

Submission for Amendments to Proposed Online Safety Bill.

Class 1 and 2 Content

The distinction between class 1 and class 2 content is vague and uses broad, moralistic language.

The proposed classification of class 1 content will have the consequence of making abusive content and adult content indistinguishable. The role of the eSafety Commissioner should be to focus on non-consensual, abusive and harmful content and not imagery of consensual sexual activity between adults.

A class 2 classification for all sexual content or even content relating to nudity and sex will be classified as 18+. This draft bill financially incentivizes platforms to remove all content that could be flagged under this bill and as a result companies will delete or censor all sexual/nude content to not receive classification. This will have far reaching unintended social and economic consequences for groups such as artists and sex educators.

Sharing of non-consensual images

Sex workers need equitable access to non bias reviews. As the eSafety Commissioner holds power over investigations and issuing of notices, there must be a system in place to provide oversight and accountability to ensure that all complainants are handled equitably, regardless of the Commissioner's personal beliefs or stigmas.

Existing section does not recognise withdrawal of consent or limits on consent

Non-consensual intimate images are images where the person depicted did not consent to the posting of the image. The proposed bill should recognise that a person should be able to withdraw their consent to the posting of intimate images and place limits on their consent by specifying how, where, and for how long the image can be posted