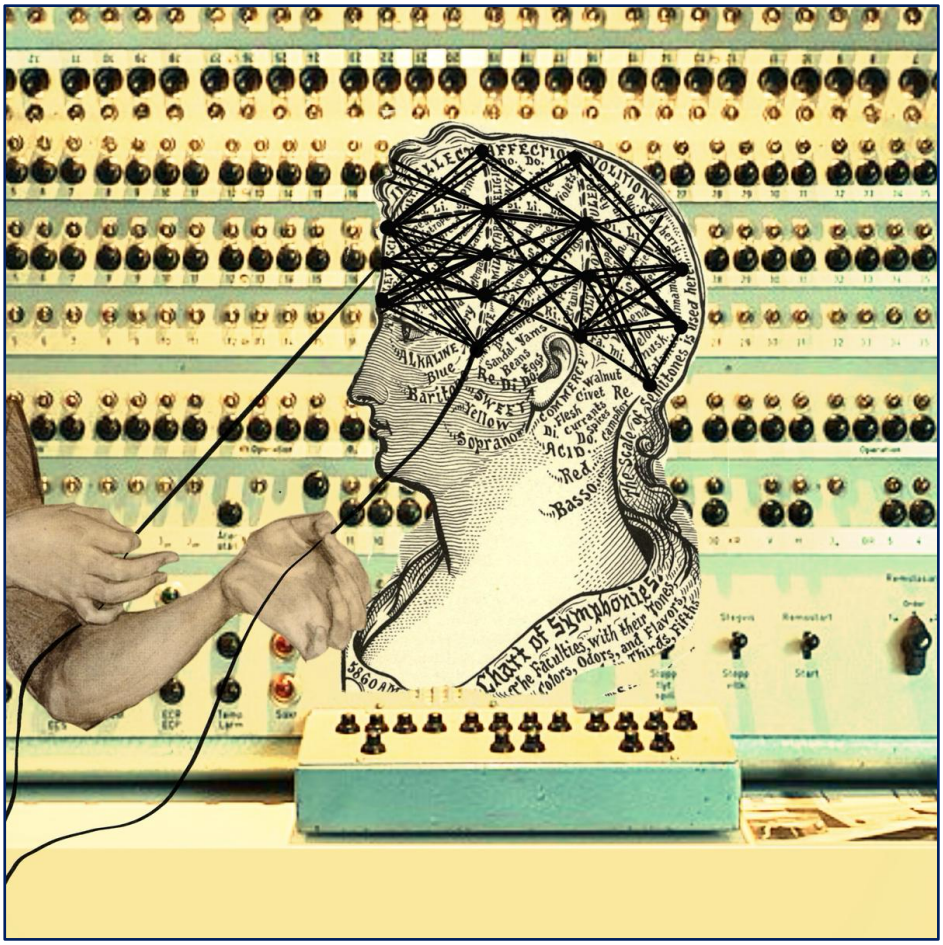
UNIVERSITÀ DEGLI STUDI DI TRIESTE

Dipartimento
Scienze Politiche e Sociali

Remedies to Digital Vulnerability in European Private Law



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April 10-11, 2025
University of Trieste

April 10, 2025

University of Trieste, Piazzale Europa 1
Building A, left wing – Bachelet Room

8:30-9:00 *Registration*

9:00-9:10
Institutional Greetings by **Valter Sergo** (Vice Rector, University of Trieste) and **Giovanni Grandi** (DISPES Vice Director, University of Trieste)
Welcome by **Camilla Crea** (Sannio University) and **Marta Infantino** (University of Trieste – PI of the project)

9:10-11:00

Chair: **Helena Alviar García**
(Sciences Po, Paris)

