

Your response

Question	Your response
<p><b>Question 1: Ofcom’s general approach to information gathering (Section 3 of the draft guidance)</b>  <b>Do you have any comments on Ofcom’s proposed general approach to information gathering, as outlined in Section 3 of the draft guidance?</b></p>	<p>My suggestions are based on two principles.</p> <ol style="list-style-type: none"> <li>1. The right to Freedom of Expression comes with a responsibility to use it lawfully and without malicious intent or spread of misinformation. Those who disregard their responsibility forfeit their rights. Taking action against such people does not remove freedom of speech from the remaining people.</li> <li>2. The objectives of the Ofcom regulations which are to implement the Online Safety Act 2023 could aim to prioritise prevention over retribution.</li> </ol> <p>They are.</p> <ol style="list-style-type: none"> <li>1. Requirement of Social Media Organisations (Stakeholders) to obtain and check the identity of those seeking to post information on their sites. They would not be required to make public these identities, but they would be required to report them to police with a warrant to obtain them. The purpose of this is             <ol style="list-style-type: none"> <li>a. To delay and reduce ill-considered postings, misinformation and malicious comments (trolling) .</li> <li>b. To simplify the work of police. The police force is manifestly burdened with responsibility beyond its capacity to cope.</li> </ol> </li> <li>2. Social Media Organisations (Stakeholders) be required to obtain a licence to operate in the UK. This licence would be granted by the government when the Stakeholder had committed to a code of practice agreed with Ofcom. The purpose of this is to increase the effectiveness of Ofcom’s powers under the act.</li> </ol>
<p><b>Question 2: Information notices (Section 4 of the draft guidance)</b>  <b>a) Information notices</b>  <b>Do you have any comments on Ofcom’s proposed approach to the process for issuing and responding to information notices.</b>  <b>b) Requiring a test</b>  <b>Do you have any comments on our proposed approach to information notices that require recipients to perform a test?</b></p>	<p>Confidential? – No            No response</p>

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<p><b>c) Remote viewing</b> Do you have any comments on our proposed approach to Remote Viewing Information Notices? For example, to the factors that we may take into account when considering whether to issue a Remote Viewing Information Notice.</p> <p><b>d) Coroner Information Notices</b> Do you have any comments on our proposed approach to issuing Coroner Information Notices for the purpose of responding to requests for information by investigating authorities in connection with an investigation or inquest into the death of a child?</p> <p><b>e) Naming a senior manager</b> Do you have any comments on the section relating to naming a senior manager who is in a position to ensure compliance with an information notice?</p>	
<p><b>Question 3: Skilled persons' reports (Section 5 of the draft guidance)</b> Do you have any comments on our approach to skilled persons' reports? This might include when we might decide to require a skilled person's report, and the typical process that we propose to follow.</p>	<p>Confidential? – No No response</p>
<p><b>Question 4: Interviews (Section 6 of the draft guidance)</b> Do you have any comments on the section of guidance dealing with the power to require an individual to attend an interview?</p>	<p>Confidential? – No No response</p>
<p><b>Question 5: Entry with or without a warrant (Section 7 of the draft guidance)</b> Do you have any comments on our proposed approach to entry either with or without a warrant? This might include the typical process</p>	<p>Confidential? – No No response</p>

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<p>and our interpretation of the requirement to have regard to the Home Office's code of practice on powers of entry.</p>	
<p><b>Question 6: Audit (Section 7 of the draft guidance)</b>  Do you have any comments on our proposed approach to the power for Ofcom to carry out an audit to assess compliance?</p>	<p>Confidential? – No  No response</p>
<p><b>Question 7: Consequences of failure to comply with an information power (Section 8 of the draft guidance)</b>  Do you have any comments on the potential consequences of a failure to comply with any of the information gathering powers covered in the draft guidance?  This might be either on breaches that may be subject to enforcement action by Ofcom, or those that may constitute criminal offences.</p>	<p>Confidential? – Y / N Confidential? – No  No response</p>
<p><b>Question 8: Additional comments</b>  Do you have any other comments on the draft guidance?  Please provide any information or evidence in support of your views.</p>	<p>Confidential? – Y / N Confidential? – No  No response</p>