Codifying Cyberspace

Communications self-regulation in the age of Internet convergence

Damian Tambini, Danilo Leonardi and Chris Marsden

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James Curran,Natalie Fenton,Des Freedman

Codifying Cyberspace Codifying Cyberspace:

Codifying Cyberspace Damian Tambini,Danilo Leonardi,Chris Marsden,2007-12-19 Providing essential critical perspective this book is the first full scale study of self regulation and codes of conduct in these fast moving new media sectors and offers a thorough exploration of the issues involved in self regulation of the internet   *The Oxford Handbook of Cyber Security* Paul Cornish,2021-11-04 Cyber security is concerned with the identification avoidance management and mitigation of risk in or from cyber space The risk concerns harm and damage that might occur as the result of everything from individual carelessness to organised criminality to industrial and national security espionage and at the extreme end of the scale to disabling attacks against a country s critical national infrastructure However there is much more to cyber space than vulnerability risk and threat Cyber space security is an issue of strategy both commercial and technological and whose breadth spans the international regional national and personal It is a matter of hazard and vulnerability as much as an opportunity for social economic and cultural growth Consistent with this outlook The Oxford Handbook of Cyber Security takes a comprehensive and rounded approach to the still evolving topic of cyber security The structure of the Handbook is intended to demonstrate how the scope of cyber security is beyond threat vulnerability and conflict and how it manifests on many levels of human interaction An understanding of cyber security requires us to think not just in terms of policy and strategy but also in terms of technology economy sociology criminology trade and morality Accordingly contributors to the Handbook include experts in cyber security from around the world offering a wide range of perspectives former government officials private sector executives technologists political scientists strategists lawyers criminologists ethicists security consultants and policy analysts   *Media & Entertainment Law* Ursula Smartt,2017-02-03 Media Entertainment Law presents a contemporary analysis of the law relating to the media and entertainment industries both in terms of its practical application and its theoretical framework providing a broad and comprehensive coverage of these fast changing branches of the law Fully restructured to complement how media law is taught today in the digital age this third edition explores recent updates in the law including the outcomes of the Google Spain case and the right to be forgotten the use of drones in breach of privacy laws internet libel and the boundaries of media freedom and press regulation following the Leveson inquiry Media Entertainment Law uses the most up to date authorities to explore privacy and confidentiality subjects such as the Prince Charles black spider letters the Maximilian Schrems and the celebrity superinjunction PJS v Newsgroup Newspapers cases The book also covers defamation contempt of court and freedom of information plus Scots law New to this edition A brand new chapter is dedicated to exploring technology and the media including contemporary issues such as the dark web the surveillance state internet censorship and the law and social media including bloggers vloggers and tweeters The chapters on regulatory authorities have been expanded to provide greater clarification and explanation of broadcasting press and advertising regulation including the protection of journalistic sources and comparisons with EU Law The chapter on

