



ALMA MATER STUDIORUM  
UNIVERSITÀ DI BOLOGNA

**Consumers & SMES**  
**in the Digital Single Market**  
**Jean Monnet Centre of Excellence**



**Digi-ConsME**  
Jean Monnet Centre of Excellence

## NEWSLETTER 1/2022

### NEWS from JEAN MONNET CENTER OF EXCELLENCE Consumers & SMEs in the Digital Single Market

#### Conference:

#### **Fourth IP & Innovation Researchers of Asia Conference** 9 - 12 February 2022

Annual initiative of the IP & Innovation Researchers of Asia Network to provide a forum for intellectual exchanges between researchers interested in IP and Innovation law in Asia and beyond

Friday, 11 February 2022 (Day 3)

#### **PARALLEL SESSION 5.D - INTELLECTUAL PROPERTY AND TECHNOLOGY**

Panel organized with the Jean Monnet Centre of Excellence “Consumers and SMEs in the Digital Single Market” University of Bologna, co-funded by the Erasmus+ Programme of the European Union.

Chair Assistant: **Niharika Salar**

#### **CHAIR:**

**Federico Ferretti**, Department of Sociology and Economic Law, University of Bologna

#### **PRESENTERS** (*bios and abstract available online*):

**Tyrone Berger**, Deakin Law School, Deakin University  
You Look Familiar? Impact of 3D Printing on Industrial Designs

**P.S. Athira**, National University of Advanced Legal Studies  
Blockchains For Protection of Intellectual Property Rights: An Exploration

**Lorenzo Ferruzzi**, University of Bologna  
Ico: An Alternative Source of Financing SMEs  
*PhD Student of the Jean Monnet Centre of Excellence “Consumers and SMEs in the Digital Single Market” University of Bologna - slide available online*

**Manjula Mallepalli**, School of Law, Mahindra University  
Impact of Digital Technologies on World Trade and Regulatory Framework

**Owais Shaikh**, Shaheed Zulfiqar Ali Bhutto University of Law  
IP in the Metaverse

**Kiran Sharma**, School of Law, Galgotias University  
3D Printing and IP Laws: Advantages and Challenges

### **Short Course series**

Digi-ConSME develops a series of free courses taught by resident and associated staff members, including qualified professionals. The courses are designed to raise awareness on the European dimension and provide a basic knowledge of the principles surrounding a number of challenges facing SMEs and consumers in the age of digitalisation and technologies.

### **2021**

26 November, 2 p.m. – 5 p.m. CET  
**EU Retail Financial Regulation in the Digital Age**  
Prof. dr. Olha O. Cherednychenko

#### **ABSTRACT**

Consumer finance is an essential part of modern society, and is about contracting. Unlike physical goods, such as cars, consumer financial products are contracts between financial institutions and consumers, or between consumers. As the financial sector has increasingly replaced the state in providing everyday services, European consumers have become ‘financial citizens’, depending on such contracts to meet essential needs. Without concluding a mortgage credit or investment agreement, a consumer may simply not be able to buy a family house, secure sufficient income in retirement, or fully participate in society. Digitalisation of consumer finance through FinTech (e.g., AI and Big Data) and the rise of alternative financial markets (e.g., crowdfunding) open up new possibilities for consumer access to finance. At the same time, however, these developments also increase the asymmetries of information and power between financial institutions and consumers. This lecture will discuss the major new challenges faced by the EU and national regulators of retail financial markets in the digital age. I will also explore regulatory techniques and instruments that have been or could be used to strike the right balance between access to finance and consumer protection against potential abuses.

7 December, 10 a.m. – 1.00 p.m. CET

**Data protection in the era of AI – the quest for algorithmic accountability**  
Prof. Eleni Kosta

#### **ABSTRACT**

The combined requirements of the General Data Protection Regulation entail that machine learning algorithms need to be designed, developed and applied in a transparent,

predictable and verifiable manner (*'Algorithmic Accountability'*). In this webinar, we will discuss the main provisions of the GDPR that are relevant for AI and we will focus on the challenges that AI brings in relation to automated decision-making, including profiling. We will further analyse the EC proposal for the AI Regulation and the new rules it is going to bring along.

