Paul De Hert



Contact

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Prof. Paul De Hert's work addresses problems in the area of privacy & technology, human rights and criminal law. Currently he is expanding his scope of interest including research on issues with regard to the human rights status of the elderly and the principle of neutrality in a democratic state. To satisfy his multiple curiosities de Hert teams up regularly with other authors. A human rights approach combined with a concern for theory is the common denominator of all his work.

In his formative years, de Hert studied law, philosophy and religious sciences (1985-1992). After several books and articles in law and a productive decade of research for the Flemish Funds for Scientific Research, the Belgian Justice Department, the Department of Interior Affairs and the Brussels University Research Council in areas such as policing, video surveillance, international cooperation in criminal affairs and international exchange of police information, he broadened up his scope of interests and published a book on the European Convention on Human Rights (1998) and defended a doctorate in law in which he compared the constitutional strength of eighteenth and twentieth century constitutionalism in the light of contemporary social control practices ('Early Constitutionalism and Social Control. Liberal Democracy Hesitating between Rights Thinking and Liberty Thinking' (2000, Promoter: Prof. dr. Bart De Schutter (VUB)).

Currently, at Brussels, Paul De Hert holds the chair of 'Criminal Law', and 'International and European Criminal Law'. In the past he has held the chair of 'Human Rights', 'Legal theory', 'Historical introduction to eight major constitutional systems' and 'Constitutional criminal law'. He is Co-Director of the Research group Law Science Technology & Society (LSTS), Director of the Research group on human rights (HUMR), and Director of the Department of Interdisciplinary Studies of Law (Metajuridics).

He is board member of several Belgian, Dutch and (other) international scientific journals such as The Computer Law & Security Review (Elsevier), The Inter-American and European Human Rights Journal (Intersentia) and Criminal Law & Philosophy (Springer). He is co-editor in chief of the Supranational Criminal Law Series (Intersentia) and of the New Journal of European Criminal law (Intersentia).

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Skype: pauldehert

Sex Male | Date of birth 20/06/1965 | Nationality Belgian

WORK EXPERIENCE

2006-current

University Professor holding the chair of 'Criminal Law', 'International and European Criminal Law' and 'Historical introduction to eight major constitutional systems', Vrije Universiteit Brussels

2004-2005: Professor Law Faculty

2002-2003: Part time Professor Law Facult

- Teaching and supervision of Ph.D. students; development of new courses
- Research on both national and international level
- Director of the VUB-Research Fundamental Rights & Constitutionalism (FRC)
- Director of the Department of Interdisciplinary Studies of Law (Metajuridics)

Core member of the internationally well-accepted VUB-Research group Law Science Technology &

Society (LSTS) (see: www.vub.ac.be/LSTS).

Business or sector Academia

2006-current Associated Professor School of Law, Tilburg Institute for Law, Technology and Society

Tilburg Unviversity

- Head lecturer Technology Law
- Part-time teacher and reseacher.

Business or sector Academia

2002-2005

Associated Professor Faculty of Law, Institute for Criminal law and Criminology

Leiden University,

Head Lecturer Criminal law

Business or sector Academia

2000-2003

Post Doctorate Researcher

Vrije Universteit Brussels

Promotor: Prof. S. Gutwirth (2001-2003) Promotor:

Prof. G. Van Limberghen (2001)

Promotor: Prof. B. De Schutter (2000).

Business or sector Academia

2001-2002 Post Doctorate Researcher

EDUCATION AND TRAINING

PERSONAL SKILLS

Tilburg University

Promotor: Prof. C. Prins.

Business or sector Academia

2000-2001

Deputy Advisory

Ministry of Justice Belgian Data Protection Authority

Senior Researcher.

Business or sector Government

1990-1999

Researcher

Vrije Universteit Brussel

Researcher at the Centre for International Criminal law (later on: Centre Interaction Law and Technology at the Faculty of Law). Promotor: Prof. B. De Schutter.

Business or sector Government

2000 Doctorate in Law (no grade available)

Vrije Universiteit Brusselsl (VUB)

• 'Early Constitutionalism and Social Control. Liberal Democracy Hesitating between Rights Thinking

and Liberty Thinking'. Promotor: Prof. dr. B. De Schutter

1991 Bachelor Philosophy (cum laude)

Université Libre de Bruxelles (ULB)

Philosophy

1991 Bachelor Religious Sciences (cum laude)

Katholieke Universiteit Leuven (KUL)

Religious Sciences.

