

## Editorial

This is the new special edition of the Brazilian Journal of Fundamental Rights & Justice in cooperation with the CPDP Latam conference, which was held at FGV Law School, in Rio de Janeiro, on July 19th and 20th, 2023, and organized by Professors Dr. Luca Belli and Dr. Nicolo Zingales. The conference and the special edition focus on the theme developed in five original articles in Portuguese, “Data Protection, Cooperation, and Innovation in Latin America.” This theme is, in fact, of unquestionable timeliness and relevance, and it particularly challenges those who, faced with a scenario marked by profound geopolitical realignments, both in Latin America and on a global scale, are concerned with the subject.

If the instability of the political adjustments of many Latin American governments causes inconsistency and unpredictability regarding the future of the protection of fundamental civil, political, social, economic, cultural, and environmental rights in the region, the social and technological transition produced in the post-pandemic context, as well as the explosion in terms of popularity of generative artificial intelligence applications, has generated high levels of unpredictability and insecurity concerning the new configurations and the protection of various fundamental rights exercised in (and impacted by) the digital environment. This includes, on an increasingly pronounced scale, the fundamental right to personal data protection.

It is therefore evident that the development of effective cooperative structures among Latin American countries, aimed at pursuing common political, social, and economic goals, is becoming increasingly urgent. Moreover, there must also be a strong commitment to cooperation between governments and private companies concerning the internet environment, in order to enable efficient regulatory strategies that simultaneously ensure both technological innovations and the human and fundamental rights of all involved parties, specifically, the users of digital platforms, organized civil society, academia, the economic sector in general, and the public sector. Without the construction of a transparent, functional, and democratic model of action in the digital environment, the necessary means to address the numerous current and future challenges that are being outlined for all those who (still) see in the guarantee of human dignity and the effective enjoyment of human and fundamental rights across all dimensions, a goal worthy of pursuit and aspiration, will certainly be lacking.

This issue features a foreign article by Victor Hugo García Benítez and Edgar A. Ruvalcaba-Gómez, both from the University of Guadalajara, Mexico. The authors of

the national articles are Ana Luiza Araújo (IDP), Beatriz Kira (University of Sussex, United Kingdom); Guilherme Antônio Balczarek Mucelin (UFRGS), Fernanda Sathler Rocha Franco (UFMG); Luis Henrique de Menezes Acioly (UFBA), Isabelle Brito Bezerra Mendes (UFC) and João Araújo Monteiro Neto (UNIFOR); and Jacqueline de Souza Abreu (USP).

As always, we wish all a good read!

Prof. SJD. Ingo W. Sarlet  
Prof. SJD. Ivar A. Hartmann