Steering Committee on Media and Information Society – CDMSI

COUNCIL OF EUROPE
CONSEIL DE L'EUROPE

CDMSI(2016)OJ2

11th meeting – 29 November – 02December 2016
(Strasbourg, Agora, room G01)

29 November: 14:00 – 18:00
30 November: 09:30 – 18:00
01 December: 09:30 – 18:00
02 December: 09:30 – 13:00

Draft Annotated Agenda
25/11/2016

Draft order of Business

	Morning	Afternoon
29 November: 14:00 – 18:00	No session	Items: 1; 2; 5.1; 5.2; 5.3; 7
30 November: 09:30 – 18:00	Items: 5.6; 3.1; 3.2; 4	Items: 5.5; 5.7; 8.1; 8.2; 8.4; 8.5; 9; 10
01 December: 09:30 – 18:00	Items: 8.3; 8.6; 8.7; 8.8; 8.9; 11	Items: 6
02 December: 09:30 – 13:00	Items: 5.4 Finalisation of pending items; 12; 13	No session

1.Opening of the meeting by Jan Kleijssen, Director, Information Society and Action against Crime

2. Adoption of the agenda

CDMSI(2016)OJ2   Draft agenda   For decision
                                                        Adopt the meeting agenda

3. Standard setting

3.1 Committee of experts on Media Pluralism and Transparency of Media Ownership (MSI-MED)

                                                        For discussion
MSI-MED(2016)13   *Report of the 2nd meeting of the*   Take note of information on

	MSI-MED (27-28 September 2016)	the 2nd meeting of the MSI-MED.
MSI-MED(2016)09	*Draft recommendation of the Committee of Ministers on media pluralism and transparency of media ownership*	Discuss the draft with a view to providing input and guidance for the ongoing review by MSI-MED, in particular as regards new approaches to pluralism in the new media landscape, media ownership transparency requirements (especially beneficial and transnational ownership), and the structure of the recommendation.
MSI-MED(2016)10	*Draft feasibility study on the use of Internet in elections*	Discuss the draft with a view to sharing with the MSI-MED available data on the topic, best practices or other documents produced at the national level.
MSI-MED(2016)11	*Draft feasibility study on a standard-setting instrument on media coverage of elections with a specific focus on gender equality*	Discuss the draft with a view to providing possible inputs and guidance on qualitative elements.

3.2 Committee of experts on Internet Intermediaries (MSI-NET)

MSI-NET(2016)09	*Report of the 2nd meeting of the MSI-NET (29-30 September 2016)*	For discussion Take note of information on the 2nd meeting of the MSI-NET.
MSI-NET(2016)05	*Draft Recommendation of the Committee of Ministers to Member States on Internet Intermediaries*	Discuss the draft with a view to providing input and guidance for the ongoing review by MSI-NET, in particular as regards its structure and essential messages relating to the supremacy of law and human rights principles, the responsibilities of intermediaries, the intersection between editorial-like roles and intermediary functions and jurisdiction issues.
MSI-NET(2016)06	*Draft Report on the Human Rights Dimensions of Algorithms*	Discuss the draft report, in particular the human rights impacts of algorithms and possible regulatory options.

4. Cooperation activities

MEDIA-COOP(2016)02	*Accomplished and on-going projects in the field of media and freedom of expression*	For information and discussion Take note of information provided by the Secretariat and discuss
	Morocco	Hold an exchange of views with a representative of Morocco on co-operation activities and developments

5. Implementation of Council of Europe adopted standards and best practices

1 High Level Seminar: Freedom of expression – role and powers of National Human Rights Institutions (NHRIs) and other national mechanisms – Strasbourg, 15 December 2016

Link to the Seminar page	*Concept paper* *Draft programme*	*For discussion* Take note of information

CDMSI(2016)008		provided by the Secretariat on the High Level Seminar
CDMSI(2016)009rev		

5.2 Initiatives in member States

		For information
		Take note of information on initiatives in
Report	*- Report on The Public Core of the Internet*	*The Netherlands*
Report	*- Report on The Internet, a Global Free Space with a Limited State Control Report*	
Reply	*Dutch reply to these reports;*	
Law (in French)	*New law aiming at reinforcing media freedom, independence and pluralism.*	*France*
	Translation of CM/Rec(2016)15 on Internet Freedom Translation of CM/Rec(2016)1 on Network Neutrality	*Germany*

5.3 Defamation

Freedom of expression and defamation	*Freedom of expression and defamation: A study of the case-law of the European Court of Human Rights*	*For information* Take note of the information provided by the Secretariat on the publication of the study and follow-up to be given to the update of the 2012 study on the situation of criminalisation of defamation.

