

Münster Colloquia on EU Law and the Digital Economy

AI-Contracting

9th/10th January 2025

Karl-Bender-Saal
Juridicum, Room 322
Universitätsstraße 14-16
48143 Münster

Thursday, 9th January 2025

13:30 Registration

14:00 Introduction

Welcome

Sebastian Lohsse (*University of Münster*)

Introduction to the topic

Dirk Staudenmayer (*European Commission and University of Münster*)

The UNCITRAL Model Law on Automated Contracting

Simona Staikova-Van Bommel (*European Commission*)

14:30 I. Conclusion of contracts and contracting parties

What does it mean to have “the intention to contract” in an AI contract?

Henry Gabriel (*Elon University School of Law*)

Decoding AI Contracting: Rules for Validity, Attribution and Risk Allocation

Teresa Rodríguez de las Heras Ballell (*University Carlos III Madrid*)

The Parties to an AI-Contract

Sebastian Schwamberger (*University of Rostock*)

Augmented consumers and algorithmic consumers in AI contracting

Christoph Busch (*University of Osnabrück*)

15:50 Discussion

16:30 Break

16:45 II. Attribution of knowledge and pre-contractual information duties

AI Contracting and Default Rules

Florian Möslein (*Philipps University of Marburg*)

Attribution of pre-contractual information and knowledge: the ELI Model Rules on Algorithmic Contracts and beyond

Christian Twigg-Flesner (*University of Warwick*)

What does an AI system know? The knowledge of AI systems in contractual relationships

Georg Borges (*University of Saarland*)

17:45 Discussion

18:30 End

Friday, 10th January 2025

09:00 Registration

09:30 III. Defects of consent and the right of withdrawal

The role of intention in contract formation

Eliza Mik (*The Chinese University of Hong Kong*)

When things go wrong – dealing with unexpected outcomes in automated contracting

Christiane Wendehorst (*University of Vienna*)

Vices of Consent and AI Contracts

Thomas Rübner (*University of Trier*)

10:30 Discussion

11:15 Break

11:30 Discussion Panel

“Should the UNCITRAL Model Law on Automated Contracting be implemented at EU level?”

Dirk Staudenmayer (*European Commission and University of Münster*)

- moderation

Urs Buscke (*BEUC*)

Katja Heine (*SMEunited*)

Vlad-Florin Vita (*Ecommerce Europe*)

Isabelle Kobinger (*HDE*)

13:00 Concluding Remarks

Reiner Schulze (*University of Münster*)

13:15 End

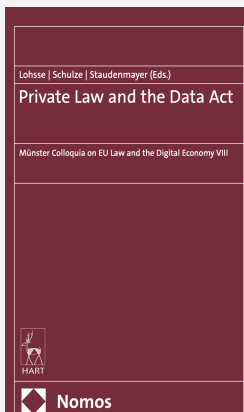
The Münster Colloquia

The "Münster Colloquia" deal with the challenges which EU law faces as a result of the transition to the digital economy. They bring together renowned lawyers from academia and legal practice as well as EU/national policy makers and stakeholder representatives. They are a privileged forum to discuss in-depth concepts and instruments which respond to key issues of EU digital law, for instance related to artificial intelligence.

The aim of the *9th Münster Colloquium* is to discuss the complexities and needs when regulating contracts concluded with or between AI.

AI-contracting is increasingly used in industry, with the promise of reduced costs and synergy gains through a more efficient and faster contracting process. AI contracting raises new and unresolved questions to which contract law is not adapted. This year's Colloquium will take an in-depth look at the extent to which contracts can be concluded using AI, what conditions of validity must be met and whether a party can get out of the contract in case of unexpected outcomes. In addition to pre-contractual information duties and attribution of knowledge, the practically relevant right of withdrawal for consumers will also be considered.

The **volumes** of the first eight Münster Colloquia on EU Law and the Digital Economy are available from Nomos publishers and have been well received.



NEW:

Lohsse/Schulze/Staudenmayer (eds.), Private Law and the Data Act, Münster Colloquia on EU Law and the Digital Economy VIII, Nomos 2024

Schulze/Staudenmayer (eds.), **Digital Revolution: Challenges for Contract Law in Practice**, Nomos 2016
Schulze/Staudenmayer/Lohsse (eds.), **Contracts for the Supply of Digital Content: Regulatory Challenges and Gaps**, Nomos 2017
Lohsse/Schulze/ Staudenmayer (eds.), **Trading Data in the Digital Economy: Legal Concepts and Tools**, Nomos 2017
Lohsse/Schulze/ Staudenmayer (eds.), **Liability for Artificial Intelligence and the Internet of Things**, Nomos 2019
Lohsse/Schulze/ Staudenmayer (eds.), **Data as Counter-Performance – Contract Law 2.0 ?**, Nomos 2020
Lohsse/Schulze/Staudenmayer (eds.), **Smart Products**, Nomos 2022
Lohsse/Schulze/Staudenmayer (eds.), **Liability for AI**, Nomos 2023

Registration

You can register for the conference **via E-Mail until 30. November 2024**, addressed to the conference assistant Kim von Gödel (k.v.goedel@uni-muenster.de).

There is no conference fee.

This program will be updated frequently.