



4.15. HU – Hungary⁹⁹

4.15.1. Key findings

In Hungary, Article 28b (1) of the Audiovisual Media Services Directive (AVMSD) was transposed by Act XXIV of 2020 amending e-Commerce Act CVIII of 2001. According to the legal provisions, VSP providers are required to adopt sufficient measures and effective technological solutions to protect users, including minors, from user-generated videos and audiovisual commercial communications which may impair their physical, mental or moral development. The legislation delineates the circumstances that require VSP providers to implement technical safeguards and outlines the comprehensive scope these measures should address. The act underscores the importance of effective age monitoring and parental supervision, as stipulated in the AVMSD. In addition, Article 15/G of the act mandates the obligation to provide information and to maintain a complaints procedure.

In Hungary, the national media regulatory authority, the Media Council, has disseminated a compilation¹⁰⁰ of potentially useful parental tools and filtering software for the benefit of VSP users in the country.

4.15.2. National transposition of Article 28b (1) AVMSD

Title and type of legislation	Key excerpts of legal measures	Link
Act XXIV of 2020 amending e-Commerce Act CVIII 2001 implements the Directive's rules on video-sharing platforms (Article 15/D. paragraph (1) points a) and c); Article 15/F. paragraphs (1) - (3))	Article 15/D. paragraph (1) In order to protect users of the service, a video-sharing platform provider shall implement the measures and technological solutions provided for in section 15/F where (a) any programme or user-generated video provided to the general public by the video-sharing platform provider, commercial communications marketed, sold or arranged by the video-sharing platform provider or others (content) is likely to impair the physical, mental, spiritual or moral development of minors;	Legislation

⁹⁹ It was not possible to receive feedback on the summary concerning Hungary during the checking round with the national competent institutions.

¹⁰⁰ <https://nmhh.hu/dokumentum/173242/szurosszoftverek.pdf>



Title and type of legislation	Key excerpts of legal measures	Link
	<p>...</p> <p>(c) the content may constitute a crime or solicitation to commit a crime, in particular if it is likely to solicit other persons to commit a terrorist act, incite against a community, openly deny crimes committed by national socialist or communist regimes, and/or it may constitute the sharing, distribution or transmission of child pornography content;</p> <p>Article 15/F. paragraph (1) A video-sharing platform provider shall adopt sufficient measures and effective technological solutions in order to ensure compliance with the requirements under Article 15/D(1).</p> <p>(2) With a view to enforcing the requirement set out in Article 15/D(1)(a), the video-sharing platform provider shall have in place effective age verification and parental control systems that are under the control of the users.</p> <p>(3) With regard to paragraph (2), an age verification and parental control system shall be considered effective if it is actually capable of ensuring compliance with the requirements set out in Article 15/D(1)(a) by verifying the real age of service users, ensuring in particular that minors are unable, under normal circumstances, to hear or see any harmful content.</p>	

4.15.3. Types of measures put in place by VSPs

All of the larger VSPs featured in this report, and this includes many which are not under the jurisdiction of Hungary but which can be accessed within the territory, have imposed a minimum age requirement of 13, with the exception of Vimeo (16 or above the minimum age required by law), BitChute (18) and Onlyfans (18). Age verification systems mostly require users to indicate their date of birth, without additional verifications, but other solutions include age verification by credit card, by the uploading of photo ID, or the use of age estimation technology. Various types of parental control measures responding to the specificities of each VSP can be found (blocking and filtering, recording of activities, limiting time of use, viewing history). X (formerly Twitter) and Vimeo have no such measures, despite being accessible to minors. Neither do BitChute or OnlyFans, as they require users to be



over 18. All of the larger VSPs featured in this report make use of flagging and reporting mechanisms as well as other content moderation tools. These are detailed in the tables in sections 3.2 and 3.3.

There are two VSPs under Hungarian jurisdiction: Videa.hu and Indavideo.hu. According to the terms and conditions of Videa.hu,¹⁰¹ users who are under the age of 18 need permission from a parent or other legal representative to use the service. By allowing their child to use the service, the parent or other legal representative of a user under the age of 18 will also be subject to the terms of the contract and is responsible for the child's activities in the service. Users under the age of 16 can only use the Videakid website intended for children, with the permission of a parent or other legal representative. The provider can remove videos in cases of violation of the platform's terms and conditions. Users are allowed to upload videos with pornographic content only to the "adult" category.

Users of Indavideo.hu¹⁰² under the age of 18 require approval from a parent or legal guardian. The platform's terms and conditions advise that it is primarily intended for viewers aged 14 and above. Moreover, it states that it does not provide age classification of content and cannot reliably assess the content of the uploaded videos, which is why the terms and conditions indicate that unsupervised video browsing for children is not recommended.

4.15.4. VSPs under the jurisdiction of the national regulatory media authority

Name of service	Genre	Targeted countries ¹⁰³
Autósvideók	Lifestyle/Leisure/Health/Travel	Hungary
FreeYork Videótár (VSP)	Film and TV fiction	Hungary
Indavideó (VSP)	Other/Not identified	Hungary
Jegy.hu online események	Music	Hungary
Videa	Generalist	Hungary
Videakid	Children	Hungary
Videok.hu	Generalist	Hungary

4.15.5. Measures specific to adult VSPs in general

The most common age verification measures applied by adult VSPs is self-declaration of age, including in the "adult" section on Videa.hu. The Media Council does not have any

¹⁰¹ <https://videa.reblog.hu/cimke/%C3%81SZF>

¹⁰² <https://indavideo.hu/termsofuse>

¹⁰³ Name of service, genre and targeted countries as indicated in the European Audiovisual Observatory's MAVISE database, as accessed in December 2023.



adult-only services registered with it, as most seem to be established in other countries or to operate in Hungary illegally.

4.15.6. Additional rules referring especially to influencers

N/A