

HUMAN
RIGHTS



Online Hate Speech

Challenges and legal responses

ONLINE CONFERENCE

3 December 2020 9:00 – 17:30 CET

4 December 2020 9:00 – 12:30 CET

**UP
GRADE**
YOUR LEGAL
EXPERTISE

**Human
Rights Law**



Speakers

Barbora Bukovska, Senior Director for Law and Policy, ARTICLE 19, London

Albin Dearing, Project Manager, Legal Research, Research & Data Unit, European Union Agency for Fundamental Rights (FRA), Vienna

Victoria de Posson, Senior Manager, Public Policy, Computer and Communications Industry Association (CCIA), Brussels

Michaela Hájková, Legal Secretary, Court of Justice of the European Union (CJEU), Luxembourg (to be confirmed)

Louisa Klingvall, Policy Officer, Fundamental rights Policy Unit, DG JUST, European Commission, Brussels

Päivi Korpisaari, Professor in Communication Law, Faculty of Law, University of Helsinki

Mirjana Lazarova Trajkovska, Judge, Supreme Court of the Republic of North Macedonia, Former Judge of the European Court of Human Rights, Skopje

Jeremy McBride, Barrister, Monckton Chambers, London

Michela Palladino, Public Policy Manager, Facebook, Brussels

Grégoire Polad, General Director, Association of Commercial Television in Europe (ACT), Brussels

Murtaza Shaikh, Senior Advisor on Hate Speech, Social Media and Minorities, UN Special Rapporteur on Minority Issues, London

Key topics

- Freedom of expression online – especially in times of COVID-19
- Derogations from Art. 10 ECHR in times of emergency
- UN and EU action against online hate speech
- Recent ECtHR and CJEU case law on the freedom of expression
- Hate crime regulation
- Online content regulation
- Protection of victims of hate speech

Language
English

Event number
420SD101

Organiser
Sanja Jovičić (ERA)



With the support of the Erasmus+
programme of the European Union

Thursday, 3 December 2020

08:45 Connecting time

09:00 Welcome and introduction
Sanja Jovičić

I. FREEDOM OF EXPRESSION AND ITS LIMITS

09:15 **Meaning and significance of the freedom of expression in an online environment**

- The fundamental relevance of the freedom of expression in a democratic society
- Dangers for the freedom of expression in an online environment
- Responsibilities of online actors

Barbora Bukovska

09:45 Discussion

10:00 **Freedom of expression in times of COVID-19**

- International human rights standards and limitations to the freedom of expression in times of emergency
- COVID-19-related hate speech

Jeremy McBride

10:30 Discussion

10:45 Break

II. INTERNATIONAL ACTION ON HATE SPEECH

11:15 **UN Framework for Addressing Online Hate Speech**

- UN Strategy and Plan of Action on Hate Speech 2019 - Challenges in addressing hate speech at the national and global levels
- UN normative framework relating to online hate speech
- UN minority rights perspective and online platforms' content policies on hate speech

Murtaza Shaikh

11:45 Discussion

12:00 **EU initiatives towards effectively tackling illegal content online**

- 2018 Recommendation on measures to tackle illegal content online effectively – where do we stand?
- Implementation of the code of conduct on countering illegal hate speech online
- Proposal for a Regulation of the European Parliament and of the Council on preventing the dissemination of terrorist content online
- The new Digital Service Act

Louisa Klingvall

12:30 Discussion

12:45 Break

III. RECENT EUROPEAN CASE LAW

14:00 **Recent ECtHR case law on hate speech**

- Interpretation principles and the meaning of freedom of expression
- Enforcement of the judgments of the ECtHR

Mirjana Lazarova Trajkovska

14:30 Discussion

Objective

This seminar will explore the legal challenges faced by practitioners when addressing complaints about online hate speech and provide a forum for discussion of possible solutions.

Who should attend?

Lawyers in private practice, in-house counsel, judges, prosecutors, legal staff of national administrations, international organisations and NGOs.

You will learn...

