Speakers

Legal Instruments for the Internet Economy

Building Capacity and Implementing Regulation

Malta, 14th to 19th September, 2015

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Organised by: DiploFoundation
Dr Jovan Kurbalija, director, DiploFoundation; head of the Geneva Internet Platform

Dr Jovan Kurbalija is the founding director of DiploFoundation and Head of the Geneva Internet Platform. He is a former diplomat with a professional and academic background in international law, diplomacy, and information technology. In 1992, he established the Unit for IT and Diplomacy at the Mediterranean Academy of Diplomatic Studies in Malta. In 2002, after more than ten years of successful work in training, research, and publishing, the Unit evolved into DiploFoundation. Dr Kurbalija directs online learning courses on ICT and diplomacy and lectures in academic and training institutions in Switzerland, the United States, Austria, the United Kingdom, the Netherlands, and Malta. His main areas of research are diplomacy and the development of an international Internet regime, the use of hypertext in diplomacy, online negotiations and diplomatic law. He is the author of An Introduction to Internet Governance, which has been translated into eight languages and is now in its 6th edition.

Mr Anthony Ming, ICT Adviser, Public Sector Governance Unit, Commonwealth Secretariat

Prior to joining the Commonwealth Secretariat in 2008, Tony occupied a series of Senior Management Information Technology positions responsible for enterprise wide initiatives in the Ontario Government, Canada for over 30 years. He returned to his country of birth, Guyana, during 2006 - 2007, to re-engineer the Revenue Authority and managed the successful implementation of the Value Added Tax, Customs and Excise and other Tax Systems which increased national revenues by 225%. Tony has lectured at York University on a variety of topics including accounting, finance and technology for over 20 years.

At the Commonwealth Secretariat, Tony is responsible for implementing Technology related mandates issued by the 53 Commonwealth Heads of Government. He also provides strategic and policy advice to member countries in high priority areas such as e/mGovernance, Cyber Security, National ICT Strategies, Government Process Re-engineering, ICT in Education, and Strategic Partnership development. He was one of the architects for creating the Commonwealth Cybercrime Initiative which brings together over 35 International Organizations to work collaboratively under the Commonwealth umbrella to reduce cybercrime in member states.

Tony is also the Managing Editor for an internationally recognized journal, Information Technology for Development and lead editor / author for the publication “eGovernance in Small States”. Tony holds a Masters of Business Administration and is a Chartered Professional Accountant of Canada.
Dr Oleksandr Pastukhov, Senior Lecturer, University of Malta

Dr Oleksandr Pastukhov is a Senior Lecturer with the Department of Information Policy and Governance at the University of Malta. Dr. Pastukhov obtained his LL.B. with a major in Private International Law from Kiev Taras Shevchenko University in Ukraine (1997), LL.M. from Northwestern University School of Law (USA) (2000), LL.D. from Koretsky Institute of State and Law in Ukraine (2003) and Ph.D. in Law from Catholic University of Leuven in Belgium (2008). He spent his post-doc years at the VU University Amsterdam in the Netherlands and Strathclyde University in Glasgow, Scotland. Dr Pastukhov is a regular participant and speaker at various national and international fora dedicated to ICT law and policy issues. He is a solo author of a book on digital copyright and more than two dozen articles/book chapters on diverse legal aspects of ICT use and development, trademark protection online, e-government introduction, Open and Free Software development, ISPs’ liability, and e-commerce taxation. He is currently acts as a Deputy Overall Scientific Co-ordinator for the EU FP7 MAPPING project, where he also co-ordinates a Work-Package on Intellectual Property Rights, along with being a WP leader in the EU FP7 EVIDENCE project. More details and publications are available at http://www.um.edu.mt/maks/ipg/staff/dr_oleksandr_pastukhov

Mr Godwin Warr, Director General Commerce

During the last 30 years Mr Warr has held various posts with the Department of Trade, the Industrial Property Office and the Commerce Department in the Ministry for the Economy, Investment and Small Business, which he now heads as Director General Commerce.

The Commerce Department is inter alia responsible for Trading Licences, Import and Export Licences as well as acting a business facilitation and information centre for SMEs and craftsmen. The Department hosts the local branch of the Malta EU SOLVIT Centre which deals with cross border cases concerning the incorrect application of the EU Acquis and is also responsible for intellectual Property Rights. In this regard Mr Warr is the Comptroller of Industrial Property and represents Malta on the Administrative Council and on the Budget and Finance Committee of European Patent Organisation, on the Administrative Board and on Budget Committee of the EU Office for the Harmonisation of the Internal Market (Community Trademarks and Designs) and in the Assemblies of the World Intellectual Property Organisation

Mr Warr is also Chairman of the Malta Crafts Council, and Guest lecturer on international aspects of intellectual property rights at the University of Malta. In his spare time he is Vice President of the Malta Missionary Movement.

