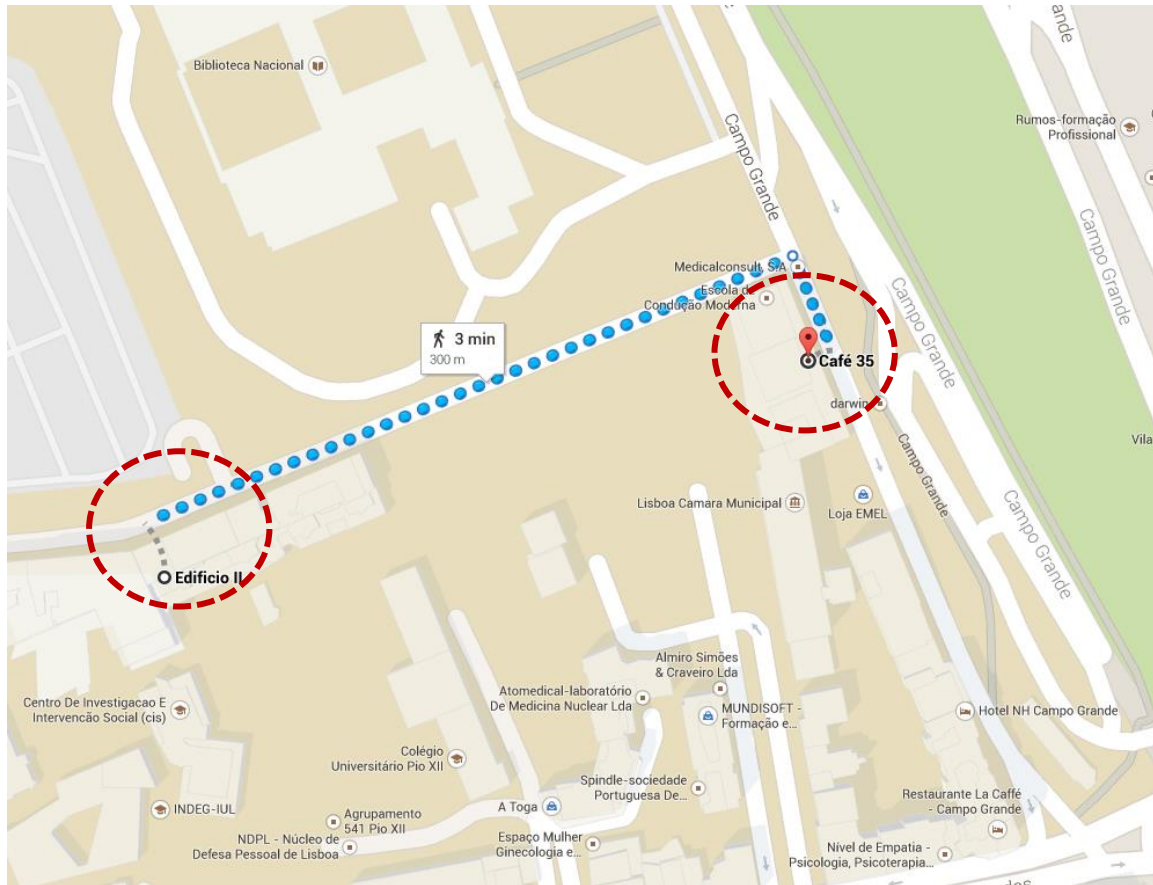
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LUNCH - DIRECTIONS TO CAFÉ 35



Walk 300 m, 3 min

Use caution - may involve errors or sections not suited for walking

○ Edifício II

Portugal

- ↑ 1. Head northeast on Av. Prof. Anibal Bettencourt toward Campo Grande

⚠ Partial restricted usage road

- ➡ 2. Turn right onto Campo Grande

i Destination will be on the right

⊙ Café 35, Campo Grande 35

1700-087 Lisboa, Portugal

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Series Editors: S. Kierkegaard, J. Mallery, S.J. Murdoch, M. Cova

Cybersecurity is a difficult and complex field. The technical, political and legal questions surrounding it are complicated, often stretching a spectrum of diverse technologies, varying legal bodies, different political ideas and responsibilities. Cybersecurity is intrinsically interdisciplinary, and most activities in one field immediately affect the others. Technologies and techniques, strategies and tactics, motives and ideologies, rules and laws, institutions and industries, power and money – all of these topics have a role to play in cybersecurity, and all of these are tightly interwoven.

The *SpringerBriefs in Cybersecurity* series is comprised of two types of briefs: topic- and country-specific briefs. Topic-specific briefs strive to provide a comprehensive coverage of the whole range of topics surrounding cybersecurity, combining whenever possible legal, ethical, social, political and technical issues. Authors with diverse backgrounds explain their motivation, their mindset, and their approach to the topic, to illuminate its theoretical foundations, the practical nuts and bolts and its past, present and future. Country-specific briefs cover national perceptions and strategies, with officials and national authorities explaining the background, the leading thoughts and interests behind the official statements, to foster a more informed international dialogue.

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