

Diritti Digitali

Lourdes Mella Méndez, Nuno Cerejeira Namora, Duarte Abrunhosa e Sousa

Digital Constitutionalism Edoardo Celeste, 2022-10-13 Investigating the impact of digital technology on contemporary constitutionalism, this book offers an overview of the transformations that are currently occurring at constitutional level, highlighting their link with ongoing societal changes. It reconstructs the multiple ways in which constitutional law is reacting to these challenges and explores the role of one original response to this phenomenon: the emergence of Internet bills of rights. Over the past few years, a significant number of Internet bills of rights have emerged around the world. These documents represent non-legally binding declarations promoted mostly by individuals and civil society groups that articulate rights and principles for the digital society. This book argues that these initiatives reflect a change in the constitutional ecosystem. The transformations prompted by the digital revolution in our society ferment under a vault of constitutional norms shaped for 'analogue' communities. Constitutional law struggles to address all the challenges of the digital environment. In this context, Internet bills of rights, by emerging outside traditional institutional processes, represent a unique response to suggest new constitutional solutions for the digital age. Explaining how constitutional law is reacting to the advent of the digital revolution and analysing the constitutional function of Internet Bills of Rights in this context, this book offers a global comparative investigation of the latest transformations that digital technology is generating in the constitutional ecosystem and highlights the plural and multilevel process that is contributing to shape constitutional norms for the Internet age.

Il codice del futuro Roberto Viola, Luca De Biase, 2023-05-25T00:00:00+02:00 Il libro è un viaggio nella nuova carta dei diritti digitali, firmata il 15 dicembre 2022 dai rappresentanti del Parlamento europeo, del Consiglio dell'Unione e della Commissione europea: capitolo per capitolo Roberto Viola e Luca De Biase ne spiegano il significato, l'impatto sulla società e come i principi si traducono in realizzazioni concrete sul piano normativo e tecnologico; discutono del disegno europeo e della grande sfida di coniugare innovazione, inclusione e garanzia delle libertà individuali in una società sempre più connessa e basata sui dati e gli algoritmi. Ogni argomento viene affrontato in maniera rigorosa, lasciando da parte i tecnicismi, e richiamando i fatti di cronaca e il lavoro dietro le quinte per inquadrare meglio la genesi della carta e della strategia digitale europea con un occhio sempre rivolto al futuro: per dare un'idea della prospettiva che la sua adozione traccia per i cittadini, le imprese, le pubbliche amministrazioni europee. "Il nostro obiettivo è di promuovere un modello europeo per la

trasformazione digitale, che metta al centro le persone, sia basato sui valori europei e sui diritti fondamentali dell'UE, riaffermi i diritti umani universali e apporti benefici a tutte le persone, alle imprese e alla società nel suo complesso." Dalla premessa della Dichiarazione europea sui diritti e i principi digitali per il decennio digitale

Identità digitali Phillip J. Windley, 2006

The Risk of Discrimination in the Digital Market Sara Tommasi, 2023-11-29 The book starts with an analysis of what is new in the Digital Services Act. The aim is to see whether this new Regulation is appropriate both for not halting technological innovation and for addressing the risks that technological innovation poses to society and to the people who use digital services. The focal point is the risk of discrimination as people are often helpless in the face of the potential discriminations in the digital services sector. In particular, the book analyses how the Digital Services Act can make a concrete contribution to the protection against discrimination. To this end, it focuses on the responsibility of digital service providers and the fact that discrimination may also depend on the way in which algorithms and artificial intelligence systems are used. Therefore, a comparison is made between the Digital Services Act and the proposed Artificial Intelligence Act. The comparison discloses that the risk-based approach is the common thread followed by the EU in regulating the digital market. The book elaborates also on the practical implications of the risk-based approach. Highlighting advantages and limitations leading the author to conclude that the risk-based approach is the way forward only if the differences between risk and danger, the limits of law, and the limits of the tendency to humanise artificial intelligence systems are considered. With specific reference to the risk of discrimination, the need for a systemic and multi-level approach is highlighted, which reinforces the contribution that can be made not only by the Digital Services Act, but also by more general and cross-cutting legislation as those on data protection and unfair commercial practices.

GOVERNANCE OF/THROUGH BIG DATA. Volume II Giorgio Resta, Vincenzo Zeno-Zencovich, 2023-05-20 These two volumes collect twenty five articles and papers published within the "Governance of/through Data" research project financed by the Italian Ministry of Universities. The research project, which was promoted by Roma Tre University, as project lead, and saw the participation of professors and researchers from Bocconi University in Milan; LUMSA University in Rome; Salento University in Lecce and Turin Polytechnic, cover multiple issues which are here presented in five sections: Algorithms and artificial intelligence; Antitrust, artificial intelligence and data; Big Data; Data governance; Data protection and privacy.

