Dated: 24 August 2020

Subject: Amendment to TCF Policy v2.0 - UIs requirements

Dear TCF CMPs and Vendors,

The Transparency and Consent Framework (TCF) Steering Group has approved two amendments to the TCF Policy v2.0 Version 06-30-3.1

1. <u>**Removal of non-essential 1st layer requirements and updated 2nd layer requirements in Appendix B, section C**</u>

The stringency of initial layer disclosure requirements have been reduced through amending TCF v2.0 Appendix B, sectionC(b) and waive the obligation to include :

- Information about the consequences (if any) of consenting or not consenting (including withdrawing consent)
- Information about the fact that some Vendors (if any) are not requesting consent, but processing the user's data on the basis of their legitimate interest; the fact that the user has a right to object to such processing; and a link to the relevant layer of the Framework UI dealing with processing on the basis of legitimate interests where more information can be found.

When removing this information from the 1st layer the 2nd layer should be updated with transparency requirements in line with the amended Appendix B, section C(c)(v) and *new* Appendix B, section C(c)(vi).

2. <u>**Exception added to not providing consent per-purpose and per-vendor granularity in Appendix B, section C**</u>

The new Appendix B, section C(h) accommodates implementations that allow the user to access Publisher content through other means that do not require consent for the processing of data, for example by offering paid access. Please note that publishers should ensure they are fully aware of their local DPA requirements when leveraging this exception.

The new provision is described as follows:

"By way of derogation from Appendix B, Policies C(c)(iii) and (iv) and C(d), a Publisher shall not be required to allow a user to make granular and specific consent or opt-in choices if the Publisher implements a way for the user to access its content without consenting through other means, for example by offering paid access that does not require consenting to any Purposes. For the avoidance of doubt, all other Policies remain applicable."

The latest version of the TCF Policy document is Version 2020-08-24.3.2.

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You can consult the relevant sections of the TCF Policy text here.

NOTE: Since these changes create exceptions and less stringent requirements, they are applicable immediately and CMP Framework UIs will not need to apply for re-validation. The CMP Validator tool will be updated to reflect the amendments.

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