5.4 Fear in journalism

Draft study	*Study "Journalists at Risk: part of the job?"*	*For discussion* Presentation by and discussion with expert Professor Marilyn Clark, Department of Psychology Faculty for Social Wellbeing,

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University of Malta.

5.5 Internet governance

[Strategy](#)	*Council of Europe Internet Governance Strategy 2016-2019*	*For discussion* Discuss the progress of the implementation of the Strategy.
[CDMSI(2016)005rev](#)	*Table on progress in implementation of actions and activities*	
[IGF 2016](#)	*Internet Governance Forum (Guadalajara, 6-9 Dec 2016)*	*For information* Take note of information provided by members and the Secretariat on the 2016 meeting of the IGF and the 2017 edition of EuroDIG; discuss
[EuroDIG](#) 2017	*European Dialogue on Internet Governance (*Talllin, 6-7 June 2017)	
[ICANN](#) Report	*The Future of Community top-level domains (TLDs) and ICANN: Opportunities and challenges for not-for-profit communities from a human rights perspective*	*For information* Take note of the written expert opinion prepared by Council of Europe experts

5.6   *Internet Freedom Conference*

[Programme Conclusions](#) [Report](#)	*Conference on "Internet Freedom: a Constant Factor of Democratic Security", Strasbourg, 9/9/2016*	*For discussion* Take note of information provided by the Secretariat. Discuss follow-up in particular as regards the implementation of the Recommendation CM/Rec(2016)5.

5.7   *Regional Conference with EBU in Prague on "Public Service Media and Democracy"*

[Link](#)	*Council of Europe and European Broadcasting Union International Conference on "Public Service Media and Democracy", hosted by the Chamber of Deputies of the Parliament of the Czech Republic, Prague, 10-11 November 2016*	*For information* Take note of information provided by the Secretariat, the Chair and other participants

6. CDMSI Workshop: 'The Future of News: media and journalism in the age of digital convergence', 1 December 2016

[CDMSI(2016)010](#)	Draft Programme	For discussion Exchange views with invited experts, representatives of the media industry, journalist associations, Internet companies. Discuss challenges to media and journalism in the age of digital convergence and possible policy responses.
[Report](#)	*Challenges and opportunities for news media and journalism in an increasingly digital, mobile and social media environment - Reuters Institute for the Study of Journalism of Oxford University*	

7. Data protection

[CAHDATA(2016)RAPAbr](#)	*Abridged report of the CAHDATA*	*For discussion* Take note of information provided by the Secretariat
[Document](#)	Consolidated version of the Modernised Convention 108	
[Explanatory report](#)	Explanatory report	
[T-PD-BUR(2016)39RAP](#)	*Report of the 39th Bureau meeting of the T-PD (5-7 October 2016)*	
[T-PD(2016)RAP33Abr](#)	*Abridged report of the 33rd Plenary meeting of the T-PD (29 June- 1 July 2016)*	
[T-PD(2016)18rev](#)	*Opinion of the T-PD on the "Data protection implications of the processing of Passenger Name Records" – adopted on 15/09/16*	
[T-PD-BUR(2015)10Rev](#)	*Draft Recommendation of the Committee of Ministers to member States on the protection of health data*	
[T-PD-BUR(2015)12Rev3](#)	*Draft Guidelines on the protection of individuals with regard to the processing of personal data in a world of Big Data*	

8. Work of other Council of Europe institutions and bodies

8.1 Secretary General's initiatives

3rd Annual Report	*3rd Annual Report of the Secretary General on the State of Democracy, Human Rights and the Rule of Law 2016*	*For information Take note of information provided by the Secretariat on follow-up to the 3rd Annual Report*
Comparative Study	*Blocking, filtering and removal of Internet content – guidelines on freedom of expression*	

8.2 Committee of Ministers

8.3 Parliamentary Assembly of the Council of Europe (PACE)

PACE Rec2092(2016)	*PACE Recommendation 2092 (2016) – "Fighting the over-sexualisation of children"*	For information Take note of the state of play
CDMSI(2016)011	*CDMSI Comments on PACE Recommendation 2092 (2016) – "Fighting the over-sexualisation of children"*	

