

THE ALLIURIS GROUP

ALLIANCE OF INTERNATIONAL BUSINESS LAWYERS

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- Clerens Legal Partner, Brussels, Belgium
- Farthouat & Associés, Paris, France
- FDL Studio legale e tributario, Milan, Italy
- Fraga Bekierman & Cristiano, Rio de Janeiro, Brazil
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- Seth Dua Associates, New Delhi, India
- Yamaner & Yamaner, Istanbul, Turkey

Summer School in Hannover

The Summer School 2016 took place in Hannover from the 12 – 16 July and was organised by Herfurth & Partner. The annual Summer School offered an interesting and international program for young lawyers. Twenty young lawyers from Europe, USA, Brazil, China and Russia gathered together to discuss current legal topics.

The topic of this years' Summer School was "Digital Economy" containing lectures about Industry 4.0, Data Protection as well as workshops discussing Social Media and Legal Tech. The lawyers analysed how companies work together while engaging in an intensive data exchange. They developed basic points about the handling of such confidential business data, such as: using data for production purposes, refraining from transmitting data to a third party, limiting assessments, fallbacks and others.

The spare time program offered an insight into German culture and ended in Berlin where the group explored the capital of Germany. For dinner some traditional German food at a "Brauhaus" was on the menu as well.

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Araceli Rojo Corral, Elena Duwensee, Miriam Rudolph

Hosting by Herfurth & Partner

Herfurth & Partner is one of the ten founding members of Alliuris and provides the head office of the group. The firm specialises in national and international commercial and corporate law with a strong focus on international law. In total 20 lawyers work as attorneys or as of counsel for the firm, many of them with an international background. The Summer School was prepared by Elena Duwensee, Araceli Rojo Corral and Miriam Rudolph, the Alliuris management assistant. Herfurth is also a family business: Angelika does international family law, Constantin is a University research associate at the Kassel University and concentrates on data protection and Antonia has just graduated in laws in Munich.

Integrated Industry 4.0

The economy is in a process of major changes due to the influence of digitalisation. The digital economy includes every area like media, trade and e-commerce and now also production. The connection and autonomous actions of machines and networks opens many opportunities but raises also new legal questions. Ulrich Herfurth gave an introduction into the current state of the development of Industry 4.0 in Germany and Integrated Industries under the IIC in the USA. Elena Duwensee described the concepts in Russia and Xiaomei Zhang the plans in China.

Digital Work and online Distribution

The future will lead to a digital work model, which in turn brings new types of work such as flexi time employment contracts or crowd sourcing, said Elena Duwensee. Because of the high flexibility those new types provide, there need to be regulations concerning temporal and spatial limits of work. But the path to a digital work model is also paved with employee data protection problems and cyber risks.

Martin Heitmüller pointed out that challenges in regard to e-commerce and competition law arise. For instance manufacturers tend to restrict the sale of its products via e-commerce marketplace platforms like

Amazon or eBay, but German courts often decide that such limitation is incompatible with competition law.

Information Protection

Data always means information, and often such information can be considered as a trade secret of the generator of such data. The protection of trade secrets varies from state to state, as the attendants have demonstrated in their brief national reports.

Araceli Rojo Corral explained how the new Directive (EU) 2016/943 on the protection of undisclosed know-how and business information (trade secrets) sheds light on the controversial concept of “trade secret” and provides a framework for the legal provisions in the members’ states.

Data ownership

The ownership in data as such is not defined by law today, Dennis Jlussi pointed out. There is no coherent legal system; only parts of data ownership are ruled by law: as software or as the investment in a structured database, both by copyright. Elena Duwensee showed that simply machine generated data are not protected by law. Accordingly, at the moment, the best way to protect data ownership is to conclude precise contractual arrangements and to pay attention when it comes to third-party rights. The attendants then developed in workgroups basic points for the design of a data use agreement (see Alliuris website).

International Copyright

Copyright is generally accepted in every country and it needs no registration. But the national laws can vary much, explained Uzunma Bergmann. Many new forms of works and concepts deriving from others cause many new questions.