intellectual property and entertainment law has been streamlined to match media law courses more effectively This text provides students with detailed coverage of the key principles cases and legislation as well as a critical analysis of this vibrant subject **Constitutionalising Social Media** Edoardo Celeste,Amélie Heldt,Clara Iglesias Keller,2022-06-30 This book explores to what extent constitutional principles are put under strain in the social media environment and how constitutional safeguards can be established for the actors and processes that govern this world in other words how to constitutionalise social media Millions of individuals around the world use social media to exercise a broad range of fundamental rights However the governance of online platforms may pose significant threats to our constitutional guarantees The chapters in this book bring together a multi disciplinary group of experts from law political science and communication studies to examine the challenges of constitutionalising what today can be considered the modern public square The book analyses the ways in which online platforms exercise a sovereign authority within their digital realms and sheds light on the ambiguous relationship between social media platforms and state regulators The chapters critically examine multiple methods of constitutionalising social media arguing that the constitutional response to the global challenges generated by social media is necessarily plural and multilevel All topics are presented in an accessible way appealing to scholars and students in the fields of law political science and communication studies The book is an essential guide to understanding how to preserve constitutional safeguards in the social media environment **Net Neutrality Compendium** Luca Belli,Primavera De Filippi,2015-11-10 The ways in which Internet traffic is managed have direct consequences on Internet users rights as well as on their capability to compete on a level playing field Network neutrality mandates to treat Internet traffic in a non discriminatory fashion in order to maximise end users freedom and safeguard an open Internet This book is the result of a collective work aimed at providing deeper insight into what is network neutrality how does it relates to human rights and free competition and how to properly frame this key issue through sustainable policies and regulations The Net Neutrality Compendium stems from three years of discussions nurtured by the members of the Dynamic Coalition on Network Neutrality DCNN an open and multi stakeholder group established under the aegis of the United Nations Internet Governance Forum IGF **Economics and Law of Artificial Intelligence** Georgios I. Zekos,2021-01-11 This book presents a comprehensive analysis of the alterations and problems caused by new technologies in all fields of the global digital economy The impact of artificial intelligence AI not only on law but also on economics is examined In the first part the economics of AI are explored including topics such as e globalization and digital economy corporate governance risk management and risk development followed by a quantitative econometric analysis which utilizes regressions stipulating the scale of the impact In the second part the author presents the law of AI covering topics such as the law of electronic technology legal issues AI and intellectual property rights and legalizing AI Case studies from different countries are presented as well as a specific analysis of international law and common law This book is a must read for scholars and

students of law economics and business as well as policy makers and practitioners interested in a better understanding of legal and economic aspects and issues of AI and how to deal with them **Principles of the Digital Services Act** Martin Husovec,2024-08-14 Numerous questions were at the heart of parliamentary discussions over the provisions of the Digital Services Act DSA the EU s new regulatory framework for digital services in Europe How should liberal democracies prevent illegal and harmful activities online and protect fundamental rights How should digital service providers assess the impact of their technology on others And how should technology companies moderate user generated content Principles of the Digital Services Act analyses the DSA s key provisions dissecting its mechanisms and components to understand the new law s likely impact on digital services in Europe and beyond The book puts the new legal framework into its political economic and social contexts by explaining its grounding within the frameworks of economic regulation and human rights It examines the European legislature s approach to the DSA offering a detailed historical account of the legislative and pre legislative process The book argues that the envisaged regulatory system has the potential to boost trust in the digital environment However its mechanisms must be able to rely on the robust network of civil society organisations and the regulators should follow a set of principles In this way the DSA s goal can be achieved through means that are firmly aligned with respect for individual liberties including the freedom of expression Combining academic research with practical insights Principles of the Digital Services Act offers a robust analysis into how to apply and further develop the most important tools of the DSA to rebuild trust in the digital environment The Governance of Online Expression in a Networked World Helena Carrapico,Benjamin Farrand,2017-10-02 In recent years we have witnessed the mushrooming of pro democracy and protest movements not only in the Arab world but also within Europe and the Americas Such movements have ranged from popular upheavals like in Tunisia and Egypt to the organization of large scale demonstrations against unpopular policies as in Spain Greece and Poland What connects these different events are not only their democratic aspirations but also their innovative forms of communication and organization through online means which are sometimes considered to be outside of the State s control At the same time however it has become more and more apparent that countries are attempting to increase their understanding of and control over their citizens actions in the digital sphere This involves striving to develop surveillance instruments control mechanisms and processes engineered to dominate the digital public sphere which necessitates the assistance and support of private actors such as Internet intermediaries Examples include the growing use of Internet surveillance technology with which online data traffic is analysed and the extensive monitoring of social networks Despite increased media attention academic debate on the ambivalence of these technologies mechanisms and techniques remains relatively limited as is discussion of the involvement of corporate actors The purpose of this edited volume is to reflect on how Internet related technologies mechanisms and techniques may be used as a means to enable expression but also to restrict speech manipulate public debate and govern global populaces This book was published as a special issue of the