Internet, i nostri diritti Stefano Rodotà, Anna Masera, Guido Scorza, 2016-03-17T00:00:00+01:00 Perché l'accesso a internet dovrebbe essere considerato un diritto fondamentale? Tutti ricordiamo la foto scattata a Tank Man, il ragazzo che il 5 giugno 1989 si parò davanti ai carri armati del Governo cinese divenendo il simbolo della manifestazione degli studenti di Piazza Tienanmen, in Cina. La protesta - che pure è considerata un evento storico importante - non ha cambiato il corso della

storia in Cina, né ha dato vita a veri e propri moti rivoluzionari. Il fatto è che, nel 1989, Google, Youtube, Facebook e Twitter non esistevano. Ventuno anni dopo, tutt'altro destino hanno avuto le immagini del gesto di Mohammed Bouazizi, il giovane ambulante tunisino che il 17 dicembre 2010 si è dato fuoco a Sidi Bouzid, in un estremo gesto di protesta contro le condizioni economiche e politiche del suo Paese. Nello spazio di pochi minuti le immagini sono state pubblicate su Facebook, Twitter e Youtube e sono rimbalzate in tutto il mondo divenendo, di fatto, la miccia di quella che è poi passata alla storia come la 'primavera araba'. Partendo da casi concreti e da episodi di vita vissuta, comprendiamo perché il libero accesso alla Rete sia da considerare un diritto 'fondamentale', e quanto esso possa cambiare la vita di un uomo ma anche il corso della storia politica, culturale ed economica di un Paese. Una parola-chiave per ogni capitolo: spazio, diritti, accesso, cultura, uguaglianza, privacy, identità, anonimato, oblio, cittadinanza, sicurezza, democrazia. Sullo sfondo, la Dichiarazione dei diritti in Internet approvata dalla Commissione per i diritti e doveri relativi a Internet che, con la guida esperta di Stefano Rodotà, rappresenta a oggi uno degli sforzi più maturi al mondo di selezionare e riempire di contenuto quelli che sono o dovrebbero essere i diritti fondamentali dei cittadini digitali.

Digital Work and Personal Data Protection Lourdes Mella Méndez, Nuno Cerejeira Namora, Duarte Abrunhosa e Sousa, 2018-12-21 This book gathers contributions related to the most pressing problems and challenges that new information and communications technologies (ICT) and digital platforms introduce into the labour market, and the impact they have on the way that people work, their rights and even their health and dignity. In addition, there are also chapters studying personal data protection, which is currently a topic of maximum interest due to the New European Regulation about it. The contributors here are drawn from around the world, with several countries represented, such as Portugal, Spain, Italy, Brazil, Australia and Venezuela. The book will appeal lawyers, legal and human resources experts, economists, judges, academics and staff from trade unions, and employers' representation. The volume features insights and contributions in different languages, with chapters in Spanish (12), English (6) and Portuguese (4).

New Forms of Employment Jerzy Wratny, Agata Ludera-Ruszel, 2020-04-02 This volume is the first collection of original research brought together under the name of new forms of employment. The contributions written specifically for this project - an introduction, conclusion, and chapters - propose to critically investigate the current state of this burgeoning and relevant research field and map out future directions. The diverse selection of research oriented on new forms of employment across the World included in this volume provides readers with a variety of topics, disciplinary angles, critical approaches and practices, methods and interpretations, emphases and voices, which, when taken together, illustrate the diversity and complexity of this dynamic and stimulating field, as well as the heightened attention to labour and employment law issues and proliferation of labour and employment law-oriented scholars. The Content · Changing patterns of work: implications for employment relationship · New forms of employment in a digital age · The protection of workers in new forms of employment

· New forms of employment and challenges for the protection of collective labour rights of employees The Editors Jerzy Wrątny a full professor of labour law, associated with the Institute of Law Studies of the Polish Academy of Sciences, Poland. Agata Ludera-Ruszel a Ph.D. in labour law, an assistant professor in Department of Labour Law and Social Policy at the Institute of Law of the University of Rzeszów, Poland.

Il codice del futuro. La carta europea dei diritti digitali e il senso dell'innovazione Roberto Viola, Luca De Biase, 2023

Manuale di diritto di INTERNET Fabrizio Corona, Michele Iaselli, 2021-02-15 L'opera, che vede la collaborazione di diversi studiosi e professionisti specializzati nel settore, approfondisce la complessa tematica del rapporto fra diritto e nuove tecnologie, privilegiando un approccio di carattere operativo anche se non viene risparmiato spazio ad importanti riferimenti di carattere dottrinario. Grande rilevanza assume la giurisprudenza, spesso decisiva per risolvere le particolari questioni giuridiche sorte con l'avvento della tecnologia. Il libro si suddivide in 4 macroaree: civile, penale, amministrativa e tecnologie emergenti, proprio per evidenziare l'evoluzione che negli ultimi tempi ha contraddistinto la materia, da intendere ormai come comprensiva sia dell'informatica del diritto, che del diritto dell'informatica e dove ormai lo stesso riferimento alla sola informatica appare limitato. Proprio per questo motivo si è ritenuto di affrontare le principali ed emergenti tematiche dell'informatica giuridica: la contrattualistica, la protezione dei dati personali, i reati, la cybersecurity, la digitalizzazione della PA, l'IA, l'IoT, la blockchain, i big data.

