

## CONFERENCE PROGRAM

### Monday, June 16

11:00- 15:00	Shopping at Tanger Outlets Roundtrip bus transportation from the hotel
16:30	Bus Transportation from Wingate
17:00 -18:30	Cocktail hour with food at Touro
17: 20 -17:40	Welcome from Prof. Jonathan Ezor
19:00-21:00	Boat cruise with music and dancing
21:00	Bus transportation back to the hotel
21:10 – 01:00 Networking (A meeting room has been reserved for us at Wingate Inn where you can bring your drinks. There will be ice coolers, music and dancing)	

### Tuesday, June 17

Conference Hall			
9:00 -9:15	Welcome from Touro Lawrence Raful		
9:15 - 9:35	Music Ensemble: Central Islip highschool Choir		
9:35- 10:00	Welcome: Richard de Mulder		
10:00-10:10	Presentation of the Program Committee & Organisers ( S. Kierkegaard)		
10:10-10:20	Invitation from Ladislav Mezlik		
	Conference Hall 1	Conference Hall 2	Conference Hall 3
10:20-10:30	Coffee Break		
	Session Chair: Gary Shaw  <b>Public Policy</b>	Session Chair: Todd Hood  <b>Jurisdiction &amp; Contracts</b>	Session Chair: Petur Jonsson  <b>Economics , Finance &amp; Accounting</b>
10:30 -11:00	Stephen Saxby <i>Public Sector Information and Re-Use Policy- Where is the UK Now?</i>	Dr. Faye Fangwei Wang- <i>Obstacles &amp; Solutions to Internet Jurisdiction Comparative Analysis of EU &amp; US laws</i>	Tom Burns <i>The Transfer of Future Rights in Securitisations: A Comparative Study of the law in England and Scotland</i>
11:00- 11:30	Kevin Rogers <i>Does the Internet Governance Forum allay criticism of ostensible control of the Internet</i>	Katarzyna Karasiewicz <i>Implications of the Country of Origin Principle in the E-Commerce Directive</i>	Priyadarshi Banerjee * (unconfirmed) <i>Trends in Private Equity and Venture Capital Investments with Special Focus on the Booming India Growth Story</i>
11:30- 12:00	Irene Marie Esser & Adriette Dekker <i>Dynamics of Corporate Governance in South Africa</i> * 11:30 -12:10	Sizwe Lindelo Snail <i>Electronic Contracts in South Africa : A Comparative Analysis</i>	Ladislav Mezlik & Jana Istvanfyova <i>Implementation of the International Reporting Standards in to the Czech Accounting Regulation</i> * 11:30 -12:10

12:00 -12:30	* <b>Discussion 12:10-12:30</b>	Discussion	<b>Discussion 12:10-12:30</b>
12:30 – 13.50 Lunch			
	Session Chair: Peter Gillies <b>Business Law</b>	Session Chair: Kevin Rogers <b>Innovation &amp; IT</b>	Session Chair: Timothy Vollans <b>Trade &amp; Development</b>
13:50 -14:20	Ji Lian Yap <i>Appraising the Market Overt Exception</i>	Clare Chambers <i>Innovation in Inclusion: A Financial M-learning Game</i>	Z. Jobodwana : <i>Participation of African Member States in the World Trade Organization Dispute Settlement Mechanism</i>
14:20-14:50	Alina Dima <i>Relationship Marketing at a Crossroads with Competition Rules</i>	Georgios Vardaxoglou <i>Understanding IT Innovation in Law Enforcement Organizations</i>	Rafael Leal Arcas <i>European Union vis-à-vis Brazil and India: Future Avenues in Selected Trade Policy Area</i>
14:50-15:00	Coffee Break		
15:00 -15:30	Uche Ofodile <i>Global Trade Rules, Competition Law and Patent Rights: Using Competition Law to Promote Access to Medicines in Developing Countries</i>	Sweety Law <i>Information Technology: Use and Mandatory Training</i>	Amos Saurombe. <i>The Context of the Economic Partnership Agreements for SADC</i>
15:30-16:00	Ekaterina Anyanova <i>The Changing Role of Classification Societies in Intl. Shipping Practice</i>	Richard de Mulder <i>New School case law Knowledge Management</i>	Sayantana Gupta: <i>Changing Faces of International Trade: Multilateralism to Regionalism</i>
16:00-16:30	Eniola Akindemowo <i>Clarifying the Nature of Stored Value Products: A First Step Test</i>	Glenn Dardick <i>2007 Analysis of Information Remaining on Disks Offered for Sale on the Second Hand Market</i>	Priscilla Schwartz: <i>The Legal Construct of Sustainable Development for Infrastructure development Environment</i>
16:30 -18:15 BBQ dinner			
18:30 – 21.00 Baseball Stadium			
21:00 Transportation back to Wingate Inn			

