

Habeas Data



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Ursula Basset



Habeas Data:

Habeas Data Cyrus Farivar, 2018-05-08 A book about what the Cambridge Analytica scandal shows That surveillance and data privacy is every citizens concern An important look at how 50 years of American privacy law is inadequate for the today s surveillance technology from acclaimed Ars Technica senior business editor Cyrus Farivar Until the 21st century most of our activities were private by default public only through effort today anything that touches digital space has the potential and likelihood to remain somewhere online forever That means all of the technologies that have made our lives easier faster better and or more efficient have also simultaneously made it easier to keep an eye on our activities Or as we recently learned from reports about Cambridge Analytica our data might be turned into a propaganda machine against us In 10 crucial legal cases Habeas Data explores the tools of surveillance that exist today how they work and what the implications are for the future of privacy

Research Handbook on Privacy and Data Protection Law González, Gloria, Van Brakel, Rosamunde, De Hert, Paul, 2022-03-15 This Research Handbook is an insightful overview of the key rules concepts and tensions in privacy and data protection law It highlights the increasing global significance of this area of law illustrating the many complexities in the field through a blend of theoretical and empirical perspectives

Privacy in the 21st Century Alexandra Rengel, 2013-10-02 In Privacy in the 21st Century Alexandra Rengel offers an assessment of the international right to privacy within both a historical and modern context The book explores the underpinnings of privacy in religion philosophy and the law The author explores the evolution of the legal concept of the right to privacy and offers a comparative law analysis of the global protections of privacy offered by individual states international agreements and recognized international legal norms The author peers into the future of privacy the technologies which affect the right to privacy and the ways in which privacy may be protected in the future within the domestic and international law contexts The author offers her insightful views on possible solutions to counteract encroachments on the right to privacy

The Emergence of Personal Data Protection as a Fundamental Right of the EU Gloria González Fuster, 2014-04-28 This book explores the coming into being in European Union EU law of the fundamental right to personal data protection Approaching legal evolution through the lens of law as text it unearths the steps that led to the emergence of this new right It throws light on the right s significance and reveals the intricacies of its relationship with privacy The right to personal data protection is now officially recognised as an EU fundamental right As such it is expected to play a critical role in the future European personal data protection legal landscape seemingly displacing the right to privacy This volume is based on the premise that an accurate understanding of the right s emergence is crucial to ensure its correct interpretation and development Key questions addressed include How did the new right surface in EU law How could the EU Charter of Fundamental Rights claim to render more visible an invisible right And how did EU law allow for the creation of a new right while ensuring consistency with existing legal instruments and case law The book first investigates the roots of personal data protection

studying the redefinition of privacy in the United States in the 1960s as well as pioneering developments in European countries and in international organisations It then analyses the EU s involvement since the 1970s up to the introduction of legislative proposals in 2012 It grants particular attention to changes triggered in law by language and specifically by the coexistence of languages and legal systems that determine meaning in EU law Embracing simultaneously EU law s multilingualism and the challenging notion of the untranslatability of words this work opens up an inspiring way of understanding legal change This book will appeal to legal scholars policy makers legal practitioners privacy and personal data protection activists and philosophers of law as well as more generally anyone interested in how law works

Reloading Data Protection Serge Gutwirth, Ronald Leenes, Paul De Hert, 2013-10-28 This volume brings together papers that offer conceptual analyses highlight issues propose solutions and discuss practices regarding privacy and data protection The first section of the book provides an overview of developments in data protection in different parts of the world The second section focuses on one of the most captivating innovations of the data protection package how to forget and the right to be forgotten in a digital world The third section presents studies on a recurring and still important and much disputed theme of the Computers Privacy and Data Protection CPDP conferences the surveillance control and steering of individuals and groups of people and the increasing number of performing tools data mining profiling convergence to achieve those objectives This part is illustrated by examples from the domain of law enforcement and smart surveillance The book concludes with five chapters that advance our understanding of the changing nature of privacy concerns and data protection

Asian Data Privacy Laws Graham Greenleaf, 2014-10-16 The first work to examine data privacy laws across Asia covering all 26 countries and separate jurisdictions and with in depth analysis of the 14 which have specialised data privacy laws Professor Greenleaf demonstrates the increasing world wide significance of data privacy and the international context of the development of national data privacy laws as well as assessing the laws their powers and their enforcement against international standards The book also contains a web link to an update to mid 2017

