Programme

Cambridge International Law Journal
8th Annual Cambridge International Law Conference
‘New Technologies: New Challenges for Democracy and International Law’

The David Williams Building
Faculty of Law
University of Cambridge
20th & 21st March 2019

Conference Day 1: March 20th, 2019

08.30–09.00 Registration
Ground Floor Foyer

09.00–09.15 Welcome and Introduction of the Keynote Speaker
Maayan Menashe & Eirini Kikarea | Editors-in-Chief, Cambridge International Law Journal, University of Cambridge
Professor Eyal Benvenisti | Whewell Professor of International Law and Director, Lauterpacht Centre for International Law, University of Cambridge

09.15–10.15 Keynote Address
Professor Benedict Kingsbury | Vice Dean and Murry and Ida Becker Professor of Law, Director, Institute for International Law and Justice, Faculty Director, Guarini Institute for Global Legal Studies, NYU School of Law
TechnoReg & InfraReg: On Rousing the Wizards of Is

10.15–10.35 Break: Coffee, Tea & Biscuits
LG Atrium

10.35–12.15 Panel I: Free speech rights in the new communications ecology
Chair: Dr. Rumiana Yotova | Lecturer and Director of Studies in Law, Gonville and Caius College, Affiliated Lecturer, Faculty of Law, University of Cambridge

Molly K. Land | Professor of Law and Human Rights, University of Connecticut School of Law; Associate Director, Human Rights Institute
Globalizing Speech: Human Rights Law and Private Speech on Global Platforms

Dr. Paolo Cavaliere | Lecturer in Digital Media & IT Law, University of Edinburgh Law School
Silent Regulators: Digital Platforms and the Rise of Global Regulation of Hate Speech

Eliza Bechtold | Ph.D. Candidate, Durham Law School
Terrorism, the Internet, and the Threat to Freedom of Expression: The Regulation of Digital Intermediaries in Europe and the US
Panel II: International human rights in the digital context
Chair: Dr. David Erdos | Deputy Director, Centre for Intellectual Property and Information Law (CIPIL), Senior Lecturer, University of Cambridge

Katja F. Achermann | LL.M. (Cantab)
The ‘Essence of Humanity’: The Role of Human Rights in the Age of Artificial Intelligence—A Critical Appraisal of Article 22 of the EU’s General Data Protection Regulation

Fatma Resit | Ph.D. Candidate, University of Hamburg
Technological Developments in Media as a Challenge for the European Charter for Regional or Minority Languages

Laura Carter | Ph.D. Student, University of Essex
Gender Stereotyping in Machine Learning: A Technical Necessity or a Human Rights Violation?

Panel III: Technologizing warfare—Impacts for IHL
Chair: Dr. Jamie Trinidad | Fellow, Wolfson College and Lauterpacht Centre for International Law, University of Cambridge

Marcos D. Kotlik | University of Buenos Aires, School of Law
Soldier Enhancement through Nanotechnology: Emerging Challenges for Legal Weapons Reviews

Dr. Emily Jones | Lecturer in Law, University of Essex
The Crisis of Autonomous Weapons Systems

Eitan Diamond | Zvi Meitar Center for Advanced Legal Studies, Tel Aviv University
The King’s New Sword: Predictive Algorithms and the Threat of Overextending International Humanitarian Law’s Preventative Logic

Panel IV: International criminal culpability in the advent of new technologies
Chair: Mr. Richard Clements | Ph.D. Researcher, Law Faculty and Lauterpacht Centre for International Law, University of Cambridge
Dr. Marta Bo | Postdoctoral Researcher, Graduate Institute of International and Development Studies, Geneva; Asser Institute, The Hague  
*Responsibility for War Crimes and Culpability Theories in the Age of Autonomous Weapons*  

Shannon Raj Singh | Associate Legal Officer, Special Tribunal for Lebanon  
*Move Fast and Break Societies: The Weaponization of Social Media and Options for Accountability under International Criminal Law*  

Matthew Gillet | International Criminal Court  
*Proof and Privacy in the Digital Age: The Use of Digitally-Derived Evidence at the International Criminal Court*  

14.15–15.30  
**Panel V: Reconceptualizing labour rights protection in the digital workplace**  
**Chair:** Maayan Menashe | Editor-in-Chief, Cambridge International Law Journal, Ph.D. Candidate, University of Cambridge  

Dr. Céline Brassart Olsen | Postdoctoral Researcher, Copenhagen University, Faculty of Law  
*To Track or not to Track? Employees’ Privacy in the Age of Corporate Wellness, Mobile Health, and GDPR*  

Despoina Georgiou | Ph.D. Candidate, University of Cambridge  
*Humans ‘as a Service’? Subordination in the Era of the Gig Economy*  

Dr. Irene Pietropaoli | British Institute of International and Comparative Law  
*Leveraging Technology to Improve Working Conditions in Global Supply Chains: Hype or Help?*  

