

Tuesday, 8 April 8 2025

The Honourable Dr Sarah Kaine, MLC

Chair

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Inquiry into the impacts of harmful pornography on mental, emotional and physical health

Dear Sarah,

Firstly, my thanks again for the opportunity to provide a submission to the Inquiry. If we can assist further, please let us know.

My office was able to listen to some of the hearings and read some of the submissions. In doing so, we noticed two inaccuracies I would like to correct.

The first appeared in a submission by the Scarlet Alliance, while the second came in an answer by a representative of the Eros Association to a question posed by your Deputy Chair on 28 February this year.

In its submission, the Scarlett Alliance commented that eSafety is ‘*the best resourced online safety regulator in world*’. This is not correct. Other regulators operate in substantially larger jurisdictions than Australia and are resourced accordingly. This includes the United Kingdom’s Office of Communications (Ofcom) and The European Union’s Directorate-General for Communications Networks, Content and Technology.

The second inaccuracy came in a response by the Eros Association to the Deputy Chair’s question, ‘*can you provide a copy of draft Phase 2 codes supplied to the eSafety Commissioner?*’

The reply was, ‘*Yes. There was a delay, not caused by industry, the eSafety Commissioner now has the 8 codes for consideration, delivered on 28 February.*’

This was also incorrect. In December 2024, upon industry’s request, I granted an extension of time to peak bodies representing sections of the online industry to submit their draft codes.

Seven draft codes were submitted on Friday, 28 February 2025, in line with the extension. I gave a further short extension at the request of industry groups representing app distribution service providers. These groups submitted their code on 27 March 2025.

A copy of that announcement is here [Industry submits draft Codes to protect children from high-impact content | eSafety Commissioner](#). The submitted Codes are available online here [Codes-24 | Online Safety](#). eSafety is in the process of assessing the submitted Codes and does not endorse them.

Again, if eSafety can assist in your work, please let me know.

I wish you the very best with your inquiry.

Julie Inman Grant

eSafety Commissioner