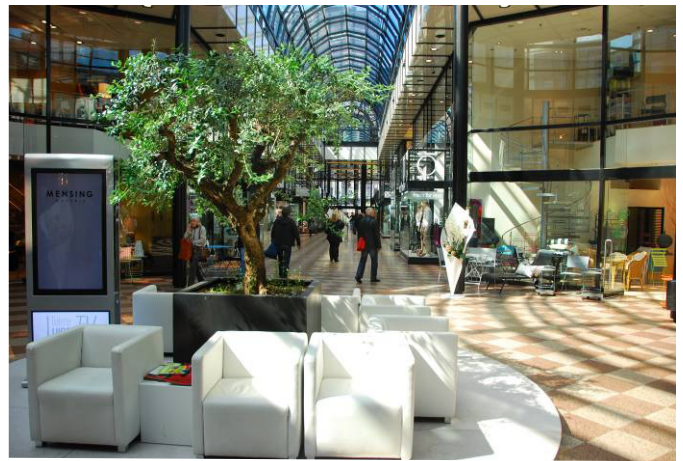
ALLIURIS ACADEMY SUMMER SCHOOL

12 – 16 July 2016

Hosted by Herfurth & Partner
Hannover

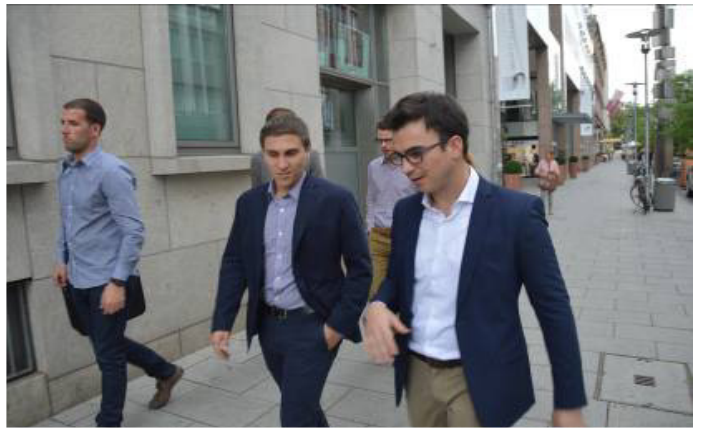
Hannover





Reception at Herfurth & Partner





Dinner at Hugo's



Conference at Herfurth & Partner



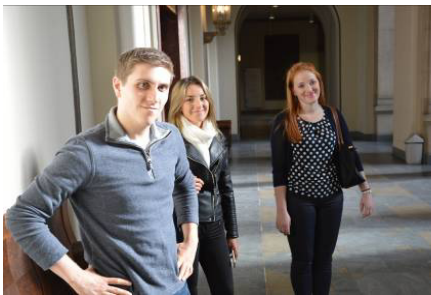
Group Picture

Walking Tour Hannover



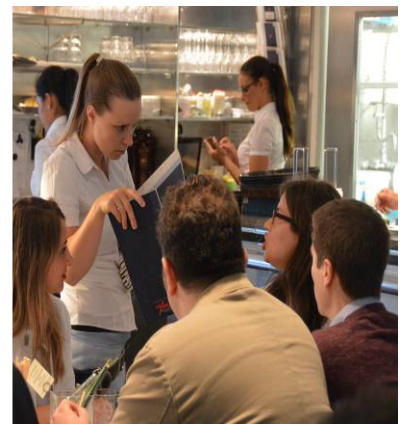


Boat Tour on the “Maschsee”



