



12 September 2025

Meta Platforms, Inc.

1 Meta Way

Menlo Park, CA 94025

Submitted via Meta's Law Enforcement Online Request System

Our Reference: INV-2025-05224, INV-2025-05240, INV-2024-05264, INV-202505265, INV-2025-05267, INV-2025-05270, and INV-2025-05272

Removal notice requiring you to remove class 1 material from your service

(Under section 109 of the *Online Safety Act 2021* (Cth))

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

Please see enclosed a removal notice given to you under section 109 of the Act (**the Notice**). The Notice requires you to take all reasonable steps to ensure the removal of class 1 material, specified in **Attachment A**, from your service **within 24 hours** after being given the Notice.

Background

On 11 and 12 September 2025, the eSafety Commissioner became aware of seven instances of class 1 material which is provided on your service, specifically material depicting, expressing or otherwise dealing with matters of sex, drug misuse or addiction, crime, cruelty, violence or revolting or abhorrent phenomena in such a way that they offend against the standards of morality, decency and propriety generally accepted by reasonable adults and is likely to be Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Games) Act 1995* (Cth) (**the Material**). The Material is further described in **Attachment A** to the Notice.

The first instance of material depicts content that has been classified as RC by the Classification Board on 11 September 2025.

The remaining six instances of material contain content that is substantially the same as material that has previously been classified as RC by the Classification Board.

Basis for giving the Notice

I have formed the view that:

- the Material is, or has been, provided by you, a social media service within the meaning of section 13 of the Act;
- the Material is, or was, class 1 material within the meaning of section 106 of the Act;
- the Material can be accessed by end-users in Australia; and

- the Material is not provided on an exempt service under section 109(1)(d) of the Act.

On this basis, I have decided to give you the Notice.

Required action

Please email requests@esafety.gov.au once you have removed the Material in compliance with the Notice.

If you have any questions about the Notice, or if you require a longer period of time to comply, contact our office by email to requests@esafety.gov.au as soon as you receive this Notice.

For the purposes of this Notice, the eSafety Commissioner will accept 'geo-blocking' of the Material in Australia as substantive compliance with the removal requirement of this Notice. Geo-blocking refers to the practice of restricting access to, or delivery of, online content based on the geographical location of an end-user's IP address.

Failure to comply

Under section 111 of the Act, you must comply with a requirement under a removal notice given under section 109 of the Act to the extent that you are capable of doing so.

Failure to comply with the Notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) for a single contravention by a body corporate.

Under section 93 of the *Regulatory Powers (Standard Provisions) Act 2014* (Cth), failure to comply with the Notice means that you commit a separate contravention of section 111 of the Act in respect of each day following the period specified for compliance with the Notice. This may attract additional penalties of up to \$825,000 (AUD) each day for a single contravention by a body corporate following the end of the period specified for compliance with the Notice.

Review rights

You have a right to seek an internal or external review of the decision to give you a removal notice.

An internal review is a review conducted by the eSafety Commissioner under eSafety's Internal Review Scheme. There is no fee associated with a request for an internal review.

An external review is a review conducted by the Administrative Review Tribunal (**ART**). The enclosed information sheet sets out your rights regarding the different review options available to you, as well as other options if you do not agree that the Notice should have been given to you.

Please note that you are required to comply with the Notice even if you have made an application for internal or external review, unless you receive notice that the eSafety Commissioner or the ART has decided otherwise.



**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

Attachments: Notice under section 109 of the Act
Information Sheet

REMOVAL NOTICE RELATING TO CLASS 1 MATERIAL GIVEN TO THE PROVIDER OF A SOCIAL MEDIA SERVICE

Under section 109 of the *Online Safety Act 2021* (Cth)

To: **Meta Platforms, Inc.**

Submitted via Meta's Law Enforcement Online Request System

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

This removal notice is given to you under section 109 of the Act and requires you to take all reasonable steps to ensure the removal of the class 1 material specified in **Attachment A**.

I give this notice to you on the basis that I am satisfied that:

With respect to the first instance of material:

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(a) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film; and
 - ii. The material has been classified as Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (Cth) (**Classification Act**)
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

With respect to each of the second, third, fourth, fifth, sixth and seventh instances of material:

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(b) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film;
 - ii. The material has not been classified by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (**Classification Act**); and
 - iii. If the material were to be classified by the Classification Board under the *Classification Act* – the material would be likely to be classified as Refused Classification (**RC**) because the material is substantially similar to the first instance of the material,
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

You are required to comply **within 24 hours** of being given this notice, or within such longer period as I allow if contacted by you with a request for an extension of time.

Section 111 of the Act provides that a person must comply with a requirement under a removal notice given under section 109 of the Act to the extent the person is capable of doing so.

Failure to comply with a removal notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) each day for each contravention by a body corporate following the end of the period specified for compliance with the Notice.

Date: 12 September 2025

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

ATTACHMENT A

First instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05224	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>()</p> <p>2</p> <p>)</p> <p>On 11 September 2025, the Classification Board classified this material as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code).</p>

Second instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05240	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>()</p>

	On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.
Third instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05267	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fourth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05270	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has</p>

	been classified is substantially similar to the video at this URL.
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Fifth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05272	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code). The video that has been classified is substantially similar to the video at this URL.</p>

Sixth instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05264	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in</p>

	<p>length as RC, pursuant to item 1(a) of the films table of the Code.</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code.</p> <p>The videos that have been classified are substantially similar to the video at this URL.</p>
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Seventh instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05265	s 7(2)
Description of material:	<p>s 7(2) Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Information sheet: Right of Review

Internal review by the eSafety Commissioner or nominee

You have a right to seek an internal review of this decision under eSafety's Internal Review Scheme. An internal review is an impartial review of the merits of a decision. The purpose of an internal review is to consider whether the original decision made was the correct and preferable one.