1989 Masters in law (cum laude)

Vrije Universiteit Brussels (VUB)

Law.

Mother tongue(s) Dutch

Other language(s) UNDERSTANDING SPEAKING WRITING

Listening Reading Spoken interaction Spoken production

English Proficient user Proficient user Proficient user Proficient user Proficient user

French Proficient user Proficient user Proficient user Proficient user

German Independent user Independent user Independent user Independent user

Organisational / managerial skills • Leadership (director of several research groups, PhD supervision, organization of conferences)

Organisation of various workshops, seminars and conferences

Other skills and competences Holding 11 active memberships of editorial boards of scientific periodicals/editors. He is

member of the editorial boards of several national and international scientific journals such as the Inter-American and European Human Rights Journal (Intersentia), Criminal Law & Philosophy (Springer), The Computer Law & Security Review

(Elsevier) and the International Journal On Advances in Security (Iaria). He is coeditor in chief of the Supranational Criminal Law Series (Intersentia) and of the New Journal of European Criminal law (Intersentia).

De Hert is the main organiser of the annual Conference Computer, Privacy, Data Protection ((www.cpdpconferences.eu), comprising every year of 45 panels, 190 speakers and 750 participants

Fellow 2009-2011 protected by the Tilburg system of Competitive Research Funding (http://www.uvt.nl/faculteiten/frw/onderzoek/info/COF.html)

Fellow 2009 the Migration Policy Institute (Washington)

Fellow of the Meijers Institute (2003-2007). Research qualification/label provide by the Jury of Research Evaluation of the Faculty of Law of the University of Leiden The Netherlands)

Invited Scientific expert (Collaborateur scientifique) Centre de recherche informatique et droit (CRID)' Faculté de droit, Facultés Universitaires Notre-Dame de la Paix, Namur. (2002-2004)

Laureate of the David POLSPOEL award (1986) Brussels (prize of the University of Brussels for excellent students combining academic studies and part-time or full-time jobs)

Computer skills - Good command of Microsoft Office tools (Word, Powerpoint) and Apple software

- Full computer literate

ANNEXES

Main Former Projects:

□ January 1, 2000 - December 21, 2004: Post-Doctorate Research (Co-promoters Prof. S. Gutwirth, Prof. S. SNACKEN and Prof. ELIAERTS) of the

GOA-project (GOA = "Geconcerteerde OnderzoeksActie", Larger scale concerted research program funded by the Flemish Government):

"Contemporay punishment". (Researchers: 2 postdocs (K. BEYENS en P. DE HERT) and 2 predocs (A. RAES en R. BITHOUNE)

☐ May-June 2003: Co-promoter an co-researcher, together with Prof. S. GUTWIRTH (University of Leiden of the IPTS research-project *Privacy and*

the future of identity, location based services and the virtual residence. A prospective overview. This research is a contribution to the study *Security*

and Privacy for the Citizen in the Post-September 11 Digital Age conducted by the ICT-unit of the JRC-IPTS on behalf of the LIBE committee of the

European Parliament, funded by IPTS/DG Research, EU.

☐ Jan. 2002- December 2004 Co-member of the Research project 'Reasonable Expectations of Privacy and the Reality of Data Protection', a.k.a. the

PrivacyNetwork. This project is set up by the CRBI, Tilburg University and sponsored by the ITeR (Dutch National Programme for IT and Law). The

main research questions of this project are: What is privacy and data protection? How does privacy and data protection exist in real life? What does

this mean for concepts and rules on privacy and data protection, from a comparative perspective? The network has set up an international database

