

**SIDE-EVENT: Review of the Global South's Jurisprudence on
Intermediary Liability
DECEMBER 9, 2015
Bibliotheksaal, Hofburg
Vienna**

Agenda

12:15 – 12:20: Introduction

12:20 – 13:00: Presentations from participating experts from the Global South on national and/or regional new and seminal jurisprudence on intermediary liability, key decisions on the issue of Intermediary Liability, and its implication for Open Journalism

- Chinmayi Arun – Research Director of the Centre for Communication Governance at National Law University, Delhi
- Tais Borja Gasparian – Brazilian Media Lawyer and Columbia Global Freedom of Expression Expert
- Caroline James – Lawyer at the South African Litigation Center
- Esther Kamande – Researcher at the Kenya ICT Action Network
- Nevena Krivokapic – Legal Researcher at SHARE Foundation
- Adriana Minovic – an Internal Market Advisor in the Office for European Integration of the Republic of Serbia

13:00 – 13:55: Discussion – Possible issues to be addressed include

- What are the key differences across the jurisprudence in terms of Intermediary Liability Regimes?
- Are Courts imposing different liability depending on the nature of the Intermediary and in particular their control over content?
- Is there a global or supra-national trend in court decisions on intermediary liability?
- Do courts suffer from a knowledge gap in regard to regulation of online intermediaries (i.e. understanding of how different types of intermediaries technically work)? What is the impact of this knowledge gap on the way in which intermediary liability issues are addressed by Courts / Judges?
- What is the impact of the recent jurisprudence on Intermediary Liability on Open Journalism? In particular, does the jurisprudence impose new definition of Journalism, Media, Publishers, editorial responsibilities, etc?

13:55 – 14:00: Conclusion