8.4 Commissioner for Human Rights

8.5   Conference of INGOs of the Council of Europe

Link to web site		*For discussion Exchange views with Anna Rurka, President of the Conference of INGOs of the Council of Europe*

8.6 Committee of Experts on terrorism (CODEXTER)

		For discussion Hold an exchange of views with Kristian Bartholin, Secretary to the Codexter

8.7 European Audio-visual Observatory

Documents		*For discussion Exchange views with Maja Cappello, Head of Legal Information Department on the recent works and projects of the Observatory*

8.8 European Committee on Legal co-operation (CDCJ)

CDCJ-GT-LOB(2016)18	*Draft Recommendation of the Committee of Ministers to member states on the legal regulation of lobbying activities in*	*For information* Take note of information provided by the Secretariat on the state of play

the context of public decision-making

CDMSI(2016)003Rev2   CDMSI comments

8.9 Participation of CDMSI members in meetings and events

Programme	*"Are we there yet? Assessing progress, inspiring action - the Council of Europe Gender Equality Strategy 2014-2017", Tallinn, 30 June–1 July 2016*	*For information* Take note of information on CDMSI members' participation in events
Programme	*PACE Conference on "Media Freedom as a cornerstone for democratic elections", Berlin, 4 July 2016*	
	"Culture 4D: Digitization, Data, Disruptions, Diversity". 3rd Council of Europe Platform Exchange on Culture and Digitisation. Tallinn, 29–30 September 2016	
	"1st Global Internet and Jurisdiction Conference", Paris 14-16 November	
Programme	*"2016 Annual Colloquium on Fundamental Rights - Media Pluralism in a democratic society", Brussels,17-18 November 2016.*	

9. Other organisations

European Union

Priorities of the Slovak Presidency	*The Slovak presidency of the Council of the EU: 1 July-31 December 2016*	*For information and discussion* Presentation by and discussion with Slovak delegate of Slovak Presidency of the EU.
	The Malta presidency of the Council of the EU: 1 January-30 June 2017	Presentation by and discussion with delegate from Malta on the in-coming Presidency of the EU

10. CDMSI work programme and working methods

Reflection on a future conference of ministers responsible for media and information society

		For discussion
[CM/Res(2011)7](#)	*Resolution CM/Res(2011)7 on Council of Europe conferences of specialised ministers*	Discuss the content and hosting of a future conference of ministers responsible for media and information society
[CDMSI(2016)Misc6](#)	*Discussion paper on a future conference of ministers responsible for media and information society, prepared by the Secretariat*	

11. Elections

		For decisions
[CDMSI(2016)012](#)	*Notes on elections*	*Proceed to the election of the Chair, Vice-Chair and one Bureau member*

12. Any other business

13. Adoption of the meeting abridged report

		For decision
CDMSI(2016)014	*Abridged report of the 11th CDMSI meeting*	*Adopt the abridged report of the meeting*

GENERAL REFERENCE DOCUMENTS

[Terms of Reference](#)	CDMSI terms of reference 2016-2017
[Terms of reference](#)	MSI-MED terms of reference 2016-2017
[Terms of reference](#)	MSI-NET terms of reference 2016-2017
[CM/Res(2011)24](#)	Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods
[CDMSI(2017)001](#)	List and timetable of meetings relevant to the CDMSI in 2017

[Political declaration and resolutions](#)	Council of Europe Conference of Ministers responsible for Media and Information Society – Freedom of Expression and Democracy in the Digital Age – Opportunities, Rights, Responsibilities. Adopted Political Declaration and Resolutions
[CM(2013)162](#)	Council of Europe Conference of Ministers responsible for Media and Information Society (Belgrade, 7-8 November 2013) – Report of the Secretary General

RECENT MEETING REPORTS

[CDMSI-2015)023](#)	Report of the 9th CDMSI meeting (8-11 December 2015)
[CDMSI-BU(2016)01](#)	Report of the 9th meeting of the CDMSI Bureau (19-20 May 2016)
[CDMSI(2016)007Rev](#)	Report of the 10th meeting of the CDMSI (28 June – 1 July 2016)
[CDMSI-BU(2016)002](#)	Report of the 10th meeting of the CDMSI Bureau (13-14 October 2016)