with case-law, produces annual country reports about specific privacy issues such as cameras, email control, etc.Cf. www.uvt.nl/privacynetwork and
www.privacynetwork.nl
☐ May-June 2004: Promoter and Co-researcher, of the Institute of Prospective Technological
Studies (IPTS) research-project <i>Biometrics at the</i>
Frontiers: Assessing the Impact on Society, Report to the European Parliament Committee on
Citizens' Freedoms and Rights, Justice and Homme
Affairs (LIBE), February 2005,
□ 2004-2008: Researcher of the partnership of LSTS in the FP6 Network of Excellence FIDIS (<i>The</i>
future of identity in information society). Promoter:
Prof. S. Gutwirth. LSTS researchers involved in Fidis: P. De Hert, K. François, S. Gutwirth, M.
Hildebrandt, W. Schreurs and J.P. Van Bendegem.
☐ Partner-promoter in the Integrated Projectt Reflexive Governance in the Public Interest
(REFGOV)-Subnetwork: Fundamental Rights Governance,
6th Community Framework Programme in Research and Development (FP 6), Priority 7: Citizens
and Governance in a knowledge based society;
Theme 2: Citizenship, democracy, and new forms of governance; Research area 5: Articulation of
areas of responsibility and new forms of
governance, 5.1.1. Public interest: conception, regulation and implementation.
□ Partner-promoter in Specific Support Action (SSA) Safeguards in a world of ambient intelligence
(SWAMI) under the 6th Community Framework
Programme in Research and Development (FP 6), Priority 8.1: Policy-oriented research (Start:
February 1, 2005)
□ January 1, 2005 - December 31, 2009: Co-promoter (together with Prof. S. SNACKEN, Prof. K. BEYENS, Prof. S. GUTWIRTH and Prof. H. TUBEX)
of the GOA-project (GOA = "Geconcerteerde OnderzoeksActie", Larger scale concerted research
program funded by the Flemish Government):
Legitimate criminal Justice in times of insecurity. (Researchers: 2 postdocs and 2 predocs)
□ September, 1, 2005-August 31, 2009 Partner-Promoter of the Interdisciplinary research project
Intelligence led policing. Larger scale concerted
research program funded by the Dutch Research Council: Now-Token. Partners: Prof. dr. H.J. van
den Herik (University of Leiden and Maastricht),
Prof. dr. E.O. Postma (University of Maastricht), Dr. H.H.L.M. Donkers (University of Maastricht).
(Researchers: 2 predocs).
□ Co-promoter in the IWT-SBO project <i>An interdisciplinary research project on FLEmish E-</i>
publishing Trends. Submitted by a research consortium
composed by Research groups of VUB, UG, KUL and Infonomics, granted by the Institute for the
Promotion of Innovation by Science and Technology in Flanders, IWT-SBO (4 years project, start
2006)

Publications

De Hert Paul, Papakonstantinou Vagelis (2018) Data protection policies in EU Justice and Home Affairs. A multi-layered and yet unexplored territory for legal research. In: Servent Ariadna Ripoll, Florian Trauner (eds.) Routledge Handbook of Justice and Home Affairs Research. Routledge, pp. 169-179. ▶ Abstract

De Hert Paul, Safjert Juraj (2018) The role of the data protection authorities in supervising police and criminal justice authorities processing personal data. In: C. Briè, re, A. Weyembergh (eds.)

The needed balances in EU Criminal Law: past present and future. Hart Publishing, pp. 243-255.

► Abstract

Download https://cris.vub.be/files/35913973/Briere18_The_Needed_Balances_in_EU_Criminal_La w_Past_Present_and_Future_Hart_Studies_in_European_Criminal_Law_Chlo_Bri_re_Hart_Publis hing_TOC.pdf

Kamara Irene, De Hert Paul (2018) Data Protection Certification in the EU. In: Rowena Rodrigues, Vagelis Papakonstantinou (eds.) Possibilities, Actors and Building Blocks in a reformed landscape. T.M.C. Asser Press.

Berbers Yolande, Hildebrandt Mireille, De Hert Paul (2017) Privacy in tijden van internet, sociale netwerken en big data. Koninklijke Vlaamse Academie van België voor Wetenschappen en Kunsten. ► Abstract

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- De Hert Paul (2017) Burkes common law- benadering van vrijheid en mensenrechten. Erfgoed zonder bijzondere status vatbaar voor belangenafweging. In: Andreas Kinneging, De Hert Paul, Maarten Colette (eds.) Burke. ASP, pp. 63-92. Abstract
- ► Download https://cris.vub.be/files/35861189/pdh17burkes_common_law_benadering.pdf
- De Hert Paul (2017) Courts, Privacy and Data protection in Belgium: Fundamental rights that might as well be struck from the Constitution. In: Brkan Maja, Evangelia Psychogiopoulou (eds.) Courts, Privacy and Data Protection in the Digital Environment. Edward Elgar Publishing Ltd., pp. 63-81. ► Abstract

Download https://cris.vub.be/files/35864703/pdh17courts in belgium Ch4 Brkan 2017 flyer.pdf