Mr Warr holds as Honours degree in Business Management from the University of Malta and an MSc in the Management of Intellectual Property Rights from the University of London Queen Mary and Westfield.
Ing. Emanuel Darmanin, Head, Strategy and Business Department, Malta Information Technology Agency (MITA)

Emanuel Darmanin joined MITA in 1994 and since then has occupied various senior management positions including that of Chief Information Officer. Over the years he had responsibilities for ICT Governance, Service Management, Information Security and Risk Management, Contracting and Supplier Management, and Project Management.

Previous to joining MITA he worked in the public sector and the private sector, enjoying work experiences both locally and abroad.

He graduated as an Electrical Engineer from the University of Malta in 1989. In 2000, he gained an MBA from Henley Management College and in 2006 an MA in Creativity and Innovation from the University of Malta.

Ms Tania Zahra, Project Leader, Technology Direction and eGovernment Department

Ms Tania Zahra has been working with Malta Information Technology Agency since 2007 and during the past three years she has been working with the Identity Management Systems Team. In 2007, Tania attained a Bachelor of Science Degree in Business and Computing from the University of Malta and she is currently reading for Masters Degree in Business Information Systems Management from Middlesex University London which will be completed by January 2016. Her position as Project Leader within Identity Management Systems Team involves planning and designing different deliverables within several projects including; ID Cards, Passports, and eResidence and also monitoring regularly their overall progress and resolving issues through corrective actions as appropriate.

Tania is currently leading on the eID Technology Upgrade which is a high priority project not only for MITA but for Government in general, and listed as a ‘game changer’ in view of the introduction of a new Single Sign-On screen which will help streamline and simplify the user’s authentication experience and hence favour increased take-up. Tania was involved in the business analysis and architectural definitions, and will be leading the all important testing and systems migration which are critical for the success of the project. Tania is also very important in the provision of integration support on the eID to third party integrators and other clients, including trouble-shooting. The provision of such support is critical for the increased reliance by third parties on the eID and hence for the take-up. Tania is also the point of contact for support to the Identity Malta officials who operate the eID system.
Mr Saviour Cachia, Information and Data Protection Commissioner

Mr Saviour Cachia joined the Public Service in 1976 where he was assigned to the Ministry for Commonwealth and Foreign Affairs, the Department of Information, the Government Computer Centre, Management Systems Unit and subsequently Malta Information Technology Agency. He has experience in Systems Development, Data Management activities, introducing data sharing protocols and mechanism as well as setting up data architecture standards.

Due to his experience in information resource management activities, he was appointed on a number of inter ministerial committees to draft a legal framework to regulate and enable information practices, consisting of data protection, electronic commerce, freedom of information and computer misuse. His contribution covered also data protection regulations in the Police and Telecommunications sectors. Saviour Cachia participated in the vetting process of the draft Data Protection Act (DPA) by the European Commission, to bring it in line with Directive 95/46.

When the DPA was enacted, he articulated and implemented a national strategy to set up the Office of the Commissioner, and to facilitate compliance within the Public Service, incorporating all line ministries and departments. Apart from representing Malta in the Article 29 Working Party he was also the national expert attending the experts’ working party for data protection and information exchange (DAPIX), to discuss the proposed data protection framework.

On 16th April 2014, Saviour Cachia took oath of Office as Commissioner for Information and Data Protection.

Mr Ian Deguara, Director Operations and Programme Implementation, Office of the Information and Data Protection Commissioner

Mr Ian Deguara holds a Bachelor of Science degree in Business and Computing from the University of Malta. He was one of the first employees to join the Office of the Commissioner way back in December 2002, a few months before the data protection legislation was effectively brought fully into force. His first tasks were to assist the Commissioner on the process of capacity building and more specifically on the implementation of the new set of rules laid down by the Act which introduced new fundamental rights to data subjects and imposed obligations on data controllers. The right to privacy was a new concept in Malta. Structured and sustained efforts were employed by the Office to bring along a smooth culture change in the manner personal data was processed by both the public and private sector, in view of our society’s close knit nature. Ian currently holds the position of Director and his main responsibilities include taking care of general administration matters, handling of queries and complaints relating to both data protection and freedom of information, advising the Commissioner on various local and European data protection issues, actively participating in European working groups, assisting in the development
sectorial guidelines, formulating the Office’s annual work programme and devising effective strategies intended to raise general awareness

Dr Alex Sceberras Trigona, Malta’s Ambassador to the World Trade Organization; Special Advisor to the Prime Minister

