

Right Html Protector 30

Dagmara Skupień

The Right to Counsel and the Protection of Attorney-Client Privilege in Criminal Proceedings

Lorena Bachmaier Winter, Stephen C. Thaman, Veronica Lynn, 2020-06-10 The book provides an overview of the right to counsel and the attorney-client privilege in the following 12 jurisdictions: China, Germany, Greece, Italy, Japan, the Netherlands, Portugal, Spain, Switzerland, Turkey, UK and USA. The right to counsel is a fundamental right providing the accused access to justice in criminal proceedings. Lawyers can only practice their profession properly if clients have complete trust in their lawyer's discretion. This trust is safeguarded by the attorney-client privilege, which is an indispensable part of every constitutional state and one of the most important professional duties of a lawyer. It is of particular importance in criminal proceedings regarding the protection of the confidentiality of lawyer-client communications in the different procedural stages, coercive measures as well as the various duties and interests in play. However, the communications protected by attorney-client privilege vary greatly from country to country. With regard to criminal investigations in an increasingly globalised world, where sophisticated tools enable broad digital investigations, there is an urgent need to clarify how this fundamental right is protected at both the national and supranational level. Each chapter explores the regulations, practices and recent developments in each jurisdiction and was written by highly qualified experts in the legal field – from academia and practice alike. It identifies possible solutions and best practices, providing valuable insights for practitioners and law-making bodies alike regarding the actual protection (or lack thereof) of lawyer-client confidentiality in the pretrial and trial stage of criminal proceedings.

EC Competition and Telecommunications Law Andreas Bartosch, Jens-Daniel

Braun, 2009-01-01 This new volume updates the groundbreaking analysis of its first edition in 2002, when the EC common regulatory framework for electronic communications networks and services had just entered into force. So much has changed in the intervening years that that this new edition bears little resemblance to its predecessor, with every chapter either extensively altered or entirely new. It remains, however, the most detailed and comprehensive overview available of the application of the EC Treaty's competition rules in the markets for telecommunications and audiovisual media, and of the applicable regulatory framework. In thirteen chapters, each contributed by one or more noted legal authorities in the field, the second edition of EC Competition and Telecommunications Law covers the full range of EC telecommunications law across all major areas of both institutional and substantive law, both on the international and EC levels, including the following: State aid; the merger control regulation; justification for sector-specific regulation in EC competition law; network access; authorizations and privileges; and mobile telephony. Relevant EC media and communications law and relevant aspects of EC competition law are dealt with in detail. While some chapters focus on competition law, others deal primarily with sector-specific regulation. There is practical guidance throughout on procedural matters, alongside analysis of the substantive provisions. Well-known in its first edition, this thoroughly revised and updated version continue to be vital reading for practitioners, in particular those specializing in European competition law and for company and in-house lawyers who are seeking advice on how European law affects their business. As a detailed analysis of the basic legislative and regulatory framework of European telecommunications law, it will be an invaluable reference work for lawyers, judges, regulators, and policymakers in all the EC Member States, as well as for students and teachers of European law.

Environmental Protection in Multi-Layered Systems Mariachiara Alberton, Francesco

Palermo, 2012-10-04 The book aims at understanding the current distribution and use of powers over the environment among various layers of government and their consequences on environmental protection, comparing federal, regional and unitary State models and drawing theoretical and practical consequences.

Privacy and Data Protection Challenges in the Distributed Era Eugenia Politou, Efthimios

Alepis, Maria Virvou, Constantinos Patsakis, 2021-10-22 This book examines the conflicts arising from the implementation of privacy principles enshrined in the GDPR, and most particularly of the "Right to be Forgotten", on a wide range of contemporary organizational processes, business practices, and

emerging computing platforms and decentralized technologies. Among others, we study two ground-breaking innovations of our distributed era: the ubiquitous mobile computing and the decentralized p2p networks such as the blockchain and the IPFS, and we explore their risks to privacy in relation to the principles stipulated by the GDPR. In that context, we identify major inconsistencies between these state-of-the-art technologies with the GDPR and we propose efficient solutions to mitigate their conflicts while safeguarding the privacy and data protection rights. Last but not least, we analyse the security and privacy challenges arising from the COVID-19 pandemic during which digital technologies are extensively utilized to surveil people's lives.

