



## Davide Baldini

---

**Date of birth:** 19/07/1992 | **Nationality:** Italian | **Gender:** Male | **Phone number:** (+39) 3472538971 (Mobile) | **Email address:** [davide.baldini@unifi.it](mailto:davide.baldini@unifi.it) |

**Email address:** [davide.baldini@ictlc.com](mailto:davide.baldini@ictlc.com) | **Website:**

<https://www.ictlegalconsulting.com/about-us/davide-baldini/?lang=en> | **LinkedIn:**

<https://www.linkedin.com/in/davide-baldini-a34543134/> | **Twitter:**

<https://twitter.com/dbaldini1> | **ResearchGate:**

<https://www.researchgate.net/profile/Davide-Baldini>

### ● WORK EXPERIENCE

---

30/04/2018 – CURRENT Amsterdam, Netherlands

#### **PARTNER** ICT LEGAL CONSULTING

---

- Provision of legal advice to innovative start-ups, technology companies and multinational corporate groups concerning data protection legislation, ICT contract law, legislation on intermediary service provider liability (E-Commerce Directive, Digital Services Act, Platform to Business Regulation, etc.).
- Writing opinions, legal research, drafting and negotiating ICT contracts.
- Drafting and negotiating data processing agreements, data management agreements and data sharing agreements.
- Drafting privacy notices, data protection impact assessments, legitimate interest and privacy risk assessments.
- Role of direct responsibility in the management of the Firm's clients.
- Management of resources and collaborators of the firm, allocation and supervision of work towards junior, mid-level and senior associates.
- Implementation of multi-jurisdictional compliance projects.

**Business or Sector** Professional, scientific and technical activities | **Email** [davide.baldini@ictlc.com](mailto:davide.baldini@ictlc.com) |

**Website** [www.ictlc.com](http://www.ictlc.com)

01/11/2022 – CURRENT Florence, Italy

#### **PHD CANDIDATE IN EUROPEAN AND TRANSNATIONAL LEGAL STUDIES** FLORENCE UNIVERSITY

---

The research project which I am pursuing is titled: "Artificial Intelligence at the Crossroads between EU Data Protection and Anti-Discrimination Laws: Designing New Models for Tackling Algorithmic Discrimination", in the context of the "European and Transnational Legal Studies" curriculum, which takes place as a co-tutelage between the Florence and Maastricht Universities.

My tasks include:

- Conducting research on algorithmic discrimination under EU Law.
- Participating in research groups and projects on subject matters surrounding algorithmic discrimination (e.g., privacy and data protection, cybersecurity, anti-discrimination law).
- Lecturing and tutoring students.
- Drafting and publishing research papers.
- Attending and organizing conferences and related events.

**Email** [davide.baldini@unifi.it](mailto:davide.baldini@unifi.it) | **Website** <https://www.dsg.unifi.it/vp-309-dottorandi-e-dottorande.html>

01/05/2021 – 30/10/2022 Florence, Italy

#### **RESEARCH FELLOW** FLORENCE UNIVERSITY

---

I held the position of Research Fellow ("*borsista di ricerca*") in European Union Law, conducting research on the topic of: "*Nuove tecnologie e protezione della privacy nel diritto europeo: i limiti della profilazione*"

*automatizzata dei dati alla luce del GDPR*" ("New technologies and privacy protection in European law: the limits of automated data profiling in light of the GDPR").

My tasks included:

- Conducting research on profiling and automated decision-making under EU Law.
- Gathering and summarizing relevant case-law and soft law guidance from EU and national courts and data protection authorities.
- Managing the project's website, in order to update the relevant case-law and guidance database.
- Support in the editing process of the project's volume "Protezione dei dati personali e nuove tecnologie. Ricerca interdisciplinare sulle tecniche di profilazione e sulle loro conseguenze giuridiche".
- Drafting and publishing an essay for the aforementioned volume.
- Tutorship for the students in the context of the "EUTalks 2022" project.

01/03/2017 – 14/04/2018 Florence, Italy

**JR. LEGAL COUNSEL** SALVATORE FERRAGAMO S.P.A.

---

- Advising activities to all relevant corporate functions (especially IT, e-commerce and marketing departments).
- Writing of opinions, performance of legal research, drafting and negotiation of ICT contracts and data protection contracts and compliance documents.
- Management of the Group-wide GDPR compliance project.

**Business or Sector** Wholesale and retail trade; repair of motor vehicles and motorcycles | **Department** Legal |

**Website** [www.ferragamo.com](http://www.ferragamo.com)

01/01/2017 – 28/02/2017 Rome, Italy

**TRAINEE** PROCURA GENERALE PRESSO LA CORTE DI CASSAZIONE (ATTORNEY GENERAL OF THE COURT OF CASSATION)

---

Supporting activities to the attorney general, by means of studying the pending lawsuits and assistance in the drafting of opinions and procedural acts.

