

**Steering Committee on Media  
and Information Society –  
CDMSI**

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

12<sup>th</sup> meeting – 20-23 June 2017  
(Strasbourg, Palais de l'Europe, **Caution: room changes according to day** )

20 June: 14:00 – 18:00 – Room 5  
21 June: 09:30 – 18:00 – Room 9  
22 June: 09:30 – 18:00 – Room 9  
23 June: 09:30 – 13:00 – Room 8

**Draft Annotated Agenda  
15/06/2017**

**Draft order of Business**

	Morning	Afternoon
20 June:14:00–18:00 Room 5	No session	Items: 1, 2, 5.5, 4, 5.1, 5.2, 5.3, 5.4
21 June:09:30- 18:00 Room 9	Items: 3.1, 3.2	Items:3.2 (follow if needed)
22 June:09:30 – 18:00 Room 9	Items: 6, 7, 8, 9	Items: 10, 11, 12
23 June: 09:30 – 13:00 Room 8	Items:8.12 (AV Observatory); pending items, if needed, 13	No session

**1. Opening of the meeting**

Mr Jan Kleijssen, Director, Information Society and Action against Crime Directorate, will address the experts

**2. Adoption of the agenda**

CDMSI(2017)OJ1                      *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)**

<a href="#">MSI-MED(2017)04</a>	<i>Report of the 3rd meeting of the MSI-MED (29-30/03/17)</i>
<a href="#">MSI-MED(2016)09rev2</a>	<i>Draft recommendation of the Committee of Ministers on media pluralism and transparency of media ownership (revised version)</i>
<a href="#">MSI-MED(2016)10rev</a>	<i>Draft feasibility study on the use of internet in electoral campaigns (revised version)</i>
<a href="#">MSI-MED(2016)11rev</a>	<i>Draft feasibility study on a standard-setting instrument on media coverage of elections with a specific focus on gender equality (revised version)</i>

#### **For discussion**

Take note of information on the 3<sup>rd</sup> meeting of the MSI-MED  
Discuss the draft recommendation in view of providing input and guidance for the on-going review by MSI-MED, in particular as regards the context of digitalisation of the media and standards and requirements of media ownership

Discuss the draft feasibility study on the use of internet in electoral campaigns in view of providing input on national regulatory framework and practices and other qualitative elements of the study

Discuss the draft feasibility study on a standard-setting instrument on media coverage of elections with a specific focus on gender equality in view of providing input on national regulatory framework and practices and other qualitative elements of the study

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

<a href="#">MSI-NET(2017)04</a>	<i>Report of the 2nd meeting of the MSI-NET (27-28 March 2017)</i>
MSI-NET(2016)05rev2	<i>Draft recommendation of the Committee of Ministers on the roles and responsibilities of internet intermediaries (second revised version of 5 May)</i>
<a href="#">MSI-NET(2016)06rev</a>	<i>Draft study on the human rights dimensions of automated data processing techniques (in particular algorithms) and possible regulatory options (revised version)</i>
<a href="#">MSI-NET(2017)03</a>	<i>MSI-NET roadmap</i>

#### **For discussion**

Take note of information on the 3<sup>rd</sup> meeting of the MSI-NET  
Discuss the draft recommendation in view of providing input and guidance to the on-going review process in the MSI-NET, particularly as regards the differentiation of intermediary and editorial-like functions of intermediaries and their respective responsibilities. Agree on timeframe for the multi-stakeholder consultations planned to take place over the summer

(including conventional and steering committees)

Discuss the draft study in view of providing input and guidance to the on-going review process carried out by the MSI-NET, in particular in terms of the scope of the study and possible policy objectives for members states to be formulated as part of the concluding observations

#### **4. Cooperation activities**

##### MEDIA COOP (2017)01

*Accomplished and on-going projects in the field of media and freedom of expression*

##### Colloquium

*Colloquium on the role of media actors in confronting terrorism - 19 June 2017, Strasbourg*