Journal of Information Technology and Politics   **Media & Entertainment Law 2/e** Ursula Smartt,2014-03-21 Media and Entertainment Law presents a contemporary analysis of the law relating to the media and entertainment industry both in terms of its practical application and its theoretical framework It provides a clear current and comprehensive account of this exciting subject Fully updated and revised this second edition is one of the first texts to contain a full analysis of the Leveson Inquiry and the implications for our press and media that are arising from it The new edition contains a new chapter analysing the Defamation Act 2013 the Digital Economy Act 2010 which aimed to toughen up against copyright infringement online and has been subject to parliamentary review since coming into power and the liability of internet service providers including recent cases such as Tamiz vs Google 2012 which goes some way to define the extent to which an ISP may or may not be found liable for their bloggers content With integrated coverage of Scots and Northern Irish law Media and Entertainment Law also highlights comparisons with similar overseas jurisdictions such as with the liability of ISPs where there are differences in both US and European law in order to help students demonstrate an awareness of media laws which may then influence UK legislation Looking at key aspects such as TV and radio broadcasting the print press the music industry online news and entertainment and social networking sites this text provides detailed coverage of the key principles cases and legislation as well as a critical analysis of regulatory bodies such as OFCOM and the new regulator for the UK s newspapers and magazines and online editions the Independent Press Standards Organisation Ipso The text also provides the most comprehensive and up to date coverage of the law relating to Intellectual Property law for the entertainment industry with recent changes in EU law relating to performers rights See what goes behind the writing of Media Entertainment Law http youtu be XiCGmnRDvb0   The Open World, Hackbacks and Global Justice A. Jean Thomas,2023-01-13 This book explores the current impasse that global regulators face in the digital sphere Computer technology has advanced human civilization tenfold but the freedom to interact with others in cyberspace has made individuals discrete communities organizations and governments more vulnerable to abuse In consequence political decision makers are seriously considering granting limited legal immunity to victims who decide to hack back Many victims frustrated by the slow pace of law enforcement in cyberspace have chosen to take the law into their own hands retaliating against those who have stolen valuable data and damaged network operations Political deliberations about limited immunity for hackbacks usually ignore global justice and moral justifications for active defense policies Typically cyber security policies balance deterrence against two different understandings of morality and the good life fairness or welfare This book proposes a third moral rationale for cyber security policies capability theory developed principally by Amartya Sen and Martha Nussbaum Properly formulated a capability based defense of retaliatory hackbacks can minimize attribution and cyber escalation risks deter bad behavior by casual computer users disingenuous security experts big tech companies criminals and rogue governments and satisfy calls for more retributive and distributive justice in the open world This book will appeal to legal theorists political philosophers

social activists investors international relations scholars and businesspeople in the tech community **Cybersecurity for Elections** Commonwealth Secretariat,2020-05-01 The use of computers and other technology introduces a range of risks to electoral integrity Cybersecurity for Elections explains how cybersecurity issues can compromise traditional aspects of elections explores how cybersecurity interacts with the broader electoral environment and offers principles for managing cybersecurity risks The United Nations and Freedom of Expression and Information Tarlach McGonagle,Yvonne Donders,2015-06-11 There are a multitude of UN legal instruments which pertain to the rights of freedom of expression and information and this book is the first to comprehensively map them and their function It details the chequered history of both of these rights within the UN system and evaluates the suitability of the system for overcoming contemporary challenges and threats to the rights Leading scholars address key issues such as how the rights to freedom of expression and information can come into conflict with other human rights and with public policy goals such as counter terrorism The book s institutional focus comprises five international treaties UNESCO and the UN Special Rapporteur on freedom of expression Relevant for academics lawyers policy makers and civil society actors it also examines how new communication technologies have prompted fresh thinking about the substance and scope of the rights to freedom of expression and information **Framing the Net** Rikke Frank Jorgensen,2013-08-01 Rikke Frank Jrgensen has given us a thoughtful and competent contribution to a debate of increasing global importance Her theoretical analysis and practical case study stimulate critical reflection on how we should connect the primary moral domain of our time human rights with the primary infrastructure for global communication the Internet This book is a must read for all who engage with the search for meaningful and practical normative directions for communications in the 21st century Cees J Hamelink University of Amsterdam The Netherlands Understanding the Internet is key to protecting human rights in the future In Framing the Net Rikke Frank Jrgensen shows how this can be done Deconstructing four key metaphors the Internet as infrastructure public sphere medium and culture she shows where the challenges to human rights protection online lie and how to confront them Importantly she develops clear policy proposals for national and international Internet policy makers all based on human rights Her book is essential reading for anyone interested in the future of human rights on the Internet and that should be everyone Wolfgang Benedek University of Graz Austria Jrgensens examination of whether Internet governance can be better aligned with the rights and freedoms enshrined in human rights law and standards of compliance should be read by everyone in the academic policy and legal practitioner communities From womens use of ICTs in Uganda to Wikipedia in Germany information society developments make it imperative that scholars and practitioners understand why it matters how the issues are framed This book successfully analyses a decade or more of debate in this field in an engaging and very illuminating way Robin Mansell London School of Economics and Political Science UK This important book examines how human rights are being applied in the digital era The focus on internet freedoms and internet rights has risen considerably in recent years and in July 2012 the