Privacy, the Collection, Use, and Computerization of Personal Data United States. Congress. Senate. Government Operations, 1974 **The civil rights injunction for the protection of fundamental rights** Allan R. Brewer Carias, 2023-11-24 This book on The Civil Rights Injunction for the protection of Fundamental Rights The Latin American Amparo Proceeding is the original version of the text I wrote for the Course of Lectures I gave as Adjunct Professor of Law on a Seminar on Judicial Protection of Fundamental Rights in Latin America the Amparo Proceeding at the Columbia Law School in New York University of Columbia during the years 2006 2008 The Seminar was intended to examine the most recent trends in the constitutional and legal regulations in all Latin American countries regarding the amparo suit action or recourse including the old habeas corpus writ and the new habeas data actions or recourses By means of a comparative constitutional law approach also with reference to the United States civil rights injunctions the Course analyzed this Latin American institution departing from the regulation of the

amparo guarantee established in Article 25 of the 1969 American Convention of Human Rights which entered into force in 1978 after being ratified by all Latin American States The amparo suit or proceeding is not only an effective judicial means for the restoration of the injured constitutional rights that has been harmed similar to the reparative or restorative civil rights injunctions in the United States but it is also the effective judicial means for the protection of such rights and guaranties when threatened to be violated or harmed This latter amparo suit is then similar to the preventive civil rights injunctions in the United States preventive in the sense of avoiding harm which in this case seeks to prohibit some discrete act or series of acts from occurring in the future and is designed to avoid future harm to a party by prohibiting or mandating certain behavior to another party From this point of view thus in a constitutional comparative law approach the Latin American amparo action or proceeding is a judicial remedy similar to the civil rights injunctions restorative or preventive in the United States Allan R Brewer Car as **Human Rights-Compliant Counterterrorism** Jayson S. Lamchek,2019 A critical take on the convergence of human rights discourse with the counterterrorism agenda revealing its effects on developing countries *Introduction to the Law of Argentina* Ursula Basset,2018-09-10 Argentina s new Civil and Commercial Code C digo Civil y Comercial de la Naci n has led to the adoption of a number of modern institutions in several branches of law This book provides a review of them identifying the basic legal sources and concepts of Argentinian law as it stands today It offers an up to date systematic and critical rendition of the principal branches of the law and provides the necessary historical background With twelve chapters written by Argentinian experts in their respective fields of law this is the ideal starting point for research whenever a question of Argentinian law must be answered The authors clearly explain the legal customs provisions and rules arising in the following areas sources and history constitutional law administrative law law of the persons legal persons family law contract law law of property inheritance law criminal law procedural law and private international law A detailed bibliography follows each chapter This concise and practical guide is sure to provide interested parties with a speedy and reliable opening to whatever aspect of Argentinian law they need to research It will be welcomed by practicing lawyers business people government officials academic researchers and law stu dents interested in an overview of Argentinian law and institutions *Building Democracy in Brazil* Javier Martínez-Lara,2016-07-27 Building Democracy in Brazil is an empirical analysis of the constitution making process that Brazil underwent in the 1980s as it moved from an authoritarian military regime to a democratic civilian government The study explores the institutional and political context from which the process departed as well as the choices of the key social and political actors It then examines in depth the different stages of the constitutional elaboration **European Data Protection: In Good Health?** Serge Gutwirth,Ronald Leenes,Paul de Hert,Yves Pouillet,2012-02-23 Although Europe has a significant legal data protection framework built up around EU Directive 95 46 EC and the Charter of Fundamental Rights the question of whether data protection and its legal framework are in good health is increasingly being posed Advanced technologies raise fundamental

issues regarding key concepts of data protection Falling storage prices increasing chips performance the fact that technology is becoming increasingly embedded and ubiquitous the convergence of technologies and other technological developments are broadening the scope and possibilities of applications rapidly Society however is also changing affecting the privacy and data protection landscape The demand for free services security convenience governance etc changes the mindsets of all the stakeholders involved Privacy is being proclaimed dead or at least worthy of dying by the captains of industry governments and policy makers are having to manoeuvre between competing and incompatible aims and citizens and customers are considered to be indifferent In the year in which the plans for the revision of the Data Protection Directive will be revealed the current volume brings together a number of chapters highlighting issues describing and discussing practices and offering conceptual analysis of core concepts within the domain of privacy and data protection The book's first part focuses on surveillance profiling and prediction the second on regulation enforcement and security and the third on some of the fundamental concepts in the area of privacy and data protection Reading the various chapters it appears that the patient needs to be cured of quite some weak spots illnesses and malformations European data protection is at a turning point and the new challenges are not only accentuating the existing flaws and the anticipated difficulties but also more positively the merits and the need for strong and accurate data protection practices and rules in Europe and elsewhere **Privacy**

Matters Dr. Ruchi Ramesh, Dr. Bhumika Sharma, Ms. Priti Chaudhari, 2023-12-31 This book includes a wide range of legal and non legal disciplines and views regarding the right to privacy It includes recommendations from the diverse perspectives of contributors to create a robust framework for privacy protection The book includes chapters from international professionals senior academicians as well as research scholars industry practitioners and students The book traces the development of the right to privacy and attempts to highlight how the Indian legal framework is gradually moving towards a vigorous mechanism for the protection of personal data It also covers how privacy laws at the global level are trying to keep pace with the rapid technological developments The pertinent issues are dealt with comprehensively and with diverse level of policy suggestions