14.15–15.30  
**Panel VI: Jurisprudential challenges in the digital age**  
**Chair:** Professor Latha Varadarajan | Political Science Department, San Diego State University  

Professor Tilmann Altwicker | Institute for International Law and Foreign Constitutional Law, University of Zurich  
*International Legal Scholarship and the Challenge of Digitalization*  

Ivo Emanuilov | KU Leuven, Faculty of Law, Centre for IT & IP Law (CITIP)  
*Autonomous Agents in Cyberspace and the Law of International Responsibility*
Dr. Frederick Cowell | Birkbeck College, University of London
_Social Media and Reputational Theory in Relation to Institutions in International Law_

15.30–15.50 **Break: Coffee, Tea & Biscuits**  
LG Atrium

15.50–17.50 **Roundtable I: Global governance by data governance**  
Commentator: Dr. Mark Leiser | Leiden Law School

Professor Uta Kohl | Southampton Law School, University of Southampton
_Corporate Sovereignty on the Internet and Lessons from the East India Company_

Dr. Michal Saliternik | Professor of Law, Netanya Academic College
_Participation in Global Governance in the Age of Big Data_

Dr. Yseult Marique | Senior Lecturer in Law, University of Essex; Research Associate FÖV Speyer
Enguerrand Marique | Ph.D. Candidate, UC Louvain
_Checks and Balances on Platforms Beyond the Public-Private Divide?_

15.50–17.50 **Roundtable II: Democracy under attack?**  
Commentator: Dr. Sarah Nouwen | Senior Lecturer, Faculty of Law, and Co-Deputy Director of the Lauterpacht Centre for International Law, University of Cambridge

Dr. Maria Varaki | Lecturer in International Law, War Studies Department, King’s College London
_Populist IL? Limits and Prospects_

Alon Jasper | Ph.D. Candidate, The Zvi Meitar Center for Advanced Legal Studies, Tel Aviv University
_The Democratic Deficit of Digital Infrastructure_

Steven Wheatly | Professor of International Law, University of Lancaster
_Regulating the Frontiers of Hybrid-Warfare: The International Law on Foreign State Cyber Operations Targeting Democracy_

18.00–19.00 **Plenary Session**  
Introduction: Rolando Seijas | Conference Convenor, Ph.D. Candidate, University of Cambridge
Dr. Mark Leiser | Leiden Law School
_Principled Approach to Fake News_
19.30–22.00  Conference Formal Dinner *(pre-bookings only)*
19.30 Drinks Reception
20.00 Dinner

**Conference Day 2: 21st March 2019**

09.00–10.00  Plenary Session

**Introduction:** Eirini Kikarea | Editor-in-Chief, Cambridge International Law Journal, Ph.D. Candidate, University of Cambridge

**Professor Eyal Benvenisti** | Whewell Professor of International Law and Director, Lauterpacht Centre for International Law, University of Cambridge

*“An AI for an AI”: Toward Algorithmic Checks and Balances*

10.00–10.20  Break: Coffee, Tea & Biscuits

10.20–12.10  Panel VII: Digitalizing international economic law

**Chair:** Eirini Kikarea | Editor-in-Chief, Cambridge International Law Journal, Ph.D. Candidate, University of Cambridge

Niccolò Ridi | University of Liverpool; King’s College London

Luigi Lonardo | Lecturer in EU Law, King’s College London

*Cryptocurrencies and International Law*

**Dr. Gustavo Prieto** | Postdoctoral Fellow, University of Turin

*Crypto-investment in International Economic Law: The Transformation of Public Authority in Global Governance*

**Dr. Lucas da Silva Tasquetto** | Professor, Federal University of ABC, São Paulo, Brazil

**Renato Leite Monteiro** | Ph.D. Candidate, University of São Paulo

*Do Developing Countries Have a Stance on Digital Trade Regulation? An Analysis of the Brazilian Positions in Trade Negotiations in the Context of the Strings Imposed by Domestic Law*

**Dr. Laura Zoboli** | Assistant Professor, University of Warsaw

*A Tricky Balance: Incentives to B2B Data Sharing and Free Flow of Information in the EU*

**Liang Li** | Ph.D. Candidate, University of Cambridge

*Revisiting the Theories of Harm for Global Competition Governance on the Digital Economy*
10.20–12.10  Panel VIII: Democracy now: Barriers and opportunities  
Chair: Jelena Gligorijevic | Ph.D. Candidate, University of Cambridge

Edoardo Celeste | Ph.D. Candidate, University College Dublin
*The Constitutionalisation of the Digital World: From Technological Democracy to Democratic Technology*

Dr. Barrie Sander | Postdoctoral Fellow, Fundação Getulio Vargas (FGV), School of International Relations, Brazil
*Democratic Disruption in the Age of Social Media: Paradigms of Platform Responsibility for the Governance of Online Speech*

Beril Boz | Ph.D. Candidate, University of Cambridge
*What to Expect from the GDPR in the Era of e-Government and its Citizen-Customers?*