You must make an application for an internal review **within 30 days** of receiving the notice of this decision. If you intend to seek an internal review but are unable to make your application within 30 days, please email internalreview@eSafety.gov.au.

There are no fees associated with an application for internal review.

To request an internal review, you will need to download and complete the **Request for internal review form** available on eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

Please fill the form out and email it or post a hard copy to eSafety.

Email: internalreview@esafety.gov.au

Post: **Attention:** Internal Review
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

For additional information on eSafety's Internal Review Scheme, including the **eSafety Internal Review Procedure** and the **Online Safety (Internal Review Scheme) Instrument 2022**, please visit eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

External review by the Administrative Review Tribunal

You have a right to seek review of this decision by the Administrative Review Tribunal (**ART**). You can also request that the ART review a decision that has been made under the Internal Review Scheme.

It is recommended that you seek an internal review prior to seeking a review by the ART, however, there is no requirement to do so. You can choose to apply directly to the ART.

The ART is an independent body that can, among other things affirm, vary, or set aside the decision. If the ART sets aside the decision, it may make a substitute decision or remit the matter to the decision-maker to reconsider.

You must make any application for review to the ART in writing. The ART has a form available on its website which you can use.

Applications for review should be made **within 28 days** of being told about the decision.

You must enclose the application fee with your application. If you want to apply for the application fee to be reduced, you can obtain the application form for this from the ART.

The ART website (www.art.gov.au) has more information. If you have any questions about the ART's procedures and requirements, please contact the ART. Information about how to contact the ART is available at <https://www.art.gov.au/contact-us>.

Requesting a statement of reasons for decision

You may request a statement of reasons for this decision under section 268 of the *Administrative Review Tribunal Act 2024* (Cth). Your request needs to be made in writing **within 28 days** of being told of this decision. To request a statement of reasons, please email internalreview@esafety.gov.au.

Judicial Review

You may also be able to seek judicial review of this decision.

Judicial review does not consider the merits of the decision, and instead considers the legality of the decision, such as whether the decision-maker had power under the relevant statute to make the decision, followed the proper process and exercised the power in accordance with the law.

Should you wish to apply for judicial review of this decision, you may wish to obtain legal advice, as there may be costs involved.

Access to documents

You have a right to seek access to documents held by the eSafety Commissioner under the *Freedom of Information Act 1982* (Cth) (**FOI Act**).

You must apply to the eSafety Commissioner in writing through one of the following options:

Online: using the **Contact Us** form on the eSafety Commissioner's website

Email: enquiries@esafety.gov.au

Post: **Attention:** The FOI Coordinator
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

When you make your application, you should:

- state that the request is an application for the purpose of the FOI Act;
- provide information about each document to which you are seeking access to enable us to process your request; and
- provide a postal, email or fax address for us to reply to and which we can use to communicate with you about your application.

The eSafety Commissioner's website has more information on how to make an FOI application:

<https://www.esafety.gov.au/about-us/corporate-documents/freedom-of-information>

Complaints

If you are dissatisfied with the way that the eSafety Commissioner has handled this matter, we ask that you contact us using the **Contact Us** form on the eSafety Commissioner's website so that we can try to help resolve any issues:

<https://www.esafety.gov.au/about-us/contact-us>

If you are still dissatisfied, you may make a complaint to the Commonwealth Ombudsman. The Ombudsman usually prefers that your concerns are raised with the eSafety Commissioner first.

There is a Commonwealth Ombudsman office in each capital city. Further information may be obtained at www.ombudsman.gov.au.



13 September 2025

X Corp.

Submitted via X's Legal Requests Submission form: s 47G(1)(a)

Our Reference: INV-2025-05256 & INV-2025-05226

Removal notice requiring you to remove class 1 material from your service

(Under section 109 of the *Online Safety Act 2021* (Cth))

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

Please see enclosed a removal notice given to you under section 109 of the Act (**the Notice**). The Notice requires you to take all reasonable steps to ensure the removal of class 1 material, specified in **Attachment A**, from your service **within 24 hours** after being given the Notice.

Please note that all references to a 'social media service' in this Notice are not intended to exhaustively or exclusively define your service under the Act.

Background

On 11 September 2025, the eSafety Commissioner became aware of class 1 material which is provided on your service, specifically material depicting, expressing or otherwise dealing with matters of sex, drug misuse or addiction, crime, cruelty, violence or revolting or abhorrent phenomena in such a way that they offend against the standards of morality, decency and propriety generally accepted by reasonable adults and has been Refused Classification (RC) by the Classification Board under the *Classification (Publications, Films and Computer Games) Act 1995* (Cth) (**the Material**). The Material is further described in Attachment A to the Notice.