first resolution on the promotion protection and enjoyment of human rights on the internet was adopted by the U N Human Rights Council This timely book suggests four framings to examine human rights challenges in an internet era the Internet as Infrastructure the Internet as Public Sphere the Internet as Medium and the Internet as Culture These propositions and the questions that arise from them are considered in the broad context of the way human rights are translated and applied in the information society both in academic research and the international communitys policy discourse The author points to the role of private actors vis vis human rights as one of the most crucial and cross cutting themes that needs to be addressed in order to advance human rights protection on the internet Combining research themes that are often dealt with separately this book will appeal to civil society organizations journalists and policy makers in the field of internet and communication policy making The books overview of internet related academic discourse combined with human rights based policy analysis will be useful for scholars students and practitioners working within these fields **Judicial Protection of Fundamental Rights on the Internet** Oreste Pollicino,2021-04-22 This book explores how the Internet impacts on the protection of fundamental rights particularly with regard to freedom of speech and privacy In doing so it seeks to bridge the gap between Internet Law and European and Constitutional Law The book aims to emancipate the debate on internet law and jurisprudence from the dominant position with specific reference to European legal regimes This approach aims to inject a European and constitutional soul into the topic Moreover the book addresses the relationship between new technologies and the protection of fundamental rights within the theoretical debate surrounding the process of European integration with particular emphasis on judicial dialogue This innovative book provides a thorough analysis of the forms models and styles of judicial protection of fundamental rights in the digital era and compares the European vision to that of the United States The book offers the first comparative analysis in which the notion of judicial frame borrowed from linguistic and cognitive studies is systematically applied to the theories of interpretation and argumentation With a Foreword by Robert Spano President of the European Court of Human Rights **The Use and Abuse of Music** Eleanor Peters,2019-08-23 Using a critical criminological approach this book analyses what is deviant and transgressive about music focusing on three main parts the concept of harmful or deviant music the use of music as punishment and the censorship and silencing of music **Human Rights in the Age of Platforms** Rikke Frank Jorgensen,2019-11-19 Scholars from across law and internet and media studies examine the human rights implications of today s platform society Today such companies as Apple Facebook Google Microsoft and Twitter play an increasingly important role in how users form and express opinions encounter information debate disagree mobilize and maintain their privacy What are the human rights implications of an online domain managed by privately owned platforms According to the Guiding Principles on Business and Human Rights adopted by the UN Human Right Council in 2011 businesses have a responsibility to respect human rights and to carry out human rights due diligence But this goal is dependent on the willingness of states to encode such norms into business regulations and of companies to

