## **INDICE SOMMARIO**

Inti	roduction	XIII
	Chapter 1	
	HIGH TECH LAW IN ITALY	
Leo	GAL SOURCES	1
1.	An introduction to Italian High Tech Legal studies: from Computer Law to Internet Law and far beyond	4
2.	Key issues of the Italian Digital Legal Frame	8
3.	Italian High Tech Law: from unity of Civil Code to special sector	1.7
4.	regulation	12 14
5.	Electronic Commerce and Digital Enterprise in Italy: an overview of legal	17
	emerging issues	19
	Chapter 2	
	TECHNOLOGICAL INNOVATION AND CONTRACT LAW	
-		
	GAL SOURCES	23
1.	Virtual markets, e-commerce and digital consumers	25
2. 3.	Dematerialization of the contract location: the virtual space of the internet. Dematerialization of the contract object: new intangible goods and new	30
٦.	consumption	33
4.	Dematerialization of the contract forms: the e-contract	38
٦. 5.	Legal significance of the technological layer of the virtual space: the	)(
,	"source code"	40
6.	Technological innovation and the contract	42
7.	New Technology Contracts	46
	Chapter 3	
	VIRTUAL CONTRACT AND CONSUMERS PROTECTION	
Lec	GAL SOURCES	49
1.	Commercialization of the net and raise of the virtual contract	53
2.	Contract structures and classifications of the virtual contract	54

X INDICE SOMMARIO

<ul><li>4.</li></ul>	Distinguishing features of the category of trans-typical negotiating of the virtual contract in a narrow sense	55
5.	negotiations	59 61
6. 7.	The asymmetries of the virtual contract	65
8.	contract to fair contract	71
9.	contract through informative form	75 81
	Chapter 4	
	THE FORMS OF THE VIRTUAL CONTRACT: ELECTRONIC SIGNATURES AND POINT AND CLICK	
LEGA 1. 2.	Typical and atypical electronic forms of the virtual contract  The point and click contract acceptance button: procedures for contract	91 92
3.	formation - atypical form	98
4.	wrap" standard software licence	104 105
5.	The point and click contract and additional obligation for electronic transmission of receipt of the order in accordance with art. 13 of Legisla-	
6.	tive Decree no. 70 of 9 April 2003	106
7.	proof	112
8.	mere documentation of the obbligation to inform	118
	button under US law	120
	Chapter 5	-
-	INTELLECTUAL PROPERTY PROTECTION OF DIGITAL CONTENT UNDER NEW ITALIAN NOTICE AND TAKE DOWN AGCom ADMINISTRATIVE PROCEDURE	
Lega 1.	Technological innovation and Intellectual Property on the internet: the problem of protection of digital content in case law and the attempt of	125
	administrative regulation by AGCom	128

INDICE SOMMARIO XI

2.	Protection of online content between AGCom regulation, roles of infor-	131
3.	mation society intermediaries and reform of italian digital copyright law . The administrative protection of digital content in electronic communica-	151
	tion networks: controversial formation process and the "dark side" of	12/
4.	AGCom Regulation 680/13	136
	issues and rules	144
	issues and rules	111
	Chamban (	
	Chapter 6	
	INTERNET SERVICE PROVIDER LIABILITIES	
Leg	AL SOURCES	153
1.	The role of information society intermediaries	156
2.	The new civil liability for passive Internet Service Providers and the problem of knowledge of unlawful acts: absence of the obligation to	
	oversee ex ante and the duty to remove ex post	161
3.	The raise in the case law of the active Internet Service Provider: the particular nature and critical aspects of civil liability of content aggregators,	
	social networks and search engines	167
4.	Civil liability for unlawful acts of search engines as a result of errors in	
	automatic software for matching of related searches: the case of "Google	
	Suggest" in rulings by the Court of Milan	173
5.	Civil liability for unlawful acts by the search engine due to illegal "links"	
	in violation of intellectual property rights: the case of Yahoo! Italia in	
	rulings of the special section for industrial and intellectual property rights	17/
_	by the Court of Rome	176
6.	Obsolescence of Internet Service Provider liabilities legal regime: an urgent need for a reform	180
	need for a reform	100