#### **For information and discussion**

Take note of information provided by the secretariat and discuss

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

##### ***5.1 Conference "Promoting dialogue between the ECtHR and the media freedom community"***

##### Conference

*Conference "Promoting dialogue between the ECtHR and the media freedom community" (24 March 2017, Strasbourg)*

#### **For information**

Take note of information provided by the secretariat

##### ***5.2 Initiatives in member states***

#### **For information**

Take note of information provided by members on developments and activities related to CDMSI field of activities

##### ***5.3 Fear in journalism – new title: Journalists under Pressure – Unwarranted interference, fear and self-censorship in Europe***

#### **For discussion**

Take note of the publication of the quantitative parts of the study

Discuss the steps towards the preparation of the second stage (qualitative part)

##### ***5.4 Platform to promote protection of journalism and safety of journalists***

##### Platform

*Platform*

#### **For discussion**

Take note of and discuss the current state of play of the Platform

##### ***5.5 Internet governance***

##### Strategy

*Council of Europe Internet Governance Strategy 2016-*

[CDMSI\(2017\)Misc2](#)

2019.  
*Implementation table*

**For discussion**

Discuss the progress of the implementation of the strategy, in particular the platform for cooperation with business

[EuroDIG](#)

*[European Dialogue on Internet Governance \(6-7 June, Tallinn\)](#)*

[IGF](#)

*[Internet Governance Forum \(18-21 Dec 2017, Geneva\)](#)*

**For information**

Take note of information provided by members and the secretariat on the 2017 edition of EuroDIG and of the IGF and discuss

Take note of the Council of Europe participation in the Russian and the Belarus IGF 2017

ICANN

[DGI\(2016\)17](#)

*[Report – Applications to ICANN for community-based top level domains \(gTLDs\)](#)*

## 6. European Convention on Transfrontier Television

[CDMSI\(2017\)004](#)

*[Information note on the Revision of the European Convention on Transfrontier Television \(ECTT\)](#)*

[CDMSI\(2017\)misc1rev](#)

*[Revised summary of answers received to a questionnaire on the revision of the European Convention on Transfrontier Television \(ECTT\)](#)*

**For discussion**

Discuss on the basis of answers to the questionnaire of 13/03/2017

## 7. Data protection

[T-PD-BUR\(2017\)41RAP](#)

*[Report of the 41st Bureau meeting of the T-PD \(29-31/03/17\)](#)*

[T-PD34\(2017\)OJ](#)

*[T-PD 34th plenary meeting \(19-21 June 2017\) - Draft meeting agenda](#)*

[T-PD-BUR\(2017\)1](#)

*[Guidelines on the protection of individuals with regard to the processing of personal data in a world of big data](#)*

[Conference web site](#)

*[Spring conference of data protection authorities 2017 \(27-28 April, Limassol, Cyprus\)](#)*

[www.coe.int/dataprotection](#)

*ICANN58*

**For discussion**

Take note of information provided by the secretariat on on-going work on data protection

Take note of last developments in respect of the modernisation of Convention 108

Take note of information provided by members and the secretariat on the Spring

conference of data protection authorities 2017 (27-28 April, Limassol, Cyprus) on the ICANN58 meeting (11-16 March 2017, Copenhagen) and on the preparation to ICANN59 meeting (26-29 June 2017, Johannesburg), in particular Privacy and ICANN, and discuss

## **8. Work of other Council of Europe institutions and bodies**

### **8.1 Secretary General's initiatives**

[Link](#)

*4th Annual Report of the Secretary General on the State of Democracy, Human Rights and the Rule of Law 2017 – Populism? How strong are Europe's checks and balances?*

#### **For discussion**

Take note of information provided by the secretariat on the 4th Annual Report and discuss possible follow-up decided/recommended by the Secretary General

### **8.2 Committee of Ministers**

[Conference link](#)

*Conference: Freedom of Expression Online: Evolving European jurisprudence and standard setting activities in the digital age (28 April 2017, Nicosia)*

[Attendance report](#)

*Attendance report by Matthias Traimer*

#### **For discussion**

Take note of information provided by members and the secretariat on the conference organised in the framework of the Cypriot chairmanship of the Committee of Ministers