comply In this volume contributors from across law and internet and media studies examine the state of human rights in today s platform society The contributors consider the datafication of society including the economic model of data extraction and the conceptualization of privacy They examine online advertising content moderation corporate storytelling around human rights and other platform practices Finally they discuss the relationship between human rights law and private actors addressing such issues as private companies human rights responsibilities and content regulation Contributors Anja Bechmann Fernando Bermejo Agn s Callamard Mikkel Flyverbom Rikke Frank J rgensen Molly K Land Tarlach McGonagle Jens Erik Mai Joris van Hoboken Glen Whelan Jillian C York Shoshana Zuboff Ethan Zuckerman Open access edition published with generous support from Knowledge Unlatched and the Danish Council for Independent Research **Medium Law** Daithí Mac Síthigh,2017-09-13 Why should anyone care about the medium of communication today especially when talking about media law In today s digital society many emphasise convergence and seek new regulatory approaches In Medium Law however the medium theory insights of Harold Innis Marshall McLuhan and the Toronto School of Communication are drawn upon as part of an argument that differences between media and technological definitions continue to play a crucial role in the regulation of the media Indeed Mac S thigh argues that the idea of converged cross platform medium neutral media regulation is unattainable in practice and potentially undesirable in substance This is demonstrated through the exploration of the regulation of a variety of platforms such as films games video on demand and premium rate telephone services Regulatory areas discussed include content regulation copyright tax relief for producers and developers new online services conflicts between regulatory systems and freedom of expression This timely and topical volume will appeal to postgraduate students and postdoctoral researchers interested in fields such as Law Policy Regulation Media Studies Communications History and Cultural Studies   Media Regulation Peter Lunt,Sonia Livingstone,2011-11-28 An exemplary study of how media regulation works and by implication how it could work better set within a wider discussion of democratic theory and political values It will be of interest not only to students and scholars but to people around the world grappling with the same problem the need to regulate markets and the difficulty of doing this well James Curran Goldsmiths University of London In Media Regulation two leading scholars of the media examine the challenges of regulation in the global mediated sphere This book explores the way that regulation affects the relations between government the media and communications market civil society citizens and consumers Drawing on theories of governance and the public sphere the book critically analyzes issues at the heart of today s media from the saturation of advertising to burdens on individuals to control their own media literacy Peter Lunt and Sonia Livingstone incisively lay bare shifts in governance and the new role of the public sphere which implicate self regulation the public interest the role of civil society and the changing risks and opportunities for citizens and consumers It is essential reading to understand the forces that are reshaping the media landscape   Regulating Code Ian Brown,Christopher T. Marsden,2013-03-01 The case for a smarter prosumer law

approach to Internet regulation that would better protect online innovation public safety and fundamental democratic rights Internet use has become ubiquitous in the past two decades but governments legislators and their regulatory agencies have struggled to keep up with the rapidly changing Internet technologies and uses In this groundbreaking collaboration regulatory lawyer Christopher Marsden and computer scientist Ian Brown analyze the regulatory shaping of code the technological environment of the Internet to achieve more economically efficient and socially just regulation They examine five hard cases that illustrate the regulatory crisis privacy and data protection copyright and creativity incentives censorship social networks and user generated content and net neutrality The authors describe the increasing multistakeholderization of Internet governance in which user groups argue for representation in the closed business government dialogue seeking to bring in both rights based and technologically expert perspectives Brown and Marsden draw out lessons for better future regulation from the regulatory and interoperability failures illustrated by the five cases They conclude that governments users and better functioning markets need a smarter prosumer law approach Prosumer law would be designed to enhance the competitive production of public goods including innovation public safety and fundamental democratic rights

Misunderstanding the Internet James Curran,Natalie Fenton,Des Freedman,2016-02-05 The growth of the internet has been spectacular There are now more than 3 billion internet users across the globe some 40 per cent of the world s population The internet s meteoric rise is a phenomenon of enormous significance for the economic political and social life of contemporary societies However much popular and academic writing about the internet continues to take a celebratory view assuming that the internet s potential will be realised in essentially positive and transformative ways This was especially true in the euphoric moment of the mid 1990s when many commentators wrote about the internet with awe and wonderment While this moment may be over its underlying technocentrism the belief that technology determines outcomes lingers on and with it a failure to understand the internet in its social economic and political contexts Misunderstanding the Internet is a short introduction encompassing the history sociology politics and economics of the internet and its impact on society This expanded and updated second edition is a polemical sociologically and historically informed guide to the key claims that have been made about the online world It aims to challenge both popular myths and existing academic orthodoxies that surround the internet

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