

Remaining Time: 54 minutes, 45 seconds.

Question Completion Status:

QUESTION 1

0.5 points Save Answer

The role of the "active" hosting provider is expressly provided for by the European legislation.

- ☐ True  
☐ False

QUESTION 2

0.5 points Save Answer

The form of Government is the set of values and principles that are behind the relationship between the State and citizens.

- ☐ True  
☐ False

QUESTION 3

0.5 points Save Answer

Section 512 of the Digital Millennium Copyright Act (DMCA) includes a notice and take down system; Section 230 of the Communication Decency Act (CDA), as interpreted by the *Zeran* decision, includes a broader liability exemption than the one established for distributors

- ☐ True  
☐ False

QUESTION 4

2 points (Extra Credit) Save Answer

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Save All Answers

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Remaining Time: 54 minutes, 39 seconds.

Question Completion Status:

QUESTION 5

0.5 points Save Answer

Based on its territorial scope, the GDPR applies to data processing carried out by a company established in the EU, regardless of whether the processing takes place in the Union or not

- ☐ True  
☐ False

QUESTION 6

0.5 points Save Answer

One of the main concerns deriving from legal measures to counter disinformation lies in the so-called "collateral censorship" effect, i.e., the risk that service providers prefer to take down pieces content not to incur penalties or liability, thus ultimately undermining users' freedom of expression

- ☐ True  
☐ False

QUESTION 7

0.5 points Save Answer

In *Schrems II*, the Court of Justice held that

- ☐ the Safe Harbour adequacy decision adopted in 2016 was invalid because it failed to provide European residents with an adequate level of protection
- ☐ Decision 2010/87 establishing the standard contractual clauses was not invalid, as it includes effective mechanisms that make it possible, in practice, to ensure compliance with the level of protection required by EU law and that transfers of personal data pursuant to such clauses are suspended or prohibited in the event of the breach of such clauses or it being impossible to honour them
- ☐ binding corporate rules constitute the only legal basis for the legitimate transfer of personal data from the European Union to the US

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Remaining Time: 54 minutes, 36 seconds.

Question Completion Status:

QUESTION 8

The Copyright Directive introduced sectorial provisions applicable to online content-sharing service providers without prejudice to the absence of a general monitoring obligation established by the E-Commerce Directive

0.5 points

Save Answer

☐ True

☐ False

QUESTION 9

Under the GDPR, the data subject's consent

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Save Answer

☐ must always be explicit

☐ is the only legal ground on the basis of which data processing can take place

☐ must be freely given, specified and informed, unambiguous, revocable and provable

QUESTION 10

Anonymized data are not subject to the GDPR as they can no longer be attributed to an identified or identifiable data subject

0.5 points

Save Answer

☐ True

☐ False

QUESTION 11

In the "marketplace of ideas" metaphor the best test of truth is the power of the thought to get itself accepted in the competition of the market

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Remaining Time: 54 minutes, 32 seconds.

Question Completion Status:

### QUESTION 11

0.5 points

Save Answer

In the "marketplace of ideas" metaphor the best test of truth is the power of the thought to get itself accepted in the competition of the market

- ☐ True  
☐ False

### QUESTION 12

15 points

Save Answer

Please provide your answer in no more than 750 words.

What is the scope of the U.S. First Amendment online? What is the difference with the EU approach to freedom of expression online?

For the toolbar, press ALT+F10 (PC) or ALT+FN+F10 (Mac).

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Remaining Time: 54 minutes, 30 seconds.

Question Completion Status:

QUESTION 13

The right to be forgotten is

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Save Answer

- ☐ a right first established by the Court of Justice of the European Union with the *Google Spain* decision
- ☐ a right specifically introduced by Directive 95/46/EC
- ☐ a right established by the European Court of Human Rights

QUESTION 14

Social media platforms are

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Save Answer

- ☐ always considered "designated public forums", in light of their private nature
- ☐ neither a public service, nor a state actor
- ☐ not public forums but are considered state actors despite their private nature

QUESTION 15

The two pillars of the E-Commerce Directive are

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Save Answer

- ☐ the prohibition to impose active monitoring obligations and the notice and take down system
- ☐ ISPs' liability equivalent to publishers' liability and monitoring obligations
- ☐ possibility to introduce an active monitoring obligation and notice and take down system

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Save All Answers

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Remaining Time: 54 minutes, 27 seconds.

Question Completion Status:

QUESTION 16

The binding legal acts of the European Union include

- ☐ directives, regulations and decisions
- ☐ directives and regulations
- ☐ directives, regulations and opinions

0.5 points [Save Answer](#)

QUESTION 17

In Johnson's and Post's view

- ☐ self-regulation is the best option and there should be competition among sets of rules in the digital world, so that users can choose which set of rules they prefer
- ☐ national governments preserve a key role in the regulation of cyberspace
- ☐ the Declaration of the Independence of Cyberspace was not influential at all

0.5 points [Save Answer](#)

QUESTION 18

In the *Google v. CNIL* judgment the Court of Justice ruled that

- ☐ the GDPR expressly prohibits the global enforcement of right to dereferencing from search engine results
- ☐ the GDPR does not provide for the global enforcement of the right to be forgotten, however it does not even prohibit it
- ☐ the right to be forgotten can be enforced only in the Member State where the data subject filed his/her request of removal

0.5 points [Save Answer](#)

QUESTION 19

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Remaining Time: 54 minutes, 24 seconds.

Question Completion Status:

#### QUESTION 19

In the *Yahoo! v. Licra* case, the Court of Paris ruled that there were sufficient links with France to give it full jurisdiction to hear the complaint.

- ☐ True  
☐ False

0.5 points Save Answer

#### QUESTION 20

In the *Digital Rights Ireland* judgment, the Court of Justice

- ☐ found that the retention measures provided by Directive 2006/24/EC deprived the rights protected by Articles 7 and 8 of the Charter of Fundamental Rights of the EU of their essence  
☐ said that the measures established by Member States while implementing Article 15 of the E-Privacy Directive (Directive 2002/58/EC) were compatible with Articles 7 and 8 of the Charter of Fundamental Rights of the EU  
☐ invalidated Directive 2006/24/EC in its entirety as the relevant measures disproportionately interfered with Articles 7 and 8 of the Charter of Fundamental Rights of the EU

0.5 points Save Answer

#### QUESTION 21

According to the European understanding of the freedom of speech as protected by Article 10 of the European Convention on Human Rights

- ☐ no restriction can be imposed in any case to the exercise of free speech  
☐ restrictions are allowed provided that they are proportionate and necessary to pursue a legitimate aim in a democratic society  
☐ restrictions are permitted in case the exercise of free speech may result in an imminent lawless action only

0.5 points Save Answer

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Remaining Time: 54 minutes, 21 seconds.

Question Completion Status:

QUESTION 22

The European Union legal system now includes a bill of rights having the same legal ranks as the treaties, namely the European Convention of Human Rights

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Save Answer

☐ True

☐ False

QUESTION 23

The *Reno v ACLU* decision is an example of the U.S. Supreme Court's pessimistic and skeptical approach to online freedom of expression

0.5 points

Save Answer

☐ True

☐ False

QUESTION 24

In *Google Spain* the Court of Justice held that

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Save Answer

- ☐ EU data protection legislation applies to organizations based outside the EU having EU establishments if the processing of personal data occurs in the context of the activities of such an establishment
- ☐ EU data protection legislation applies to organizations based outside the EU only if they target European residents through an equipment located in the territory of the EU
- ☐ EU data protection legislation does not apply to organizations based outside the EU

QUESTION 25

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Save Answer

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