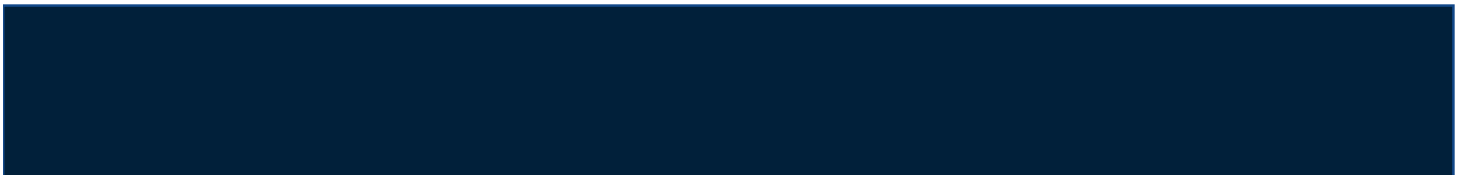
Basis for giving the Notice

I have formed the view that:

- the Material is, or has been, provided by you, a social media service within the meaning of section 13 of the Act;
- the Material is, or was, class 1 material within the meaning of section 106 of the Act;
- the Material can be accessed by end-users in Australia; and
- the Material is not provided on an exempt service under section 109(1)(d) of the Act.

On this basis, I have decided to give you the Notice.

Required action



Please email requests@esafety.gov.au once you have removed the Material in compliance with the Notice.

If you have any questions about the Notice, or if you require a longer period of time to comply, contact our office by email to requests@esafety.gov.au as soon as you receive this Notice.

For the purposes of this Notice, the eSafety Commissioner will accept 'geo-blocking' of the Material in Australia as substantive compliance with the removal requirement of this Notice. Geo-blocking refers to the practice of restricting access to, or delivery of, online content based on the geographical location of an end-user's IP address.

Failure to comply

Under section 111 of the Act, you must comply with a requirement under a removal notice given under section 109 of the Act to the extent that you are capable of doing so.

Failure to comply with the Notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) for a single contravention by a body corporate.

Under section 93 of the *Regulatory Powers (Standard Provisions) Act 2014* (Cth), failure to comply with the Notice means that you commit a separate contravention of section 111 of the Act in respect of each day following the period specified for compliance with the Notice. This may attract additional penalties of up to \$825,000 (AUD) each day for a single contravention by a body corporate following the end of the period specified for compliance with the Notice.

Review rights

You have a right to seek an internal or external review of the decision to give you a removal notice.

An internal review is a review conducted by the eSafety Commissioner under eSafety's Internal Review Scheme. There is no fee associated with a request for an internal review.

An external review is a review conducted by the Administrative Review Tribunal (**ART**). The enclosed information sheet sets out your rights regarding the different review options available to you, as well as other options if you do not agree that the Notice should have been given to you.



Please note that you are required to comply with the Notice even if you have made an application for internal or external review, unless you receive notice that the eSafety Commissioner or the ART has decided otherwise.

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

Attachments: Notice under section 109 of the Act
Information Sheet

REMOVAL NOTICE RELATING TO CLASS 1 MATERIAL GIVEN TO THE PROVIDER OF A SOCIAL MEDIA SERVICE

Under section 109 of the *Online Safety Act 2021* (Cth)

To: X Corp

Submitted via X's Legal Requests Submission form: s 47G(1)(a)

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

This removal notice is given to you under section 109 of the Act and requires you to take all reasonable steps to ensure the removal of the class 1 material specified in **Attachment A**.

Please note that all references to a 'social media service' in this Notice are not intended to exhaustively or exclusively define your service under the Act.

I give this notice to you on the basis that I am satisfied that:

- a) the Material is provided on your service, which is a social media service within the meaning of section 13 of the Act
- b) the Material is, or was, class 1 material within the meaning of section 106(1)(a) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film; and
 - ii. The material has been classified as Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (Cth) (**Classification Act**)
- c) the Material can be accessed by end-users in Australia, and
- d) the Material is not provided on an exempt service under section 109(1)(d) of the Act.

You are required to comply **within 24 hours** of being given this notice, or within such longer period as I allow if contacted by you with a request for an extension of time.

Section 111 of the Act provides that a person must comply with a requirement under a removal notice given under section 109 of the Act to the extent the person is capable of doing so.

Failure to comply with a removal notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) each day for each contravention by a body corporate following the end of the period specified for compliance with the Notice.

Date: 13 September 2025

Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner

ATTACHMENT A

First	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05256	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this video as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code).</p>
Second	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05226	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this video as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code).</p>

Information sheet: Right of Review

Internal review by the eSafety Commissioner or nominee

You have a right to seek an internal review of this decision under eSafety's Internal Review Scheme. An internal review is an impartial review of the merits of a decision. The purpose of an internal review is to consider whether the original decision made was the correct and preferable one.

You must make an application for an internal review **within 30 days** of receiving the notice of this decision. If you intend to seek an internal review but are unable to make your application within 30 days, please email internalreview@eSafety.gov.au.

There are no fees associated with an application for internal review.

To request an internal review, you will need to download and complete the **Request for internal review form** available on eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

Please fill the form out and email it or post a hard copy to eSafety.

Email: internalreview@esafety.gov.au

Post: **Attention:** Internal Review
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For additional information on eSafety's Internal Review Scheme, including the **eSafety Internal Review Procedure** and the **Online Safety (Internal Review Scheme) Instrument 2022**, please visit eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

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It is recommended that you seek an internal review prior to seeking a review by the ART, however, there is no requirement to do so. You can choose to apply directly to the ART.

The ART is an independent body that can, among other things affirm, vary, or set aside the decision. If the ART sets aside the decision, it may make a substitute decision or remit the matter to the decision-maker to reconsider.

You must make any application for review to the ART in writing. The ART has a form available on its website which you can use.

Applications for review should be made **within 28 days** of being told about the decision.

You must enclose the application fee with your application. If you want to apply for the application fee to be reduced, you can obtain the application form for this from the ART.

