Steering Committee on Media and Information Society – CDMSI

COUNCIL OF EUROPE

CONSEIL DE L'EUROPE

15th meeting
27-30 November 2018
G02, Agora building, Strasbourg

27 November: 14h00 – 18h00
28 November: 09h30 – 18h00
29 November: 09h30 – 18h00
30 November: 09h30 – 13h00

23/11/2018   CDMSI(2018)OJ2fin

Draft Annotated Agenda

Draft order of business

	Morning	Afternoon
27 Nov: 14h00-18h00	No session	Items: 1 (opening), 2 (adoption), 4 (cooperation), 8.1 (1st meeting of Chairs of intergovernmental committees), 8.2 (TC-INF), 7 (Data Protection), 8.5 (INGOs),
28 Nov: 09h30-18h00	Items: 3.1 (MSI-AUT), 5.2 (Internet Governance), 8.1 (SG report, AI initiatives), 8.2 (Rec on guidelines children in digital environment)	Items: 3.2 (MSI-JOQ), 5.5 (GE and Media Rec), 8.7 (CDDH), 5.3 (Rec Safety of Journalists, 5.4 (Platform)
29 Nov: 09h30-18h00	Items: 5.1 (initiatives MS), 10.1 (Min Conf), 8.3 (PACE recs), 11 (observer applications), 9.1 (EU), 6 (T-TT),	Items: 10.2 (DIO), 12 (elections), 9.2 (UNESCO), 8.4 (Comm HR), 8.6 (CDCT)
30 Nov: 09h30-13h00	Items: 8.8 (Observatory), pending items (if any), 11 (any other items), 12 (abridged report)	No session

1. Opening of the meeting

For information and discussion

Patrick Penninckx, Head of Information Society, Directorate General of Human Rights and Rule of Law, will address the delegates.

2. Adoption of the agenda

CDMSI(2018)OJ2	*Draft agenda*

For decision
Adopt the meeting agenda

3. Standard setting

3.1 Committee of experts on Human Rights Dimensions of Automated Data Processing and Different Forms of Artificial Intelligence (MSI-AUT)

MSI-AUT(2018)08	*Report of the 2nd meeting of the MSI-AUT (17-18 September 2018)*
MSI-AUT(2018)04	First draft study on forms of liability and jurisdictional issues in the application of civil and administrative defamation laws in Council of Europe member states
MSI-AUT(2018)05	*A study of the implications of advanced digital technologies (including AI systems) on the concept of responsibility within a human rights framework*
MSI-AUT(2018)06	*Draft Recommendation of the Committee of Ministers to member states on human rights impacts of algorithmic systems*
MSI-AUT(2018)07	*Draft Declaration of the Committee of Ministers on the manipulative capabilities of algorithmic processes*

For discussion

Discuss the Draft Declaration on the manipulative capabilities of algorithmic processes following comments by the Bureau as well as comments sent in writing by CDMSI members prior to the meeting. Approve the draft in view of its submission to the Committee of Ministers for adoption.

Take note of and discuss the other draft deliverables and information related to the 2nd meeting of the MSI-AUT.

3.2 Committee of experts on Quality Journalism in the Digital Age (MSI-JOQ)

MSI-JOQ(2018)07 MSI-JOQ(2018)04rev Cluster of MIL skills and	*Study on media and information literacy in the digital environment*

knowledge	
MSI-JOQ(2018)08rev	*Draft Recommendation on promoting a favourable environment for quality journalism in the digital age*
MSI-JOQ(2018)09rev3	*Draft Declaration on the financial sustainability of quality journalism in the digital age*
MSI-JOQ(2018)11	*Report of the 2nd meeting of the MSI-JOQ (24-25 September 2018)*

For discussion

Discuss the Draft Declaration of the financial sustainability of quality journalism in the digital age following comments by the Bureau as well as comments sent in writing by CDMSI members prior to the meeting. Approve the draft in view of its submission to the Committee of Ministers for adoption.

Take note of and discuss the other draft deliverables and information related to the 2nd meeting of the MSI-JOQ.

4. Cooperation activities

MEDIA_COOP (2018)01rev3	*Accomplished and on-going projects in the field of media and freedom of expression*
	Presentation by Delegation of Morocco

For information and discussion
Take note of and discuss information provided by the Secretariat and by the Moroccan delegation.

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

5.1 Initiatives in member states

Link	*Austria - Internet Freedom report*
Link	*France – Report on "Manipulations of information, a challenge for our democracies";*
	France – Draft law to combat "fake news" and disinformation
	UK – initiatives
Ukraine – CDMSI related translation initiatives	*Recommendation CM/Rec(2017)9 of the Committee of Ministers to member States on gender equality in the audiovisual sector*
	Recommendation CM/Rec(2018)1 of the Committee of Ministers to member States on media pluralism and transparency of media ownership
	Recommendation CM/Rec(2018)2 of the Committee of Ministers to member States on the roles and responsibilities of internet intermediaries
	Recommendation CM/Rec(2018)7 of the Committee of

	Ministers to member States on Guidelines to respect, protect and fulfil the rights of the child in the digital environment

For information and discussion

Take note of and discuss information provided by delegates on initiatives taken in their respective countries.

