



MAX-PLANCK-INSTITUT
FÜR AUSLÄNDISCHES ÖFFENTLICHES RECHT
UND VÖLKERRECHT



HeiParisMax
DEUTSCH-FRANZÖSISCHE
AKADEMISCHE PARTNERSCHAFT



Call for participation: Digital surveillance and cyber spying: French-German perspective

Paris – September, 23rd 2016

As part of the “French-German Doctoral Program in Comparative Law” and “HeiParisMax”, the University Paris 1 Panthéon-Sorbonne is organizing a colloquium for a discussion of the subject: **digital surveillance and cyber espionage from a French-German perspective**. The colloquium will take place on **23 September 2016 in Paris**. We hope to gather junior researchers from various fields of public law, particularly those dealing with issues related to digital surveillance and cyber espionage.

The colloquium is aimed at Ph.D. candidates, young scholars, post-docs, assistant professors and research assistants, regardless of their nationality. The working languages are German, English and French.

Issues about digital surveillance and cyber espionage are not new, and have already been discussed extensively in the literature, especially in recent years with respect to the fight against terrorism. Yet, this is a fast-evolving and dynamic field. Snowden’s leaks and the recent terrorist attacks in Paris and Brussels have given the subject added urgency and opened up dramatic, new lines of inquiry.

1) 1st Topic – French and German legal frameworks applicable to intelligence agencies and law-enforcement authorities in light of international and European law

This first topic constitutes an opportunity to investigate the various legal elements originating from German, French, European and International Law applicable to digital surveillance practices. A special focus will be given to the conditions surrounding the authorization of digital surveillance practices from a two-fold perspective: one internal to States and the European legal order, and one external to them.

2) 2nd Topic - Control of digital surveillance activities and cyber espionage in Germany and in France

With respect to this second topic, the various concrete modes of control of these activities in Germany and in France are to be discussed, whether already existing or envisaged, taking into account: the political and parliamentary modes of control, the administrative and constitutional mechanisms for oversight, as well as judicial control. National, territorial and temporal criteria that exert an influence on these modes of control could also be treated.

3) 3rd topic - The Franco-German and European cooperation in matters of intelligence and law-enforcement activities: What legal developments and solutions are possible?

The digital sector is an important part of the Franco-German cooperation. It includes the development of a cooperative project for storing and processing data collected in Europe (“the European cloud” or “European Internet”); data protection, via the creation of a database and a monitoring system targeting potential terrorists; and regulation of illegal content on the Internet, such as the glorification of terrorism or incitement of hatred and violence against a community. The Franco-German perspective will be contrasted against different elements of European law, such as the on-going (to date) negotiations on the Privacy Shield between the United States and the European Union or the *European* Passenger Name Record (PNR).

Special features of the event and participation premises:

Within the scope of the colloquium, a movie will be showcased on **September 22nd**. After the screening, a junior researcher will make a presentation about this theme in the cinema, and analyse the perception of digital monitoring and cyber spying in the civil society.

A communication will be published after the colloquium on the website of the “Revue du droit allemand”: <http://www.droit-allemand.org/>.

Participation costs (transport, provisions and accommodation) will be covered by the organizers.

If you wish to participate, please send us a summary of your presentation (maximum 500 words), indicating the selected topic, along with your resume by **May 15th 2016** to the following address: **cyberdf2016@gmail.com**. Should you have any further question, please contact us via our email address.

Academic advisory board:

Prof. Dr. David Capitant (Paris 1), Prof. Dr. Aurore Gaillet (Toulouse 1 Capitole), Prof. Dr. Cartherine Haguenau-Moizard (Strasbourg), Prof. Dr. Anne Peters (Max-Planck Institute for comparative public law and international law).

Organizing committee:

Robin Caballero (Humboldt University of Berlin/Paris 1 Panthéon-Sorbonne), Laurence Meyer (Paris 1 Panthéon-Sorbonne) and Milan Tahraoui (Max-Planck Institute for comparative public law and international law/Paris 1 Panthéon-Sorbonne).