The ART website (www.art.gov.au) has more information. If you have any questions about the ART's procedures and requirements, please contact the ART. Information about how to contact the ART is available at <https://www.art.gov.au/contact-us>.

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You may request a statement of reasons for this decision under section 268 of the *Administrative Review Tribunal Act 2024* (Cth). Your request needs to be made in writing **within 28 days** of being told of this decision. To request a statement of reasons, please email internalreview@esafety.gov.au.

Judicial Review

You may also be able to seek judicial review of this decision.

Judicial review does not consider the merits of the decision, and instead considers the legality of the decision, such as whether the decision-maker had power under the relevant statute to make the decision, followed the proper process and exercised the power in accordance with the law.

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 NSW 1230

When you make your application, you should:

- state that the request is an application for the purpose of the FOI Act;
- provide information about each document to which you are seeking access to enable us to process your request; and
- provide a postal, email or fax address for us to reply to and which we can use to communicate with you about your application.

The eSafety Commissioner's website has more information on how to make an FOI application:

<https://www.esafety.gov.au/about-us/corporate-documents/freedom-of-information>

Complaints

If you are dissatisfied with the way that the eSafety Commissioner has handled this matter, we ask that you contact us using the **Contact Us** form on the eSafety Commissioner's website so that we can try to help resolve any issues:

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If you are still dissatisfied, you may make a complaint to the Commonwealth Ombudsman. The Ombudsman usually prefers that your concerns are raised with the eSafety Commissioner first.

There is a Commonwealth Ombudsman office in each capital city. Further information may be obtained at www.ombudsman.gov.au.



17 September 2025

Meta Platforms, Inc.

1 Meta Way

Menlo Park, CA 94025

Submitted via Meta's Law Enforcement Online Request System

Our Reference: INV-2025-05314, INV-2025-05319, INV-2025-05324, INV-2025-05323, INV-2025-05368, INV-2025-05369, INV-2025-05370, INV-2025-05371, INV-2025-05328, INV-2025-05329, INV-2025-05330, INV-2025-05331, INV-2025-05332, INV-2025-05333, INV-2025-05334, INV-2025-05336, INV-2025-05338, INV-2025-05339, INV-2025-05341, INV-2025-05342, INV-2025-05343, INV-2025-05345, INV-2025-05346, INV-2025-05347, INV-2025-05348, INV-2025-05349, INV-2025-05350, INV-2025-05351, INV-2025-05352, INV-2025-05353, INV-2025-05354, INV-2025-05355, INV-2025-05356, INV-2025-05357, INV-2025-05358, INV-2025-05359, INV-2025-05360, INV-2025-05361, INV-2025-05362, INV-2025-05364, INV-2025-05366, INV-2025-05367.

Removal notice requiring you to remove class 1 material from your service

(Under section 109 of the *Online Safety Act 2021* (Cth))

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

Please see enclosed a removal notice given to you under section 109 of the Act (**the Notice**). The Notice requires you to take all reasonable steps to ensure the removal of class 1 material, specified in **Attachment A**, from your service **within 24 hours** after being given the Notice.

Background

On 12, 15 and 16 September 2025, the eSafety Commissioner became aware of forty two instances of class 1 material which is provided on your service, specifically material depicting, expressing or otherwise dealing with matters of sex, drug misuse or addiction, crime, cruelty, violence or revolting or abhorrent phenomena in such a way that they offend against the standards of morality, decency and propriety generally accepted by reasonable adults and is likely to be Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Games) Act 1995* (Cth) (collectively, the **Material**). The Material is further described in **Attachment A** to the Notice.

The first forty instances of material contain content that is substantially the same as material that has previously been classified as RC by the Classification Board on 11 September 2025.

The forty first and forty second instances of material depict content that has been classified as RC by the Classification Board on 11 September 2025.

Basis for giving the Notice

I have formed the view that:

- the Material is, or has been, provided by you, a social media service within the meaning of section 13 of the Act;
- the Material is, or was, class 1 material within the meaning of section 106 of the Act;
- the Material can be accessed by end-users in Australia; and
- the Material is not provided on an exempt service under section 109(1)(d) of the Act.

On this basis, I have decided to give you the Notice.

Required action

Please email requests@esafety.gov.au once you have removed the Material in compliance with the Notice.

If you have any questions about the Notice, or if you require a longer period of time to comply, contact our office by email to requests@esafety.gov.au as soon as you receive this Notice.

For the purposes of this Notice, the eSafety Commissioner will accept 'geo-blocking' of the Material in Australia as substantive compliance with the removal requirement of this Notice. Geo-blocking refers to the practice of restricting access to, or delivery of, online content based on the geographical location of an end-user's IP address.

Failure to comply

Under section 111 of the Act, you must comply with a requirement under a removal notice given under section 109 of the Act to the extent that you are capable of doing so.

Failure to comply with the Notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) for a single contravention by a body corporate.

Under section 93 of the *Regulatory Powers (Standard Provisions) Act 2014* (Cth), failure to comply with the Notice means that you commit a separate contravention of section 111 of the Act in respect of each day following the period specified for compliance with the Notice. This may attract additional penalties of up to \$825,000 (AUD) each day for a single contravention by a body corporate following the end of the period specified for compliance with the Notice.

Review rights

You have a right to seek an internal or external review of the decision to give you a removal notice.

An internal review is a review conducted by the eSafety Commissioner under eSafety's Internal Review Scheme. There is no fee associated with a request for an internal review.