[TC/INF](#)

*Thematic Co-ordinator on Information Policy*

#### **For discussion**

Exchange views with Ambassador Christina Călugăru, Committee of Ministers Thematic Co-ordinator on Information Policy, on her activities

### **8.3 Parliamentary Assembly of the Council of Europe**

[PACE Rec 2085 \(2016\)](#)

*PACE Recommendation 2085 (2016) "Strengthening the protection and role of human rights defenders in Council of Europe member States"*

[CDMSI\(2016\)002REV](#)

[CM/AS\(2017\)Rec2085-final](#)

*CDMSI Comments on PACE Rec 2085 (2016)*

*Committee of Ministers' reply*

[PACE Rec 2089 \(2016\)](#)

*PACE Recommendation 2089 (2016) "Intellectual property rights in the digital era"*

[CDMSI\(2016\)004](#)

[CM/AS\(2016\)Rec2089-final](#)

*CDMSI Comments on PACE Rec 2089 (2016)*

*Committee of Ministers' reply*

[PACE Rec 2097 \(2017\)](#)

*PACE Recommendation 2097 (2017) – "Attacks against journalists and media freedom in Europe"*

[CDMSI\(2017\)002Rev](#)

*CDMSI comments on PACE Recommendation 2097 (2017)*

[PACE Rec 2098 \(2017\)](#)

*PACE Recommendation 2098 (2017) – "Ending cyberdiscrimination and online hate"*

[CDMSI\(2017\)003](#)

*CDMSI comments on PACE Recommendation*

[PACE Rec 2102\(2017\)](#)

*PACE Recommendation 2102(2017) "Technological convergence, artificial intelligence and human rights"*

[CDMSI\(2017\)011rev](#)

*CDMSI comments on PACE Rec 2102(2017)*

#### **For information**

Take note of information by the secretariat on the state of play of CDMSI comments and of Committee of Ministers' replies

### **8.4 Congress of Local and Regional Authorities of the Council of Europe**

[Recommendation 398 \(2017\)](#)

*Recommendation 398 (2017) – Open data for better public services*

[CDMSI\(2017\)007](#)

*CDMSI comments on Recommendation 398 (2017)*

#### **For information**

Take note of information by the secretariat on the state of play of CDMSI comments

### **8.5 Commissioner for Human Rights**

[CommDH\(2017\)3](#)

*Commissioner for Human Rights' Annual Activity Report for 2016*

#### **For discussion**

Exchange views with a representative of the Office of the HR Commissioner and take note of the information on the publication of the Report

### **8.6 Conference of INGOs of the Council of Europe**

[Winter session](#)

*Winter session – Strasbourg, 23-27 January 2017  
Conference of the INGOs*

#### **For discussion**

Take note of information by the secretariat and discuss co-operation with INGOs

### **8.7 Committee of Experts on terrorism (CODEXTER)**

[CODEXTER TAA \(2017\)  
1rev3](#)

*Draft recommendation on " Terrorists Acting Alone"*

[CDMSI\(2017\)008](#)

*Draft CDMSI comments on recommendation on " Terrorists Acting alone"*

#### **For discussion**

Take note of information by the secretariat on the state of play of CDMSI comments  
Hold the exchange of views with the co-secretary of CODEXTER

### **8.8 Steering Committee for Human Rights (CDDH)**

[CDDH-EXP\(2017\)02](#)

*Draft analysis of relevant jurisprudence of the European Court of Human Rights regarding freedom of expression*

#### **For discussion**

Take note of the work undertaken by the CDDH and discuss

### **8.9 Ad hoc Committee for the Rights of the Child (CAHENF)**

CAHENF-IT(2017)1REV1  
ADD1

*Draft Recommendation on [Comprehensive] Guidelines to empower, protect and support children's [safe access to their rights on the Internet] [rights in the digital environment]*

[CDMSI\(2017\)009](#)

*CDMSI comments on above draft recommendation*

#### **For information**

Take note of CDMSI comments

### **8.10 Steering Committee for Culture, Heritage and Landscape (CDCPP)**

[CDCPP-BU\(2017\)5](#)

