SESSIONS

IT LAW SUMMER SCHOOL AGENDA: DAY 1 - 27/07/2020

IT Law Summer School

27 - 31 July 2020
Virtual School
Interactive Sessions Delivered Live (UK Time) & On-Demand Lectures Available Before and Afterwards

On Demand Sessions

09:00 - 11:00

The following sessions will be available on-demand on the event platform and are recommended pre-requisites for the afternoon sessions:

- **Crash course in technology for IT lawyers - 90 minutes**
- **Principal elements of technology contracts - 30 minutes**
  - What makes IT contracts special?
  - Contract and the common law
  - Standard and negotiated terms
  - International commercial practice

Participants

Quentin Archer - Consultant, Hogan Lovells

Summer School Live Sessions Open

13:30 - 14:00

Pre-recorded content will be available prior to this which will complement the afternoon live, interactive sessions. The mornings are available to you to watch this content, or you can watch it on-demand when it suits you.

The event platform will open for networking - either via 1:1 meetings or in our networking area - and speaker 'office hours' will also be available in the networking area.

Participants

Quentin Archer - Consultant, Hogan Lovells

Live Session 1 - IP transactions

14:00 - 15:00

- How IP is being embedded in transactions and how it related to software
- IP issues in IT product development
- Practical challenges

Participants

Cerys Wyn Davies - Partner, Pinsent Masons

Networking Break

15:00 - 15:15

Live Session 2 - IT contracts: obligations of the third millennium // Exclusions and limitations of liability - law and practice

15:15 - 16:45

IT contracts: obligations of the third millennium:

- Implicit and implied obligations and terms: 3 + 1
- Express obligations and terms:
  - 19-20C:
    - 'Endeavours': best, reasonable, and other
    - 'Materiality', 'substantial', 'reasonableness'
  - 21C:
    - Anti-virus warranties
    - Date warranties
    - Euro warranty
    - Sizing and other modern warranties

Exclusions and limitations of liability - law and practice:

- Enforceability of exclusion and limitation clauses
- Excluding liability for misrepresentation
- Types of losses commonly excluded or limited
- How to draft and negotiate exclusion and limitation clauses

Participants

Joel Harrison - Partner, Milbank

Mark Weston - Partner and Head of Information Technology, Intellectual Property and Commercial, Hill Dickinson

Networking Break

16:45 - 17:00

Live Session 3 - A Mock Debate: Negotiating Contracts

17:00 - 18:15

Participants

Joel Harrison - Partner, Milbank

Mark Weston - Partner and Head of Information Technology, Intellectual Property and Commercial, Hill Dickinson

Close of Day 1 & Further Networking

18:15 - 19:15

Stay online with the speakers, or head to our networking area for a virtual drink with your summer school colleagues.

Participants

Quentin Archer - Consultant, Hogan Lovells

SCHEDULE

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12:00	
13:00	**13:30** - Summer School Live Sessions Open
14:00	**14:00** - Live Session 1 - IP transactions
15:00	**15:00** - Networking Break **15:15** - Live Session 2 - IT contracts: obligations of the third millennium // Exclusions and limitations of liability - law and practice
16:00	**16:45** - Networking Break
17:00	**17:00** - Live Session 3 - A Mock Debate: Negotiating Contracts
18:00	**18:15** - Close of Day 1 & Further Networking

SESSIONS

IT LAW SUMMER SCHOOL AGENDA: DAY 2 - 28/07/2020

IT Law Summer School

27 - 31 July 2020
Virtual School
Interactive Sessions Delivered Live (UK Time) & On-Demand Lectures Available Before and Afterwards

On Demand Sessions

09:00 - 11:20

The following sessions will be available on-demand on the event platform and are recommended pre-requisites for the afternoon sessions:

- **Software copyright and licensing - 45 minutes**
  - Specific copyright issues with software
  - The Software Protection Directive
  - What is protected by copyright? – SAS v World Programming
  - Copyright licensing issues (other than open source)
  - UsedSoft v Oracle
- **Public procurement - 45 minutes**
  - Introduction to the Public Contracts Regulations
  - Recent EU and UK procurement law cases relevant for IT practitioners
  - Latest procurement trends in government IT contracting
  - Practical examples / case studies
- **Free/open course software - 50 minutes**
  - Free / open source software (F/OSS) explained
  - Benefits and challenges
  - Common issues with F/OSS licences
  - Advice on staying compliant