An external review is a review conducted by the Administrative Review Tribunal (**ART**). The enclosed information sheet sets out your rights regarding the different review options available to you, as well as other options if you do not agree that the Notice should have been given to you.

Please note that you are required to comply with the Notice even if you have made an application for internal or external review, unless you receive notice that the eSafety Commissioner or the ART has decided otherwise.

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

Attachments: Notice under section 109 of the Act
Information Sheet

REMOVAL NOTICE RELATING TO CLASS 1 MATERIAL GIVEN TO THE PROVIDER OF A SOCIAL MEDIA SERVICE

Under section 109 of the *Online Safety Act 2021* (Cth)

To: **Meta Platforms, Inc.**

Submitted via Meta's Law Enforcement Online Request System

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

This removal notice is given to you under section 109 of the Act and requires you to take all reasonable steps to ensure the removal of the class 1 material specified in **Attachment A**.

I give this notice to you on the basis that I am satisfied that:

With respect to each of the forty first and forty second instances of material:

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(a) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film; and
 - ii. The material has been classified as Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (Cth) (**Classification Act**)
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

With respect to each instance of the material, from the first to the fortieth (inclusive):

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(b) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film;
 - ii. The material has not been classified by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (**Classification Act**); and
 - iii. If the material were to be classified by the Classification Board under the *Classification Act* – the material would be likely to be classified as Refused Classification (**RC**) because the material is substantially similar to the forty first and forty second instances of the material,
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

You are required to comply **within 24 hours** of being given this notice, or within such longer period as I allow if contacted by you with a request for an extension of time.

Section 111 of the Act provides that a person must comply with a requirement under a removal notice given under section 109 of the Act to the extent the person is capable of doing so.

Failure to comply with a removal notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) each day for each contravention by a body corporate following the end of the period specified for compliance with the Notice.

Date: 17 September 2025

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

ATTACHMENT A – the Material

First instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05328	s 7(2)
Description of material:	<p>s 7(2)</p> <p>of</p> <p>Charlie Kirk at Utah Valley University.</p> <p>s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Second instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05329	s 7(2)
Description of material:	<p>s 7(2)</p> <p>of</p> <p>Charlie Kirk at Utah Valley University s</p> <p>7(2)</p>

	On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the the Code. The video that has been classified is substantially similar to the video at this URL.
Third instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05330	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fourth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05331	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fifth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05332	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code). The video that has been classified is substantially similar to the video at this URL.</p>

Sixth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05334	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has</p>

	been classified is substantially similar to the video at this URL.
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Seventh instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05336	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] Charlie Kirk at Utah Valley University. s [REDACTED] 7(2) [REDACTED]</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Eighth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05338	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] Charlie Kirk at Utah Valley University. s [REDACTED] s 7(2) [REDACTED]</p>

	On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.
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Ninth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05339	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Tenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05341	s 7(2)
Description of material:	<p>s 7(2)</p> <p>of Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item</p>

	1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.
Eleventh instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05342	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] of Charlie Kirk at Utah Valley University. s 7 [REDACTED]</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twelfth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05343	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] Charlie Kirk at Utah Valley University. s [REDACTED] 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item</p>

	1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.
Thirteenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05345	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Fourteenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05346	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item</p>

	1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.
Fifteenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05347	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Sixteenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05348	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5</p>

	seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.
Seventeenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05349	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University</p> <p>s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Eighteenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05350	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p>

	<p>s 7(2)</p> <p>[Redacted]</p> <p>[Redacted]</p> <p>[Redacted]</p> <p>[Redacted]</p> <p>[Redacted]</p> <p>[Redacted]</p>
Nineteenth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05351	<p>s 7(2)</p> <p>[Redacted]</p>
Description of material:	<p>s 7(2)</p> <p>[Redacted]</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twentieth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05352	<p>s 7(2)</p> <p>[Redacted]</p>
Description of material:	<p>s 7(2)</p> <p>[Redacted]</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p>

	<p>s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty first instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05353	<p>s 7(2)</p>
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty second instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05354	<p>s 7(2)</p>

Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty third instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05355	<p>s 7(2)</p>
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty fourth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05356	<p>s 7(2)</p>
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p>

	<p>s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty fifth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05357	<p>s 7(2)</p>
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty sixth instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05338	<p>s 7(2)</p>

Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty seventh instance of material	
Service on which the material is provided:	<p>Meta (Facebook)</p>
Location of material: Our reference: INV-2025-05360	<p>s 7(2)</p>
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty eighth instance of material	
Service on which the material is provided:	<p>Meta (Facebook)</p>
Location of material: Our reference: INV-2025-05361	<p>s 7(2)</p>

Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Twenty ninth instance of material	
Service on which the material is provided:	<p>Meta (Facebook)</p>
Location of material: Our reference: INV-2025-05362	<p>s 7(2)</p>
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
Thirtieth instance of material	
Service on which the material is provided:	<p>Meta (Facebook)</p>
Location of material: Our reference: INV-2025-05364	<p>s 7(2)</p>

Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
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Thirty first instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05366	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Thirty second instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05367	s 7(2)

Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
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Thirty third instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05314	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Thirty forth instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05319	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p>

	On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.
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Thirty fifth instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05324	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Thirty sixth instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05323	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is</p>

	substantially similar to the video at this URL.
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Thirty seventh instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05368	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Thirty eighth instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05369	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is</p>

	substantially similar to the video at this URL.
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Thirty ninth instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05370	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video which was 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fortieth instance of material	
Service on which the material is provided:	Meta (Instagram)
Location of material: Our reference: INV-2025-05371	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video which was 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Forty first instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05359	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this material as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code).</p>

Forty second instance of material	
Service on which the material is provided:	Meta (Facebook)
Location of material: Our reference: INV-2025-05333	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this material as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code).</p>

Information sheet: Right of Review

Internal review by the eSafety Commissioner or nominee

You have a right to seek an internal review of this decision under eSafety's Internal Review Scheme. An internal review is an impartial review of the merits of a decision. The purpose of an internal review is to consider whether the original decision made was the correct and preferable one.