De Hert Paul (2017) Data Protection as Bundles of Principles, General Rights, Concrete Subjective Rights and Rules. Piercing the Veil of Stability Surrounding the Principles of Data Protection. European Data Protection Law Review (2) 3(2): 160-179. ▶ Abstract

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- De Hert Paul (2017) Data Protection's Future without Democratic Bright Line Rules. Co-existing with Technologies in Europe after Breyer. European Data Protection Law Review (1) 3(1): 20-35. Abstract
- ► Download https://cris.vub.be/files/35860883/pdh17Breyer_edpl 2017_01_007.pdf
- De Hert Paul (2017) Globalisation, crime and governance. Transparency, accountability and participation as principles for global criminal law. In: Chrisje Brants, Susanne Karstedt (eds.) Transitional Justice and its public spheres: engagement, legitimacy and contestation. Hart Publishing, pp. 91-123. ► Abstract

 $De\ Hert\ Paul,\ Dhondt\ Frederik\ (2017)\ Bewogen\ door\ maatschappelijke\ ontwikkelingen.\ ASP.$

► Abstract

Download https://cris.vub.be/files/35861104/pdh17_fd_LA_Jef_van_Bellingen_Bewogen_door_maatschappelijke_ontwikkelingen_TOC.pdf

- De Hert Paul, Dhondt Frederik, Van Bellingen Jozef (2017) Interview met Jef Van Bellingen. In: Bewogen door maatschappelijke ontwikkelingen. ASP / VUBPRESS, pp. 11-27. ► Abstract
- De Hert Paul, Huylebroek Barbara (2017) Country profile on penalties in drug trafficking cases in Belgium. EU project EMCDDA Technical Paper on drug-trafficking penalties . ▶ Abstract
- ▶ Download from http://www.emcdda.europa.eu/publications/technical-reports/trafficking-penalties
- De Hert Paul, Lammerant Hans, Blok P.H. (2017) Big data en gelijke behandeling. In: Peter Blok (ed.) Big data & het recht. Sdu Uitgevers, pp. 115-134. ► Abstract
- $Download\ https://cris.vub.be/files/35864071/pdh17_hlpb_big_data_en_gelijke_behandeling_H6_Bl\ ok.pdf$
- De Hert Paul, Papakonstantinou Vagelis (2017) Moving Beyond the Special Rapporteur on Privacy with the Establishment of a New, Specialised United Nations Agency: Addressing the Deficit in Global Cooperation for the Protection of Data Privacy. In: Svantesson Dan Jerker, Dariusz Kloza (eds.) Transatlantic Data Privacy Relations as a Challenge for Democracy. Intersentia, pp. 521-531. ▶ Abstract
- Download https://cris.vub.be/files/35861006/pdh17_vp_UN_special_rapporteur_TOC_Svantesson_17_Kloza_17_TRANS_ATLANTIC_DATA_PRIVACY_RELATIONS.pdf
- De Hert Paul, Papakonstantinou Vagelis (2017) The rich UK contribution to the field of EU data protection: Let's not go for "third country" status after Brexit. Computer Law & Security Review (3) 33(3): 354-360. ► Abstract
- De Pauw Marijke, De Hert Paul (2017) Integrating disability and elder rights into the ECHR: rewriting McDonald v the United Kingdom (ECtHR). In: Eva Brems, Ellen Desmet (eds.) Integrated Human Rights in Practice. Rewriting Human Rights Decisions. Edward Elgar Publishing Ltd., pp. 317-350. ► Abstract
- De Schepper Tom, De Hert Paul (2017) Cameratoezicht anno 2016: overzicht van recente ontwikkelingen in wetgeving en rechtspraak. In: Handboek Politiediensten. Wolters Kluwer, pp. 86-132. ► Abstract
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- Galetta Antonella, De Hert Paul (2017) A European perspective on data protection and the right of access. In: Norris Clive, De Hert Paul, L'Hoiry Xavier, Galetta Antonella (eds.) The unaccountable state of surveillance. Springer, pp. 21-43. ► Abstract
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- Galetta Antonella, De Hert Paul (2017) Exercising access rights in Belgium. In: Norris Clive, De Hert Paul, Xavier L'Hoiry, Galetta Antonella (eds.) The unaccountable state of surveillance. Springer, pp. 77-108. ► Abstract
- ► Download from https://link.springer.com/chapter/10.1007/978-3-319-47573-8_5
- Galetta Antonella, De Hert Paul, Norris Clive, L'Hoiry Xavier (2017) Mapping the legal and administrative frameworks of informational rights in Europe. A cross-European comparative analysis. In: Norris Clive, De Hert Paul, L'Hoiry Xavier, Galetta Antonella (eds.) The unaccountable state of surveillance. Springer, pp. 457-478. ▶ Abstract
- ▶ Download from https://link.springer.com/chapter/10.1007/978-3-319-47573-8_15
- Habbig Ann-Katrin, Hoefmans Alexander, De Hert Paul (2017) What young and old can learn from each other: cross-fertilisation between existing human rights law for children and developing human rights law for older persons. In: Eva Brems, Ellen Desmet, Wouter Vandenhole (eds.) Children's Rights Law in the Global Human Rights Landscape: Isolation, Inspiration, Integration? . Routledge, Taylor & Francis Group, pp. 146-170. ▶ Abstract
- Hallinan Dara, De Hert Paul (2017) Genetic Classes and Genetic Categories: Protecting Genetic Groups through Data Protection Law. In: Linnet Taylor, Luciano Floridi, van der Sloot Bart (eds.) Group privacy. New challenges of data technologies. Springer International Publishing AG, pp. 175-196. ► Abstract
- Holvoet Mathias, De Hert Paul (2017) The Idealist Advocate Meets the Legal Positivist. Untangling Christine Van den Wyngaert's Approach to Interpreting International Criminal Law. In: Steven Dewulf (ed.) La CVDW. Liber Amicorum Chris Van den Wyngaert. Maklu, pp. 239-256.

