

## HUMAN RIGHTS CONTENT OF MODERN DIGITAL STRATEGY OF THE EUROPEAN UNION

*Natalia V. Bocharova*, Doctor of Legal Sciences, Associate Professor, Professor of the Department of Law, Alfred Nobel University (Ukraine).

E-mail: [olip@duan.edu.ua](mailto:olip@duan.edu.ua)

*Oleksander M. Bykov*, Doctor of Legal Sciences, Senior Researcher (Ukraine).

E-mail: [bykovasasha2000@ukr.net](mailto:bykovasasha2000@ukr.net)

**Key words:** *human rights, information society, European values, European digital rights, legal regulation of the Internet.*

The article is devoted to the study of the process of development of methodological approaches to legal regulation in the field of information and informatization in the EU, with emphasis on the provision of human rights in the conditions of the information society and the definition of vectors of democratic development. The focus is on the content of the newest document in this area, the European Declaration on Digital Rights and Principles, signed by the leadership of the European Union in December 2022. On the basis of the analysis of the "digitized" legislative framework of the EU, it was found that the idea of balancing technological development with respect for ethical principles and the promotion of human rights is held as a fundamental one. Already with the beginning of the spread of information and communication technologies, the original methodological guideline for the EU leadership became the thesis that the person, his needs and interests are at the center of social transformations that accompany the construction of an information society. The human rights approach to digitization processes was demonstrated in a number of documents of the so-called European digital agenda. The conceptual principles of the general approach to building the legal framework of the information society in the EU include three areas of action: 1) technologies that work for people, 2) a fair and competitive digital economy, 3) an open, democratic and sustainable society. Within the third strand, it is defined: it aims to ensure that EU values and ethical rules are applied both online and offline. The human-centered approach formed in the EU should be taken into account in Ukraine on the way to European integration when creating national legislation on the legal regulation of the Internet environment and the development of social policy in the conditions of the dominance of information technologies.

### References

1. Commission of the European Communities (1996), Living and working in the information society: People first (Green Paper COM (96) 389). Brussels: European Commission. Available at: <http://aei.pitt.edu/80911/1/1996.3.pdf>
2. IS-EEUROPE 2002 – eEurope 2002, An Information Society for all, Action Plan. Available at: [https://cordis.europa.eu/programme/rcn/801\\_en.html](https://cordis.europa.eu/programme/rcn/801_en.html)
3. Code of EU (2012), Online Right. Publications Office of the European Union - Luxembourg, Available at: <https://op.europa.eu/en/publication-detail/-/publication/50d06da2-18bb-40b2-9e97-7d19527f2c88>
4. Charter of Digital Fundamental Rights of the European Union. Unofficial English translation of the German original text, published by ZEIT-Stiftung Ebelin und Gerd Bucerias. Available at: <https://digitalcharta.eu/wp-content/uploads/2016/12/Digital-Charta-EN.pdf>
5. Tallinn Declaration on eGovernment at the ministerial meeting during Estonian Presidency of the Council of the EU on 6 October 2017. Available at: <https://www.news.admin.ch/newsd/message/attachments/49838.pdf>
6. Berlin Declaration on Digital Society and Value-Based Digital Government at the ministerial meeting during the German. Presidency of the Council of the European Union on 8 December 2020. Available at: [https://ec.europa.eu/isa2/sites/default/files/cdr\\_20201207\\_eu2020\\_berlin\\_declaration\\_on\\_digital\\_society\\_and\\_value-based\\_digital\\_government\\_pdf](https://ec.europa.eu/isa2/sites/default/files/cdr_20201207_eu2020_berlin_declaration_on_digital_society_and_value-based_digital_government_pdf)

7. Lisbon Declaration – Digital Democracy with a Purpose. Available at: <https://futurium.ec.europa.eu/en/digital-compass/digital-principles/library-video/lisbon-declaration-digital-democracy-purpose>

8. Towards an EU Charter for Digital Rights: Open letter to the Presidents of the European Commission, the European Council and the European Parliament. Available at: <https://www.euractiv.com/section/digital/opinion/towards-an-eu-charter-for-digital-rights-open-letter-to-the-presidents-of-the-european-commission-the-european-council-and-the-european-parliament/>

9. A European Strategy for data. Available at: <https://digital-strategy.ec.europa.eu/en/policies/strategy-data>

10. Proposal for a regulation of the European Parliament and the Council on European data governance (Data Governance Act) COM/2020/767 final). Available at: <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:52020PC0767>

11. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions. Shaping Europe's digital future COM/2020/67 final. Available at: <https://eur-lex.europa.eu/legal-content/en/TXT/?uri=CELEX%3A52020DC0067>

12. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions 2030 Digital Compass: the European way for the Digital Decade COM/2021/118 final. Available at: <https://eur-lex.europa.eu/legal-content/en/TXT/?uri=CELEX%3A52021DC0118>

13. 2030 Policy Programme: Path to the Digital Decade. Available at: [https://ec.europa.eu/commission/presscorner/detail/en/ip\\_22\\_4503](https://ec.europa.eu/commission/presscorner/detail/en/ip_22_4503)

14. Leading the Digital Decade 1-2 June 2021. Available at: <https://digital-strategy.ec.europa.eu/en/policies/leading-digital-decade>

15. Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions Establishing a European Declaration on Digital rights and principles for the Digital Decade COM (2022) 27 final. Available at: <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:52022DC0027>

16. Commission Staff working Documents. Report on the stakeholder consultation and engagement activities Accompanying the document Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions Establishing a European Declaration on Digital rights and principles for the Digital Decade COM (2022) 27 final. Available at: <https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52022SC0014>

17. Learn about the digital principles. Available at: <https://digital-strategy.ec.europa.eu/en/policies/digital-principles>

Одержано 12.10.2022.