You must make an application for an internal review **within 30 days** of receiving the notice of this decision. If you intend to seek an internal review but are unable to make your application within 30 days, please email internalreview@eSafety.gov.au.

There are no fees associated with an application for internal review.

To request an internal review, you will need to download and complete the **Request for internal review form** available on eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

Please fill the form out and email it or post a hard copy to eSafety.

Email: internalreview@esafety.gov.au

Post: **Attention:** Internal Review
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

For additional information on eSafety's Internal Review Scheme, including the **eSafety Internal Review Procedure** and the **Online Safety (Internal Review Scheme) Instrument 2022**, please visit eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

External review by the Administrative Review Tribunal

You have a right to seek review of this decision by the Administrative Review Tribunal (**ART**). You can also request that the ART review a decision that has been made under the Internal Review Scheme.

It is recommended that you seek an internal review prior to seeking a review by the ART, however, there is no requirement to do so. You can choose to apply directly to the ART.

The ART is an independent body that can, among other things affirm, vary, or set aside the decision. If the ART sets aside the decision, it may make a substitute decision or remit the matter to the decision-maker to reconsider.

You must make any application for review to the ART in writing. The ART has a form available on its website which you can use.

Applications for review should be made **within 28 days** of being told about the decision.

You must enclose the application fee with your application. If you want to apply for the application fee to be reduced, you can obtain the application form for this from the ART.

The ART website (www.art.gov.au) has more information. If you have any questions about the ART's procedures and requirements, please contact the ART. Information about how to contact the ART is available at <https://www.art.gov.au/contact-us>.

Requesting a statement of reasons for decision

You may request a statement of reasons for this decision under section 268 of the *Administrative Review Tribunal Act 2024* (Cth). Your request needs to be made in writing **within 28 days** of being told of this decision. To request a statement of reasons, please email internalreview@esafety.gov.au.

Judicial Review

You may also be able to seek judicial review of this decision.

Judicial review does not consider the merits of the decision, and instead considers the legality of the decision, such as whether the decision-maker had power under the relevant statute to make the decision, followed the proper process and exercised the power in accordance with the law.

Should you wish to apply for judicial review of this decision, you may wish to obtain legal advice, as there may be costs involved.

Access to documents

You have a right to seek access to documents held by the eSafety Commissioner under the *Freedom of Information Act 1982* (Cth) (**FOI Act**).

You must apply to the eSafety Commissioner in writing through one of the following options:

Online: using the **Contact Us** form on the eSafety Commissioner's website

Email: enquiries@esafety.gov.au

Post: **Attention:** The FOI Coordinator
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

When you make your application, you should:

- state that the request is an application for the purpose of the FOI Act;
- provide information about each document to which you are seeking access to enable us to process your request; and
- provide a postal, email or fax address for us to reply to and which we can use to communicate with you about your application.

The eSafety Commissioner's website has more information on how to make an FOI application:

<https://www.esafety.gov.au/about-us/corporate-documents/freedom-of-information>

Complaints

If you are dissatisfied with the way that the eSafety Commissioner has handled this matter, we ask that you contact us using the **Contact Us** form on the eSafety Commissioner's website so that we can try to help resolve any issues:

<https://www.esafety.gov.au/about-us/contact-us>

If you are still dissatisfied, you may make a complaint to the Commonwealth Ombudsman. The Ombudsman usually prefers that your concerns are raised with the eSafety Commissioner first.

There is a Commonwealth Ombudsman office in each capital city. Further information may be obtained at www.ombudsman.gov.au.



25 September 2025

X Corp.

Submitted via X Corp's Law Enforcement Online Request form s 47G(1)(a)

Our Reference: INV-2025-05382, INV-2025-05415, INV-2025-05419, INV-2025-05423, INV-2025-05425, INV-2025-05421, INV-2025-05310, INV-2025-05416, INV-2025-05420, INV-2025-05384, INV-2025-05386, INV-2025-05387, INV-2025-05391, INV-2025-05388, INV-2025-05393, INV-2025-05394, INV-2025-05392, INV-2025-05422, INV-2025-05385, INV-2025-05309, INV-2025-05395, & INV-2025-05417

Removal notice requiring you to remove class 1 material from your service

(Under section 109 of the *Online Safety Act 2021* (Cth))

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

Please see enclosed a removal notice given to you under section 109 of the Act (**the Notice**). The Notice requires you to take all reasonable steps to ensure the removal of class 1 material, specified in **Attachment A**, from your service **within 24 hours** after being given the Notice.

Please note that all references to a 'social media service' in this Notice are not intended to exhaustively or exclusively define your service under the Act.

Background

On 16 and 17 September 2025, the eSafety Commissioner became aware of twenty two instances of class 1 material which is provided on your service, specifically material depicting, expressing or otherwise dealing with matters of sex, drug misuse or addiction, crime, cruelty, violence or revolting or abhorrent phenomena in such a way that they offend against the standards of morality, decency and propriety generally accepted by reasonable adults and is likely to be Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Games) Act 1995* (Cth) (collectively, the **Material**). The Material is further described in **Attachment A** to the Notice.