New town hall

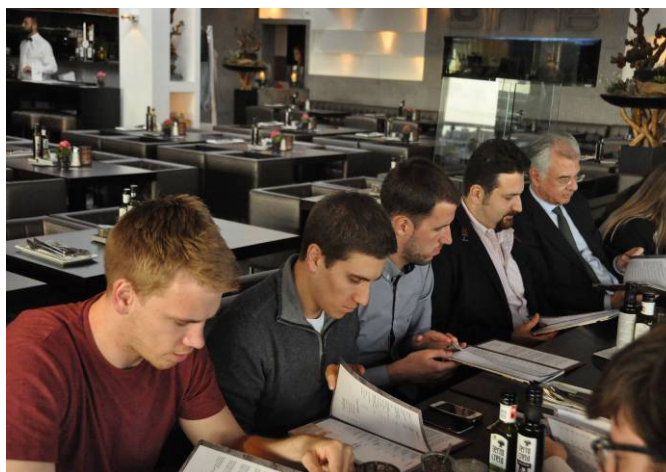
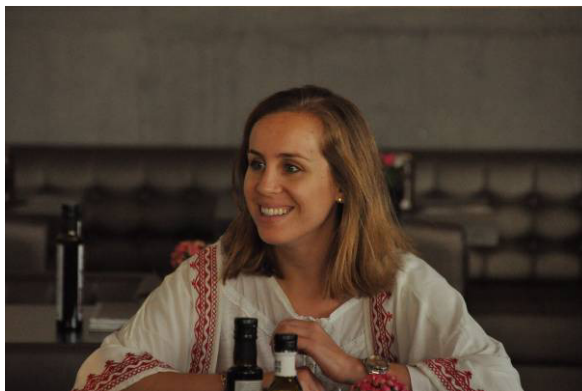
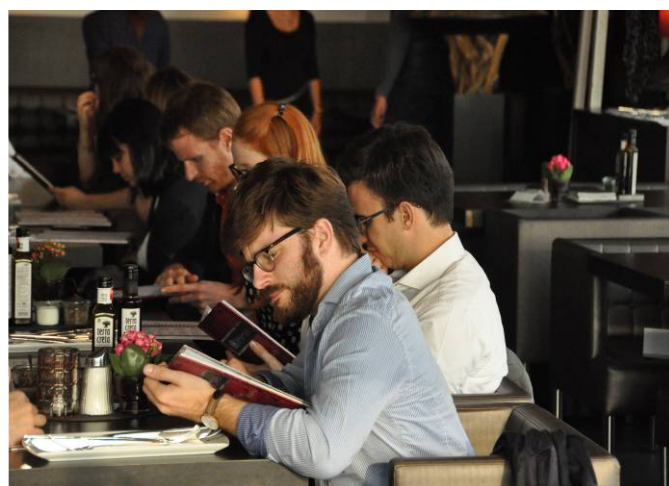
Lunch at Röhrbein's



Dinner Bell'Arte

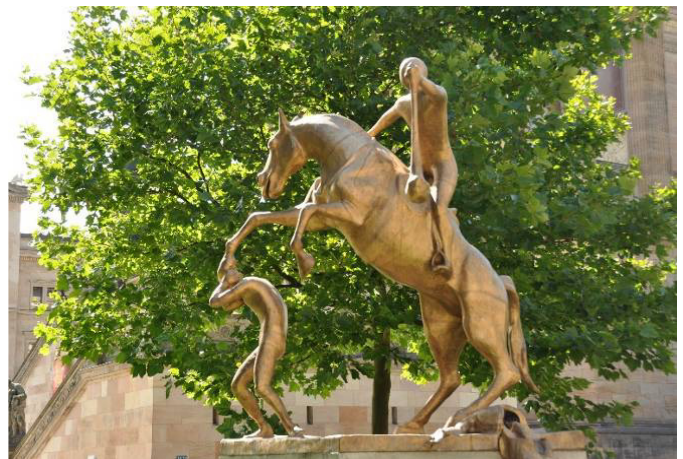


Dinner at the restaurant “6 Sinne”