Wed. June 18

	Conference Hall 1	Conference Hall 2
9:00 -09:30	Keynote Speaker	Shakir Farsakh
	<b>Session Chair: Stephen Saxby IPR</b>	<b>Session Chair: Richard de Mulder Privacy</b>
09:30-10:00	Mark Conrad <i>Right of Publicity in the Digital Age</i>	Petur Jonsson <i>Economics of Spam and the Context and Aftermath of CAN-SPAM ACT</i>
10:00 -10:30	Todd Hood <i>SDI Netherlands, B.V. v. Commissioner: An Alternative Solution For Taxing Royalties Paid to Foreign Intermediaries</i>	Carlos Rohrmann <i>Biometrical Data, Electronic Voting Machines and the Right to Vote</i>
10:30-10:40	Coffee Break	
10:40-11:10	Johanna Dennis <i>The Disconnect Between the US and Canada in Transgenic Animal Patentability And the Mouse that Gnaws at Progress</i>	Sophie Cockcoft : <i>The Effect of Culture on Information Privacy Policy</i>
11:10-11:40	Donna Gitter <i>Resolving the Open Source Paradox in Biotechnology: a Proposal for a Revised Open Source Policy For Publicly Funded Genomic Databases</i>	11:10 -12:00 Stephen Riley & Abhilash Nair <i>Pornography, Dignity and International Law</i>
11:40- 12:20	Discussion	12:00 -12:20 Discussion
12:20 -13:50 Lunch Speaker: Amy Fliegelman Olli, Executive Vice President and General Counsel of CA		
	<b>Session Chair: Jonathan Ezor E- Commerce</b>	<b>Session Chair: Rafael Leal Arcas Liability</b>
13:50-14:20	Evelyne Cleff: <i>Regulating Mobile Advertising in the European Union and the US</i>	Sam Middlemiss <i>Employer's Liability for Occupational Stress and Death from Overwork (karoshu) of workers in Japan</i>
14:20-14:50	Paul Polanski <i>Information Society Services and the Convergence of media</i>	Uche Ofodile <i>Product (Toy) Safety, Consumer Protection and the WTO Agreement on Technical Barriers to Trade: Prospects, Progress, &amp; Problems</i>
14:50 -15:20	Peter Gillies : <i>Roadblocks on the Information Superhighway - Reconsidering the Telecommunications Access Regime in Australia</i>	Ji Lian Yap <i>No Trifling Matter- The De Minimis Principle in Relation to the Delivery of the Wrong Quantity of Goods under Hong Kong law</i>
15:20-15:50	Grace Li <i>A Study of the Chinese Telecommunications Industry and its regulatory Sustainability</i>	Priyadarshi Banerjee <i>Islamic Finance and Sovereign Wealth Funds with Focus on Shariah Compliant Transactions in India</i>

15.50- 16.20	Discussions	Discussions
16:20- 16:30	Coffee Break	
16:30- 17:00	<b>Panel Session</b> <b>Topic:</b> Indecency standards in broadcasting Panellists: Mark Conrad, Abhilash Nair, Stephen Riley and Paul Polanski	Hasan Kantarci (*unconfirmed) <i>An evaluation related to the Burden of Proof in Turkish Tax Law</i>
17:00 -17:30	<b>Panel Sessions:</b> <i>Indecency standards in broadcasting (see #3)</i> <b>Moderator:</b> Mark Conrad Panellists: Mark Conrad, Abhilash Nair, Stephen Riley, Johanna Dennis and Paul Polanski	<i>Where should we be going ethically in protecting workers rights in 'high pressure' modern technological organizations?</i> <i>Modern Slavery</i> <b>Moderator:</b> Sam Middlemis Irene Marie Esser & Adriette Dekker.
17:30	Optional Transportation from Touro to Wingate Inn to change attire	
18:30	Bus Return to Touro from Wingate Inn	
18:30-19:30	Cocktails to be sponsored by Elsevier Publishing for the Best Academic and Best Student Paper Awards	
19:30-	Gala dinner to celebrate the 5th anniversary of Touro's Institute for Business, Law, and Technology, with music provided by Touro Prof. Theodore Silver. Speaker: Steve Levy Suffolk County Executive	
	Bus Transport to Wingate Inn	
	Networking ( A meeting room has been reserved for us at Wingate Inn where you can bring your drinks. There will be ice coolers, music and dancing)	