Goethe-Vigoni Discorsi Rolf van Dick, Dania Hückmann, Christiane Liermann Traniello, Andrea Esteban Samà, Wolfgang Schopf, Manfred Schubert-Zsilavecz, 2021-06-24 Im Jahr 2020 erhält der Begriff Globalisierung eine neue Bedeutung. Mit der COVID-Krise wirkt erstmals eine Zäsur, die weltumspannend in das öffentliche wie private Leben eingreift, sicher geglaubte Regeln und Gewohnheiten erschüttert, Individuen und Gesellschaften an ihre Grenzen bringt. Dem Strudel der Ereignisse setzen die Goethe-Vigoni Discorsi Reflexionen von Persönlichkeiten aus Wissenschaft und Politik, Wirtschaft und Kultur, Medizin und Religion, Journalismus oder Sport entgegen. Sie entstanden über das erste Corona-Jahr hinweg und fassen als deutsch-italienisches Tagebuch Fragen und Perspektiven zusammen, die wir aus der Krise in eine gemeinsame Zukunft des europäischen Dialogs tragen. Der Band enthält eine deutsch-italienische Bildstrecke der Fotografen Stefano Dili und Ingmar Björn Nolting. Il 2020 ha portato con sé una mutazione nel significato del concetto di globalizzazione. Con la crisi legata al COVID-19, a manifestarsi è stato un momento di profonda cesura, che ha causato cambiamenti in ogni punto del globo tanto nella vita privata quanto in quella pubblica delle persone, destabilizzando regole ed abitudini radicate e spingendo individui e società al loro limite. I Goethe-Vigoni Discorsi contrastano il vortice degli eventi attraverso riflessioni di personalità di primo piano della scienza e della politica, di economia e cultura, medicina e religione, giornalismo e sport. Venutisi a creare nel corso del primo anno dall'inizio della pandemia di Coronavirus, essi riassumono nella forma di un 'diario italo-tedesco' domande e prospettive, che porteremo con noi anche una volta terminata la crisi, nel dialogo europeo del futuro. Il volume

contiene una serie di immagini italo-tedesche ad opera dei fotografi Stefano Dili e Ingmar Björn Nolting.

Il diritto d'autore nell'era digitale Maria Lillà Montagnani,2012

The IT Revolution and its Impact on State, Constitutionalism and Public Law Martin Belov,2021-02-25 What is the future of constitutionalism, state and law in the new technological age? This edited collection explores the different aspects of the impact of information and technology revolution on state, constitutionalism and public law. Leading European scholars in the fields of constitutional, administrative, financial and EU law provide answers to fascinating conceptual questions including: - What are the challenges of information and technological revolution to sovereignty? - How will information and technology revolution impact democracy and the public sphere? - What are the disruptive effects of social media platforms on democratic will-formation processes and how can we regulate the democratic process in the digital age? - What are the main challenges to courts and administrations in the algorithmic society? - What is the impact of artificial intelligence on administrative law and social and health services? - What is the impact of information and technology revolution on data protection, privacy and human rights?

Tributi e diritto nell'economia digitale Dario Deotto,2024-05-20T17:43:00+02:00 Anche nel diritto tributario occorre giungere ad un'uniformazione delle regole per i fenomeni digitali perché, altrimenti, l'imposizione finirà per gravare sempre più su manifestazioni di ricchezza a bassa mobilità, imputabili a soggetti di minori dimensioni. Dovrà anche essere considerato l'impatto che le IA hanno nella fiscalità. È stata ventilata l'ipotesi di una sorta di "robottax", volta a garantire allo Stato un gettito almeno pari a quello derivante dall'impiego dagli umani che verrebbero sostituiti dall'utilizzo dell'IA e dai robot. Si tratta però di una soluzione infondata. Piuttosto la leva fiscale dovrebbe stabilire che le diverse agevolazioni tributarie per investimenti tecnologici possano essere concesse solo a condizione che non si verifichi una contrazione del costo del lavoro. Si tratterebbe di una sorta di "salvezza" dell'umano dall'oramai incontrastato dominio della tecnica.