Dr Alex Sceberras Trigona is a Senior Fellow of DiploFoundation. He has been organising courses simulating international negotiations – bilateral and multilateral – at the Mediterranean Academy of Diplomatic Studies (MEDAC), University of Malta, since 1991 as well as for the Geneva Centre for Security Policy (GCSP), for the Commonwealth and for the Commission of the European Union [EU], in Brussels, the United Nations Commission for Africa [UNECA] in Addis Ababa, among others. Dr Trigona served as Malta’s Minister of Foreign Affairs from 1981-1987. He negotiated Malta’s Neutrality Agreements. He lobbied for, won and managed Malta’s first ever seat on the United Nations Security Council [UNSC] for 1983-1984. His law Doctorate was awarded on the basis of a seminal thesis ‘Constitutional Change and the Maltese Constitution’. Fundamental constitutional changes in 1974 transforming Malta’s Constitution into a Republican one followed this thesis in both manner and substance. He was elected Rhodes Scholar for Malta and read Politics, Economics and Philosophy at Oriel College, Oxford University for his M.A. He Lectures on Diplomacy, Diplomatic Practice and Humanitarian Diplomacy for International Relations students and on Private International Law at the Law Faculty of the University of Malta. He was appointed as the Special Envoy of the Prime Minister of Malta since 2013 and accredited as Malta’s Ambassador to the World Trade Organization [WTO] in Geneva.

Dr Jackie Scerri, Director, Equinox Advisory; President, Mediterranean Institute of Innovation, Communications and Technology

Dr Jackie Scerri obtained a Doctorate of Laws at the University of Malta in 1999 and commenced her career as a litigation lawyer, gaining experience in civil, commercial, constitutional and insurance litigation. Eventually, she proceeded to pursue her studies at Queen Mary, University of London, in the areas of Internet Law, Communications Law, Computer Law and Competition Law. She subsequently accepted a post at the Malta Communications Authority as Senior Legal Advisor and Manager, where she involved in various legal and policy-making aspects of the electronic communications, electronic commerce and data protection sectors regulated by the Authority. Within this role, Jackie spearheaded a number of the Authority’s major projects, including the transposition of the EU regulatory directives relating to electronic communications and data protection into Maltese Law.

Jackie has also been engaged as a consultant for the purpose of advising on and drafting the regulatory frameworks the Kingdom of Swaziland in various fields. In 2010, she was commissioned to carry out an analysis of the acquis obligations in specific areas for the population of a database for the Maltese Ministry for
Infrastructure, Transport and Communications. The analysis covered directives, regulations and decisions relating to the areas of transport, telecommunications and energy. The analysis led to the identification of the obligations emanating from the acquis and any implementation deadlines or reporting obligations arising from the legislation.

In 2012, Jackie was engaged by the Commonwealth Secretariat to carry out a scoping mission in Botswana with the purpose of compiling a Gap Analysis and Needs Assessment in relation to the country’s Electronic Commerce, Electronic Signatures, Data Protection and Cybercrime legislation and the implementation thereof. She was involved in an EU project for the carrying out of a study on possible national legal obstacles to full recognition of electronic processing of performance information in relation to construction products within the regimes of civil liability and evidentiary value.

Furthermore, she has organised a number of training workshops in conjunction with COMNET-IT, an independent international foundation sponsored by the Commonwealth Secretariat and the Government of Malta, and has carried out a number of speaking engagements. Her publications include the widely quoted “Web 2.0 and User-Generated Content: legal challenges in the new frontier” (Journal of Information, Law and Technology (JILT)).

Jackie is currently engaged in consultancy and legal practice in the areas of Civil Law, Commercial and Company Law, Intellectual Property, Energy and Environment, Fiscal Law, Telecommunications and Electronic Commerce through her consultancy firm, Equinox Advisory. She is also advising the Malta Lotteries and Gaming Authority in relation to anti-money laundering policies.

Jackie also President of the Mediterranean Institute of Innovation, Communications and Technology (MIICT), a Non-Governmental Organisation set up for the carrying out of projects relating to Innovation, Communications and Technology.

**Mr Bernard Mallia, CEO, Equinox Advisory**

Mr Bernard Mallia is an experienced independent consultant and adviser in the fields of economics, project management, ICT and Information Systems. He has a polymathic background and was awarded his first degree in Commerce with a specialisation in Public Policy and Economics, as well as an honours degree in Public and Private Sector Management from the University of Malta. He pursued postgraduate studies at the University of Edinburgh where he read for a M.Sc. in Economics, and at the European University where he read for a M.Sc. in Information Systems. He has also been the recipient of diplomas in Computerised Bookkeeping (IAB), Project Management (CIC), and Advertising and Public Relations (CIC).

