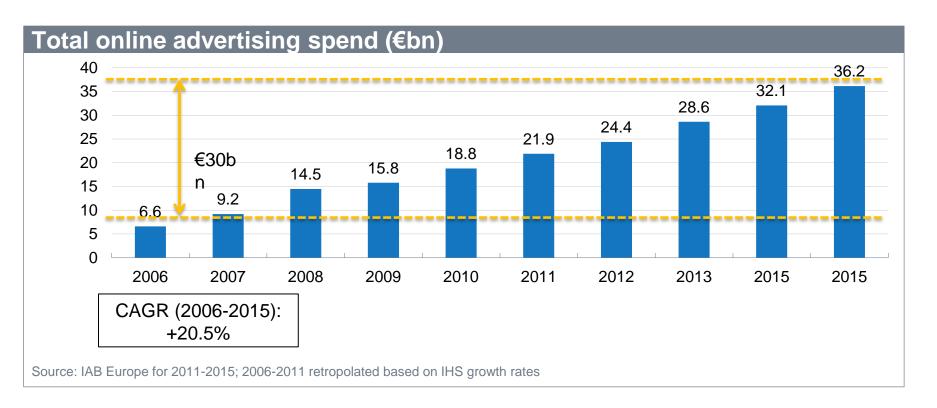
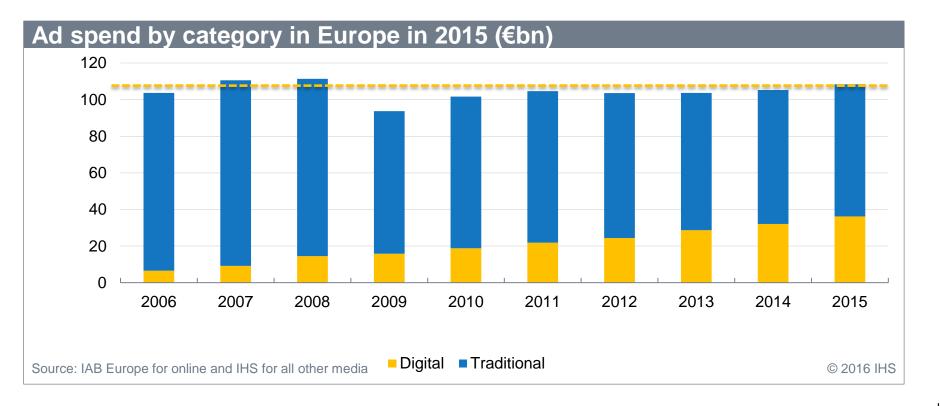
### €30bn net addition to the European online ad market in 10 years...





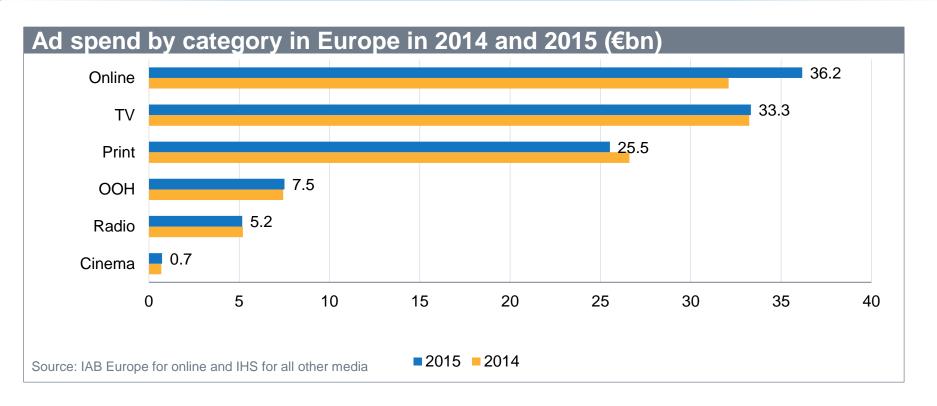
#### ...in an otherwise flat media advertising market