Keynote: **Frank Pasquale** (Cornell Tech), *Rapidly Remedying Exploitation of Digital Vulnerability: Taking Time Seriously in AI Regulation*
Aurelia Colombi Ciacchi (University of Groningen), *Algorithmic Discrimination and Fundamental Rights Impact Assessments in EU Law*
Cristiana Texeira Santos (Utrecht University), *Remedying the Harms of Dark Patterns under EU Law*
Silvia de Conca (Vrije University Amsterdam), *Vulnerabilities online, Fairness, and the Coordination of the Enforcement Agencies*
Mindy Nunez Duffourc (Maastricht University), *Hi-Tech Toxicity: Regulating AI characters on the EU market*

11:00-11:30 *Coffee break*

11:30-13:00

Chair: **Amalia Diurni**
(Tor Vergata University of Rome)

Teresa Rodriguez de las Heras Ballell (Carlos III), *Digital Vulnerability in Automated Contracting: Contract-Law Remedies or Liability?*
Karin Sein (University of Tartu), *The New European Withdrawal Button: Reconciling Consumer and Data Protection Concerns*
Antonio Legerén-Molina (University of A Coruña), *Ineffectiveness in Digital Platform Contracts: Remedies for Consumers under European Law*
Hüseyin Can Aksoy (Bilkent University of Ankara), *Redressing Digital Vulnerability through Representative Actions*

13:00-14:30 *Lunch*

April 10, 2025

University of Trieste, Piazzale Europa 1
Building A, left wing – Venezian Room

14:30-16:30

Chair: **Alberto De Franceschi**
(University of Ferrara; University of Louvain)

Keynote: **Eliza Mik** (Chinese University of Hong Kong), *Shifting Baselines and Bad Influences: A Brief History of Contractual Indifference*
Katarzyna Południak-Gierz (Jagiellonian University of Kraków), *Where Digital Vulnerability Protection Mechanisms Beg for Tailored Sanctions: Individual Remedies under UCPD in Case of Greenwashing Practices*
Emilia Mišćenić (Rijeka University), *Remedying Consumers' Digital Vulnerability through Better Regulation and Effective Enforcement of Transparency Requirements and Information Duties under EU Consumer Law*
Piotr Tereszkiewicz (Jagiellonian University of Kraków), *Judicial Innovation in Online Standard Form Contracts and Digital Vulnerability: A Transatlantic Perspective*
Pinar Caglayan Aksoy (Bilkent University of Ankara), *Decentralised Autonomous Organisations (DAOs) and Digital Vulnerability: Remedial Approaches in a Digital Era*

16:30-17:00 *Coffee break*

17:00-18:30

Chair: **Mateja Durovic**
(European Court of Human Rights; King's College London)

Monika Namysłowska (University of Lodz), *Crafting Legislation for Remedying Digital Vulnerability: Why Form Matters*
Karmen Lutman (University of Ljubljana), *Restitution as a Remedy to Digital Vulnerability in European Law*
Giulio Santoni (Tor Vergata University of Rome), *The Role of Antitrust in Protecting Digital Vulnerability: The Digital Markets Act*
Maria Kaczorowska (University of Wrocław), *Privacy and Personal Data Protection in Conditions of Internet Access to Land Registers: A Comparative and European Perspective*
Alessandra Pera and **Sara Rigazio** (University of Palermo), *"Babe, you can drive My car"… and I Will Know Everything about You! Privacy and Data Protection Policies as Remedy to Our Digital Vulnerabilities*

April 11, 2025

University of Trieste, via Filzi 14
Narodni dom – Lecture Hall

9:00-10:30

Chair: **Fernanda Nicola**
(American University Washington College of Law)

Keynote: **Siniša Rodin** (Court of Justice of the European Union; University of Zagreb), *Proportionality before CJEU in Digital Cases*
Luana Mathias Souto (Open University of Catalonia), *Women's Digital Vulnerability on FemTech Context: Building up Gender-sensitive Remedies on Data Protection*
Hélène Guiziou (Panthéon-Assas University, Paris), *Remedying Vulnerability Affecting Patient Consent: The Case of Patients Undergoing Cardiac Electronic Device Implantation*
Craig Konnoth (University of Virginia), *AI as a Tool of Medical Empowerment*

10:30-11:00 *Coffee break*

11:00-12:30

Chair: **Jean-Sébastien Borghetti**
(Panthéon-Assas University, Paris)

