

The EU has built an innovative legal framework for the digital environment that leads to a *ius civilis digitalis*, a law for the digital society via the regulation of private relationships. The new digital legal framework exceeds sectorial regulation in its scope, aims and tools. The digital laws aim at addressing concerns that were traditionally the domain of public law such as the protection of fundamental rights, democracy, and mental health to mention some. However, unlike constitutional law, regulation does not only signal states but also companies (and among them, especially big tech) as the ones creating risks and bearing responsibility for preventing them in order to achieve the said goals.

Legislation acknowledges the preponderance of private relationships in the construction of the digital space. It is, thus, not surprising that the regulation of the digital society comes through market regulation and private law rules. The new digital laws have a clear goal of market regulation, not only via the Digital Markets Act, but also through the other digital legal instruments (ex. DSA, DGA, DA, AI Act, not to forget the GDPR), which are recurrently justified in Art 114 TFEU (alone or in addition to it). Among many innovations, three stand out. First, the incorporation of non-economic aims, which instrumentalises market regulation for the protection of constitutional rights. Second, the partition and sub-categorisation of the supply (business) side of the market, with the expansion of the logic of the weaker party protection to reach small and medium-sized businesses. Third, the abandonment of the commercial or non-commercial purpose of transactions as determinants in the application of protection. That enlargement derives from the societal aspirations of the regulations and the resurgence of the power imbalance language.

On a more granular level, the building of the digital society through market regulation resorts to transactional private rules. However, by incorporating non-economic interests and redefining the parties of the transactional relationship, the new digital laws deviate from the bits and pieces of EU private law. The digital laws – the EU regulations – cannot be treated as a sectorial regulation anymore nor can private (or is it again civil?) law be directly ‘top-upped’ with EU digital law.

The purpose of the Workshop is to put the interaction between EU digital regulations and the EU private law acquis into the limelight, thereby focusing on the analysis *de lege lata*, addressing the impact of the EU digital legal framework on EU and national private (civil) law.

The **two-day Workshop** will take place in a face-to-face format at IE University, [Segovia campus](#), Spain, with the following agenda:

## Thursday 8 May

11:00 – 11:30

**Welcome coffee**  
(Chapter room)

11:30 – 12:15

**Campus visit**  
(historical site)

**12:15 – 13:30**

**Opening & Keynote**

**Sala Capitulat (Chapter Room)**

**Soledad Atienza**, Dean, IE Law School  
*Welcome address*

**Hans-W Micklitz**, EUI  
*After Digitisation – What remains for the Law?*

Chair: **Francisco de Elizalde**,  
IE Law School

**13:30 – 14:45**  
**Chapter Room**

**Lunch** 🍽️

**15:00 – 16:45**

**Regulating the market,  
regulating society**

**ROOM 217**

**Simon Deakin**, Cambridge  
*Employment rights and digital rights in the Platform Work Directive*

**Giovanni de Gregorio**, Católica  
*Digital constitutionalism. The intersections between public and private law*

**Lazar Radic**, IE Law School & **Nicolas Petit**, EUI  
*Digital competition law: how far can competition law go in integrating non-economic policies?*

Chair: **Marie-José Garot**,  
IE Law School

**Mateja Durovic**, European Court of Human Rights  
*Private law as a tool to protect fundamental rights*

**16:45 – 17:15**  
**Chapter Room**

**Coffee Break** ☕

**17:15 – 19:00**

**Redefining fairness**

**ROOM 217**

**Monika Namysłowska**, Lodz  
*Unfair practices and digital policy*

**Francisco de Elizalde**, IE Law School  
*Unfair terms and digital fairness*

**Gianclaudio Malgieri**, Leiden  
*Data protection, digital fairness and vulnerability*

Chair: **Antonio Aloisi**,  
IE Law School

**Guadalupe Martínez**, IE Law School  
*Beyond structural vulnerability in EU digital policy*

**20:00**  
**RESTAURANT José María**

**Dinner** 🍽️

10:00 – 11:30

Digital transactions

ROOM 217

**Aneta Wiewiorowska-Domagalska**, Polish Academy of Science & Ministry of Justice, Poland  
*Platform services*

**Irina Domurath**, Padova  
*Commodification of data. Data as the fifth market freedom*

Chair: **Fernando Pastor-Merchante**, IE Law School

**Jan Trzaskowski**, Aalborg  
*Data as counter-performance and data trading*

11:30 – 12:00

Terrace

Coffee Break ☕

12:00 – 13:30

Liability & Enforcement

ROOM 217

**Geraint Howells**, Galway  
*Product liability and product safety*

**Olha Cherednychenko**, Groningen  
*The Interplay between Private and Public Enforcement in the EU Digital Policy Legislation*

Chair: **Yuliya Kaspiarovich**, IE Law School

**Martin Ebers**, Tartu & RIALS  
*The judicial control of technical standards*

13:30 – 14:00

Concluding remarks  
(Book editors)

ROOM 217

**Hans-W Micklitz**, EUI & **Francisco de Elizalde**, IE Law School

14:00 – 15:00  
Chapter Room

Lunch 🍽️

## Practical info

Participants are required to confirm their attendance before 4 May 2025 by completing the [online form here](#).

**Confirm your attendance here**

The conference will take place at **IE University in Segovia**, Spain. Directions can be found [here](#).

Our campus is located in the ancient city of Segovia, a UNESCO World Heritage site that is famous for its Roman aqueduct, winding streets and fairytale castle. What is more, it is just a 25-minute high-speed train ride from the bustling city of Madrid.

Presentations will be organised into chaired panels. The presentation time for each speaker will be 15 minutes to allow an open discussion of a maximum of 45 minutes per panel.

There are no registration fees. Lunch and coffee breaks will be offered by IE University Law School.

The Workshop is supported by the Spanish Ministry of Science, Innovation and Universities (PID2023-149184OB-C43 granted by MCIU /AEI /10.13039/501100011033 and the FSE+).

## Relevant dates


- Registration by: **May 4, 2025**
- Workshop: **May 8 and 9, 2025**

## Contact details

**Convenors:** Francisco de Elizalde & IE Law School, IE University.

**Scientific Board:** Hans-W Micklitz & Francisco de Elizalde

If you have any questions, please get in touch with us at [Isabel.Garces@ie.edu](mailto:Isabel.Garces@ie.edu)

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