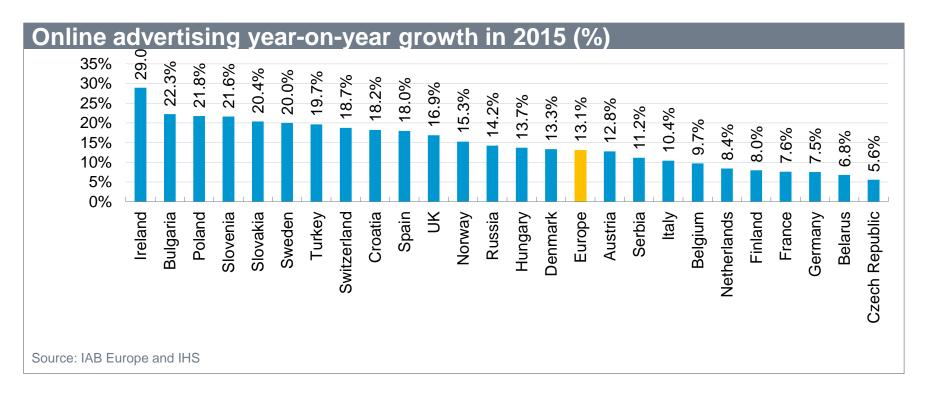
### Online has overtaken TV to become the largest advertising medium in Europe





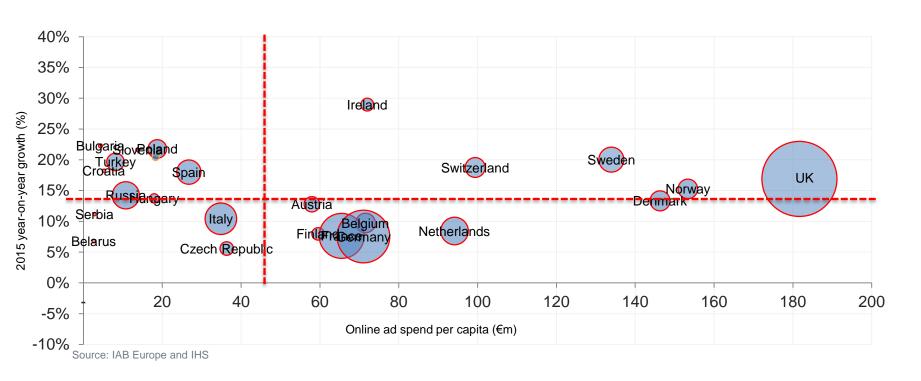
#### Strong growth across Europe in 2015...





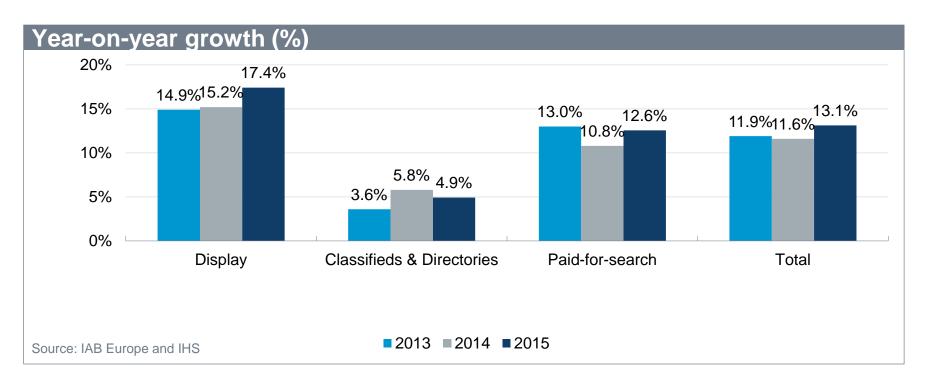
#### ...at all levels of market maturity and market size





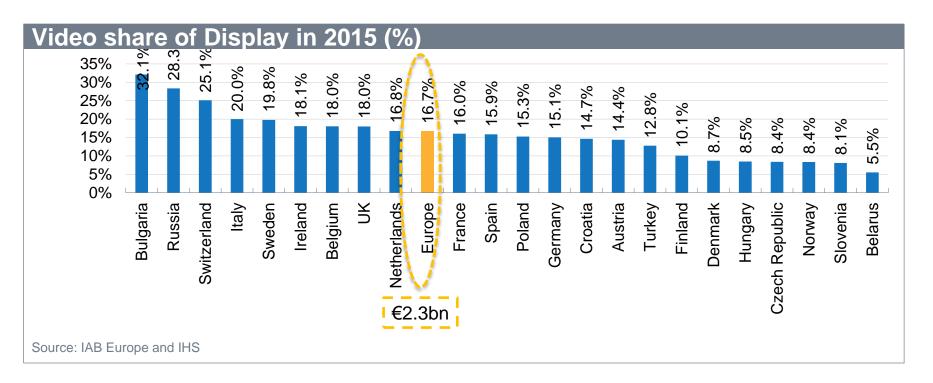
#### Display continues to drive online advertising growth