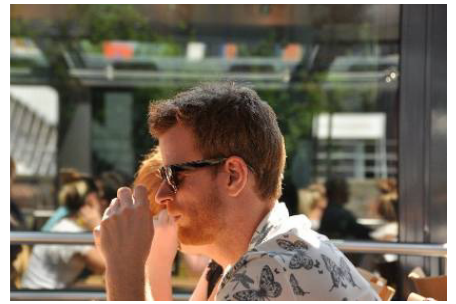




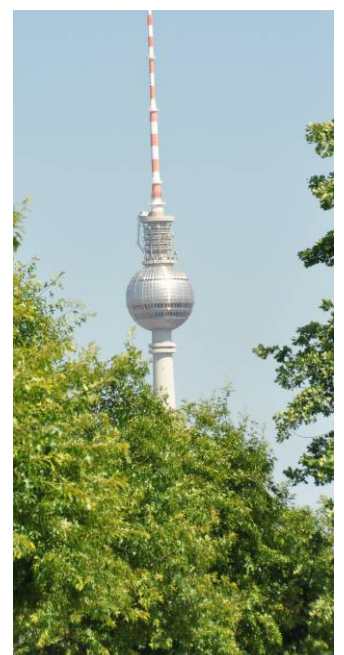
Trip to Berlin

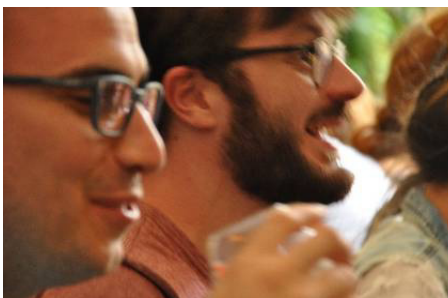


Boat trip on the „Spree“

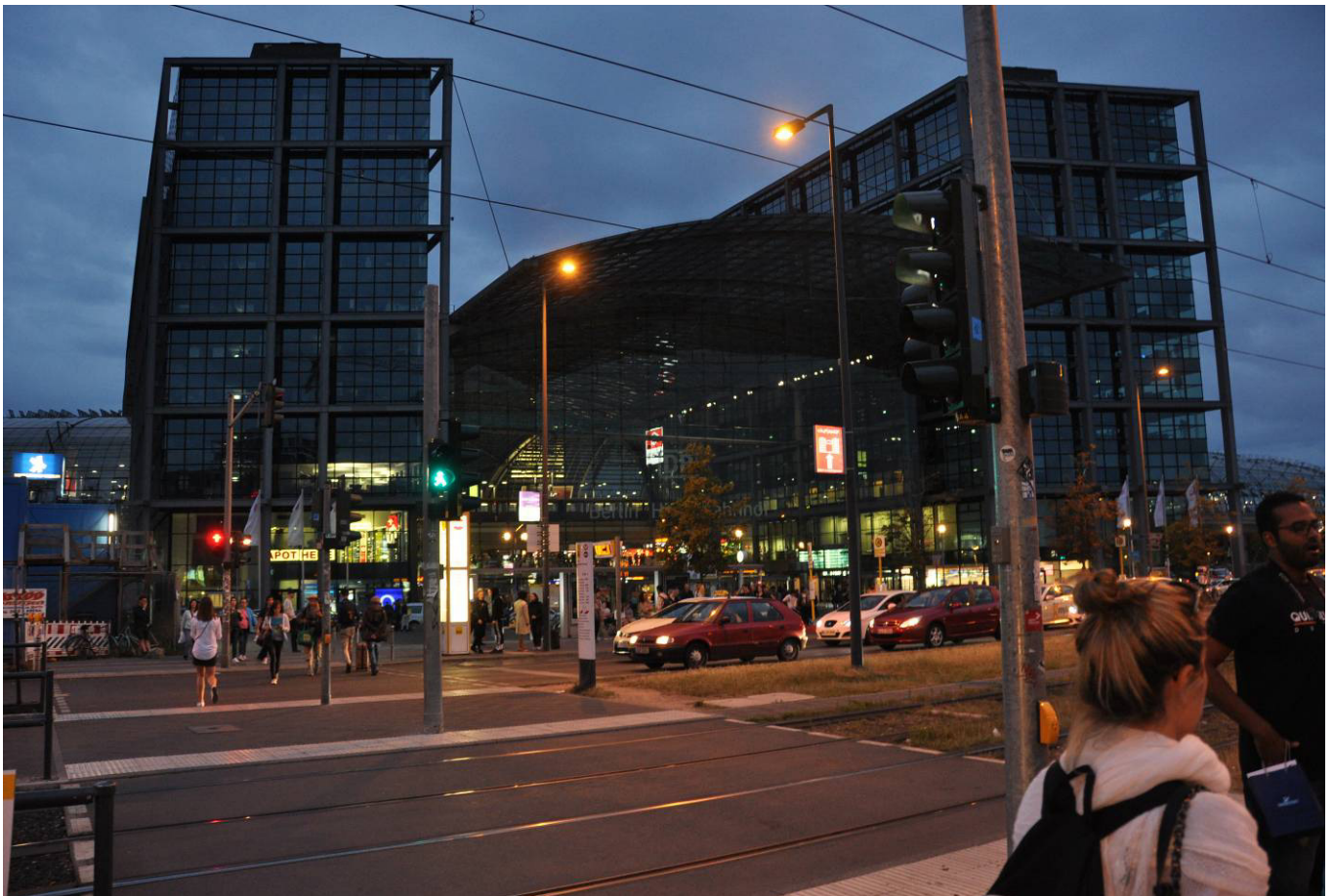


Impressions of Berlin





Dinner at "Brauhaus Lemke"





Data Protection and Data Security

Personal data are protected by law and must not be used without specific reason. Data protection in Europe is still regulated by national law and the relevant EU directive has left much space for national interpretation. Now, the EU has released its General Data Protection Regulation that has direct effect and harmonizes the law in Europe. Constantin Herfurth explained the goal of data protection and the most important definitions. The main purpose was to highlight the difference between personal information and anonymous information. For the understanding of the system of data protection he presented seven golden rules: No processing without legal basis, purpose limitation, data minimization, transparency, rights to adjust, data security and control.