Participants

Mark Taylor - Partner, Osborne Clarke LLP

Mark Henley - Partner, Bisley Law

Claire Gamage - Senior Associate, Bird & Bird

Summer School Live Sessions Open

13:30 - 14:00

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Participants

Joel Harrison - Partner, Milbank

Live Session 1 - Technology Contracts

14:00 - 15:00

- Some CIO perspectives on IT law (and IT lawyers)
- What is "procurement"?
- Where do IT projects come from in the first place?
- Common procurement terminology and processes
- Outline of a typical procurement
- A non-lawyer's view of the contract negotiation process and the role of the legal adviser

Participants

Jeremy Newton - Director, Technology Law Alliance

Networking Break

15:00 - 15:15

Live Session 2 - Localisation to English law: what it is, why it is important & common pitfalls

15:15 - 16:15

- Localisation versus mandatory law review
- Common problems:
  - Localising from the US
  - Localising from the civil law
- Key localisation clauses:
  - Warranties
  - Limitations
  - Exclusions

Participants

Harry Small - Partner, Baker McKenzie

Networking Break

16:15 - 16:30

Live Session 3 - Competition law and IT – an international perspective

16:30 - 17:45

- Competition law in the IT sector: why is it special?
- The key relationship between competition law and IP rights
- Where, when and how do issues arise?
- Contracts, outsourcing and licensing
- Refusals to license, dominance and related problems
- Key competition law battlegrounds in IT / telecoms
- Recent developments and a look to the future

Participants

Pat Treacy - Partner, Bristows

Networking Activity - 'Pub' Quiz

17:45 - 19:00

Grab a drink of your choice and head to the networking area for our quiz night!

Network with other attendees and speakers in teams and compete for the honour of being the 2020 IT Law Summer School Quiz Champions!

SCHEDULE

IT LAW SUMMER SCHOOL AGENDA: DAY 2 - 28/07/2020

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15:00	**15:00** - Networking Break **15:15** - Live Session 2 - Localisation to English law: what it is, why it is important & common pitfalls
16:00	**16:15** - Networking Break **16:30** - Live Session 3 - Competition law and IT – an international perspective
17:00	**17:45** - Networking Activity - 'Pub' Quiz

SESSIONS

IT LAW SUMMER SCHOOL AGENDA: DAY 3 - 29/07/2020

IT Law Summer School

27 - 31 July 2020
Virtual School
Interactive Sessions Delivered Live (UK Time) & On-Demand Lectures Available Before and Afterwards

On Demand Sessions

09:00 - 12:10

The following sessions will be available on-demand on the event platform and are recommended pre-requisites for the afternoon sessions:

- **Applications and software development - 75 minutes**
  - Shape of a development contract
  - Development methodologies - Waterfall v Agile
  - Flexible contracting for agile development
  - Commercial and privacy issues
  - Smartphone apps
- **IT law wrinkles in corporate transactions - 70 minutes**
  - Timetable and responsibilities
  - What matters: due diligence
  - Hardware and software licences - off the shelf to open-source
  - Data
  - IT should be fine: risk allocation and exposure
  - Sharing IT around: transitional services and migration
  - When IT hits the fan: third party consents and other dependencies
- **Outsourcing and offshoring - 45 minutes**
  - What is outsourcing?
  - The commercial environment: outsourcing market trends
  - How are outsourcing deals structured? What documents are necessary?
  - Risk and value for money: getting the right balance
  - Some common areas of debate - transition, service levels & credits and exitmanagement
  - Transformational issues

Participants

Richard Cumbley - Partner, Linklaters

Mark Crichard - Partner, Reynolds Porter Chamberlain

Summer School Live Sessions Open

13:30 - 14:00

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Participants

Harry Small - Partner, Baker McKenzie

Live Session 1 - Outsourcing & offshoring

14:00 - 15:15

Participants

Richard Cumbley - Partner, Linklaters

Networking Break

15:15 - 15:30

Live Session 2 - Cloud computing

15:30 - 16:40

- What is cloud computing and why is there so much fuss about it now?
- Contracting in the cloud: what should you watch out for?
- Can you control where and how your data is processed in cloud environments and does it matter anyway?