The first four instances of material depict content that has been classified as RC by the Classification Board on 11 September 2025.

The fifth to twenty second (inclusive) instances of material contain content that is substantially the same as material that has previously been classified as RC by the Classification Board on 11 September 2025.

Basis for giving the Notice

I have formed the view that:

- the Material is, or has been, provided by you, a social media service within the meaning of section 13 of the Act;
- the Material is, or was, class 1 material within the meaning of section 106 of the Act;
- the Material can be accessed by end-users in Australia; and
- the Material is not provided on an exempt service under section 109(1)(d) of the Act.

On this basis, I have decided to give you the Notice.

Required action

Please email requests@esafety.gov.au once you have removed the Material in compliance with the Notice.

If you have any questions about the Notice, or if you require a longer period of time to comply, contact our office by email to requests@esafety.gov.au as soon as you receive this Notice.

For the purposes of this Notice, the eSafety Commissioner will accept 'geo-blocking' of the Material in Australia as substantive compliance with the removal requirement of this Notice. Geo-blocking refers to the practice of restricting access to, or delivery of, online content based on the geographical location of an end-user's IP address.

Failure to comply

Under section 111 of the Act, you must comply with a requirement under a removal notice given under section 109 of the Act to the extent that you are capable of doing so.

Failure to comply with the Notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) for a single contravention by a body corporate.

Under section 93 of the *Regulatory Powers (Standard Provisions) Act 2014* (Cth), failure to comply with the Notice means that you commit a separate contravention of section 111 of the Act in respect of each day following the period specified for compliance with the Notice. This may attract additional penalties of up to \$825,000 (AUD) each day for a single contravention by a body corporate following the end of the period specified for compliance with the Notice.

Review rights

You have a right to seek an internal or external review of the decision to give you a removal notice.

An internal review is a review conducted by the eSafety Commissioner under eSafety's Internal Review Scheme. There is no fee associated with a request for an internal review.

An external review is a review conducted by the Administrative Review Tribunal (**ART**). The enclosed information sheet sets out your rights regarding the different review options



available to you, as well as other options if you do not agree that the Notice should have been given to you.

Please note that you are required to comply with the Notice even if you have made an application for internal or external review, unless you receive notice that the eSafety Commissioner or the ART has decided otherwise.

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

Attachments: Notice under section 109 of the Act
Information Sheet

REMOVAL NOTICE RELATING TO CLASS 1 MATERIAL GIVEN TO THE PROVIDER OF A SOCIAL MEDIA SERVICE

Under section 109 of the *Online Safety Act 2021* (Cth)

To: **X Corp.**

Submitted via X Corp's Law Enforcement Online Request System

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

This removal notice is given to you under section 109 of the Act and requires you to take all reasonable steps to ensure the removal of the class 1 material specified in **Attachment A**.

I give this notice to you on the basis that I am satisfied that:

With respect to each of the first to the fourth instances of material:

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(a) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film; and
 - ii. The material has been classified as Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (Cth) (**Classification Act**)
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

With respect to each instance of the material from the fifth to the twenty second (inclusive):

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(b) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film;
 - ii. The material has not been classified by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (**Classification Act**); and
 - iii. If the material were to be classified by the Classification Board under the Classification Act – the material would be likely to be classified as Refused Classification (**RC**) because the material is substantially similar to each of the first to the fourth instances of the material,
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

You are required to comply **within 24 hours** of being given this notice, or within such longer period as I allow if contacted by you with a request for an extension of time.



Section 111 of the Act provides that a person must comply with a requirement under a removal notice given under section 109 of the Act to the extent the person is capable of doing so.

Failure to comply with a removal notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) each day for each contravention by a body corporate following the end of the period specified for compliance with the Notice.

Date: 25 September 2025

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

ATTACHMENT A – the Material

First instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05421	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this video as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code).</p>

Second instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05382	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this video as RC, pursuant to item 1(a) of the films table of the Code.</p>

Third instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05388	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this video as RC, pursuant to item 1(a) of the films table of the Code.</p>

Fourth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05393	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk at Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified this video as RC, pursuant to item 1(a) of the films table of the Code.</p>

Fifth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05415	s 7(2)
Description of material:	<p>s 7(2)</p> <p>harlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Sixth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05419	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Seventh instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05423	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Eighth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05425	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Ninth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05310	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Tenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05416	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Eleventh instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05420	s 7(2)
Description of material:	<p>s 7(2)</p> <p>harlie Kirk in Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twelfth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05384	s 7(2)
Description of material:	<p>s 7(2)</p> <p>harlie Kirk in Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC and a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The videos that</p>

	have been classified are substantially similar to the video at this URL.
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Thirteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05386	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University, s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fourteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05387	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University, s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fifteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05391	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC and a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The videos that have been classified are substantially similar to the video at this URL.</p>

Sixteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05394	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University. s 7(2)</p>

	<p>s 7(2)</p> <p>[REDACTED]</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
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Seventeenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05392	<p>s 7(2)</p> <p>[REDACTED]</p>
Description of material:	<p>s 7(2)</p> <p>[REDACTED] Charlie Kirk in Utah Valley University, s 7(2)</p> <p>[REDACTED]</p> <p>On 11 September 2025, the Classification Board classified a video 19 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Eighteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05422	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] Charlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Nineteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05385	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] Charlie Kirk in Utah Valley University.</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twentieth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05309	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University, s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twenty first instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05395	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Charlie Kirk in Utah Valley University. s 7(2)</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twenty second instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05417	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] Charlie Kirk in Utah Valley University. s 7(2) [REDACTED]</p> <p>On 11 September 2025, the Classification Board classified a video 5 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Information sheet: Right of Review

Internal review by the eSafety Commissioner or nominee

You have a right to seek an internal review of this decision under eSafety's Internal Review Scheme. An internal review is an impartial review of the merits of a decision. The purpose of an internal review is to consider whether the original decision made was the correct and preferable one.

