



**University
of Ferrara**

New Pillars of Digital Law

Book Talk

Digital Services Act

An Article-by-Article Commentary, Beck - Hart - Nomos, 2024

Edited by **Franz Hofmann and Benjamin Raue**

9 December 2024, h. 11:30 – 13:30 CET

University of Ferrara

Via Voltapaletto 11, Aula Magna and Online

Participation is Free of Charge. Info and registration: alberto.defranceschi@unife.it.

Link for the Participation in the Seminar (no password required): meet.google.com/doz-joie-ixk

Link for the Livestream on Youtube: <https://youtube.com/live/leAcLYiuD5Y>

Monday, 9 December 2024

University of Ferrara, Via Voltapaletto 11, Aula Magna

11:00 Registration

11:30 Welcome Addresses

Alberto De Franceschi (University of Ferrara and Katholieke Universiteit Leuven)

11:40 Introduction

Giacomo Lasorella (President of the Autorità per le Garanzie nelle Comunicazioni, Roma)

12:00 The Digital Services Act: Innovation, Regulation and Challenges

DSA – New Times for Intermediaries Liability?

Franz Hofmann (Friedrich-Alexander University Erlangen-Nuremberg)

The Taming of Private Power Through Diligence Obligations

Benjamin Raue (University of Trier and and Director of the Institute for Digital Law Trier (IRDT))

Speech Infrastructure as a Consumer Commodity

Mateusz Grochowski (Tulane University, New Orleans)

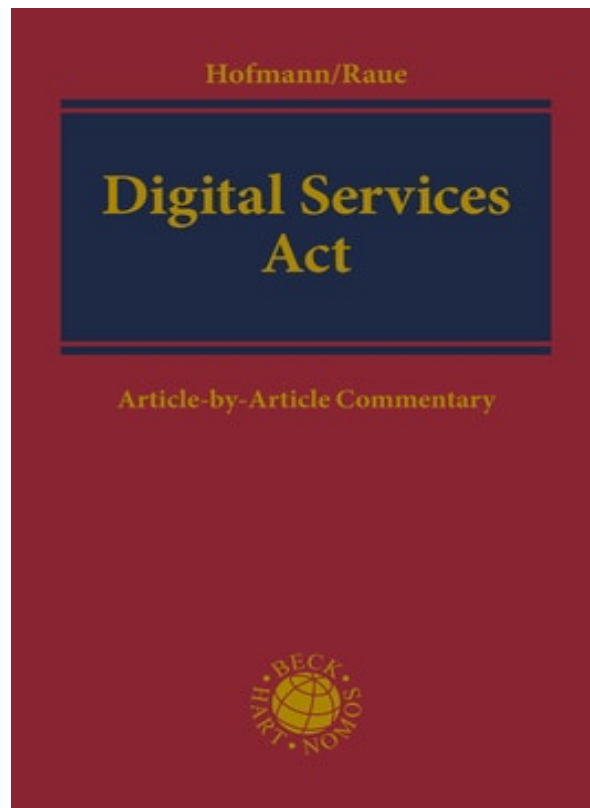
The Outside Perspective on the DSA

Karen Lee (University of Technology, Sydney)

13:00 Discussion

13:30 Concluding Remarks

Alberto De Franceschi (University of Ferrara and Katholieke Universiteit Leuven)



Franz Hofmann/Benjamin Raue (eds.) Digital Services Act, An Article-by-Article Commentary, Nomos, 2024

With the Digital Services Act (DSA – Regulation (EU) 2022/2065), the European legislator introduced a comprehensive set of regulations covering diverse areas of the digital society such as intermediary liability, transparency obligations for recommender systems or provisions on dark patterns.

Franz Hofmann and Benjamin Raue have assembled a team of distinguished academics with extensive experience in European law. The authors have systematically analysed the objective, the background, the systematics and all the different elements of each of the 92 articles of the Digital Services Act. The commentaries are complemented by introductions that explore the overarching principles and systematics of the DSA and each of its chapters.

