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a website or online service directed to children that is operated by a "parent" in the ordinary course of business, does not target children in an automated or artificial manner, does not target children with the use of false or misleading representation or means, and does not do any of the following: in addition to the factors set forth in rule, the following are also relevant to determining whether a website or online service is not directed to children. a website or online service directed to children is not directed to children if the website or online service is operated by a "parent" in the ordinary course of business, and does not target children in an automated or artificial manner, does not target children with the use of false or misleading representation or means, and does not do any of the following: a website or online service that is directed to children and is operated by a "parent" in the ordinary course of business, does not target children in an automated or artificial manner, does not target children with the use of false or misleading representation or means, and does not do any of the following: for example, if you operate a website that contains adult content or that is structured to be used by persons under age 13, you may not collect personal information (and you would not have to disclose that fact) about children who visit your site. you can get more specific advice about the kind of content on your site in the privacy policy you provide (see faq c.2) and you can find guidance on how to provide coppa protections in your direct notice to parents (see faq c.9). if you operate a website or online service that is not directed to children and is not structured to be used by children, you may continue to operate without disclosing the fact that you target children under 13. however, you should evaluate your potential liability under section 5 of the ftc act and the ftc's rules and guidance in order to decide whether to disclose that you are not targeting children under 13 or whether to require parental consent for children under 13. you should also consider whether you should provide age screen protection for visitors under age 13 (see faq d.4).

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as noted, the rule does not require that you notify third parties of your child-directed status, and doing so, without more, will not relieve you of your obligations under coppa. you should note that using a website or online service that is not child-directed will not relieve you of your obligations under coppa. however, if you are primarily serving children under 13 and are using the service for the same purpose as a similar non-child-directed service, you may want to identify your site as a child-directed property in order to notify third parties of your services' child-directed status.

otherwise, you may be faced with a question of whether to disclose that the site is not primarily directed to children, which can be a difficult and complex issue. you should also consider whether you should provide age screen protection for visitors under age 13 (see faq d.4). according to the rule, "child-directed" means that the entity "primarily targets children under 13 on the internet, and has been so designated by the commission as a child-directed entity." a child-directed entity is defined as a service or website that: in addition, the rule expressly states that if an entity "primarily targets children under 13 on the internet," then the commission may determine that the entity is a child-directed entity. thus, a site or service may be "child-directed" even if it is not "primarily directed to children." for example, a website that has age specific content that is more prevalent for visitors 13 and older, could be deemed to be "child-directed" even if it is not "primarily directed to children." 5ec8ef588b

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