

PARTNERS:



CICL 2023

Conference on Innovation
and Communications Law

13th Annual Conference on Innovation and Communication Law (CICL)

Marketplace for innovation, ideas, and technologies – roles and responsibilities

Adam Mickiewicz University
Faculty of Law and Administration
Poznań, 11-12 May 2023

Conference venue:
Collegium Iuridicum Novum (CIN)
Al. Niepodległości 53, 61-714 Poznań

DAY 1 – May 11

9:00 – 18:00

9:00 Welcome: Tomasz Nieborak (Dean) & Martyna Kusak (Vice-Dean for Scientific Research), room:
Auditorium Maximum CIN

Panel 1: AI and Data-driven Markets (Auditorium Maximum CIN)

9:15 – 11:00

Moderator: Katja Weckström

A Matrix of Data Regulation in the Age of AI: From Exclusivity to Open Access (Orit Fischman Afori, Sharon Bar-Ziv)

Is Copyright Protection of AI created Content Necessary to Stimulate AI Innovation? (Tomasz Targosz)

Feeding ChatGPT: Copyright Limitations for Training and using of NLP-Algorithms (Clemens Appl)

Some Remarks on European Commission Proposals for AI Liability Directives (Ş. Barış Özçelik)

Autonomous cars: a showcase for innovation-driven changes of civil liability rules in the EU (Łukasz Żelechowski)

Where No Machine Had Gone Before: Current Legal Predicaments regarding the use of AI art tools such as Stable Diffusion (Ernesto Edwards)

11:00 – 11:30 Coffee Break

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Panel 2: Challenges for Trademark Law (Auditorium Maximum CIN)

11:30 -13:00

Moderator: Jakub Kępiński*Art or Commodity? Unauthorized Use of Trademarks on Expressive Goods* (Mary LaFrance)*Trademark Considerations for the New NiFTy Digital World* (Willajeanne F. McLean)*Demystifying the trademarks-innovation nexus* (Lavinia Brancusi)*Trademarks and GIs as possible tools to improve food safety. A comparative study between EU and Vietnam.*
(Laura Tammenlehto)*Real Trademark Limitations* (César Ramírez-Montes)

13:00 – 14:00 Lunchtime

14:00 Keynote lecture: Wojciech Wiewiórowski, European Data Protection Supervisor (Auditorium Maximum CIN)*A data protection perspective. What is already regulated and what regulation is still needed for the AI?*
(hybrid)**Parallel panels**

15:00 – 16:30

Panel 3A: Contracts & Copyright (Auditorium Maximum CIN)**Moderator: Igor Nestoruk***Adjusting contracts in the marketplace for works and creative content. A critical view of the contract adjustment mechanism established in article 20 CDSMD* (Antoni Rubí Puig)*Obligation of transparency of contracts concluded with creators. Copyright in the Digital Single Market*
(Aleksandra Górka-Jankowska)*Fragmentation of Rights in European Online Music Licensing and the Ways Out* (Lucius Klobucnik)*Public domain, exclusive rights and exceptions and limitations three models of relations from the perspective of the Civil Law Policy* (Konrad Gliściński)**Panel 3B: Creativity Industrialized?** (room 3.1 CIN)**Moderator: Katarzyna Klafkowska-Waśniowska**

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 AQUANET


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 G Ł O W A C K I
I W S P Ó L N I C Y
L E X


Requirement of Sufficient Precision and Objective Identification of the Protectable Subject-Matter in Various IP Regimes (Pavel Koukal)

Do we really need a separate database act? (Sybilla Stanisławska-Kloc)

Press publishers' rights and market realities (Michalina Kowala)

Cookie Consent Banner: Is creativity against the law? (Benjamin Kraudinger)

New versions of Classic and IP Law (Luis Javier Capote Pérez; hybrid)

16:30 – 17:00 Coffee break

Panel 4: Regulating Digital Markets: In Search of Transparency, Accountability, Fairness and Competition
(Auditorium Maximum CIN)

17:00 – 18:00

Panelists: Damian Flisak, Joanna Gęga, Jakub Kępiński, Rafał Sikorski (Moderator & Introductory Remarks)