*Draft Recommendation of the Committee of Ministers to member states on the Challenges of Big Data for Culture, Literacy and Democracy*

[CDMSI\(2017\)006](#)

*CDMSI Comments on Draft Recommendation of the Committee of Ministers to member states on the Challenges of Big Data for Culture, Literacy and Democracy*

#### **For information**

Take note of CDMSI comments

### **8.11 European Committee on Legal co-operation (CDCJ)**

[CM/Rec\(2017\)2](#)

*Recommendation of the Committee of Ministers to member states on the legal regulation of lobbying activities in the context of public decision-making*

#### **For information**

Take note of the adoption of the recommendation

### **8.12 European Audio-visual Observatory**

[OEA](#)

*European Audio-visual Observatory web site and press releases*

#### **For discussion**

Exchange views with a representative of the European Audio-visual Observatory on their work and co-operation between both bodies

### **8.13 Participation of CDMSI members in meetings and events**

[Conference web site](#)

*Conference "Human Rights: a reality for all" 27-28 March 2017, Nicosia, Cyprus*

[Attendance report](#)

*Report by Elfa Ýr Gylfadóttir*

[Agenda](#)

*T-CY 17th Plenary meeting (7-9 June 2017)*

[Attendance report](#)

*Report by Emir Povlakić*

#### **For information**

Take note of information by CDMSI members who represented the CDMSI in events

## 9. Other organisations

*European Union*

### 9.1 Current and incoming chairmanship of the European Union

#### **For discussion**

Take note of activities relevant to the CDMSI work organised in the framework of the current chairmanship and discuss – Malta

Take note of activities relevant to the CDMSI work organised in the framework of the incoming chairmanship and discuss – Estonia

### 9.2 Audio Visual Media Services Directive

#### **For discussion**

Discuss with the representative of the European Union the state of play of the revision of the AVMS Directive

## 10. CDMSI work programme and working methods

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

[Resolution CM/Res\(2011\)7](#)

*Resolution CM/Res(2011)7 on Council of Europe conferences of specialised ministers*

[CDMSI\(2016\)Misc6rev](#)

*Discussion paper on a future conference of ministers responsible for media and information society, prepared by the Secretariat*

#### **For discussion**

Discuss the content and hosting of a future conference of ministers responsible for media and information society

## 11. Application for observer status

[Application](#)

*Application from IFEX to observer status to the CDMSI*

#### **For decision**

Have an exchange with representatives of IFEX and discuss their application to observer status with the CDMSI

Decide on the application

## 12. Any other item

## 13. Abridged report

CDMSI(2017)010

*Abridged report of the meeting*

#### **For decision**

Adopt the Abridged report of the meeting



**GENERAL REFERENCE DOCUMENTS**

<u>Terms of Reference</u>	CDMSI terms of reference 2016-2017
<u>Terms of reference</u>	MSI-MED terms of reference 2016-2017
<u>Terms of reference</u>	MSI-NET terms of reference 2016-2017
<u>CM/Res(2011)24</u>	Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods
<a href="#">CDMSI(2017)001rev7</a>	List and timetable of meetings relevant to the CDMSI in 2017 – up-date as of 02/06/2017
<u>Political declaration and resolutions</u>	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
<u>CM(2013)162</u>	Council of Europe Conference of Ministers responsible for Media and Information Society (Belgrade, 7-8 November 2013) – Report of the Secretary General
<u>CM Decisions</u>	Council of Europe Conference of Ministers responsible for Media and Information Society (Belgrade, 7-8 November 2013) – Decisions of the Committee of Ministers

**RECENT MEETING REPORTS**

<u>CDMSI-BU(2016)002</u>	Report of the 10 <sup>th</sup> meeting of the CDMSI Bureau (13-14 October 2016)
<u>CDMSI(2016)015</u>	Report of the 11 <sup>th</sup> meeting of the CDMSI (29 November–2 December 2016)
<a href="#">CDMSI-BU(201)001</a>	Report of the 11 <sup>th</sup> meeting of the CDMSI Bureau (11-12 May 2017)