(HOME)

From: (HOME)
Sent: 12 October 2017 10:58
To: @mfa.ee); @mfa.ee)
Cc: HOME); (HOME); (HOME); (HOME); (HOME); (HOME); (HOME); (HOME)
Subject: NEED FOR EU COORDINATION - Council of Europe - Recommendation on Internet intermediaries under negotiation
Attachments: 20171011-MSI-NET(2016)05rev4_eng FINAL_Draft_Rec_Internet_Intermediaries(19.09.17).docx; 20171011-MSI-NET(2016)05rev4_eng FINAL-CLEAN-anotated docx

Importance: High

Dear dear ,

I would like to bring this important matter to your attention.

We have been made aware of a Council of Europe Recommendation being elaborated and dealing with the role of internet intermediaries. It is being done by the Expert group MSI-NET - Committee of experts on internet intermediaries

We have spotted a number of very serious problems problems before. The text goes in the direction of being very restrictive on action to detect and remove illegal content by intermediaries and runs against the COM position in the latest communication on liability of intermediaries, as well as EU acquis (The Child sexual abuse directive) and EU policies (Internet forum).

Now the text has left the expert group and is **going up to the political level** in the COE (comite directeur **end of October** and Comite des Ministres in **december**).

I enclose the latest version of the document and one with my annotation of problems.

We believe that a **EU coordination should be organised on this document**, to make sure that the position of MS in Strasbourg is consistent with EU policy, and to prevent that an influencial document from the Council of Europe (a Recommendation by the Committee of Ministers) creates obstacles to EU efforts in the fight against illegal content (terrorist content, child sexual abuse material, hate speech) including

For that, a **working group in the Council should discuss the EU position** to be taken. To prepare it, COM would table its own views as annotated agenda. The EU delegation in Strasbourg should be kept involved.

We believe that the **EE presidency**, in cooperation with the Council SG **should take the lead** in organising this meeting. Given the timeframe, this should happen quickly. You may need to discuss with the colleague in the EE presidency responsible for Internet intermediaries.

Would you be available as soon as possible for a meeting to discuss how to organise this coordination?

Thanks so much, kind regards,