International Law and the Protection of Humanity Pia Acconci, David Donat Cattin, Antonio Marchesi, Giuseppe Palmisano, Valeria Santori, 2016-12-15 This challenging volume contains articles by a wide variety of well-known scholars and practitioners, and deals with human rights, international humanitarian law, international criminal law and humanitarian assistance, as well as other areas of international law relating to the protection of humanity. These are topics to which Flavia Lattanzi, in whose honour the volume is being published, has made an outstanding contribution and to which she has given her determined and unrelenting professional and personal commitment. As a former Professor at the Universities of Pisa, Sassari, Teramo and Roma Tre and as Judge ad litem at the International Tribunal for Rwanda and the International Tribunal for the Former Yugoslavia, she has adhered constantly to a number of important principles, as reflected in the research contained in this volume. They include the firm conviction that respect for human rights is an indispensable precondition for durable peace; the notion that grave breaches of human rights, including the refusal to provide assistance to populations in distress, can imply a threat to international peace and security; and that guarantees against human rights violations include the question of the punishment of core crimes under International Law.

Crimmigration under International Protection Rottem Rosenberg-Rubins, 2023-03-23 By exploring crimmigration at its intersection with international refugee law, this book exposes crimmigration as a system focused on the governance of territorially present migrants, which internalizes the impracticability of removal and replaces expulsion with domestic policing. The convergence of criminal law and immigration law, known as crimmigration, has become perhaps the paradigmatic model for governing migration in the age of globalization. This book offers a unique way of understanding crimmigration as a system of governmentality, the primary target of which is the population, its principal form of knowledge being political economy, and its essential mechanism being the apparatus of security. It does so by characterizing a particular model of crimmigration, termed 'crimmigration under international protection', which targets refugees and asylum-seekers who are principally undeportable under international law. The book draws on comparative research of such models implemented worldwide, combined with a detailed case study of the immigration detention system instigated in Israel for coping with asylum-seekers specifically and exclusively. These models demonstrate that, at its core, crimmigration is not a system of outright social exclusion focused on the expulsion of undesirable migrants, but rather one focused on the management, classification and policing of domestic populations. It is argued that under crimmigration regimes criminal law becomes instrumental in the facilitation of gradual assimilation, by shifting immigration enforcement from the margins of the state to the daily supervision of territorially present migrants. The book illustrates this point by focusing on three main themes: crimmigration as domestication; crimmigration as civic stratification and crimmigration as a mechanism coined by Foucault as the apparatus of security and by Deleuze as the society of control. By exploring these themes, the book offers a comprehensive framework for understanding the rise of crimmigration and the particular ways in which it targets resident migrants. The book will be of interest to researchers and academics working in the areas of criminal law and criminology, immigration law, citizenship studies, globalization studies, border studies and critical refugee studies.

Temporary Protection in Law and Practice Meltem Ineli-Ciger, 2017-12-01 In *Temporary Protection in Law and Practice*, Meltem Ineli-Ciger provides guidance to states on how to implement

a viable temporary protection regime in line with international law by analysing temporary protection laws and policies in Europe, Southeast Asia, Turkey and the United States.

Information Communication Technology Law, Protection and Access Rights: Global Approaches and Issues Portela, Irene Maria, Cruz-Cunha, Maria Manuela, 2010-06-30 This book identifies key issues in the relationship between ICT and law, ethics, politics and social policy, drawing attention to diverse global approaches to the challenges posed by ICT to access rights--Provided by publisher.

Intellectual Property and General Legal Principles Graeme B. Dinwoodie, 2015-02-27 The rule of *lex specialis* serves as an interpretative method to determine which of two contesting norms should be used to govern. In this book, the *lex specialis* label is broadly applied to intellectual property and connects a series of questions: What

Transatlantic Jurisdictional Conflicts in Data Protection Law Mistale Taylor, 2023-04-13 This book looks at transatlantic jurisdictional conflicts in data protection law and how the fundamental right to data protection conditions the EU's exercise of extraterritorial jurisdiction. Governments, companies and individuals are handling ever more digitised personal data, so it is increasingly important to ensure this data is protected. Meanwhile, the Internet is changing how territory and jurisdiction are realised online. The EU promotes personal data protection as a fundamental right. Especially since the EU's General Data Protection Regulation started applying in 2018, its data protection laws have had strong effects beyond its territory. In contrast, similar US information privacy laws are rooted in the marketplace and carry less normative heft. This has provoked clashes with the EU when their values, interests and laws conflict. This research uses three case studies to suggest ways to mitigate transatlantic jurisdictional tensions over data protection and security, the free flow of information and trade.

