AVMS Directive Future proof?

Katrien Lefever Global Convergence Conference 5 November 2007





Regulatory Framework

- 1989: Television without Frontiers Directive
- 1989-2005: Market for television services changed
 - Competition between linear services on different platforms
 - Competition between linear and non-linear services
- 2005: Audiovisual Media Services without Frontiers Directive
 - Modernised and more flexible framework

Two-tiered approach

- **Basic tier**: minimum rules for all AVMS
 - Protection of minors
 - Prohibition of incitement to hatred based on sex, religion,...
- Extended tier: only linear services
 - · Quantitative rules for advertising
 - Right to short reports
- Reason for differantiation
 - Degree of choice and control of users
 - Impact on society
- Future proof?
 - · Young persons use more non-linear services

Criterium Principal Purpose



Criterium Principal Purpose

- **AVMS:** a service as defined by Articles 49 and 50 of the Treaty which is under the editorial responsibility of a media service provider and the <u>principal purpose</u> of which is the provision of programmes in order to inform, entertain or educate
- AVMS Directive does NOT cover electronic versions of newspapers
- Unlevel playing field between websites of newspapers and broadcasters

Content Distributors

- 3 actors in communications value chain
 - Content Providers
 - Content Distributors
 - Network Operators
- No rules for content distributors
 - Content distributors need
 - Specific Obligations
 - Specific liability regime

Thank you for your attention!!

Questions?
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