 Abstract

Kinneging Andreas, De Hert Paul, Colette Maarten (2017) Burke. ASP / VUBPRESS. ► Abstract ► Download https://cris.vub.be/files/30352164/170310_burkev1.pdf

Leenes Ronald, Van Brakel Rosamunde Elise, Gutwirth Serge, De Hert Paul (2017) Data Protection and Privacy: (In)visibilities and Infrastructures. Springer. ▶ Abstract

► Download from http://www.springer.com/us/book/9783319507958

Malgieri Gianclaudio, De Hert Paul (2017) European Human Rights, Criminal Surveillance, and Intelligence Surveillance: Towards Good Enough Judicial Oversight. In: David Gray, Stephen Henderson (eds.) Cambridge Handbook of Surveillance Law. Cambridge University Press, pp. 509-532. ▶ Abstract

Norris Clive, De Hert Paul, L'hoiry Xavier, Galetta Antonella (2017) The Unaccountable State of Surveillance. Exercising Access Rights in Europe. Springer International Publishing AG.

* Abstract

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Ronald Leenes, Van Brakel Rosamunde Elise, Gutwirth Serge, De Hert Paul (2017) Data Protection and Privacy: The Age of Intelligent Machines,. Hart Publishing. • Abstract

- ► Download from https://www.bloomsburyprofessional.com/uk/data-protection-and-privacy-9781509919345/
- Tomsic Andrej, Burnik Jelena, Kalan Eva, Pauner Cristina, Viguri Jorge, Garcia Rosario, Wurster Simone, Hirrschman Nathalie, Wohlgemuth Sophie, Van Zetten Jolien, Sveinsdottir Thordis, Kamara Irene, De Hert Paul, Konstantinou Ioulia (2017) Consolidated report on enhancing confidence and acceptability of new certification measures. CRISP project.
- Barnard-Wills D., Pauner Christina, De Hert Paul (2016) Data protection authority perspectives on the impact of data protection reform on cooperation in the EU. Computer Law & Security Review (4) 32(4): 587-598. ► Abstract
- De Hert Paul (2016) Access to Culture, Media, Information in the Digital Age. In: Wiesand Andreas Joh., Kalliopi Chainoglou, Anna Śledzińska-Simon, Yvonne Donders (eds.) Culture and Human Rights: The Wroclaw Commentaries. de Gruyter, pp. 33-40. Abstract
- De Hert Paul (2016) Cybersecurity, its many actors and the Human Rights Message. Foreword. In: Joanna Kulesza, Roy Balleste (eds.) Cybersecurity and Human Rights in the Age of Cyberveillance. Rowman & Littlefield, pp. ix-xii. Abstract