Lecture and Tutorial Overview, Spring 2009

2\textsuperscript{nd} February

Introduction to course. Trends in surveillance and control. Catalysts for emergence of data protection law.
- Technological-organisational developments;
- Public fears;
- Economic factors;
- Legal factors.

- Lee Bygrave


5\textsuperscript{th} February

Data protection law in context (I).
- Interrelationship of data protection law with human rights; administrative law; labour law; other legal fields.

- Lee Bygrave

Privacy, Publicity and Personality Laws (2001), pp. 333–346]

[Relevant regulatory instruments: European Convention on Human Rights (1950), especially Art. 8; International Covenant on Civil and Political Rights (1967), especially Art. 17]

9th February

Data protection law in context (II).

- Continuation of lecture of 5th Feb.
  - Lee Bygrave

[Required reading: as for previous lecture]

[Regulatory instruments: as for previous lecture]


12th February

Regulatory logic of data protection law (I).

- Field of application
  - Lee Bygrave


[Supplementary reading: Bygrave, “International

23rd February

Regulatory logic of data protection law (II).

- Core principles
  - Lee Bygrave

[Required reading: Bygrave, Data Protection Law: Approaching Its Rationale, Logic and Limits]

[Relevant regulatory instruments: as for lecture on 11th February]

26th February Regulatory logic of data protection law (III).
- Core principles (cont’d)
  - Lee Bygrave

[Required reading: as for lecture on 23rd February]

[Regulatory instruments: as for previous lecture]

2nd March Regulatory logic of data protection law (IV).
- Oversight and enforcement
  - Lee Bygrave

[Required reading: Bygrave, Data Protection Law: Approaching Its Rationale, Logic and Limits (2002), chapter 4, pp. 70–79]

[Supplementary reading: Flaherty, Protecting Privacy in Surveillance Societies (1989).]

[Regulatory instruments: as for lecture on 23rd February]

5th March Inter-legal aspects of data protection law.
- Regulation of transborder data flow;
- Issues of jurisdiction and applicable law.


9th March

*EU legislation on privacy and e-communications*

- E-communications privacy Directive
- Data retention Directive
  - Lee Bygrave


12th March

*Data privacy law outside Europe, with particular focus on Asia-Pacific jurisdictions*

- USA
- Canada
- Australia
- China
- Harmonisation prospects.
  - Lee Bygrave


16th March

**Biometrics**
- Development of biometric identification and authentication systems;
- Regulatory framework for such systems.
- Lee Bygrave


19th March

**Cross-national surveillance: Schengen and related systems.**
- Police cooperation across borders;
- Internal and external border control;
- Schengen Information System and data protection.
- Stephen Karanja


23rd March

Tutorial: (i) Scope of “personal data” concept; (ii) Lindqvist decision; (iii) Safe Harbor scheme.
- Jon Bing

26th March

Tutorial: (i) APEC Privacy Framework; (ii) Biometrics; (iii) David Brin
- Jon Bing

30th March

**Lex informatica and cyberspace (I).**
- Emergence and particular regulatory challenges of cyberspace
- Role of information systems architecture in regulating transactional behaviour in cyberspace
- Lee Bygrave
Lex informatica and cyberspace (II).

- Particular challenges to privacy
- The future of privacy?
  - Lee Bygrave