5.2 Internet governance

CM(2016)10-final	*Council of Europe Internet Governance Strategy 2016-2019*

For information and discussion
Discuss the progress of the implementation of the strategy on the basis of oral information by the Secretariat.

IGF	*Internet Governance Forum (12-14 November, Paris)*

For information
Take note of CDMSI and of Council of Europe secretariat involvement in the IGF 2018 (*12-14 November, Paris*).

ICANN (web page)	*Secretariat and Members' participation in ICANN 63 (Barcelona, 20-25 October)*

For information
Take note of state of CDMSI and Council of Europe involvement in the ICANN Forum held from 20–25 October 2018.

5.3 Implementation of the CM Recommendation on protection of journalism and safety of journalists and other media actors

CDMSI(2018)005rev	*Strategy for the Implementation of the CM Recommendation on protection of journalism and safety of journalists and other media actors*

5.4 Platform to Promote the Protection of Journalism and the Safety of Journalists

For discussion

Take note of and discuss:

- The adoption of the Implementation Strategy for Recommendation CM/Rec(2016)4
- Update provided by the secretariat on work underway on the "Implementation Guide to Selected topics under the Protection and Prosecution Pillars of the Guidelines of Recommendation CM/Rec(2016)4"
- Preparation of a qualitative study on fear as a factor affecting choices between self-censorship and ethical journalism in Europe
- Possible information by members, participants and observers
- Take note of and discuss the current state of play of the Platform.

5.5 Implementation of Recommendation CM/Rec(2013)1 on gender equality and media

For discussion

Discuss the draft questionnaire for the evaluation of the implementation of the

CM/Rec(2013)1, carried out together with Gender Equality Commission, following comments sent in writing by CDMSI members prior to the meeting. Approve the questionnaire and the method of collecting answers from member states.

6. European Convention on Transfrontier Television

| CDMSI(2017)004 | *Information note on the Revision of the European Convention on Transfrontier Television (ECTT)* |
| CDMSI(2017)misc1rev8 | *Revised summary of answers received to a questionnaire on the revision of the European Convention on Transfrontier Television (ECTT)* |

For discussion

Take note of the revised summary of answers received to the questionnaire on the revision of the European Convention on Transfrontier Television and discuss further steps*.*

7. Data protection

T-PD37(2018)OJ	*Draft agenda of 37th Plenary meeting of Committee of Consultative Committee*
T-PD(2018)RAP36abr	*Report of 36th Plenary meeting of Committee of Convention 108 (19-21 June 2018)*
T-PD-BUR(2018)45Rap	*Report of 45th meeting of Bureau of Committee of Convention 108 (24-26 September 2018)*
T-PD-BUR45(2018)OJ	*Draft agenda of 45th meeting of Bureau of Committee of Convention 108 (24-26 September 2018)*
T-PD(2018)6rev CDMSI(2018)003	*Draft Recommendation on the protection of health-related data* *Draft explanatory memorandum* *CDMSI comments on the draft Recommendation on the protection of health-related data*
T-PD(2018)09Rev	*Draft Report on the data protection implications of AI*
T-PD(2018)18	*The Privacy and data protection principles guide for ICANN related data processing*
CM/Inf(2018)15-final Explanatory Report	*Convention 108+ and explanatory report*

For information, discussion and decision

Take note of and discuss the information provided by the secretariat on the on-going work on data protection and decide to transmit the draft recommendation on the protection of

health-related data to the Committee of Ministers for adoption.

8. Work of other Council of Europe institutions and bodies

8.1 Secretary General's initiatives

For information and discussion

Take note of oral information on CDMSI related initiatives of the CoE
- Secretary General report on State of Democracy, Human Rights and Rule of Law
- New initiatives on Artificial Intelligence (AI)
- High-level conference on AI, Helsinki, 26-27 February 2019
- 1st meeting of the chairs of the inter-governmental committees and working lunch with the Secretary General (Strasbourg, 20 September 2018)

8.2 Committee of Ministers

Recommendation CM/Rec(2018)7	*Committee of Ministers' Recommendation on Guidelines for member States to respect, protect and fulfil children's rights in the digital environment*
Link	*Committee of Ministers Thematic Coordinator on Information Policy – TC-INF*

For information and discussion

Take note of the adoption by the Committee of Ministers on 04 July 2018 of CM/Rec(2018)7 and first steps taken toward its implementation.

Have an exchange of views with the Thematic Co-ordinator on Information Policy, Ambassador Corina Călugăru.