Speakers Dinner 20:00

DAY 2 – May 12

9:15-17:30

9:15 – 10:00 **Keynote Lecture: Krystyna Kowalik-Bańczyk, President of the Seventh Chamber Of the General Court of the European Union** (Auditorium Maximum CIN)

Gatekeepers in the jurisprudence of the Court of Justice and the impact of Digital Markets Act

Panel 5: Ensuring Competition, Incentives for Innovation, Fairness, and Conditions for Standards Dissemination
(Auditorium Maximum CIN)

10:00 – 11:30

Moderator: Willajeane F. McLean

The role of effective judicial protection in supporting innovation (Agnieszka Kastelik-Smaza)

Digital innovation, Information Governance and Intellectual Property (Phoebe Li)

Navigating the Interplay between Innovation and Fairness in the Digital Marketplace (Monika Namysłowska)

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Interoperability and innovation – opponents or friends? How the practices of Free and Open Source Software communities and Open Standard setting may help finding the right application of interoperability and data portability measures (Krzysztof Siewicz)

11:30 – 12:00 Coffee Break

Panel 6: Global Perspective on IP and Enforcement (Auditorium Maximum CIN)

12:00 – 13:45

Moderator: John Cross

The Impact of Anti-Suit Injunctions on SEPs and Competition in the ICT Industry: The EU's WTO Complaint against China (Nicola Lucchi, Enrico Bonadio)

Copyright versus social media - difficulties in finding global legal solutions (Joanna Sieńczyło-Chlabczyk)

Legal Geography – A new approach to territorial copyright and the borderless internet (István Harkai; hybrid)

From Yahoo France to Facebook Ireland. Can the Combatting of Copyright Infringement Have a Global Effect? (Rafał Skibicki)

Information Injunctions and Access to Internet Users' Personal Data – a Comeback of Cease-and-Desist Letters? (Eetu Huhta)

Intellectual Property and the Idea of Progress in Africa (Daniel Acquah)

13:45 – 14:45 Lunchtime

Parallel Panels

14:45 – 16:30

Panel 7A: Patents and Trade secrets (room eta CIN)

Moderator: Rafał Sikorski

Climate Change Mitigating Technologies within the Patent System: The Access Debate (Subramanian Sujitha)

Utility Model Patent Informatics-Machine Learning Applied on Patentability Prediction (Mei-Hsin Wang)

Detecting Trade Secret Infringement in Information Networks (Ulla-Maija Mylly)

Working with a Legal Text as Data – a Case Study of the WIPO Patentscope Database (Łukasz Szoszkiewicz, Wojciech Biernacki)

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Trademarks as a legal tool for supporting innovation of SMEs in the EU (Agata Sobusiak)

Panel 7B: Challenges for the (Digital) Single Market? (room 3.1 CIN)

Moderator: Clemens Appl

Circular economy for whom? The role of IP in shaping aftermarkets for repair, upgrades, and refurbishment of electronic goods (Bohdan Widła)

The Regulation of Farmer's Privilege under Vietnamese IP Law and the law of the European Union (Nguyen Ho Bich Hang, Katja Weckström)

The 2022 RDI Framework Revisited - State Aid for Innovation (Łukasz Stępkowski; hybrid)

Economic and non-economic dimensions of media pluralism. Media Freedom Act and EU Competition Law, finding a common denominator under EU Law (Małgorzata Kozak)

Retention of electronic communications metadata – Quo vadis EU legislator? (Julia Wojnowska-Radzińska)

Coffee Break 16:00-16:30

Panel 8: Out of market perspective: cultural heritage in digital (public) space

panel hosted by Jean Monnet Chair Digital Single Market and the Free Flow of Information and Centrum Cyfrowe (Auditorium Maximum CIN)

16:30 – 17:15

Moderator: Katarzyna Klafkowska-Waśniowska

Panelists:

- 1) Tomasz Włodarski, Małopolska Institute of Culture in Kraków
- 2) Grzegorz Zajączkowski, Digital Champion for Poland, Kronik@
- 3) Konrad Gliściński, Centrum Cyfrowe Foundation

17:15 – 17:30 Conference Closing

Speakers Dinner 20:00



Streaming of the panel on YouTube:

<https://www.youtube.com/watch?v=lgSzbthRvM8>