In the USA no general data protection law exists today, but various rules under the laws of the states (with the strictest system in California), explained Uzunma Bergmann, US-attorney at Herfurth & Partner. But the USA tries to achieve a general level through the intended Consumer Privacy Bill of Rights.

Cybercrime Aspects

The digital economy, particularly in the manufacturing sector, can be massively hurt by criminal digital attacks. Cybercrime can be understood as offences against computer systems or networks by technical means but also as all other offences that are typically committed online. Dennis Jlussi pointed out that cybercrime is a major challenge for law: high number of unreported cases, new and “virtual” objects, no classic evidence such as fingerprints, global criminal actions across national borders. The international Convention on Cybercrime was signed in 2001 and counts 55 signatory states, mainly from the Council of Europe but also the US and Japan. But even the con-

vention involves legal uncertainties. As a national example Antonia Herfurth presented the core criminal provisions under German Law: data theft, manipulation of data and IT-systems, sabotage and espionage.

The Digital World for Lawyers

The use of technologies and software to provide legal service is revolutionizing the traditional legal market. The various instruments of legal tech can be allocated to three aspects:

Legal Tech

Tools: law firms can use tools to optimize their work, like dictation and speech recognition services, software for calculation of claims, internal and external databases, and so on. **Agents:** Legal services are presented to the market through internet platforms like find-a-lawyer search portals that can be a directory but even act as an agent. **Robots:** computer systems could replace the work of the individual lawyer when its algorithms develop solutions like in small cases and claims. Some robots as ContractExpress, Kim, Flightright and Ross are only a little sample of what is out to come. The attendants analyzed and discussed several systems then.

Social Media for Law Firms

Social media can help to make Alliuris members more recognised in the market, increase the clients loyalty and open up more business opportunities. The investment needed is time and consistency, and we have to keep posting interesting and useful information. The future of Alliuris on social media was then an issue during this Summer School: during the session we have opened an Alliuris LinkedIn Page, an Alliuris Facebook page and a Twitter account. And we have taken a series of video interviews with young lawyers for these media.



Summer School Comments

The Alliuris Academy Summer School in Hanover was much liked by the young lawyers

"The Alliuris Summer School Academy was a fantastic way for young attorneys and hopeful attorneys to discuss global issues and the impact that the constantly evolving laws of our representative countries have on these issues. Overall, it was an unforgettable experience, and a tremendously successful blend of networking and receiving a vital education on current international topics. Thank you, Alliuris!"

- Jonathan Goeringer, New York -

"I found that the Alliuris Summer School was a unique learning experience in a totally international atmosphere. In just a couple of days we learned about interesting and current topics like data protection, cybercrime and legal tech. It was also a great opportunity to make friends from all over the world and expand my network."

- Ian de Lombaert, Brussels -

"Alliuris Summer School is an amazing experience because of the international environment: exchange of information between trainee lawyers, young lawyers from all over the world opened my mind. The speakers were very competent and I learned new important aspects of Digital Economy (such as drafting data use agreement, copyright issues, problems of cybercrime, etc...)."

- Agostina Montemezzani, Milan -

"It was a lifetime experience to meet with colleagues from all around the world and share our knowledge. Seminar topics were up to date and I had the opportunity to introduce our law firm and our clients. I learned what Indy4 is and how data protection works in other countries. Herfurth family was so warm and friendly that we all felt like we are from the same country."

- Ezgi Kazanoglu, Istanbul -



Jonathan Goeringer



Daniel McDonnell



Exploring Hanover and Berlin

After intensive work in the seminars and workshops the Summer School group could relax and see some nice views of Hanover. A walk (in the rain) showed the historic part of the city and a boat trip on the lake Maschsee was good for recreation.

On Saturday we left for Berlin, having a guided walk along the line of the former Berlin Wall, through the impressive government area with the Reichstag building and the Brandenburg Gate, and we went through the large Jewish Memorial. A boat trip on the river Spree opened new views to the Museum area and the Kanzleramt from the waterfront. We then walked through the classic Berlin from the Berlin Dome to Gendarmen Market and ended in the modern designed Potsdamer Place and Sony Center.

Calendar 2017

March	Board Meeting	China
June	General Meeting	Russia
July	Summer School	Netherlands
October	Board Meeting	Italy / Spain

Imprint

Published by ALLIURIS A.S.B.L.
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