## ● EDUCATION AND TRAINING

---

14/07/2023 – CURRENT Florence, Italy

**CERTIFICATE OF ATTENDANCE - SUMMER SCHOOL ON AI AND LAW** European University Institute (EUI)

---

**Website** <https://www.eui.eu/en/home>

30/08/2021 – CURRENT Luxembourg, Luxembourg

**EUROPRIVACY AUDITOR** Europrivacy Academy

---

**Website** <https://www.europrivacy.org/>

23/08/2021 – CURRENT Luxembourg, Luxembourg

**EUROPRIVACY IMPLEMENTER** Europrivacy Academy

---

**Website** <https://www.europrivacy.org/>

30/01/2019 – CURRENT Amsterdam, Netherlands

**LEAD AUDITOR AND CONSULTANT FOR THE CLOUD SECURITY ALLIANCE CODE OF CONDUCT** Cloud Security Alliance (CSA)

---

**Website** <https://cloudsecurityalliance.org/>

05/09/2017 – CURRENT Maastricht, Netherlands

**DATA PROTECTION OFFICER (DPO) CERTIFICATION** Maastricht University - European Center on Privacy and Cybersecurity (ECPC)

---

**Website** <https://www.maastrichtuniversity.nl/research/maastricht-european-centre-privacy-and-cybersecurity>

01/09/2011 – 15/12/2016 Florence, Italy

**MASTER'S DEGREE IN LAW** Università degli Studi di Firenze

---

- Italian Law.
- European Union Law.
- International Public Law.

**Website** [www.unifi.it](http://www.unifi.it) | **Field of study** Law | **Final grade** 110 cum laude |

**Thesis** EU Law on Personal Data Protection: Between Internal Market Promotion and Fundamental Rights Protection

16/09/2016 – CURRENT Trier, Germany

**CERTIFICATE OF ATTENDANCE - SUMMER SCHOOL ON EUROPEAN DATA PROTECTION LAW**

Academy of European Law Trier

---

**Website** <https://www.era.int/>

12/01/2016 – CURRENT Florence, Italy

**CERTIFICATE OF PROFICIENCY IN ENGLISH (LEVEL C2)** Cambridge English

---

**Website** <https://www.cambridgeenglish.org/>

## ● LANGUAGE SKILLS

---

Mother tongue(s): **ITALIAN**

Other language(s):

	UNDERSTANDING		SPEAKING		WRITING
	Listening	Reading	Spoken production	Spoken interaction	
<b>ENGLISH</b>	C2	C2	C2	C2	C2

*Levels: A1 and A2: Basic user; B1 and B2: Independent user; C1 and C2: Proficient user*

## ● DIGITAL SKILLS

---

Microsoft Excel | Microsoft Word | Microsoft Office | Microsoft Powerpoint

## ● ADDITIONAL INFORMATION

---

### PUBLICATIONS

[Data Protection and Privacy 2023 - Trends and developments](#) – 2023

The Data Protection & Privacy 2023 guide features 30 jurisdictions. The guide provides the latest legal information on online marketing, workplace privacy, access to data for national security purposes, international data transfers, data localisation requirements, and emerging digital and technology issues.

---

D. Baldini et al., 2023, Data Protection and Privacy, Chambers & Partners

[La valutazione di impatto sulla protezione dei dati: quale ruolo per i diritti fondamentali degli interessati?](#)

– 2022

The essay aims to investigate the role of the "fundamental rights and freedoms" of the data subjects to which art. 35 GDPR refers, in the context of data protection impact assessments ("DPIAs"). After a brief survey of the regulatory framework and the doctrinal contributions on the topic, the essay proceeds to examine the impact on the various fundamental rights and freedoms recognized by Union law that the processing activities - in particular, those carried out through the use of algorithms and, more generally, AI systems - may have, examining for this purpose some recent rulings of the Italian Data Protection Authority concerning similar processing activities. The essay concludes by recognizing that, within the already current regulatory framework, the fundamental rights and freedoms recognized by Union law have a key role in the context of DPIAs, in coherence with the procedural character of the legislation on personal data protection.

---

D. Baldini, 2022, La valutazione di impatto, in Protezione dei dati personali e nuove tecnologie

### [Data protection and privacy in Italy](#) – 2022

A well-rounded guide to the law and practice surrounding personal data protection and privacy in Italy, covering the regulatory framework, enforcement, key requirements and individual rights.

