

Themed Track Proposal Form

Aug. 22 Room 401	14:00-15:30 (90 minutes)
Part 1 - Lead Organizer	
Contact Person:	
Wilson Kao	
Email:	
Organization / Affiliation (Please state "Individual" if appropriate) *:	
Line	
Designation:	
Gender:	
Economy of Residence:	
Taiwan	
Primary Stakeholder Group:	
Private Sector	
List Your Organizing Partners (if any):	
Part 2 - Session Proposal	
Session Title:	
Navigating the Complex Terrain of Internet Intermediaries Liability and Online Frauds	
Session Format:	
Panel Discussion	
Where do you plan to organize your session?	
Physical	
Specific Issues for Discussion	
Methodology / Agenda	
<p>A. Focused Discussions (first 40 mins)</p> <p>1. Evolving Regulatory Landscape (by Scholars)</p> <ul style="list-style-type: none"> ● The panel will begin by examining the current regulatory landscape and the challenges posed by the existing internet intermediaries' liability principles. Discussion will include comparative analyses of regulatory approaches in different jurisdictions, highlighting the diverse strategies being employed to address similar issues. <p>2. Human Rights Impacts (by Civil Society)</p> <ul style="list-style-type: none"> ● ● A critical aspect of the discussion will be how regulatory trends can effectively incentivize platforms to act against online harms yet inadvertently infringe on human rights. The panel will explore the delicate interactions between compelling platforms to 	

act through compulsory regulatory measures and the risks of overreach, such as over-censorship and the potential stifling of free expression.

- ● The conversation will also address the implications of regulatory measures on user privacy, particularly in the context of extensive user data requests from law enforcement agencies (LEAs) toward platforms that might harm user privacy if not properly regulated.

3. Proactive and Reactive Measures (by Private Sectors)

- ● Panelists will discuss the spectrum of proactive and reactive measures that platforms can implement to contain fraud activities. This will include an examination of the diverse nature of services provided by different platforms, such as instant messaging, online forums, social media reels, and advertisements.
- ● The discussion will also consider the limitations platforms may face in monitoring harms or taking actions against fraud, given the unique characteristics and operational constraints of each type of service.

4. Setting Limits on Platform Liability (by Public Sector)

- ● The panel will explore how regulators can carefully set limits on platform liability to strike a balance between incentivizing action and avoiding over-intervention in the market. This includes addressing concerns about state-led non-tariff trade barriers and the potential for regulatory measures to inadvertently create obstacles to innovation and competition.
- ● Panelists will consider the risks of over-censorship and the importance of maintaining an open and free internet, while still holding platforms accountable for the harms that occur on their services.

B. Recommendations for Good Regulatory Practices: (50 mins, including QA with attendees)

The panel will culminate in a collaborative effort to recommend potential good regulatory practices that address the following sub-issues, based on the previous focused discussions:

Protecting User Privacy While Containing Frauds

- ● Strategies for ensuring that regulatory measures aimed at combating fraud do not compromise user privacy.
 - ○ The panel will discuss the importance of due process protections for law enforcement agencies (LEAs) when requesting user data from platforms, ensuring that such requests are transparent, justified, and subject to judicial oversight.
 - ○ Additionally, the panel may explore privacy-preserving technologies and frameworks that allow for effective fraud detection and prevention without infringing on individual rights.

Adequate Measures for Diverse Services

- Identification of both proactive and reactive measures that are appropriate for different types of platform services.
- The panel will discuss tailored approaches that consider the specific characteristics and user behaviors associated with various online services.

Balancing Liability with Human Rights Protection and Market Dynamics

- Recommendations on how regulators can set liability limits that encourage platforms to act responsibly without disrupting market dynamics or infringing on human rights.
- This includes considerations for avoiding state-led non-tariff trade barriers and ensuring that regulatory interventions do not stifle competition or innovation.
- Additionally, the panel will address the critical need to balance liability with the protection of human rights, particularly guarding against over-censorship. This involves creating frameworks that hold platforms accountable while preserving free expression and other fundamental rights.

By the end of the panel, attendees will gain a comprehensive understanding of the complexities involved in regulating internet intermediaries' liability, particularly in the context of online fraud. The insights and recommendations generated from this discussion will contribute to the ongoing global dialogue on how best to protect users from online harms while preserving the fundamental principles of an open and free internet.

Moderators & Speakers Info (Please complete where possible)

- **Moderator (Primary)**
 - Name:
 - Organization:
 - Designation:
 - Gender:
 - Economy / Country of Residence:
 - Stakeholder Group:
 - Expected Presence:
 - Status of Confirmation:
 - Link of Bio (URL only):
- **Moderator (Facilitator)**
 - Name:
 - Organization:
 - Designation:
 - Gender:
 - Economy / Country of Residence:
 - Stakeholder Group:
 - Expected Presence:

- Status of Confirmation:
- Link of Bio (URL only):
- **Speaker 1**
 - Name:
 - Organization:
 - Designation:
 - Gender:
 - Economy / Country of Residence:
 - Stakeholder Group:
 - Expected Presence:
 - Status of Confirmation:
 - Link of Bio (URL only):
- **Speaker 2**
 - Name:
 - Organization:
 - Designation:
 - Gender:
 - Economy / Country of Residence:
 - Stakeholder Group:
 - Expected Presence:
 - Status of Confirmation:
 - Link of Bio (URL only):
- **Speaker 3**
 - Name:
 - Organization:
 - Designation:
 - Gender:
 - Economy / Country of Residence:
 - Stakeholder Group:
 - Expected Presence:
 - Status of Confirmation:
 - Link of Bio (URL only):
- **Speaker 4**
 - Name:
 - Organization:
 - Designation:
 - Gender:
 - Economy / Country of Residence:
 - Stakeholder Group:
 - Expected Presence:
 - Status of Confirmation:
 - Link of Bio (URL only):