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WK 5165/2022 INIT

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MEETING DOCUMENT

From:	European Commission Services
To:	Delegations

Subject:	Digital Services Act: Compromise suggestions prepared by the Commission services for the two co-legislators on article 24b
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Article 24b				
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y	337i		<u>Article 24b</u> <u>Additional obligations for</u> <u>platforms primarily used for the</u> <u>dissemination of user-generated</u> <u>pornographic content</u>	[article is deleted]	y
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Article 24b, first paragraph				
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y	337j		<u>Where an online platform is</u> <u>primarily used for the</u> <u>dissemination of user generated</u> <u>pornographic content, the</u> <u>platform shall take the necessary</u> <u>technical and organisational</u> <u>measures to ensure:</u> <u>(a) that users who disseminate</u> <u>content have verified themselves</u> <u>through a double opt-in e-mail and</u> <u>cell phone registration;</u> <u>(b) professional human</u> <u>content moderation, trained to</u> <u>identify image-based sexual abuse,</u> <u>including content having a high</u> <u>probability of being illegal;</u> <u>(c) the accessibility of a</u> <u>qualified notification procedure in</u> <u>the form that, additionally to the</u> <u>mechanism referred to in Article</u>	[Addition in recital 58 of Article 26] [...] <u>Providers of very large online</u> <u>platforms, in particular those</u> <u>primarily used for the</u> <u>dissemination of pornographic</u> <u>content, should also diligently</u> <u>meet all their obligations under</u> <u>this Regulation in respect of</u> <u>online content constituting cyber</u> <u>violence against women, as</u> <u>defined in Directive [...]/.....] of the</u> <u>European Parliament and of the</u> <u>Council on combating violence</u> <u>against women and domestic</u> <u>violence, including ensuring that</u> <u>victims can effectively exercise</u> <u>their rights in relation to content</u> <u>representing non-consensual</u>	y
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14, individuals may notify the platform with the claim that image material depicting them or purporting to be depicting them is being disseminated without their consent and supply the platform with prima facie evidence of their physical identity; content notified through this procedure is to be suspended without undue delay.

sharing of intimate or manipulated material in a timely manner.

[...]