Gabriella McGrogan | Birkbeck College, University of London
*Aiding or Witnessing the Demise of Democracy? Facebook’s Role in Duterte’s Populist Politics, the War on Drugs and the ICC’s Response*

Desmond Johnson | Lecturer in Comparative Law, The Hague University of Applied Sciences
*Blockchain Governance and Risk Regulation in the U.S. and EU: Securing the Right to Vote and Promoting Democratic Ideals in the Digital Age*

12.10–13.00  Lunch  
LG Atrium

13.00–14.40  Panel IX: AI  
Chair: Dr. Surabhi Ranganathan | Lecturer in International Law, University of Cambridge

Doaa Abu-Elyounes | Harvard Law School, Berkman Klein Center for Internet and Society
*Fair, Ethical and Just: Can an AI Algorithm Check all the Boxes?*

Dr. Rachel Adams | Institute of Advanced Legal Studies, University of London, and Human Science Research Council, South Africa

Dr. Nóra Ni Loideain | Director, Information Law & Policy Centre, Institute of Advanced Legal Studies, University of London
*The Gendering of AI Virtual Personal Assistants: Addressing Fragmentation of International Human Rights Law within the UN Framework*
Petra Molnar | Researcher, International Human Rights Program, University of Toronto Faculty of Law
*Bots at the Gate: The Human Rights Impact of Automated Decision-Making in Immigration and Refugee Systems*

Matthijs M. Maas | Ph.D. Fellow, University of Copenhagen, Faculty of Law
*International Law Does Not Compute: Artificial Intelligence and the Development, Displacement, or Destruction of the Global Legal Order*

**13.00–14.40**  
**Panel X: Rethinking global environmental governance**  
**Chair:** Dr. Markus W. Gehring | University Lecturer in Law, University of Cambridge; Member, Management Committee Centre for European Legal Studies; Fellow, Lauterpacht Centre for International Law; Fellow and Director of Studies, Hughes Hall; Fellow, Cambridge Centre for Environment, Energy and Natural Resource Governance

Emily Webster | Ph.D. Candidate, Dickson Poon School of Law, King’s College London
*Climate Change and Global Governance: The Regulation of Geoengineering Technologies*

Tedd Moya Mose | Ph.D. Candidate, Queen Mary University of London
*Technology, The Energy Trilemma and International Law*

Xiaoou Zheng | Ph.D. Candidate, University of Edinburgh
*Biotechnology in the Context of Access and Benefit-sharing: Challenges for Interpreting and Implementing the Nagoya Protocol*

Joanna Mazur | MA, Ph.D. Candidate, Faculty of Law and Administration, University of Warsaw
*When the Environment Becomes Digital: Could Environmental Law Inspire European Data Protection Law?*

**14.40–15.00**  
**Break: Coffee, Tea & Biscuits**  
**LG Atrium**

**15.10–16.50**  
**Roundtable 3: New technologies for ICL & IHL: Prospects and challenges**  
**Commentator:** Dr. Louise Arimatsu | Distinguished Policy Fellow, Centre for Women, Peace and Security, London School of Economics and Political Science
Nema Milaninia | Trial Attorney, Office of the Prosecutor, International Criminal Court
Smartphones and Call Data Records in Investigating Mass Atrocities and the Human Rights Considerations

Liron Shilo | Attorney at Law, Resident Fellow, Information Society Project (ISP), Yale Law School, Doctoral Candidate (S.J.D), Georgetown University Law Center
Organizing Lethal Autonomy: The Case for a new International Organizational Responsibility Regime without Throwing Humans Under the Bus

15.00–16.50 Roundtable 4: International e-conomic law: Taking technology seriously
Commentator: Dr. Rumiana Yotova | Lecturer and Director of Studies in Law, Gonville and Caius College, Affiliated Lecturer, Faculty of Law, University of Cambridge

Ana Peres | Ph.D. Candidate and Visiting Lecturer, Dickson Pool School of Law, King’s College London
Leticia Daibert | Ph.D. Candidate, Facultad Latinoamericana de Ciencias Sociales – FLACSO Argentina
WTO E-Commerce Negotiations: Public-Private Dialogue as an Opportunity for Reaching Development Goals

Santiago Rodriguez Senior | Associate at Uria y Menéndez
The What, The Why and The How the Blockchain is a Solution for Institutional Arbitration

Nivedita Sen | Ph.D. Candidate, Graduate Institute of International and Development Studies, Geneva
Cross Border Data Flows in International Trade Law: Measures Restricting Data Flow and their Compatibility with Preferential Trade Agreements

17.00–18.00 Plenary Session—Concluding Remarks
Introduction: Neli Frost | Conference Convenor, Ph.D. Candidate, University of Cambridge
Dr. Louise Arimatsu | Distinguished Policy Fellow, Centre for Women, Peace and Security, London School of Economics and Political Science
Silencing Women in the Digital Age