International Law and the Protection of "Climate Refugees" Giovanni Sciacaluga, 2020-08-05 This book studies the topic of forced climate migrants (commonly referred to as "climate refugees") through the lens of international law and identifies the reasons why these migrants should be granted international protection. Through an analysis focused on climate change and human rights international law, it points out the legal principles and rules upon which an international obligation to protect persons forced to migrate due to climate change is emerging. Sciacaluga advocates for a state obligation to protect climate migrants when their origin countries have become extremely environmentally fragile due to climate change—to the point of becoming unable to guarantee the exercise of inalienable human rights in their territories. Turning to the future, this book then investigates the current elements on which a "forced climate migrants law" could be built, ultimately arguing for the duty to provide some form of assistance to forced climate migrants in a third state within the international legal system.

Intellectual Property Protection for Plant Related Innovation Michael Andreas Kock, 2022-08-12 The book reviews the history, present, and likely future of intellectual property for plant-related inventions. It describes "what works" and "what does not work" in the current situation and analyzes whether the current intellectual property framework will be able to cope with the rise of genome editing/new breeding technologies (especially CRISPR Cas). Based on trend data, the analysis shows that the current system, including stakeholder initiatives, will most likely not be able to adapt to the technology change. It then evaluates different options for legislators to respond and proposes in detail a new holistic IP system which merges elements of the patent and the plant variety protection system into one new system.

Research Handbook on EU Data Protection Law Kosta, Eleni, Leenes, Ronald, Kamara, Irene, 2022-04-19 Bringing together leading European scholars, this thought-provoking Research Handbook provides a state-of-the-art overview of the scope of research and current thinking in the area of European data protection. Offering critical insights on prominent strands of research, it examines key challenges and potential solutions in the field. Chapters explore the fundamental right to personal data protection, government-to-business data sharing, data protection as performance-based regulation, privacy and marketing in data-driven business models, data protection and judicial automation, and the role of consent in an algorithmic society.

Augmented Intelligence Judith Hurwitz, Henry Morris, Candace Sidner, Daniel Kirsch, 2019-12-13 The AI revolution is moving at a breakneck speed. Organizations are beginning to invest in innovative ways to monetize their data through the use of artificial intelligence. Businesses need to understand the reality of AI. To be successful, it is imperative that organizations understand that augmented intelligence is the secret to success. *Augmented Intelligence: The Business Power of Human-Machine Collaboration* is about the process of combining human and machine intelligence. This book provides business leaders and AI data experts with an understanding of the value of augmented intelligence and its ability to help win competitive markets. This book focuses on the requirement to clearly manage the foundational data used for augmented intelligence. It focuses on the risks of improper data use and delves into the ethics and governance of data in the era of augmented intelligence. In this book, we explore the difference between weak augmentation that is based on automating well understood processes and strong augmentation that is designed to rethink business processes through the inclusion of data, AI and machine learning. What experts are saying about Augmented Intelligence The book you are about to read is of great importance because we increasingly rely on machine learning and AI. Therefore, it is critical that we understand the ability to create an environment in which businesses can have the tools to understand data from a holistic perspective. What is imperative is to be able to make better decisions based on an understanding of the behavior and thinking of our customers so that we can take the best next action. This book provides a clear understanding of the impact of augmented intelligence on both society and business.—Tsvi Gal, Managing Director, Enterprise Technology and Services, Morgan Stanley Our mission has always been to help clients apply AI to better predict and shape future outcomes, empower higher value work, and automate how work gets done. I have always said, 'AI will not replace managers, but managers who use AI will replace managers who don't.' This book delves into the real value that AI promises, to augment existing human intelligence, and in the process, dispels some of the myths around AI and its intended purpose.—Rob Thomas, General Manager, Data and AI, IBM

Modernising European Legal Education (MELE) Oskar J. Gstrein, Mareike Fröhlich, Caspar van den Berg, Thomas Giegerich, 2023-09-23 This open access book presents innovative strategies to address cross-cutting topics and foster transversal competences. The modernization of European legal education presents a compelling challenge that calls for enhanced interdisciplinary collaboration among academic disciplines and innovative teaching methods. The volume introduces venues towards education innovation and engages with complex and emerging topics such as datafication, climate change, gender, and the aftermath of the COVID-19 pandemic. The insights presented not only emphasize the importance of preserving traditional approaches to legal disciplines and passing them on to future generations, but also underscore the need to critically reassess and revolutionize existing structures. As our societies become more diverse and our understanding of legitimacy, justice, and values undergoes transformations, it is imperative to reconsider the role of traditional values while exploring promising alternative approaches.

International Courts in Latin America and the Caribbean Salvatore Caserta, 2020-10-29 This book explores the foundations and evolution of the four Latin American and Caribbean regional economic courts. It argues that local socio-political factors are often the decisive factor in influencing the direction of these Courts, rather than the formally delegated functions they were assigned when established.

