

SEMINARS ON LAW AND TECHNOLOGY (SLATE)

TRAIL is proud to present, in association with the Singapore Academy of Law (SAL), a series of Seminars on Law and Technology (SLATE). Building on the SAL Journal Special Issue on Law and Technology, each SLATE session explores a theme in the current debates surrounding the interactions between law and technology, by way of presented papers and discussions. SLATE will be of interest to academics, practitioners, and entrepreneurs who desire a more nuanced exploration of the legal issues involved in the creation and adoption of new technologies.

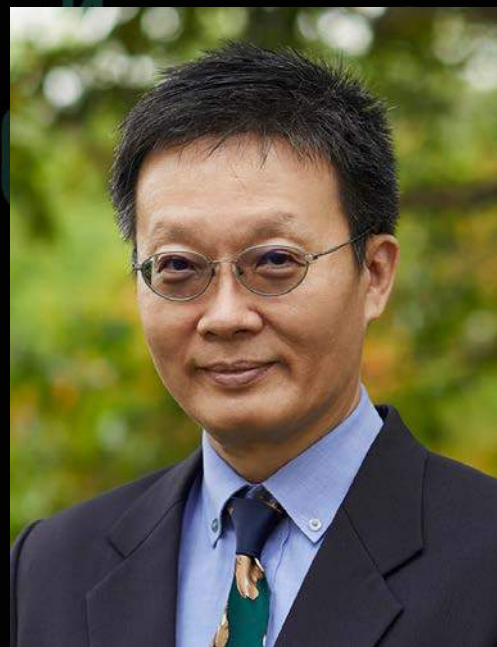
SLATE I

Copyright Fair Use and the Digital Carnavalesque

Towards a New Lexicon of Transformative Internet Memes



DAVID TAN
NUS Law
(Speaker)



DANIEL SENG
NUS Law
(Moderator)



MARTIN SENFTLEBEN
University of Amsterdam
(Panelist)



STANLEY LAI
Allen & Gledhill LLP
(Panelist)

The influence of social media in the 21st century has led to new social norms of behaviour with a focus on the production of the self or an online public persona on various social media platforms.

David Tan draws on the fascinating writings of Mikhail Bakhtin on the medieval carnival and the laughing culture of the Renaissance to postulate that one may view the social media environment as a Bakhtinian digital carnivalesque, where creative practices can be perceived as modes of expression that present a resistance to authority. Within this environment, internet memes present a feast of challenges to exceptions and limitations in copyright law.

Memes encompass a wide range of expression about the human experience, while also existing as a playful mode of culturally permissible expression in online social communications rather than as self-contained and specific categories such as parody or satire. This seminar is based on an article published in the *Fordham IP, Media & Entertainment Law Journal* (Spring 2021) and it analyses how, and to what extent, internet memes should be protected by the fair use doctrine.

When: Friday 23 April 2021, 4PM to 6PM (SGT)

Mode: In-Person (NUS Bukit Timah Campus) & Zoom

Registration link: <https://bit.ly/3bZ996T> or QR code

Closing date: Wednesday 21 April 2021

Enquiry: Alexandria Chan at rescle@nus.edu.sg



Registration fee: \$160.50 (including 7% GST)

NUS Law Staff & Students (Complimentary)

Registration is compulsory.

Public CPD Points: 1.5

Practice Area: Telecomms, Media & Technology

Training Level: Foundation

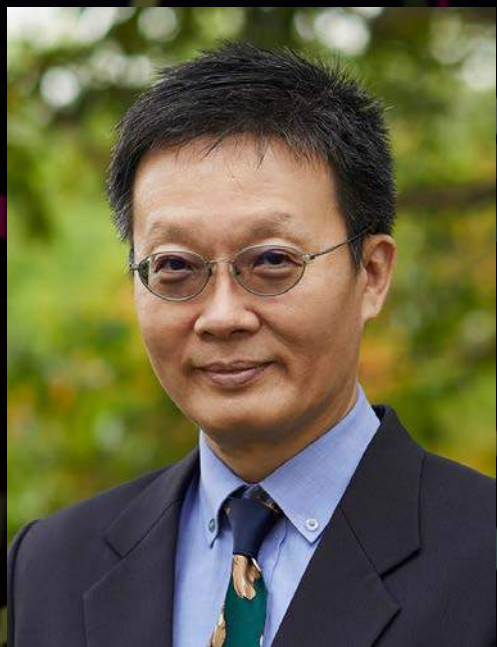
BIOGRAPHY OF SPEAKERS



DAVID TAN, NUS LAW (Speaker)

Professor David Tan is Vice Dean (Academic Affairs) at NUS Law where he oversees the undergraduate and postgraduate coursework curriculum. David holds PhD, LLB (First Class Honours) and Bachelor of Commerce degrees from the University of Melbourne and an LLM from Harvard. David is concurrently Head (Intellectual Property) at the EW Barker Centre for Law & Business and Deputy Director of the Centre for Technology, Robotics, Artificial Intelligence & the Law at NUS.