## 2022

20 April 2022 - 14.30 – 18.30

### **Dispute resolution and enforcement of competition law in cross-border cases in the digital era: legal remedies for consumers and SMEs**

Dr. Mihail Danov

Associate Professor in Law – University of Exeter

27 April 2022 - 14.30 – 18.30

### **Free movement of goods and IP exhaustion in the digital market**

Professor Irene Calboli

12 May 2022 - 14.30 – 18.30

### **Digital frauds and consumer protection**

Prof. Nicola Soldati

Professore associato di diritto dell'economia – Alma Mater Studiorum Università di Bologna

24 May 2022 - 14.30 – 18.30

### **Competition policy in markets with complementary goods and the “complementarization” of substitute goods: the case of digital goods**

Prof. Emanuela Carbonara

Professoressa ordinaria di economica – Alma Mater Studiorum Università di Bologna

22 June 2022 - 10.00 – 14.00

### **Regulation for young and female entrepreneurship**

Prof. Claudia Golino

Professoressa ordinaria di diritto dell'economia – Alma Mater Studiorum Università di Bologna

## **Seminar series “The new frontiers of innovation, policy and law”**

26 October 2021, 14.00 – 17.00

### **The digitalization of financial market: current regulation and future prospects**

WEBINAR

Chair: Prof.ssa Maria Alessandra Stefanelli

Lecturer: Dott.ssa Cristina Evangelina Papadimitriou

## Publications:

In our newsletter, we'll suggest you interesting publications provided by the members of our Centre.

This time we propose you:

1. Cherednychenko O.O., *Regulatory Agencies and Private Damages in the EU: Bridging the Gap between Theory and Practice*, *Yearbook of European Law*, Volume 40, 2021, Pages 146–171, 13 December 2021 <https://doi.org/10.1093/yel/yeab013>  
**ABSTRACT:** Regulatory agencies have traditionally been concerned with deterring unlawful conduct in the public interest. This article explores the emerging role of agencies in securing compensation for individuals in mass damage situations resulting from violations of EU private law. It identifies three main models of the relationship between administrative enforcement and private law remedies, notably damages, within the agencies' operation: (1) separation, (2) complementarity, and (3) integration. These models reflect elements of the current legislative and agency practices in a variety of jurisdictions across different areas of EU private law and provide an analytical framework for assessing such practices in terms of their potential to reconcile the pursuit of the public interest with a concern to ensure justice between private parties. The analysis points to the need to systematically rethink the prevailing regulatory theory concerning the tasks of regulatory agencies along the lines of a holistic approach to deterrence and compensation.
2. Soldati N., *Il modello di terzietà dell'arbitro nelle liti societarie: tra mito e realtà*, in F. Marrella – N. Soldati (a cura di), *Arbitrato, contratti e diritto del Commercio internazionale - Arbitration, contracts and international trade law*, Milano, Giuffrè, 2021, Pages 625-654.  
**ABSTRACT:** The article analyzes the regulation of the arbitration clause for the settlement of corporate disputes on the basis of the provisions of Italian legislation. In particular, are analyzed, the hypotheses in which such a clause is null and void for violation of the regulation relating to the appointment of arbitrators, the role of the company arbitrator, also by comparing it with the role of a "common" arbitrator.
3. Stefanelli M. A., *Small Business enterprises and the digital revolution*, in F. Marrella – N. Soldati (a cura di), *Arbitrato, contratti e diritto del Commercio internazionale - Arbitration, contracts and international trade law*, Milano, Giuffrè, 2021, pp. 257-267  
**ABSTRACT:** The article analyzes the new European strategy for a sustainable and digital Europe for the SMEs. In particular are analyzed the Platform named "Fit for the Future" and the Digital Innovation Hub.

## Events:

15 to 17 November 2021

### SME Assembly

The SME Assembly is the most significant event for small and medium-sized enterprises (SMEs) in Europe. The conference takes place once a year during the European SME week. Together with the network of SME envoys, the assembly creates the governance structure of the small business act.

[https://ec.europa.eu/growth/smes/sme-strategy/sme-assembly\\_en](https://ec.europa.eu/growth/smes/sme-strategy/sme-assembly_en)

**For any request, please contact:** [jean\\_monnet\\_digi-consme@unibo.it](mailto:jean_monnet_digi-consme@unibo.it)

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Sincerely,



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