

# Münster Colloquia on EU Law and the Digital Economy

AI-Contracting  
9<sup>th</sup>/10<sup>th</sup> January 2025

Thursday, 9<sup>th</sup> 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*)

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 consumer and algorithmic consumer in AI contracting**

Cristoph Busch (*University of Osnabrück*)

15:30 Discussion

16:15 Break

16:30 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*)

17:30 Discussion

18:15 End

# Friday, 10<sup>th</sup> 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*)

(Exact topic to be announced shortly)

Axel Metzger (*Humboldt University of Berlin*)

11:00 Discussion

11:45 Break

12:00 Discussion Panel

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

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

- moderation

13:30 Concluding Remarks

Reiner Schulze (*University of Münster*)

13:30 End

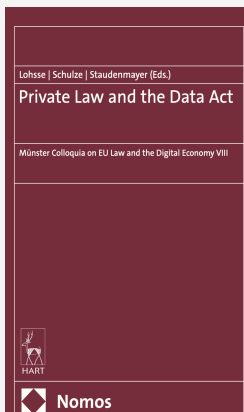
## The Münster Colloquia

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](mailto:k.v.goedel@uni-muenster.de)).

There is no conference fee.

This program will be updated frequently.