- How to assess and interpret freedom of expression online?
- What are the permissible limitations to the freedom of expression in times of emergency (COVID-19)?
- What are the key challenges for addressing hate speech?
- How is the European Commission's agenda impacting illegal online content moderation?
- How should recent CJEU and ECtHR rulings on the freedom of expression be applied in practice in cases of online hate speech?
- How to regulate hate crime effectively?
- What kind of role and responsibilities should be given to online platforms with respect to human rights?
- How to address gender-related hate speech?
- How to protect and support victims of hate speech?

Interactive online seminar

The seminar will be hosted on ERA's own online training platform. You will be able to interact immediately and directly with our top-quality speakers and other participants. We will make the most of the technical tools available to deliver an intensive, interactive training experience. As the platform is hosted on our own server, the highest security settings will be applied to ensure that you can participate safely in a high-quality online training environment.

What participants said in 2019

"A good balance of theory/law and its practical use"

"I've been to two events now and they have been well-organised and genuinely useful"

"Really interesting discussions and legal learning"

"Great organisation"

- 14:45 **Liability of platform-holders in the ECtHR case law**
Päivi Korpisaari
- 15:15 Discussion
- 15:30 Break
- 16:00 **Recent CJEU case law on liability of intermediary service providers**
 - Case of *Glawischnig-Piesczek**Michaela Hájková*
- 16:30 Discussion

IV. TACKLING ONLINE HATE SPEECH IN PRACTICE

- 16:45 **Hate crime legislation**
Murtaza Shaikh
- 17:15 Discussion
- 17:30 End of first seminar day

Friday, 4 December 2020

IV. TACKLING ONLINE HATE SPEECH IN PRACTICE (continued)

- 09:00 **Roundtable discussion:**
The changing role and responsibility of online platforms
 - A human rights approach to online content regulation
 - Future regulation, in particular at EU level
 - Fighting hate speech with artificial intelligence systems*Chair: Päivi Korpisaari*
Victoria de Posson, Louisa Klingvall, Michela Palladino, Grégoire Polad, Murtaza Shaikh
- 10:00 Discussion
- 10:30 Break
- 11:00 **Gender-based hate speech**
Victoria de Posson
- 11:30 Discussion
- 11:45 **Protection of victims of hate speech**
 - Remedies, access to justice and psychological support*Albin Dearing*
- 12:15 Discussion
- 12:30 End of seminar

For programme updates: www.era.int
Programme may be subject to amendment.

CPD

ERA's programmes meet the standard requirements for recognition as Continuing Professional Development (CPD). This event corresponds to **9,5 CPD hours**.

Your contact persons



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Save the date

Human Rights in Times of Emergency – Focus on COVID-19

Online Conference
28-29 January 2021

The EU Charter of Fundamental Rights – Focus on the Right to a Fair Trial

Online Conference
11-12 February 2021

Registration

Online Hate Speech

3-4 December 2020 / Event Number: 420SD101



Europäische Rechtsakademie
Academy of European Law
Académie de Droit Européen
Accademia di Diritto Europeo

Registration

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E-mail: info@era.int

Online registration live stream:
www.era.int/?130131&en

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D-54206 Trier

Language

English

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Registration fee

Fee	Standard	EU & ERA patrons*	Young lawyers & other groups**
Registration by 03/11/2020	€ 495.00 <input type="checkbox"/>	€ 297.00 <input type="checkbox"/>	€ 371.25 <input type="checkbox"/>
Registration after 03/11/2020	€ 550.00 <input type="checkbox"/>	€ 330.00 <input type="checkbox"/>	€ 412.50 <input type="checkbox"/>

* EU and ERA Patrons

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- Fellows of the European Law Institute

** Young lawyers & other groups

- For young lawyers up to 30 years of age (important: the participant must provide a copy or details of his or her passport or identity card on registration);
- Full-time staff of universities or comparable academic institutions;
- Staff of charitable organisations or comparable institutions
- Registration of three or more employees from the same organisation

Method of payment

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