Diritto, nuove tecnologie e comunicazione digitale Matteo Giacomo Jori,2013

Condivisione digitale, cultura libera e diritto d'autore Valentina Malgieri,

Il nuovo Codice dell'amministrazione digitale Indra Macrì,Ubalda Macrì,Gianfranco Pontevolpe,2011-11-08 Il presente lavoro intende offrire, anche con i numerosi riferimenti alle altre norme tuttora vigenti in materia informatica, un'analisi ragionata del nuovo Codice dell'amministrazione digitale, che sia di ausilio pratico agli operatori nell'applicazione dell'information technology nella pubblica amministrazione. Oltre all'analisi dell'articolato sono approfonditi alcuni temi peculiari, quali la firma digitale, il documento informatico e la posta elettronica certificata di modo da dotare il lettore degli strumenti conoscitivi, tecnologici e giuridici di base, per comprendere le scelte del Codice in materia, nonché temi di più ampio respiro come i siti web e il sistema pubblico di connettività che consentono di allargare l'angolo prospettico quando si guarda all'information technology nella pubblica amministrazione. STRUTTURA Capitolo 1 - Introduzione Capitolo 2 - Il

Codice dell'amministrazione digitale Capitolo 3 - Il documento informatico Capitolo 4 - La firma del documento informatico Capitolo 5 - La posta elettronica Capitolo 6 - I siti web delle pubbliche amministrazioni Capitolo 7 - Il sistema pubblico di connettività

Impresa, lavoro e non lavoro nell'economia digitale Alessi Cristina, Barbera Marzia, Guaglianone Luciana, 2019-08-05
Questo volume raccoglie gli atti del Convegno sul tema "Impresa, lavoro e non lavoro nell'economia digitale", svoltosi presso l'Università di Brescia nell'ottobre del 2017 e organizzato dal "Gruppo d. Lavoro" (che riunisce giuriste e giuristi del lavoro delle università di Brescia, Bologna, Cagliari, Cassino, Catania, Catanzaro, Ferrara, Firenze, Foggia, Genova, Milano Bicocca, Milano Statale, Molise, Pescara, Reggio Calabria, Roma Tre, Siena, Trento, Urbino, Venezia, Verona), in collaborazione con l'OSMER (Osservatorio sul mercato del lavoro e sulle relazioni collettive) dell'Università di Brescia. Il convegno ha fornito l'occasione per riflettere sui cambiamenti epocali indotti dalla rivoluzione digitale e sulla loro accelerazione esponenziale, a partire dalla prima metà del decennio del nuovo secolo, che li ha portati a riscrivere profondamente i sistemi produttivi e anche gli stili di vita contemporanei. I temi del convegno riguardano il lavoro dell'economia digitale (le trasformazioni prodotte dall'industria 4.0; il telelavoro e il lavoro agile, che modificano le tradizionali coordinate spazio-temporali della prestazione ben oltre il tradizionale lavoro a distanza; la sharing economy e il platform work), ma pure la scomparsa del lavoro o la sua diffusa precarizzazione, anche nella forma dell'auto-impresa e/o del lavoro free lance.

MC Diritto ed Economia dei Mezzi di Comunicazione Astolfo Di Amato, Maurizio Mensi, Alfonso Contaldo, Brunella Marchesano, Giovanni Crea, Michele Iaselli, Angelo Marcello Cardani, Antonio Martusciello, Vincenzo Ghionni, Fiammetta Caggiano, Roberta Errico, Angela Sepe, Raffaele Cangiano, Andreina Tarallo, Marianna Quaranta, 2016-07-01
La rivista ha cercato negli anni di offrire un utile strumento giuridico, legislativo a quanti lavorano e studiano nel settore dell'editoria e dell'informazione. Ciò che il lettore troverà agevole è l'organizzazione dei contenuti, che gli consentirà in breve tempo di avere una visione di insieme delle novità che interessano il settore, grazie ad una suddivisione degli argomenti distinti in editoriali, rubriche, raccolte di giurisprudenza, note a sentenza, bollettino di giurisprudenza commerciale, laboratorio antitrust, raccolta delle novità legislative, bollettino di giurisprudenza comunitaria, corsi e ricorsi storici. Del numero 2 del 2011 ci preme segnalare al lettore due articoli: l'editoriale che argomenta il tema delle intercettazioni telefoniche in Spagna, che in un momento come questo che in Italia il tema è così dibattuto, tentare di affrontare l'argomento, dando uno sguardo a quello che avviene in casa del nostro vicino, è sicuramente un modo razionale e istruttivo di affrontare un tema così spinoso. Al lettore chiediamo, in quale epoca ci troviamo? Viene facilmente da rispondere in quella dei social network. Nell'articolo che suggeriamo viene trattato questo argomento così attuale, tentando di argomentare la disciplina contrattualistica che cerca di regolare questo mondo sempre più in espansione.

Il libro era lì. La lettura nell'era digitale Piper, 2013

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