Beyond Data Protection Noriswadi Ismail, Edwin Lee Yong Cieh, 2013-02-26 The book deals with data protection issues from practical viewpoints. 40% of the content focus on the Malaysian Personal Data Protection Act (PDPA) 2010 progress, whilst 60% of the content focus on leading comparative practical guidance from Europe. Part of the PDPA provisions is mirrored from European approaches and practices. The approach of this book is straightforward, handy and readable and is supplemented by practical applications, illustrations, tables and diagrams. Practical examples highlighted in this book range from cloud computing, radio frequency identification technology, social media networks and information security to basic related aspects of data protection issues

covering strategic leadership, management, governance and audit in businesses, organisations and local authorities. Recommended best practices have been outlined for practical guidance accompanied with future challenges and opportunities for Malaysia and ASEAN. The book is equally suitable for academics, practitioners, governmental officials and regulators dealing with data protection within their sector-specific legislation.

Towards a Better Protection of Workplace Whistleblowers in the Visegrad Countries, France and Slovenia Dagmara Skupień, 2021 This monograph is an outcome of research completed within the Visegrad Grant “Workplace Whistleblower Protection in the V4 Countries, France and Slovenia” – WhistlePro (2020–2021), financed from the International Visegrad Fund. The project aims to contribute to the improvement of the legal framework in the Visegrad countries concerning the protection of workplace whistleblowers and, indirectly, to the change of workers’ attitudes towards whistleblowing. Contributions prepared by legal experts from various countries and universities concern matters of universal importance such as freedom of expression relative to whistleblowing, personal scope of the EU Whistleblower Protection Directive (2019/1937) or personal data protection. They also discuss the legal situation concerning whistleblower protection in the Visegrad countries, France and Slovenia and present recommendations for changes in the respective countries. The monograph culminates with a summary of proposals for the improvement of the legal situation of persons disclosing breaches of law in the work-related context. Given its topicality and in-depth analysis of legal problems related to adequate whistleblower protection, the book may be of interest to academics, practitioners, social partners, non-governmental organisations (NGOs) and policy makers in the process of the EU Whistleblower Protection Directive transposition in Member States. Dagmara Skupień

GDPR: General Data Protection Regulation (EU) 2016/679 Mariusz Krzysztofek, 2018-11-01 Personal data protection has become one of the central issues in any understanding of the current world system. In this connection, the European Union (EU) has created the most sophisticated regime currently in force with the General Data Protection Regulation (GDPR) of 2016. This book on this major data protection reform offers a comprehensive discussion of all principles of personal data processing, obligations of data controllers and rights of data subjects. This is the core of the personal data protection regime. GDPR is applicable directly in all Member States, providing for a unification of data protection rules within the EU. However, it poses a problem in enabling international trade and data transfers outside the EU between economies which have different data protection models in place. Among the broad spectrum of aspects of the subject covered are the following: – summary of the changes introduced by the GDPR; – new territorial scope; – key principles of personal data processing; – legal bases for the processing of personal data; – marketing, cookies and profiling; – new information clauses; – new Subject Access Requests (SARs), including the ‘right to be forgotten’ on the Internet, the right to data portability and the right to object to profiling; – new data protection by design and by default; – benefits from implementing a data protection certificate; and – data transfers outside the EU, including BCRs, SCCs and special features of EU-US arrangements. This book references many rulings of European courts, as well as interpretations and guidelines formulated by European data protection authorities, examples and best practices, making it of great practical value to lawyers and business leaders. Because of the increase in legal certainty in this area guaranteed by the GDPR, multinational corporations and their customers and contractors will benefit enormously from consulting and using this book. For practitioners and academics, researching or advising clients on this area, and government policy advisors, this book provides an indispensable source of guidance and information for many years to come.

Regional Approaches to the Protection of Asylum Seekers Ademola Abass, 2016-04-08 This book presents a comprehensive assessment of regional responses to the crisis in the asylum/refugee system and critically examines how different regions tackle the problem. The chapters consider the fundamental challenges which undermine an effective asylum process as well as regional difficulties with the various circumstances surrounding asylum seekers. With contributions on Africa, Europe,

Latin America, South Asia and the Middle East, and the Pacific, the collection strives to appreciate what informs each region's approach to the asylum process and asks if there are issues common to every region and if regions can learn from one another. The book seeks an understanding of the existing legal regime for the protection of asylum seekers and how regional institutions such as human rights commissions and regional courts enforce and adjudicate the law. The volume will be valuable to those interested in international law, migration and human rights.

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