

WHAT'S WRONG WITH ARTICLE 17 OF THE EMFA

Article 17 introduces a **separate procedure for the moderation of content of certain self-declared media companies** on very large online platforms. In its original EC version, it was dubbed a 'media privilege' but amended versions proposed in Council and the EP are drafted as media exemptions, a concept that was rejected in the Digital Services Act (DSA) discussions.

WHICH MEDIA WILL BENEFIT?

Even if limited to certain parameters, media benefiting from this exemption **will include, in certain Member states, captured outlets** that issue propaganda or content influenced by certain commercial interests: should that content be exempted from content moderation rules set out under the DSA?

Source: Reporters without Borders 2022 Index - <https://rsf.org/en/index>



IS ALL MEDIA CONTENT NEWS?



News > Opinion

...actually feel rather sorry for him because today he's just a glove puppet with no more control over what he says or does than Basil Brush.

Meghan, though, is a different story. I hate her. Not like I hate Nicola Sturgeon or Rose West. I hate her on a cellular level.

At night, I'm unable to sleep as I lie there, grinding my teeth and dreaming of the day when she is made to parade naked through the streets of every town in Britain while the crowds chant, "Shame!" and throw lumps of excrement at her.

Everyone who's my age thinks the same way. But what makes me despair is that younger people, especially girls,

Not all content produced by media outlets is newsworthy and while all speech merits protection, many items in a news publication do not contribute to democracy or media pluralism as such. In some cases, some media produce disinformation or content that can be considered inappropriate by a platform.

YET ANOTHER CONTENT MODERATION PROCEDURE?

One for A17 © Directive, one for DSA, possibly one for P2B, a mechanism for TERREG and now one for media: at what point does chaos kick in? Faced with so many procedures, platforms will end up taking the safe and convenient route of leaving any content that could fall under A17 EMFA up and blocking any content that could fall under A17 © Directive, out of self-preservation.

DSA - DIGITAL SERVICES ACT
P2B - PLATFORM TO BUSINESS REGULATION
COPYRIGHT IN THE DSM DIRECTIVE
TERREG - TERRORISM REGULATION

REFERENCES

C4C Article 17 position: <https://coalition4creativity.org/2023/01/30/c4cs-comments-on-the-european-media-freedom-act-emfa/>