

APPENDIX 2 EXTRACTS FROM
DIRECTIVE 89-552-EEC AS
AMENDED (AUDIOVISUAL MEDIA
SERVICES DIRECTIVE)

The background of the page features abstract geometric shapes in two shades of blue. A large, light blue triangle points downwards from the top right, with its base at the top edge. Another large, light blue triangle points upwards from the bottom left, with its base at the bottom edge. These two triangles overlap in the center of the page. Within this overlapping area, there is a smaller, darker blue triangle pointing upwards from the bottom.

- 1 Member States shall ensure that audiovisual commercial communications provided by media service providers under their jurisdiction comply with the following requirements:
- a) audiovisual commercial communications shall be readily recognisable as such. Surreptitious audiovisual commercial communication shall be prohibited;
 - b) audiovisual commercial communications shall not use subliminal techniques;
 - c) audiovisual commercial communications shall not:
 - i. prejudice respect for human dignity;
 - ii. include or promote any discrimination based on sex, racial or ethnic origin, nationality, religion or belief, disability, age or sexual orientation;
 - iii. encourage behaviour prejudicial to health or safety;
 - iv. encourage behaviour grossly prejudicial to the protection of the environment;
 - d) all forms of audiovisual commercial communications for cigarettes and other tobacco products shall be prohibited;
 - e) audiovisual commercial communications for alcoholic beverages shall not be aimed specifically at minors and shall not encourage immoderate consumption of such beverages;
 - f) audiovisual commercial communication for medicinal products and medical treatment available only on prescription in the member State within whose jurisdiction the media service provider falls shall be prohibited;
 - g) audiovisual commercial communications shall not cause physical or moral detriment to minors. Therefore they shall not directly exhort minors to buy or hire a product or service by exploiting their inexperience or credulity, directly encourage them to persuade their parents or others to purchase the goods or services being advertised, exploit the special trust minors place in parents, teachers or other persons, or unreasonably show minors in dangerous situations.