As a further measure to promote a European perspective on the provisions of the DSA, most of the commentaries have included French translations of key terms. This may challenge the perception often associated with the use of an English term, which is often associated with a particular concept of English law.

The authors see their commentary as an invitation to start a discussion on how the DSA and its provisions should be interpreted and put into practice. In doing so, they aim to contribute to the European and transcontinental dialogue on the proper regulation of platforms.

Speaker's Profiles

Alberto De Franceschi is Professor of Private Law, Digital Law and Sustainability, International Trade Law at the University of Ferrara, Ambassador's Chair of Artificial Intelligence and Sustainability at the KU Leuven and Distinguished Visiting Professor at the University of California Los Angeles. Visiting Professor of EU Digital Law at the Zhejiang University, Hangzhou (2021-23). Since 2016 he has been serving as a Delegate of Italy at EU Council, G7 Digital&Technology, UNCITRAL E-Commerce Working Group, Unidroit and the Hague Conference on Private International Law. He is Member of the Editorial Board of the "Journal of European Consumer and Market Law", "The Italian Law Journal" and of the "International Journal on Digital Law and Governance". Since 2023 he is Ordinary Member of Academia Europaea and of the European Academy of Sciences and Arts.

Mateusz Grochowski is an Associate Professor of Law at the Tulane University School of Law and an Affiliated Fellow at the Information Society Project at Yale Law School. His work focuses on private and consumer law in conjunction with digital technologies. He has been writing, amongst other topics, on the concept of vulnerability in the digital economy, algorithmic price personalization, and private regulation by online platforms. He is a member of editorial boards for the Rabel Journal of Comparative and International Private Law and the Journal of European Consumer and Market Law.

Franz Hofmann is holder of the chair of Civil Law, Intellectual Property and Technology Law at Friedrich-Alexander-Universität Erlangen-Nürnberg, Germany. His research focuses on the law of the digital society. He studied law at the Universität Bayreuth. As post-doc he worked at Ludwig-Maximilians-Universität in Munich.

Giacomo Lasorella is a graduate in Law and Political Science. He has been Deputy Secretary General of the Chamber of Deputies since March 2015, at the culmination of a long career in the role of General Professionalism Adviser to which he gained access through public competition in December 1988. As part of that career, he was also Head of the Assembly Service from 2003 to 2015, Head of the Rules Office and Head of the Prerogatives and Immunities Service, as well as Secretary of the 9th Parliamentary Transport, Posts and Telecommunications Commission and Head of the Investigation, Supervisory and Control Commissions Office (in this capacity he coordinated, among other things, the secretariat of the RAI Supervisory Commission).

He is an Adjunct Professor of Parliamentary Law at the University of Rome 'Tor Vergata' and the author of numerous publications on Parliamentary and Constitutional Law in leading academic journals. He was appointed President of AGCOM by decree of the President of the Republic on 15 September 2020 upon the proposal of the President of the Council of Ministers, in agreement with the Ministry of Economic Development, subject to the favourable opinion of the competent Parliamentary committees (in the Chamber of Deputies with 41 out of 41 votes, in the Senate with 18 out of 19 votes and 1 null vote).

Karen Lee is a Senior Lecturer in the Faculty of Law at UTS and a communications law specialist. Her research spans telecommunications, media and digital platform regulation. Karen is the author of *The Legitimacy and Responsiveness of Industry Rule-making*, published by Hart in 2018, and has published in leading Australian and international academic journals, including the *Federal Law Review*. With colleagues, Karen is a chief investigator on two projects funded by the Australian Research Council: *Optimising Industry-led Regulation for the Digital Platforms Era* and the *International Digital Policy Observatory*.

Benjamin Raue is holder of the chair of Civil Law, Law of the Information Society and Intellectual Property as well as managing director at the Institute for Digital Law Trier (IRDT) at Trier University, Germany. His research focuses on the law of the digital society. He studied law at Bucerius Law School and the Université de Bordeaux. As post-doc he worked at Christian-Albrechts-Universität zu Kiel.