DCPR 4th Annual Meeting – 19 December 2017, 09:00-10:00

- Session Title: Dynamic Coalition on Platform Responsibility

- Date: 19 December 2017

- Time: 09:00 - 10:00

- Session Organizer: Luca Belli and Nicolo Zingales

- Chair/Moderator: Luca Belli and Nicolo Zingales

- Rapporteur/Notetaker: Luã Fergus Cruz

- List of Speakers and their institutional affiliations:

Keynotes

- **David Kaye**, UN Special Rapporteur for the Protection and Promotion of the Right to Freedom of Opinion and Expression
- **Julia Reda**, Member of the European Parliament and Vice-Chair of the Greens/European Free Alliance

DC Members

- **Ms Emily Laidlaw**, Associate Professor at the University of Calgary Faculty of Law,
- **Ms Maryant Fernández Pérez**, Senior Policy Advisor at European Digital Rights (EDRi)
- **Mr David Erdos**, Lecturer in Law at the University of Cambridge
- **Mr Krzysztof Garstka**, Information Governance Research Associate at the University of Cambridge
- **Ms Judith Herzog**, French Digital Council
- **Mr Lofred Madzou**, French Digital Council
- **Ms Krisztina Huszti-Orban**, Senior Research Officer at the University of Essex
- **Ms Natasha Tusikov**, Assistant Professor in Criminology at York University

- Key Issues raised (1 sentence per issue):

The panelists presented the **2017 Outcome** of the DCPR, which is the book **Platform Regulations: How Platforms Are Regulated and How They Regulate Us.** The book is freely available at
http://bibliotecadigital.fgv.br/dspace/handle/10438/19402

Human Right Dimensions
- Online Platform Responsibility and Human Rights
- Privatisation of Regulation and Police
- Fundamental Rights and Digital Platforms in the European Union

Data Governance
- Right to be Forgotten, Search Engines and International Data Protection Frameworks

New Solutions
- Accountability, User Empowerment and Responsiveness
- Countering Terrorism and Violent Extremism Online
- Global Regulation by Payment Intermediaries

- If there were presentations during the session, please provide a 1-paragraph summary for each presentation:

N/A

- Please describe the Discussions that took place during the workshop session (3 paragraphs):

Introduction

The Dynamic Coalition on Platform Responsibility (DC PR) session gathered authors of the book "Platform Regulations: How Platforms are Regulated and How they Regulate Us' which is the Official 2017 Outcome of the DCPR. In the session, the book authors discussed the results of their research and critically explored the human rights dimension of the digital platform debate, subsequently focusing on the governance of personal data and, lastly, suggesting new solutions for the new roles played by online platforms.

Keynotes

David Kaye opened the session with a keynote focusing bout the issues about governance brought by the new types of private regulations, mentioning the European efforts to deal with these contemporary problems related to human rights. Kaye finished his remarks pointing out that the DCPR outcome book is a timely contribution to a much needed discussion, that will help policymakers and regulators to grapple with crucial questions concerning platforms. A second keynote was then delivered by **Julia Reda,** echoing some of the same concerns raised by Kaye, spoke about the work being done by the European Union and the European Commission related to content removal, saying that these private developments call us to pay closer attention to the fundamental rights impact of the automation of law-enforcement.

Human Right Dimensions

Emily Laidlaw highlighted some obstacles involving human rights and platform responsibility, such as censorship, transparency and dispute resolution systems. **Maryant Fernández Pérez** underlined the policy trends in Europe regarding fundamental rights frameworks for platforms.

Data Governance

David Erdos and Krzysztof Garstka elaborated on some **issues concerning** access to personal data issues and its limits, focusing in particular on the recent court decision that recognized that search engines have a set of responsibilities (and in particular to respond erasure requests) as controllers of personal data. Their presentation highlighted the need of an international consensus on this topic, encompassing others actors (social networking sites, video-sharing platforms and rating websites).

New Solutions

Judith Herzog and Lofred Madzou shed the light on the visibility and transparency principles, arguing that users must be empowered, being able to know and control what is done with their data. **Krisztina Huszti-Orban** emphasized the series of puzzling questions under human rights law when it comes to the fight against terrorism and violent extremism online, giving special attention to the pressure coming from states faced by social media platforms. **Natasha Tusikov** raised some concerns related to Internet regulations that are being created by the lack of active State participation in this process, arguing that payment intermediaries are becoming go-to regulators for governments and, in a recent development, for multinational corporations' intent on protecting their valuable IPRs.

- Please describe any Participant suggestions regarding the way forward/ potential next steps /key takeaways (3 paragraphs):

- Recommendations on Terms of Service and Human Rights

- Call for multistakeholder dialogue

- Building the exact notion of "platform"

- Development of model alternative dispute resolution mechanisms