



Course Outline

Course number	RTL105					
Course title	Privacy and Data Protection					
Credit points	3 ECTS					
Total hours	75					
Contact hours	24					
Independent studies	51					
Course level	Masters					
Prerequisites	None					
Category	Mandatory	X	Restricted elective	X	Free elective	

COURSE RESPONSIBLE

Name	Academic degree	Academic position
Edina Harbinja	LLB, LLM, PhD, PGCBM	Guest Professor

COURSE TEACHERS

Name	Academic degree	Academic position
Edina Harbinja	LLB, LLM, PhD, PGCBM	Guest Professor

COURSE ABSTRACT

With the advent of the Internet and emerging technologies, more information has the capacity to stray beyond the sphere of control of its owners than ever before. The development has been closely followed by concerns over the privacy and data protection of information owners. This course comparatively and critically examines the legal aspects of privacy and data protection through the prisms of regulation, practice and academic scholarship. Data protection and privacy stems from fundamental values enshrined in several international instruments, such as the

European Convention on Human Rights or the Universal Declaration of Human Rights. These renditions have taken on a new facet of interpretation in the context of data-focused economies. The gamut of economic and social benefits must be balanced with short and long-term risks to individuals and organizations alike. In turn, the European Union states have agreed on several major regional norms, such as Directives 2002/58/EC and 2006/24/EC, as well as the General Data Protection Regulation coming into force May 2018.

The issue of data protection and privacy becomes more complicated as it reaches the subsidiarity levels of structures closest to enforcing the norms. The borderless nature of the data domain denotes potentially transnational consequences for any decisions taken by state regulators. Together with various differences in interpretation and capacity, the current lack of privacy and data protection harmonisation among various states is a point of contention. Concurrently, states are seeking the correct way to balance the interests of private parties, in spite of disparity in bargaining power. Within the European Union, all parties involved must comply with accountability principles and retain Data Protection Impact Assessments to various degrees before and after the creation of contractual relations. The same parties also hold responsibility for data breach notifications. Issues further delve into data interaction with the general public and individuals, via targeted advertising from private parties, or surveillance from the state. This course delves into the aforementioned themes by tracing their development from inception to contemporaneity in doctrine and practice, critically appraising current paradigms in light of new technological praxis and discoveries.