#### Thu. June 19

10:00 -10:10	<b>Bus Transportation from Wingate Inn to Touro</b>	
10:10- 11:40	<b>Panel Sessions</b>  <i>Anti-Counterfeiting Trade Agreement (ACTA) IPR Enforcement and its effect on free competition , due process, privacy and transparency ( see No. 1)</i>  <b>Moderator: Petur Jonsson &amp; Tim Vollans</b>  <i>Rafael Leal Arcas, Alina Dima, Meter Gillies, Petur Jonsson, Uche Ofodile, Todd Hood</i>	<i>Regulating the Internet: Social Networks and ISP Liabilities</i>  <b>Moderator: Richard de Mulder</b> <i>(See no. 2) Kevin Rogers, Timothy Vollans, Richard de Mulder, JiLian Yap, Evelynne Cleff, Sophie Cockcroft, Abhilash Nair, Jonatha Ezor Sweety Law, Kasia Karasiewicz, Paul Polanski, Stephen Riley,</i>
11:40	Closing Remarks: Jonathan Ezor & Sylvia Kierkegaard	
12:00	Lunch	
13:30	Train to Manhattan (Touro bus to the train station); participants pay for train fare (approximately \$14) to NYC	

## DISCUSSION TOPICS

### 1. ACTA and the effect on free market competition and , transparency and public participation

In 2007 a select handful of the wealthiest countries began a secret treaty-making process to create a new global standard for intellectual property rights enforcement, the Anti-Counterfeiting Trade Agreement (ACTA). ACTA is spearheaded by the United States, the European Commission, Japan, and Switzerland — those countries with the largest intellectual property industries. Other countries invited to participate in ACTA's negotiation process are Canada, Australia, Korea, Mexico and New Zealand. Noticeably absent from ACTA's negotiations are leaders from developing countries who hold national policy priorities that differ from the international intellectual property industry. If adopted at the 34th G8 summit in July 2008, the treaty would establish an international coalition against copyright infringement, imposing a strong, top-down enforcement regime of copyright laws in developed nations. The proposed agreement would allow border officials to search laptops, MP3 players, and cellular phones for copyright-infringing content. It would also impose new cooperation requirements upon internet service providers (ISPs), including perfunctory disclosure of customer information, and restrict the use of online privacy tools. The proposal specifies a plan to encourage developing nations to accept the legal regime.

[http://wikileaks.org/wiki/G-8\\_plurilateral\\_intellectual\\_property\\_trade\\_agreement\\_discussion\\_paper](http://wikileaks.org/wiki/G-8_plurilateral_intellectual_property_trade_agreement_discussion_paper)

<http://www.edri.org/edriagram/number6.11/bittorent-acta-agreement>

EU Internal Market Commissioner Charlie McCreevy announced his intention to propose to the European Commission (EC), in the next several months, an extension of the copyright term for performers from 50 to 95 years. Should this be extended?

### 2. Should social networks be regulated?

On 27 May 2008, the European Network and Information Security Agency (ENISA) called for new legislation that would regulate social networking sites. ENISA, which was created in 2004 to oversee online security measures in the 27 EU countries, issued a preliminary report of its General Report in which it pointed out that social networking sites such as Facebook and MySpace need more regulation to protect their users against security risks. Some of the threats related to social networking identified by ENISA are related to face recognition, digital dossiers, reputation damage, social engineering attacks on enterprises, phishing attacks, ID theft and others. The report of the organisation includes 19 recommendations to social networks on ways to improve their security practices.

### ISP liabilities

IFPI asks is for ISPs to restrict their customers' access to websites allegedly facilitating copyright infringement. The UK Government intends to introduce legislation that will force ISPs to disconnect their customers that illegally download music or films. suggests a "three-strikes" regime. "Users suspected of wrongly downloading films or music will receive a warning e-mail for the first offence, a suspension for the second infringement and the termination of their Internet contract if caught a third time, under the most likely option to emerge from discussions about the new law." It also proposes the prosecution of the companies that will not observe this procedure. The information was however denied by Mr. Burnham.