Participants

Christopher Millard - Professor of Privacy and Information Law & Senior Counsel, Queen Mary University of London & Bristows

Networking Break

16:40 - 16:55

Live Session 3 - Rescuing IT projects

16:55 - 17:40

Participants

Harry Small - Partner, Baker McKenzie

Close of Day 3 & Further Networking

17:40 - 18:40

Stay online with the speakers, or head to our networking area for a virtual drink with your summer school colleagues.

Participants

Harry Small - Partner, Baker McKenzie

SCHEDULE

IT LAW SUMMER SCHOOL AGENDA: DAY 3 - 29/ 07/2020

IT Law Summer School

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Virtual School
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15:00	**15:15** - Networking Break **15:30** - Live Session 2 - Cloud computing
16:00	**16:40** - Networking Break **16:55** - Live Session 3 - Rescuing IT projects
17:00	**17:40** - Close of Day 3 & Further Networking

SESSIONS

IT LAW SUMMER SCHOOL AGENDA: DAY 4 - 30/07/2020

IT Law Summer School

27 - 31 July 2020
Virtual School
Interactive Sessions Delivered Live (UK Time) & On-Demand Lectures Available Before and Afterwards

On Demand Sessions

09:00 - 12:10

The following sessions will be available on-demand on the event platform and are recommended pre-requisites for the afternoon sessions:

- **Crash Course in Data Protection - 40 minutes**
- **UK Data Protection Act 1998, interaction with the GDPR and the impact of Brexit - 40 minutes**
- **GDPR's territorial scope and the roles of controllers and processors - 30 minutes**
  - Controllers and processors: who they are and what they must do
  - Restrictions on international transfers
  - Approved destinations, US Safe Harbor, model contracts, and binding corporate rules
- **International data transfers under the GDPR - 40 minutes**
  - How international transfers requirements will change under the GDPR, including the new "onward transfers" restriction, and recognition of BCRs
  - Impact on existing transfer mechanisms such as the EU-US Privacy Shield and model clauses
  - New transfer mechanisms available under the GDPR, including codes/certifications
  - Brexit, Schrems and other challenges relating to international transfers
- **GDPR compliance & DSARs - 40 minutes**

Participants

Bridget Treacy - Partner, Hunton Andrews Kurth LLP

Christopher Millard - Professor of Privacy and Information Law & Senior Counsel, Queen Mary University of London & Bristows

Hannah Crowther - Senior Associate, Bristows

Suzanne Rodway - Head of LG&RA Operations & DPO - Legal, Governance & Regulatory Affairs, RBS

Andrew Elliot - Deputy Director, Digital Identity, Department for Digital, Culture, Media & Sport

Summer School Live Sessions Open

13:30 - 14:00

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The event platform will open for networking - either via 1:1 meetings or in our networking area - and speaker 'office hours' will also be available in the networking area.

Participants

Bridget Treacy - Partner, Hunton Andrews Kurth LLP

Live Session 1 - Enforcement under the GDPR - Experience so far // Accountability & Ethics

14:00 - 15:15

Enforcement under the GDPR - Experience so far

- The ICO's toolkit: an overview of how the ICO enforce under the Act
- Civil monetary penalties: the law and procedure
- The stats on find numbers and average levels
- Undertakings
- Audits
- Liaison with other regulators

Accountability & Ethics

Participants

Georgina Kon - Partner, Linklaters

Ellis Parry - Global Lead, Data Privacy, BP PLC

Networking Break

15:15 - 15:30

Live Session 2 - Adtech

15:30 - 16:30

Participants

Mark Watts - Partner, Bristows

Networking Break

16:30 - 16:45

Live Session 3 - Cybersecurity and breach under the GDPR

16:45 - 18:05

Participants

Bridget Treacy - Partner, Hunton Andrews Kurth LLP

Georgina Kon - Partner, Linklaters

Close of Day 4 & Further Networking

18:05 - 19:05

Stay online with the speakers, or head to our networking area for a virtual drink with your summer school colleagues.