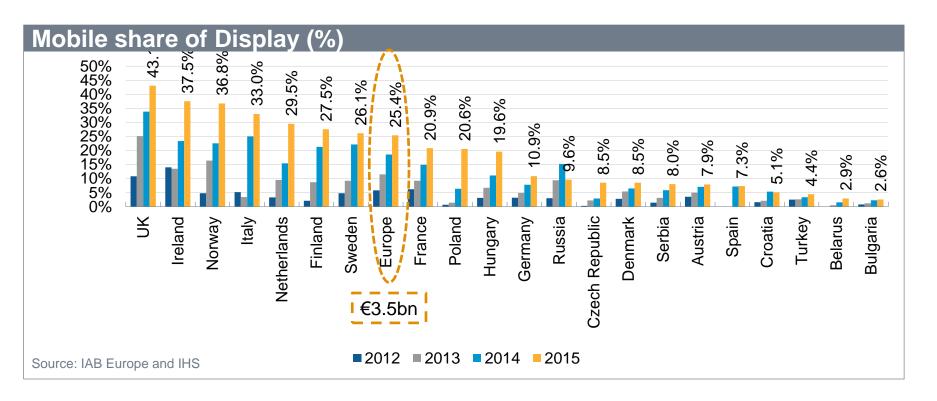
#### Video is an increasingly important part of display





### Mobile accounts for a quarter of all European display ad spend, approaching 50% in most advanced markets





#### Drivers and hurdles as reported by local IABs



#### **Drivers**

- Programmatic and automation
- Proliferation of e- and m-commerce
- Rise of online video consumption
- Growth in premium video inventory attracting TV budgets
- Improvement in ad quality
- Shift to a mobile-first advertiser mentality
- Social media advertising
- Native advertising
- Sports events in 2016
- Favourable macro-economic climate

#### Hurdles

- Ad blocking
- Viewability & fraud
- Lack of applied data strategy
- Lack of digital currency
- Fragmentation of ad tech value chain
- Desktop to mobile migration
  Macroeconomic environment and adverse political conditions
- Regulatory uncertainty & restrictions
- Asymmetric competition with US

#### Key numbers at a glance

€46bn

invested in online advertising

€22bn

direct GVA to EU-28 economy

0.9m

jobs directly in EU-28 online ad industry

€31bn

revenue generated by publishers

€113bn

GVA to EU-28 economy incl. indirect effects

1.4m

jobs supported by wider online ad industry

30.4%

of all ad revenue generated online

€473bn

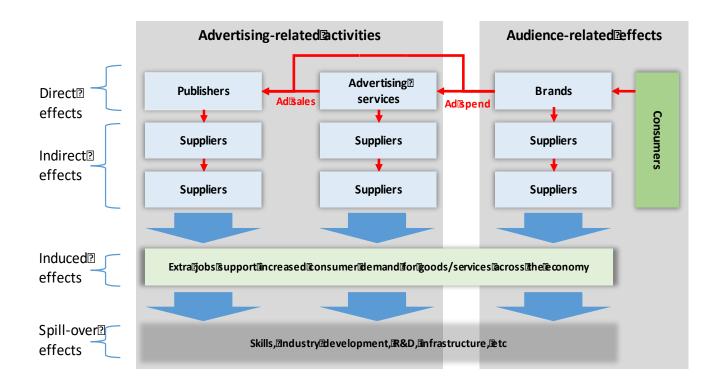
GVA contribution to EU-28 economy incl. wider ripple effects