Guido Smorto (University of Palermo), *AI, Product Liability and Preemption. A Transatlantic Comparison*
Shu Li and **Klaus Heine** (Erasmus University Rotterdam), *The Ex-post Digital Vulnerability in the European Union. Decoupling AI Applications through a Harm-based Approach*
Georgios Kalogerakis (National and Kapodistrian University of Athens), *Compensation for Technicalities: Looking for a Raft in the Ocean of DSA*
Attila Menyhárd (Eötvös Loránd University of Budapest), *Digital Vulnerability and Private Law*
Concluding Remarks: **Reiner Schulze** (University of Münster)

12:30-14:00 *Light lunch*

April 11, 2025

University of Trieste, via Filzi 14
Narodni dom – Room S3

14:00-15:30

Chair: **Bianca Gardella Tedeschi**
(University of Eastern Piedmont)

Pierluigi Masai, **Lorenzo Carta**, **Simone Arnaldi** (University of Trieste), *Governing AI Through Assessment: A Critical Analysis of FRIA from a Technology Assessment Perspective*
Maciej Bujalski (Jagiellonian University of Kraków), *Remedying Digital Vulnerability in European Contract Law: Different Approaches to Unfair Terms in B2C and B2B Contracts*
Aleksandra Olbryk (University of Łódź), *Green Nudges and Green Dark Patterns: How to Remedy the Undefined?*
Kim Schuurman (Utrecht University), *Mind the Gap: Children's Privacy in an Adult-Centric World*
Didem Polad (University of Helsinki), *Applicability of Procedural Rules under AI Liability Framework to Digital Vulnerability in the EU*
Szymon Skalski (Jagiellonian University of Kraków), *Exploring Tort Law Remedies to Digital Vulnerability*
Nesrine Kraiem (University of Milano Bicocca), *Digital Vulnerability: Forms, Remedies and Perspectives*

15:30-17:00

Chair: **Luca Ettore Perriello**
(Marche Polytechnic)

Paola Pasqualone (Molise University), *Data Processing and the protection of fundamental personal rights: the focus on accountability*
Annamaria Iandoli (Tor Vergata University of Rome), *Generative AI and Data Protection: In Pursuit of New Guarantees*
Barbara Milillo (University of Udine), *Remedying Data Vulnerability: What the EU Can Learn from Japan's Judicial Approach to Data Protection*
Giovanni Chieco (University of Trieste), *Digital Vulnerability and AI-powered Legal Services*
Nicola Teodori (Tor Vergata University of Rome), *AI and Corporate Directors' Liability*
Maria Teresa Cutolo (Sannio University), *Civil Liability and Waste Management: Vulnerability Profiles and Protective Measures in the Age of Artificial Intelligence*
Manlio Lisanti (Tor Vergata University of Rome), *Algorithmic Governance of Territory and Market Dominion. The Role of Public Oversight*

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'Digital Vulnerability in European Private Law' (DiVE)

In cooperation with

Scientific Committee of the Digital Vulnerability in European Private Law (DiVE) project:
Claudia Amodio (University of Ferrara)
Camilla Crea (Univesity of Sannio)
Alberto De Franceschi (University of Ferrara; University of Louvain)
Amalia Diurni (Tor Vergata University of Rome)
Marta Infantino (University of Trieste)
Luca Ettore Perriello (Marche Polytechnic University)
Loredana Tullio (University of Molise)

Members of the Trieste Unit of the Digital Vulnerability in European Private Law (DiVE) project:
Francesca Fiorentini
Marta Infantino
Paola Monaco
Angelo Venchiarutti
Patrizia Ziviz

Conference Secretariat:
Alessandro Catano (University of Trieste)
Oleksiy Kresin (University of Trieste)
Paola Monaco (University of Trieste)
Giulia Picci (MIT Lucca)

F credits will be granted to students according to the Department of Political Science rules.

If you wish to participate, please register by writing to digital.vulnerability@gmail.com