Participants

Bridget Treacy - Partner, Hunton Andrews Kurth LLP

SCHEDULE

IT LAW SUMMER SCHOOL AGENDA: DAY 4 - 30/07/2020

IT Law Summer School

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13:00	**13:30** - Summer School Live Sessions Open
14:00	**14:00** - Live Session 1 - Enforcement under the GDPR - Experience so far // Accountability & Ethics
15:00	**15:15** - Networking Break **15:30** - Live Session 2 - Adtech
16:00	**16:30** - Networking Break **16:45** - Live Session 3 - Cybersecurity and breach under the GDPR
17:00	
18:00	**18:05** - Close of Day 4 & Further Networking

SESSIONS

IT LAW SUMMER SCHOOL AGENDA: DAY 5 - 31/07/2020

IT Law Summer School

27 - 31 July 2020
Virtual School
Interactive Sessions Delivered Live (UK Time) & On-Demand Lectures Available Before and Afterwards

On Demand Sessions

09:00 - 11:30

The following sessions will be available on-demand on the event platform and are recommended pre-requisites for the afternoon sessions:

- **Big Data - Briefing and Pitfalls - 60 minutes**
  ◦ Big data - a tool for lawyers?
  ◦ Predicting the future
  ◦ Increase productivity and profitability
- **E-commerce and distance selling regulations in the UK - 50 minutes**
  ◦ Information requirements
  ◦ Cancellation rights
  ◦ Relationship with other consumer rights
  ◦ Practical difficulties and solutions
  ◦ Children online
- **Blockchains and the Law - 40 minutes**
  ◦ What law and regulation is in place?
  ◦ Potential legal issues
  ◦ Contracting for blockchain

Participants

Rob Sumroy - Partner and Head of Technology and Outsourcing, Slaughter and May

Adrian Sim - Partner, Bristows

Sue Mclean - Partner, Baker McKenzie

Summer School Live Sessions Open

13:30 - 14:00

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Participants

Christopher Millard - Professor of Privacy and Information Law & Senior Counsel, Queen Mary University of London & Bristows

Here, there or everywhere? Cross-border liability and the internet

14:00 - 15:00

- World-wide availability and worldwide liability
- Country of origin, country of receipt, or targeting?
- Territoriality, applicable law, jurisdiction
- Should we worry about foreign criminal laws?

Participants

Graham Smith - Partner, Bird & Bird

Networking Break

15:00 - 15:15

Live Session 2 - People, platforms and pipes – internet and social media liability // Employees and the internet

15:15 - 16:25

People, platforms and pipes – internet and social media liability

- What is different about the internet?
- Do social media present new liability challenges?
- DPP social media prosecution guidelines
- When might service providers be liable?
- Exemptions to liability of online intermediaries
- Site blocking injunctions
- Online defamation - the latest developments
- Managing risk - practical advice on minimising claims and avoiding liability

Employees and the internet

- The internet and the workplace
- Human rights issues
- Data protection
- Lawful business practice regulations
- Social networking by employees
- Social networking and "netreps"

Participants

Harj Obhi - Litigator, Google

Networking Break

16:25 - 16:40

Internet of Things, AI and Robot Law

16:40 - 17:40

- Distinguishing hype from what's happening now and in the near future
- What is a robot anyway?
- Inside a smart home – unpacking the 'layered legals'
- Responsibility and liability in complex cyberphysical systems

Participants

Christopher Millard - Professor of Privacy and Information Law & Senior Counsel, Queen Mary University of London & Bristows

Close of Summer School & Further Networking

17:40 - 18:40

Stay online with the speakers, or head to our networking area for a virtual drink with your summer school colleagues.

But this is not the end! The networking area, 1:1 meetings and on demand content will still be available on the platform for another two weeks.

Participants

Christopher Millard - Professor of Privacy and Information Law & Senior Counsel, Queen Mary University of London & Bristows

SCHEDULE

IT LAW SUMMER SCHOOL AGENDA: DAY 5 - 31/07/2020

IT Law Summer School

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Virtual School
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13:00	**13:30** - Summer School Live Sessions Open
14:00	**14:00** - Here, there or everywhere? Cross-border liability and the internet
15:00	**15:00** - Networking Break **15:15** - Live Session 2 - People, platforms and pipes – internet and social media liability // Employees and the internet
16:00	**16:25** - Networking Break **16:40** - Internet of Things, AI and Robot Law
17:00	**17:40** - Close of Summer School & Further Networking