8.3 Parliamentary Assembly of the Council of Europe

PACE Rec 2105 (2017)	*PACE Recommendation 2105 (2017) "Promoting integrity in governance to tackle political corruption"*
CM Reply - Doc. 14528	*PACE Recommendation 2105 (2017) "Promoting integrity in governance to tackle political corruption" CM Reply*
CDMSI(2017)013	*CDMSI comments on PACE Rec 2105 (2017)*
PACE Rec 2130 (2018)	*PACE Recommendation 2130 (2018) – "Legal challenges related to hybrid war and human rights obligations"*
CDMSI(2018)010	*CDMSI comments on PACE Recommendation 2130 (2018) – "Legal challenges related to hybrid war and human rights obligations "*

For information

Take note of information by the Secretariat on the state of play of CDMSI comments and, where relevant, of CM replies.

8.4 Commissioner for Human Rights

For information and discussion

Have an exchange of views with the Commissioner for Human Rights, Ms Dunja Mijatović.

8.5 Conference of INGOs of the Council of Europe	
Link	ICON conference "The Journey to Digital Trust" (13 September 2018, Geneva)
	Take note of information provided by representatives of Conference of INGOs and ICON

8.6 Council of Europe Counter-Terrorism Committee (CDCT)	
Link	*CoE Counter-Terrorism Strategy (2018 - 2022) as approved by the CM on 4 July 2018*
	Thematic session on terrorism and the internet, 14 Nov. 2018 Strasbourg

For discussion

To discuss the CoE Counter-Terrorism Strategy (2018 - 2022) and possible implications for the CDMSI and receive information on the thematic session on terrorism and the internet, 14 Nov. 2018 Strasbourg.

8.7 Steering Committee for Human Rights (CDDH)	
Freedom of expression and links with other human rights (CDDH-EXP)	*Information on on-going work on the Guide to good national practices on how to reconcile freedom of expression with other rights and freedoms, in culturally diverse societies*

8.8 European Audio-visual Observatory and EPRA	
OEA	*European Audio-visual Observatory web site*
EPRA	*European Platform of Regulatory Authorities website*

For information
Take note of the last works of the Observatory and of EPRA and of latest developments.

8.9 Participation of CDMSI members in meetings and events	
CDMSI(2018)misc7	*T-CY Plenary and Octopus conference (Strasbourg 9-13 July 2018)*

For information
Take note of information by CDMSI members

9. Other organisations

9.1 European Union

AVMS Directive

EU current and future presidencies	

For information	
Take note of the information delivered by a representative of the EU Commission	
Take note of the information delivered by the Representative of Austria on the out-going Presidency of the EU	
Take note of the information delivered by the Representative of Romania on the next Presidency of the EU	

9.2 UNESCO	
Internet Universality Indicators	
For discussion	
Take note of information provided by UNESCO on Internet Universality Indicators	

10. CDMSI work programme and working methods

10.1 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(2018)009	*Proposal for a Conference of Ministers responsible for Media and Information Society (Nicosia, Cyprus, May 2020)*

10.2 Evaluation by the Directorate of Internal Oversight (DIO)	

For discussion Take note of the state of preparation for a possible conference of ministers responsible for media and information society **For information** Take note of information by the Secretariat of two evaluations currently under way: the "Council of Europe support to the protection and promotion of freedom of expression"; and the "Evaluation of Intergovernmental Committees"	

11. Application for CDMSI observer status

Application letter	*Application from the Committee to Protect Journalists (CPJ) for observer status to the CDMSI*
Application letter	*Application from International Media Support (IMS) for observer status to the CDMSI*

For decicison:	
Decide on application for observer status of CPJ and IMS	

12. Election of the Chair, Vice-Chair and one Bureau member

CDMSI(2018)011	*Note on elections* For decision: elect the Chair, Vice-Chair and one Bureau

	member
13. Any other item	
For decision:	
Adopt the abridged report of the meeting	

GENERAL REFERENCE DOCUMENTS

[Terms of reference](#)	*CDMSI terms of reference 2018-2019*
[Terms of Reference](#)	*CDMSI terms of reference 2016-2017*
[Terms of reference](#)	*MSI-JOQ terms of reference 2018-2019*
[Terms of reference](#)	*MSI-AUT terms of reference 2018-2019*
[CM/Res(2011)24](#)	*Resolution CM/Res(2011)24 on intergovernmental committees and subordinate bodies, their terms of reference and working methods*
[CDMSI(2018)001rev3](#)	*List and timetable of meetings relevant to the CDMSI in 2018 – up-date as of 18/10/2018*
[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*
[CM Decisions](#)	*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

[CDMSI-BU(2018)002](#)	*Report of the 14th meeting of the CDMSI Bureau (16 to 17 October 2018)*
[CDMSI(2018)008](#)	*Abridged report of the 14th meeting of the CDMSI (19-21 June 2018)*