African Data Privacy Laws Alex B. Makulilo, 2016-11-30 This volume presents analyses of data protection systems and of 26 jurisdictions with data protection legislation in Africa as well as additional selected countries without comprehensive data protection laws In addition it covers all sub regional and regional data privacy policies in Africa Apart from analysing data protection law the book focuses on the socio economic contexts political settings and legal culture in which such laws developed and operate It bases its analyses on the African legal culture and comparative international data privacy law In Africa protection of personal data the central preoccupation of data privacy laws is on the policy agenda The recently adopted African Union Cyber Security and Data Protection Convention 2014 which is the first and currently the only single treaty across the globe to address data protection outside Europe serves as an illustration of such interest In addition there are data protection frameworks at sub regional levels for West Africa East Africa and Southern Africa Similarly

laws on protection of personal data are increasingly being adopted at national plane Yet despite these data privacy law reforms there is very little literature about data privacy law in Africa and its recent developments This book fills that gap

The Palgrave Handbook of Intermediality Jørgen Bruhn, Asun López-Varela Azcárate, Miriam de Paiva Vieira, 2023-12-01 This handbook provides an extensive overview of traditional and emerging research areas within the field of intermediality studies understood broadly as the study of interrelations among all forms of communicative media types including transmedial phenomena Section I offers accounts of the development of the field of intermediality its histories theories and methods Section II and III then explore intermedial facets of communication from ancient times until the 21st century with discussion on a wide range of cultural and geographical settings media types and topics by contributors from a diverse set of disciplines It concludes in Section IV with an emphasis on urgent societal issues that an intermedial perspective might help understand

Federal Data Banks, Computers, and the Bill of Rights United States. Congress. Senate. Committee on the Judiciary. Subcommittee on Constitutional Rights, 1971 **Federal Data Banks, Computers and the Bill of Rights** United States. Congress. Senate. Committee on the Judiciary, 1971

Law and Society in Latin America Cesar Garavito, 2014-09-04 Over the past two decades legal thought and practice in Latin America have changed dramatically new constitutions or constitutional reforms have consolidated democratic rule fundamental innovations have been introduced in state institutions social movements have turned to law to advance their causes and processes of globalization have had profound effects on legal norms and practices Law and Society in Latin America A New Map offers the first systematic assessment by leading Latin American socio legal scholars of the momentous transformations in the region Through an interdisciplinary and comparative lens contributors analyze the central advances and dilemmas of contemporary Latin American law Among them are pioneering jurisprudence and legal mobilization for the fulfillment of socioeconomic rights in a highly unequal region the rise of multicultural constitutionalism and legal struggles around identity politics the globalization of legal education and practice tensions between developmental policies and environmental justice and the emergence of a regional human rights system These and other processes have not only radically altered the institutional landscape of the region but also produced academic and practical innovations that are of global interest and defy conventional accounts of Latin American law inherited from law and development studies Painting a portrait of the new Latin American legal thought for an international audience Law and Society in Latin America A New Map will be of particular interest to students of comparative law legal mobilization and Latin American politics

Beyond Data Elizabeth M. Renieris, 2023-02-07 Why laws focused on data cannot effectively protect people and how an approach centered on human rights offers the best hope for preserving human dignity and autonomy in a cyberphysical world Ever pervasive technology poses a clear and present danger to human dignity and autonomy as many have pointed out And yet for the past fifty years we have been so busy protecting data that we have failed to protect people In Beyond Data Elizabeth Renieris argues that

laws focused on data protection data privacy data security and data ownership have unintentionally failed to protect core human values including privacy And as our collective obsession with data has grown we have to our peril lost sight of what's truly at stake in relation to technological development our dignity and autonomy as people Far from being inevitable our fixation on data has been codified through decades of flawed policy Renieris provides a comprehensive history of how both laws and corporate policies enacted in the name of data privacy have been fundamentally incapable of protecting humans Her research identifies the inherent deficiency of making data a rallying point in itself data is not an objective truth and what's more its entirely contextual and dynamic status makes it an unstable foundation for organizing In proposing a human rights based framework that would center human dignity and autonomy rather than technological abstractions Renieris delivers a clear eyed and radically imaginative vision of the future At once a thorough application of legal theory to technology and a rousing call to action Beyond Data boldly reaffirms the value of human dignity and autonomy amid widespread disregard by private enterprise at the dawn of the metaverse

Privacy Jon L Mills, 2008-09-30 The disturbing reality of contemporary life is that technology has laid bare the private facts of most people's lives Email cell phone calls and individual purchasing habits are no longer secret Individuals may be discussed on a blog victimized by an inaccurate credit report or have their email read by an employer or government agency without their knowledge Government policy mass media and modern technology pose new challenges to privacy rights while the law struggles to keep up with the rapid changes Privacy The Lost Right evaluates the status of citizens right to privacy in today's intrusive world Mills reviews the history of privacy protections the general loss of privacy and the inadequacy of current legal remedies especially with respect to more recent privacy concerns such as identity theft government surveillance tabloid journalism and video surveillance in public places Mills concludes that existing regulations do not adequately protect individual privacy and he presents options for improving privacy protections

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Habeas Data Introduction

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