5.4m

jobs supported if broader effects taken into account

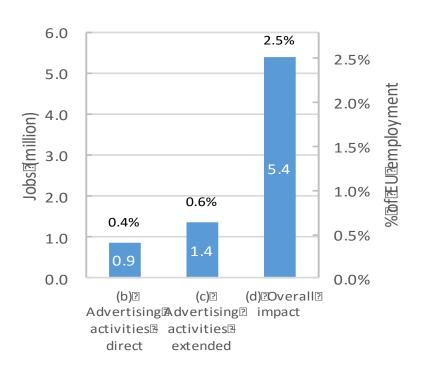


#### Overview of economic impact flows of advertising



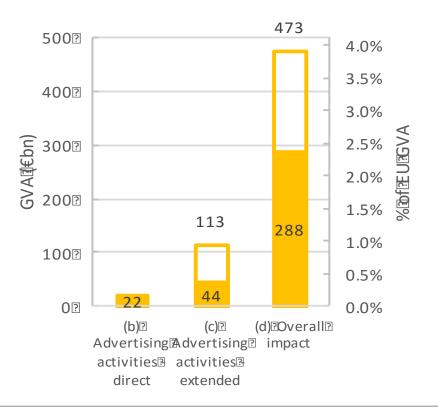


### Indicative estimates of jobs supported by online advertising in EU-28 countries in 2013





### Indicative estimates of GVA supported by online advertising in EU-28 countries in 2013





### Good news, bad news

- Digital economy is top of the agenda in Brussels
- Online advertising is under intense regulatory scrutiny
- Strong focus on data protection & narrative of tough legal framework => consumer trust => digital economy
- Political process can throw up surprising outcomes







### Key EU dossiers that will affect online advertising

- Data protection (GDPR, Cookie Directive, Privacy Shield)
- Digital contracts
- Online platforms
- Audio-visual media services Directive revision
- Broad review of consumer protection rules





#### **Data protection**

General Data Protection Regulation (GDPR) of 2016

- Broad definition of personal data almost everything!
- Arguably narrower legal bases => lack of legal certainty
- Consent especially looks problematic will ads-only model survive?
- Fines for non-compliance up to 4% of annual worldwide turnover





### **Data protection**

General Data Protection Regulation (GDPR) of 2016

- One-stop-shop (or not!) for enforcement
- New transparency requirements
- Jurisdictional clarification anyone targeting or profiling a natural person physically in the EU
- Regulation v directive
- Regulation will only be applicable as from May 2018





### Data protection (cont'd)

ePrivacy Directive ("Cookie Directive")

- Here we go again!
- Wider scope than GDPR includes nonpersonal data
- ePD can be read to make consent the <u>one</u> and <u>only legal basis</u> for online
- IAB Europe arguing that cookie rule is no longer needed minority view for now
- DG CNECT clearly taking aim at OBA









Safe Harbour / EU – US Privacy Shield

- EU Court threw out Safe Harbour in 2015
- US and EU Commission have agreed replacement text
- Text already challenged on EU side
- Commission aiming for sign-off in June
- Agreement looks vulnerable to legal challenge
- Status of BCRs & Model Clauses unclear







### Contracts for the supply of digital content

- "Full harmonisation" for digital contracts
- Introduces novel concept of data as a "counter-performance" comparable to money, with similar remedies
- Key issue is physical restitution / giving back of data automatically generated in the course of a contract, including non-personal data
- Obligation goes well beyond GDPR, would be disproportionately onerous and technically impossible





# Other DSM dossiers - online Platforms, AVMS, review of consumer *acquis*

- Online advertising platforms called out but not regulated
  - for now
- AVMS will extend offline advertising content rules online
- Review of consumer acquis may encourage all-up coherence but digital contracts is already on the table





### Ad blocking from a policy & regulatory point of view

- Ad blocking detection is not illegal!
- Urgent need to help policymakers understand how advertising supports media plurality & independence
- To get involved, reach out to your national and EU-level trade bodies!





### Conjunction of strong regulatory scrutiny and rise of ad blocking must be an opportunity!

- Urgent need to help policymakers understand:
  - How digital advertising works
  - What it does and does not entail WRT processing of personal data
  - How it supports media plurality & independence
- Double down on self-regulation making transparency & control even easier
- Op-eds, letters to the EU institutions, blogposts, etc. to educate users, EU & national officials, influencers about value of advertising to EU consumers & citizens

#### Thank you for your attention.

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