1. Record Nr. UNINA9910149556603321 Autore Daly Angela Titolo Private power, online information flows, and EU law: mind the gap // Angela Daly Oxford [UK];; Portland, Oregon:,: Hart Publishing,, 2016 Pubbl/distr/stampa **ISBN** 1-5099-0066-7 1-5099-0064-0 Descrizione fisica XVI, 162 p.;; 24 cm Collana Hart Studies in Competition Law; ; v. 15 Disciplina 343.2407/21 Antitrust law - European Union countries Soggetti Competition, Unfair - European Union countries Data protection - Law and legislation - European Union countries Internet - Law and legislation - European Union countries Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references and index. Nota di contenuto The Internet, user autonomy, and EU law -- Dominance and Internet provision -- Dominance and Internet search -- Dominance and mobile devices -- Dominance and the Cloud. This monograph examines how European Union law and regulation Sommario/riassunto address concentrations of private economic power which impede free information flows on the Internet to the detriment of Internet users' autonomy. In particular, competition law, sector specific regulation (if it exists), data protection and human rights law are considered and assessed to the extent they can tackle such concentrations of power for the benefit of users. Using a series of illustrative case studies, of Internet provision, search, mobile devices and app stores, and the cloud, the work demonstrates the gaps that currently exist in EU law and regulation. It is argued that these gaps exist due, in part, to current overarching trends guiding the regulation of economic power. namely neoliberalism, by which only the situation of market failure can invite ex ante rules, buoyed by the lobbying of regulators and legislators by those in possession of such economic power to achieve

outcomes which favour their businesses. Given this systemic, and extra-legal, nature of the reasons as to why the gaps exist, solutions

from outside the system are proposed at the end of each case study. This study will appeal to EU competition lawyers and media lawyers