The promotion of European works under the AVMS Directive

UNESCO Chair, Online Seminar, 27 January 2022

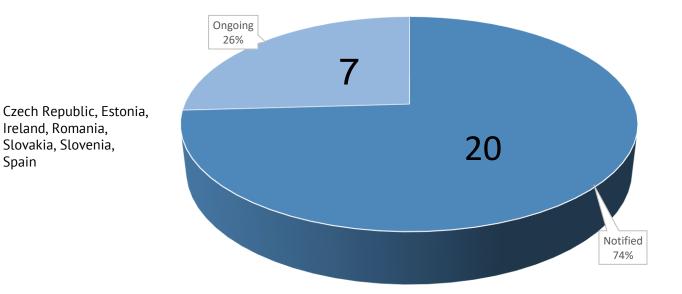
Sophie Valais Senior Legal Adviser European Audiovisual Observatory



Observatoire européen de l'audiovisuel European Audiovisual Observatory Europäische Audiovisuelle Informationsstelle



State of play of the implementation of the directive



Spain

Austria, Belgium, Bulgaria, Cyprus, Denmark, Finland, France, Germany, Greece, Hungary, Italy Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Sweden

Promotion of European works – <u>Linear services</u> (Art. 16-17)

Obligations on broadcasters remain *unchanged* from the 2010 Directive.



of transmission time to European works



of transmission time <u>or</u> programming budget to independent European works

Promotion of European works – <u>Video-on-Demand</u> (Art. 13)







Financial contribution:

- Production
- Direct investments
- National funds

Prominence

Including targeting services

Under the previous Directive of 2010

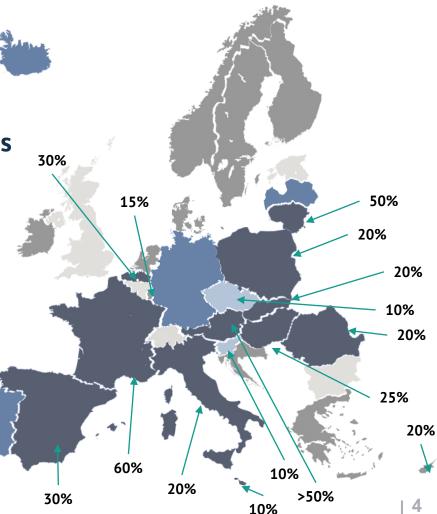
- Financial contribution to production/rights acquisition in European works
- Share of European works in VOD catalogues
- Prominence obligation



Quota obligation on VOD services

- Mandatory with a specified quota
- Mand. without a specified quota
- **Optional (or investment)**
- **General obligation**

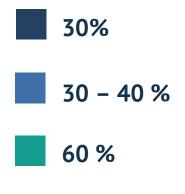
No obligation



EAO "Mapping of national rules for the promotion of European works in Europe" for the EFADs, 2019

State of implementation of Art. 13 AVMSD 2018

Quota obligation on VOD services

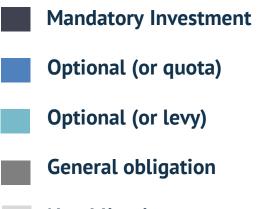




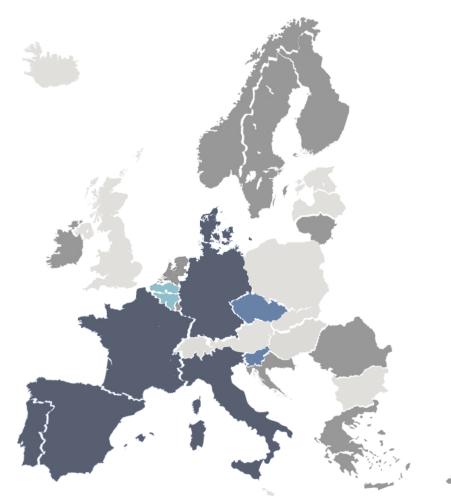
EAO elaboration on notified transposition rules of the AVMSD 2018/1808, status June 2021

Financial investment in European works by <u>private</u> VOD services

Direct contribution to production or acquisition of rights



No obligation



EAO "Mapping of national rules for the promotion of European works in Europe" for the EFADs, 2019



Levies on VOD services

Indirect contribution to production or acquisition of rights

Mandatory (both public and private



No obligation



EAO "Mapping of national rules for the promotion of European works in Europe" for the EFADs, 2019

State of implementation of Art. 13 AVMSD 2018

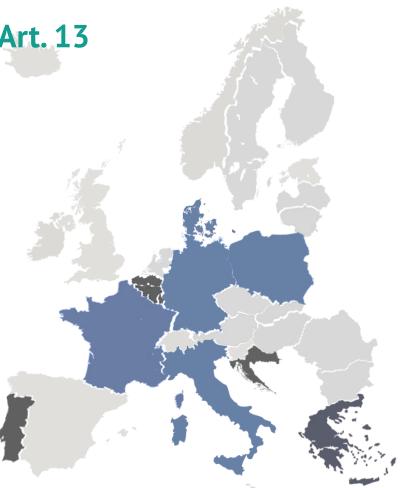
Financial investment obligation on VOD services

Including non-domestic targeted services



Pre-existing obligation (prior to AVMSD 2018)

No specific obligation



EAO elaboration on notified transposition rules of the AVMSD 2018/1808, status June 2021

Prominence obligation on VOD services



- **General obligation**
- No obligation



EAO "Mapping of national rules for the promotion of European works in Europe" for the EFADs

Next steps

- Reporting 2 years after the implementation and then every 3 years
- Evaluation 19 December 2026

Thank you for your attention!

More information at: https://www.obs.coe.int

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