<http://www.edri.org/edriagram/number6.6/garante-illegal-spy-p2p>

### 3. Indecency Materials

#### A. Statutes

18 U.S.C. § 1464, found at [http://caselaw.lp.findlaw.com/scripts/ts\\_search.pl?title=18&sec=1464](http://caselaw.lp.findlaw.com/scripts/ts_search.pl?title=18&sec=1464)

47 U.S.C. § 326 (2008), found at <http://vlex.com/vid/19258218>

47 USC § 503(b)(2) Broadcast Decency Enforcement Act of 2005, found at <http://www.theorator.com/bills109/hr310.html>

#### B. Cases

Miller v. California, 413 US 15 (1973), found at <http://bulk.resource.org/courts.gov/c/US/413/413.US.15.70-73.html>  
FCC v. Pacifica, 437 US 726 (1978), found at <http://www.lectlaw.com/files/case22.htm>  
Fox Television v. FCC, 489 F. 3d 444 (2d Cir. 2007)  
[http://www.lexis.com/research/retrieve?\\_m=88991ce3db60b71c115b1ecff1b0278a&docnum=2&fmtstr=FULL&startdoc=1&wchp=dGLbVzW-zSkAl&md5=1d22281a8549eeffa80b35d0d343e03&focBudTerms=Fox%20television%20and%20FCC%20and%20indecency&focBudSel=all](http://www.lexis.com/research/retrieve?_m=88991ce3db60b71c115b1ecff1b0278a&docnum=2&fmtstr=FULL&startdoc=1&wchp=dGLbVzW-zSkAl&md5=1d22281a8549eeffa80b35d0d343e03&focBudTerms=Fox%20television%20and%20FCC%20and%20indecency&focBudSel=all)

### C. Regulations

In re Complaints Against Various Broadcast Licensees Regarding Their Airing of the "Golden Globe Awards" Program, Memorandum Opinion and Order, 19 FCC Rcd 4975 (2004), found at [http://www.lexis.com/research/retrieve?\\_m=6ac558b8e446b8227816950c4cab2f8f&csvc=le&cform=&fmtstr=FULL&docnum=1&startdoc=1&wchp=dGLbVzW-zSkAl&md5=adfb0280f2ea3490e4223baf68710356](http://www.lexis.com/research/retrieve?_m=6ac558b8e446b8227816950c4cab2f8f&csvc=le&cform=&fmtstr=FULL&docnum=1&startdoc=1&wchp=dGLbVzW-zSkAl&md5=adfb0280f2ea3490e4223baf68710356)

See In the Matter of Complaints Against Various Broadcast Licensees Regarding Their Airing of the "Golden Globe Awards" Program, 18 FCC Rcd 19859 (2003), found at [http://www.lexis.com/research/retrieve?\\_m=71ff824d7159c9d864087553ed0a2caf&csvc=le&cform=&fmtstr=FULL&docnum=1&startdoc=1&wchp=dGLbVzW-zSkAl&md5=7f80736e3a9abb195fc270e8d1e24f21](http://www.lexis.com/research/retrieve?_m=71ff824d7159c9d864087553ed0a2caf&csvc=le&cform=&fmtstr=FULL&docnum=1&startdoc=1&wchp=dGLbVzW-zSkAl&md5=7f80736e3a9abb195fc270e8d1e24f21)

### EU

Directive 2007/65/EC of the European Parliament and of the Council of 11 December 2007 amending Council Directive 89/552/EEC on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the pursuit of television broadcasting activities (Text with EEA relevance)

[http://eur-lex.europa.eu/smartapi/cgi/sga\\_doc?smartapi!celexplus!prod!DocNumber&lg=en&type\\_doc=Directive&an\\_doc=2007&nu\\_doc=65](http://eur-lex.europa.eu/smartapi/cgi/sga_doc?smartapi!celexplus!prod!DocNumber&lg=en&type_doc=Directive&an_doc=2007&nu_doc=65)

**Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications)**

[http://eur-lex.europa.eu/smartapi/cgi/sga\\_doc?smartapi!celexplus!prod!DocNumber&lg=en&type\\_doc=Directive&an\\_doc=2002&nu\\_doc=58](http://eur-lex.europa.eu/smartapi/cgi/sga_doc?smartapi!celexplus!prod!DocNumber&lg=en&type_doc=Directive&an_doc=2002&nu_doc=58)

European Parliament and Council Directive 95/46/EC of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data [Official Journal L 281 of 23.11.1995]

Council Framework Decision 2004/68/JHA of 22 December 2003 on combating the sexual exploitation of children and child pornography.

[http://news.yahoo.com/s/ap/20080610/ap\\_on\\_hi\\_te/tec\\_cuomo\\_child\\_pornography](http://news.yahoo.com/s/ap/20080610/ap_on_hi_te/tec_cuomo_child_pornography)