Bernard is a certified MS Office advanced user and a SQL Server 2005 Microsoft Certified Professional. Bernard’s areas of specialisation include the general
management of public and private sector entities, decision support, regulation, quantitative methods, data modelling and mining, and economics with a focus on incentive mechanism design, economic policy, and law economics. He has a thorough knowledge of Cost-Benefit Analysis (CBA), Cost-Effectiveness Analysis (CEA), Cost-Utility Analysis (CUA) and Contingent Valuation (CV) methodology, and is also aware of the pitfalls associated with each of the foregoing valuation methods.

Bernard is well acquainted with the World Health Organisation’s Guidelines for Conducting Cost–Benefit Analysis of Household Energy and Health Interventions, and with the European Commission’s Guide to Cost-Benefit Analysis of Investment Projects for the European funding program periods 2000-2006 and 2007-2013. He has, in the past, been involved in cost-benefit analyses for:

- Climate change action and inaction under the direction of Prof. Felix Fitzroy of the Scottish Centre for Research into Industry, Enterprise, Finance and the Firm;
- The feasibility of a Regulatory Information Management System for the Malta Communications Authority;
- The upgrade of a waterfront area in Gozo for the Ministry of Gozo;
- Provided input for a CBA commissioned by the Malta Maritime Authority;
- Worked on the CBA for the Microbiological Treatment (MBT) Plant project one of Malta’s biggest since its accession to the EU, with a planned expenditure of over 80 million Euros;
- Currently working on a CBA for the identification of the best option for connecting Malta to the European gas infrastructure.

Bernard has also garnered a vast wealth of experience while working for local and foreign public and private sector organisations, and while representing Malta on various EU Workgroups, and brings to the table a wealth of technical and managerial experience, as well as broad and a well-entrenched network of associates from the public and private sectors alike. He has, in the past, provided consultancy services to local firms in the private sector in the areas of steel fabrication, energy and petroleum, consultancy, and trade unionism, local organisations like the Ministry of Gozo, the Malta Maritime Authority, and the Competitive Malta Forum, as well as international organisations like the World Economic Forum and the Commonwealth Secretariat.

Bernard has also delivered a number of training programmes and participated as guest speaker in a number of seminars and conferences both locally and abroad. Bernard is also a visiting lecturer in the department of public policy at the University of Malta and is designated lecturer for the Regulatory Policy and institutions module. Until recently he was also visiting Lecturer for the Corporate Risk Management module for the Institute of Leadership & Management’s (ILM) Centre in Malta Managed by the EIE Group. Throughout his professional and academic endeavours, Bernard has managed to establish a reputation for the provision of consultancy services delivered to the highest of standards and his impeccable track-record has come to stand for integrity, ingenuity and excellence. Bernard is a member of the American Economic Association and the International Association of Bookkeepers and the president of the Institute of Research and Improvement in Social Sciences (IRISS).
Eng. Vladimir Radunovic, Director of Cybersecurity and E-diplomacy Programmes, DiploFoundation

Vladimir Radunović is a director of e-diplomacy and cybersecurity educational and training programmes of DiploFoundation. Prior to this, he has coordinated the Internet governance and policy programmes since 2005. Vladimir also served as a Member of the Multistakeholder Advisory Group (MAG) of the UN Internet Governance Forum (IGF) 2012-2014. He has actively participated in the global process since World Summit on Information Society in 2003, and has been a lecturer and a speaker in number of online and in-situ professional educations and trainings in Internet governance worldwide. His professional focus is on capacity development and online learning, broadband and access policy, cybersecurity and Internet safety, network neutrality, open Internet and end-user rights, e-participation and e-diplomacy, Internet governance process and negotiations. He holds an MSc in electrical engineering from the University of Belgrade and a Master degree in contemporary diplomacy from the University of Malta with thesis on e-diplomacy, and has undertaken a PhD programme in cybersecurity. He was born and lives in Serbia.

Inspector Timothy Zammit, Cyber Crime Unit

Timothy joined the Malta Police Force in 2003, upon successfully completing the Basic Training Course at the Academy for Criminal Justice, in the rank of a Police Constable. He was assigned to the Economic Crimes Unit with the main area of interest being Money Laundering investigations. His tasks included intelligence gathering and assisting investigating officers at an operational level.

In 2007, Timothy was posted to the Cyber Crime Unit, shortly before being promoted to Police Sergeant. He received extensive training, both locally and overseas, in internet investigations and the analysis of digital evidence seized during criminal investigations. He was involved at a national level in several investigations, both reactive and proactive, that have led to successful prosecutions and convictions in all spheres of cyber-related crimes. He is also involved in the design and implementation of an educational awareness programme related to safe internet use as well as the running of a Child Abuse Internet Filter. Timothy was promoted to Inspector of Police in September 2011 and is currently the officer in charge of the Police Cyber Crime Unit.