At NUS Law, David pioneered courses in Entertainment Law, Freedom of Speech and Privacy & Data Protection Law; he has also taught at Melbourne, Tsinghua, Tokyo (Todai) and Hong Kong (HKU). His areas of research cover personality rights, copyright, trademarks, freedom of expression and tort law. He has published over 60 articles, comments, book chapters and review essays since joining NUS Law in 2008. His publications have appeared in a wide range of journals that include Yale Journal of International Law, Harvard Journal of Sports & Entertainment Law, Law Quarterly Review and Sydney Law Review. His monograph, *The Commercial Appropriation of Fame: A Cultural Analysis of the Right of Publicity and Passing Off*, was published by Cambridge University Press in both hardback (2017) and paperback (2018).



DANIEL SENG, NUS LAW (Moderator)

Daniel Seng teaches and researches on information technology law and infocommunications law. He is the Director of the Centre for Technology, Robotics, Artificial Intelligence & the Law at NUS. He graduated with firsts from NUS and Oxford, where he received the Rupert Cross Prize in 1994. He received his doctoral degree from Stanford Law School, where he used machine learning, natural language processing and big data techniques to conduct research on copyright takedown notices. While he was at Stanford, he was a non-residential fellow with the Center for Legal Infomatics (Codex). He was amicus curiae to the Court of Appeal of Singapore in the case of *Chwee Kin Keong & Ors v Digilandmall.com Pte Ltd*, the leading Singapore case on unilateral mistake in the digital environment. Daniel has presented papers at various local, regional and international conferences and written on evidence, information technology and intellectual property laws. He was a member of various Singapore governmental committees that undertook legislative reforms in information technology and intellectual property laws, and a Special Consultant to the World Intellectual Property Organization, where he has researched, delivered papers and published monographs on copyright exceptions for academic institutions, music copyright in the Asia Pacific and the liability of Internet intermediaries.



MARTIN SENFTLEBEN, UNIVERSITY OF AMSTERDAM (Panelist)

Martin Senftleben is Professor of Intellectual Property Law and Director of the Institute for Information Law (iVir) at University of Amsterdam. His activities focus on the reconciliation of private intellectual property rights with competing public interests of a social, cultural or economic nature. He was the Lionel A. Sheridan Visiting Professor at NUS Law in 2021, and delivered the update on developments in UK/EU copyright law at the 8th Developments in IP Law Series in January 2021.

Martin has previously worked as a lawyer at Bird & Bird (2008 to 2019), where he litigated copyright and trademark cases, including lawsuits about hyperlinking and website blocking. He is the President of the European Copyright Society (ECS), President of the Trademark Law Institute (TLI), and a member of the Executive Committee of the Association littéraire et artistique internationale (ALAI) and the International Association for the Advancement of Teaching and Research in Intellectual Property Law (ATRIP).



STANLEY LAI, ALLEN & GLEDHILL LLP (Panelist)

Dr Stanley Lai, SC is the Head of the Intellectual Property Practice at Allen & Gledhill, and is currently the Chairman of the Intellectual Property Office of Singapore (IPOS).

He specialises in all forms of IP litigation and information technology disputes, and is also a commercial/chancery litigator. He maintains a strong advisory practice for IP/data management, life sciences and cybersecurity, serving a broad spectrum of clients. Stanley is recognised as a leading individual in Chambers Asia-Pacific, Who's Who Legal 100, The Legal 500 Asia-Pacific and other legal publications.

Stanley has practised as a Senior Counsel for more than 10 years and is the first Singapore-born lawyer to be conferred a PhD in law from the University of Cambridge. He has also published extensively including a monograph, *Copyright Protection of Computer Software in the United Kingdom* (Hart, 2000), and has co-authored the IP chapter in the SAL Annual Review of Singapore Cases with Professor David Tan (2016 and 2017).



SAL and TRAIL are proud to present the Special Issue on Law and Technology. The Special Issue explores various topics related to technology law as well as broader issues on regulation and the use of technology in the law. SLATE will feature presentations by the contributors to the Special Issue on their specialist subjects, followed by discussions with commentators.

Scan the QR code to find out more, or visit <https://tinyurl.com/x9vzyw4x>.