---

D. Baldini, A. Landi et al., 2022, Data protection and privacy in Italy, Lexology

### [Personal data handling and processing in Italy](#) – 2020

An overview of key responsibilities and requirements for the handling and processing of personal data in Italy.

---

D. Baldini et al., 2020, Personal data handling in Italy, Lexology

### [Article 22 GDPR and prohibition of discrimination. An outdated provision?](#) – 2019

Amongst its stated objectives, the GDPR endeavours to protect all the fundamental rights recognised under EU law and which are challenged by the processing of personal data. As such, the GDPR does not exclusively uphold the most obvious rights to respect for private life and to the protection of personal data set forth in art. 7 and 8 of the Charter.

This is also reflected by various GDPR provisions, which make apparent that their aim goes far beyond privacy or personal data protection. One of the GDPR provisions which upholds non-privacy related rights is Art. 22 GDPR. This provision seeks, amongst other objectives, to prevent algorithmic discrimination and may thus be deemed to be grounded on prohibition of discrimination, which is recognised as a fundamental right of EU law under Art. 21(1) of the Charter. This contribution aims at briefly examining whether this GDPR provision may effectively tackle the occurrence of discrimination in automated (algorithmic) decisions.

---

D. Baldini, 2017, Article 22 GDPR and Prohibition of Discrimination, cyberlaws.it

### [ICANN V. EPAG: The First Decision Applying the GDPR Confirms WHOIS Privacy Shortcomings](#) – 2019

The litigation between ICANN and EPAG is rooted within the well-known issues of compatibility between the WHOIS system managed by ICANN. The WHOIS is a decentralized data system, which aims to provide anyone the possibility to obtain contact information of persons who have registered Internet resources, such as domain names and internet protocol or "IP" addresses, mostly for purposes relating to law-enforcement and protection of intellectual property rights. To that end, the WHOIS system gathers – and thus processes – many personal data relating to the registrant of a domain name.

The inherent compatibility issues of the WHOIS system and of ICANN contracts and policies vis-à-vis GDPR obligations has already been thoroughly addressed and has been the subject of much debate, even within ICANN's community. This brief article focuses instead on examining the aforementioned litigation matter between ICANN and EPAG.

---

D. Baldini, 2019, ICANN V. EPAG, cyberlaws.it

### [Parere 1/15 – Il progetto relativo al nuovo accordo PNR tra l'Unione europea e il Canada è incompatibile con gli artt. 7 e 8 della Carta dei diritti fondamentali](#)

– 2017

In its opinion of 26 July 2017, the Grand Chamber of the Court of Justice declared the incompatibility with the Charter of Fundamental Rights of the draft agreement between the European Union and Canada on the transfer of Passenger Name Record data. To reach its conclusion, the Court clarified what are the minimum protections provided by the Charter, and in particular by its articles 7 and 8, with respect to interference in private and family life and in the protection of personal data deriving from the transfer and subsequent processing of personal data of air carrier passengers for the purposes of preventing terrorism and other serious crimes towards a third country. Furthermore, the Court clarified what is the correct legal basis for PNR agreements in the Treaties.

---

D. Baldini, 2017, Parere 1/15, Osservatorio sulle Fonti, 3

### [Il difficile equilibrio tra consenso della persona interessata e legittimo interesse del titolare del trattamento: problemi e prospettive nei rapporti tra fonti interne e dell'Unione europea in tema di tutela dei dati personali](#)

– 2017

The broad wording of the legal basis of the legitimate interest of the data controller, foreseen by the EU data protection legislation, has fed different approaches in the practice of national data protection authorities. The lack of binding guidance on the relationship with the alternative legal basis of the data subject's consent, coupled with different constitutional traditions on the recognition of privacy and data protection, also contributed to heterogeneity. After providing an in-depth analysis of the current state of the practice, this contribution will examine the impact of Articles 7 and 8 of the EU Charter of fundamental rights on the respective role of the legal bases of the consent of the data subject and the legitimate interest

of the data controller. Attention is also paid to the new data protection Regulation, which shall become applicable in May 2018 and may shed some light on the issue.

---

D. Baldini, 2017, Il difficile equilibrio, Osservatorio sulle Fonti, 3.

## CONFERENCES AND SEMINARS

13/10/2023 – 14/10/2023 – Milan

### **IV Conferenza annuale della International Society of Public Law (ICON-S) - Italian Chapter I**

participated as panelist to the annual conference of the International Society of Public Law ("ICON-s"), held 13 and 14 October 2023 in Milan at the Bocconi University

I had the opportunity to present the paper "The Issue of the Unique Persistent Identifier in the Context of the Eidas Reform: How the Right to Personal Data Protection Impacts the Design of the European Digital Identity" in the panel "Democratic processes and digital technologies between limits and opportunities".

