

Screening Chapter 10

Information Society and Media

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Outline

- **General statements**
- **An umbrella policy initiative for Information Society and Media: i2010**
- **The 2002 electronic communications regulatory framework**
- **Broadband strategies**
- **Information Society services regulations**
- **Audiovisual policy**



General statements

- Major rules currently applied
- Some items do not represent legal obligations but are still relevant (eg broadband policies)
- Some important items are covered in other chapters (eg electronic commerce, copyrights..)
- Review of the regulatory framework is not covered at this stage
- Law approximation/implementation



- **i2010 at the heart of the renewed Lisbon Agenda for growth and jobs**
- **The Single European Information Space: the regulatory challenges**
- **Innovation and Investment in Research: the competitiveness challenges**
- **Inclusion, better public services and quality of life: ICT enabled public services**



The EU 2002 Regulatory Framework (1)

**Framework
Directive
(Art. 95 of
EC Treaty)**

Authorisation Directive

**Access & Interconnection
Directive**

Universal Service Directive

**Directive on privacy and
electronic communications**

**Commission
Competition
Directive
(Art. 86 of
EC Treaty)**

**Spectrum
Decision
(Art. 95)**



The EU 2002 Regulatory Framework (2)

- **Framework Directive (2002/21/EC):** horizontal provisions (NRAs' responsibilities, SMP and market analysis procedure, consultation and transparency mechanism, transitional measures..)
- **Access Directive (2002/19/EC):** gives NRA the flexibility to impose access and interconnection obligations on all operators, including on operators with SMP (access to specific network facilities incl unbundled access to the local loop, price controls/cost orientations on access and interconnection charges, transparency, non-discrimination and accounting separation)



The EU 2002 Regulatory Framework (3)

- **Autorisation Directive (2002/20/EC):** general authorisation principle, specific rights of use for assigned radio frequencies, numbers, and rights of way.
- **Universal Service Directive (2002/22/EC):**
 - Universal service obligations (scope, designation of universal service provider, net cost calculation)
 - Regulatory controls on undertakings with SMP (retail services, retail leased lines, CS/CPS)
 - End user interests and rights (112, NP, « must carry » obligations)



The EU 2002 Regulatory Framework (4)

- **Directives on Privacy and Electronic Communications and on retention of data** (2002/58/EC, and 2006/24/EC): network security, confidentiality of communications, data retention, traffic data processing, location data, unsolicited commercial communications, directories, cookies
- **Commission Competition Directive** (2002/77/EC): abolition of exclusive or special rights, vertical integration, cable television networks, satellites



The EU 2002 Regulatory Framework (5)

- **Radio Spectrum Decision (676/2002/EC):** creating a policy and regulatory framework for an harmonised availability and efficient use of spectrum, for the implementation of Community policies

Market based approach to spectrum management
- **Regulation on unbundled access to the local loop (2887/2000/EC)**



Broadband Strategy

- **National broadband strategies**
- **Mobile broadband services**
- **Powerline communications**
- **Bridging the broadband gap**



Information society services regulations and programmes

- Internet domain names (.eu top level domain)
- Electronic signatures Directive
- Electronic commerce (see Chapter 09- financial services)
- IDABC, eContent*plus*, Safer Internet *plus*
- Electronic payments (see Chapter 09- financial services)
- Copyright (see Chapter 07- intellectual property law)



Audiovisual Policy (1)

- **General framework**
- **Television Without Frontiers Directive (TWF)**
- **Conditional access directive**
- **Recommendation on the protection of minors and human dignity**



Audiovisual Policy (2)

- **Distribution of audiovisual content on electronic networks (Film Online and Media Literacy)**
- **Recommendation on the protection of Film Heritage**
- **Protection of the film industry: the MEDIA programmes**

