MASTER COURSE 620826-M-6 ECONOMIC DATA LAW

TILBURG UNIVERSITY

ENGAGE.EU ONLINE EXCHANGE INITIATIVE FALL 2024

Note: This course is a new offer in 2024/25 and not yet available in the Tilburg University course catalogue. You will be able to find it in the catalogue in early August 2024.

Course code	620826-M-6
Course title	Economic Data Law
Study cycle	Master
Year of study	Master year 1
Semester	Fall 2024 (semester 1 of 2024/25)
Credits	6 ECTS
Mode of delivery	Online lecture
Prerequisites	Completed Bachelor degree in law or disciplines related to course content. Course admittance via assessment by academic staff based on your submitted transcript of records.
Course goals	At the end of this course, students are able to: 1. demonstrate an advanced understanding of the legal and conceptual issues relevant to the governance of data as an economic resource to empower individuals, businesses, and governments; 2. analyse and apply the main sources of economic data law (literature, legislation, policy documents, European Commission decisions, CJEU rulings) in different contexts, including in business-to-consumer, business-to-business, and business-to-government relations; 3. reflect on the interaction of more traditional areas of EU law, such as competition, intellectual property and data protection law, with data-related legislative instruments and policy initiatives, including the Data Governance Act, the Data Act, and the European data spaces.
Course content	**Focus of the course** The course covers the regulation of data from an economic law perspective. It aims to give a comprehensive picture of the developments in this emerging area of EU law and to distill the underlying principles and policy objectives. Links will be made with relevant issues in competition, intellectual property and data protection law in such a way as to enable students to see how other legislative instruments and policy initiatives in the area of data law relate to these more traditional horizontal areas of law, but without requiring students to have in-depth knowledge of either competition, intellectual property or data protection law. **Three overarching themes** The course is built around three overarching themes, each of which relates to an objective or interest relevant to the economic regulation of data: namely (1) innovation, (2) autonomy, and (3) fairness. The three overarching themes are

	used to ensure coherence across the range of issues and legal instruments discussed. For example, innovation is key to understanding the trade-offs between openness of datasets versus interests in protecting datasets, including privacy but also commercial confidentiality and trade secrets. Autonomy is about the ability to control how data generated by one's activities is processed and used, including from the perspective of individuals, businesses, and governments. Fairness can be related to balancing the interests of data holders and data users, and to alternative data governance mechanisms that put data users at the centre.
Required and/or recommended reading, learning resources or tools	Literature to be announced on Canvas (learning platform)
Assessment methods and assessment criteria	Written assignment (20%) and written open-book exam (80%)
Language of instruction	English
Faculty	Tilburg Law School
Lecturers	Tineke Broer (course coordinator) Inge Graef (contact person)
Degree Program(s) or field	LLM Law & Technology