**Link** <https://www.icons-italia.it/>

03/07/2023 – 05/07/2023 – Prague

**Annual conference of the International Association of Computing and Philosophy (IACAP 2023)** The International Association for Computing and Philosophy exists to promote scholarly dialogue and research on all aspects of the computational and informational turn, and on the use of information and communication technologies in the service of philosophy.

At the 2023 IACAP conference, which was hosted by the Prague University, I presented the paper "The Open Texture of 'Algorithm' in Legal Language", co-drafted with Dr. Matteo De Benedetto (Bochum University).

**Link** <https://iacap2023.auletris.com/>

09/05/2022 – 09/05/2022 – Florence

**EUTalks 2022** I took part as tutor to the project "EUTalks 2022", where I led a group of University students in discussing and drafting a position paper on the issues surrounding the digital transition. I also took part as speaker to the final event of EUTalks, which took place in Palazzo Vecchio (Florence) on 9 May 2022.

**Link** <https://www.youtube.com/watch?v=8weI9BRAYRE&t=3143s>

04/11/2021 – 04/11/2021 – Online

**GDPR Codes of Conduct and Certification Mechanisms: Values and Processes** I took part as speaker to the online event "GDPR Codes of Conduct and Certification Mechanisms: Values and Processes", organized by the International Association of Privacy Professionals (IAPP) and held on 4 November 2021, addressing the topic of certifications under articles 42 and 43 GDPR.

**Link** [https://my.iapp.org/nc\\_event?id=a011P00000DbDx4QAF](https://my.iapp.org/nc_event?id=a011P00000DbDx4QAF)

18/11/2020 – 18/11/2020 – Online

**Digital Strategy & Privacy: progetti europei a confronto** I took part as speaker to the online event "Digital Strategy & Privacy: progetti europei a confronto", organized by Privacy Network and held on 18 November 2020, addressing the regulation of Artificial Intelligence through the lenses privacy and data protection law.

**Link** <https://www.eventbrite.it/e/biglietti-digital-strategy-privacy-127843456219>

26/03/2020 – 28/03/2020 – Online

**International Conference Digital Innovation and the Law: A Roadmap for Next Generation Lawyers I** took part as speaker to the online event "International Conference Digital Innovation and the Law: A Roadmap for Next Generation Lawyers", organized by ELSA (European Law Students Association) and held online on 26-28 March 2020, addressing privacy and data protection issues connected to programmatic advertising and real-time bidding.

**Link** [https://m.facebook.com/ICTLegalConsulting/photos/a.240053429502335/1487455958095403/?type=3&locale=zh\\_CN](https://m.facebook.com/ICTLegalConsulting/photos/a.240053429502335/1487455958095403/?type=3&locale=zh_CN)

20/05/2019 – 21/05/2019 – Parma

**La protezione dei dati nel diritto internazionale ed europeo: il ruolo delle corti nazionali nell'applicazione della Carta dei diritti fondamentali dell'Unione europea** I participated as tutor to the event "La protezione dei dati nel diritto internazionale ed europeo: il ruolo delle corti nazionali nell'applicazione della Carta dei diritti fondamentali dell'Unione europea" held at Parma University on 20 and 21 May 2019 by CSEIA ("Centro Studi in Affari Europei e Internazionali").

In particular, I led a tutorial group on the study of a practical case concerning the application of art. 22 GDPR.

**Link** [https://www.unipr.it/sites/default/files/allegatiparagrafo/16-05-2019/e-nact\\_-\\_20e21mag\\_2019\\_70x100.pdf](https://www.unipr.it/sites/default/files/allegatiparagrafo/16-05-2019/e-nact_-_20e21mag_2019_70x100.pdf)

## **NETWORKS AND MEMBERSHIPS**

01/01/2023 – CURRENT Maastricht

**Member of the Permanent Data Protection as a Corporate Social Responsibility Stakeholder Group (DPCSR Permanent Stakeholder Group)** The DPCSR Permanent Stakeholder Group is operational from January 2023. It constitutes a community where the participants exchange ideas and best practices. In the context of the Permanent Stakeholder Group, I contributed to identifying relevant updates to the UM-DPCSR Framework in light of, e.g., new technologies and risks to the rights and freedoms of data subjects and challenges in the implementation of the Rules of the UM-DPCSR Framework.

**Link** <https://www.maastrichtuniversity.nl/research/maastricht-european-centre-privacy-and-cybersecurity/corporate-social-responsibility-csr-4>