You must make an application for an internal review **within 30 days** of receiving the notice of this decision. If you intend to seek an internal review but are unable to make your application within 30 days, please email internalreview@esafety.gov.au.

There are no fees associated with an application for internal review.

To request an internal review, you will need to download and complete the **Request for internal review form** available on eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

Please fill the form out and email it or post a hard copy to eSafety.

Email: internalreview@esafety.gov.au

Post: **Attention:** Internal Review
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

For additional information on eSafety's Internal Review Scheme, including the **eSafety Internal Review Procedure** and the **Online Safety (Internal Review Scheme) Instrument 2022**, please visit eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

External review by the Administrative Review Tribunal

You have a right to seek review of this decision by the Administrative Review Tribunal (**ART**). You can also request that the ART review a decision that has been made under the Internal Review Scheme.

It is recommended that you seek an internal review prior to seeking a review by the ART, however, there is no requirement to do so. You can choose to apply directly to the ART.

The ART is an independent body that can, among other things affirm, vary, or set aside the decision. If the ART sets aside the decision, it may make a substitute decision or remit the matter to the decision-maker to reconsider.

You must make any application for review to the ART in writing. The ART has a form available on its website which you can use.

Applications for review should be made **within 28 days** of being told about the decision.

You must enclose the application fee with your application. If you want to apply for the application fee to be reduced, you can obtain the application form for this from the ART.

The ART website (www.art.gov.au) has more information. If you have any questions about the ART's procedures and requirements, please contact the ART. Information about how to contact the ART is available at <https://www.art.gov.au/contact-us>.

Requesting a statement of reasons for decision

You may request a statement of reasons for this decision under section 268 of the *Administrative Review Tribunal Act 2024* (Cth). Your request needs to be made in writing **within 28 days** of being told of this decision. To request a statement of reasons, please email internalreview@esafety.gov.au.

Judicial Review

You may also be able to seek judicial review of this decision.

Judicial review does not consider the merits of the decision, and instead considers the legality of the decision, such as whether the decision-maker had power under the relevant statute to make the decision, followed the proper process and exercised the power in accordance with the law.

Should you wish to apply for judicial review of this decision, you may wish to obtain legal advice, as there may be costs involved.

Access to documents

You have a right to seek access to documents held by the eSafety Commissioner under the *Freedom of Information Act 1982* (Cth) (**FOI Act**).

You must apply to the eSafety Commissioner in writing through one of the following options:

Online: using the **Contact Us** form on the eSafety Commissioner's website

Email: enquiries@esafety.gov.au

Post: **Attention:** The FOI Coordinator
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

When you make your application, you should:

- state that the request is an application for the purpose of the FOI Act;
- provide information about each document to which you are seeking access to enable us to process your request; and
- provide a postal, email or fax address for us to reply to and which we can use to communicate with you about your application.

The eSafety Commissioner's website has more information on how to make an FOI application:

<https://www.esafety.gov.au/about-us/corporate-documents/freedom-of-information>

Complaints

If you are dissatisfied with the way that the eSafety Commissioner has handled this matter, we ask that you contact us using the **Contact Us** form on the eSafety Commissioner's website so that we can try to help resolve any issues:

<https://www.esafety.gov.au/about-us/contact-us>

If you are still dissatisfied, you may make a complaint to the Commonwealth Ombudsman. The Ombudsman usually prefers that your concerns are raised with the eSafety Commissioner first.

There is a Commonwealth Ombudsman office in each capital city. Further information may be obtained at www.ombudsman.gov.au.



26 September 2025

X Corp.

Attn: – Legal Policy
865 FM 1209 Bldg. 2
Bastrop, TX 78602
By Webform

Submitted via X Corp's Law Enforcement Online Request System: s 47G(1)(a) 47G(1)

Our Reference: INV-2025-05242, INV-2025-05374, INV-2025-05377, INV-2025-05378, INV-2025-05487, INV-2025-05489, INV-2025-05491, INV-2025-05492, INV-2025-053493, INV-2025-05494, INV-2025-05495, INV-2025-05497, INV-2025-05498, INV-2025-05499, INV-2025-05501, INV-2025-05502, INV-2025-05503, INV-2025-05504, INV-2025-05505, INV-2025-05507, INV-2025-05508, INV-2025-05509, INV-2025-05510

Removal notice requiring you to remove class 1 material from your service

(Under section 109 of the *Online Safety Act 2021* (Cth))

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

Please see enclosed a removal notice given to you under section 109 of the Act (**the Notice**). The Notice requires you to take all reasonable steps to ensure the removal of class 1 material, specified in **Attachment A**, from your service **within 24 hours** after being given the Notice.

Please note that all references to a 'social media service' in this Notice are not intended to exhaustively or exclusively define your service under the Act.

Background

On 11, 17, 18 and 19 September 2025, the eSafety Commissioner became aware of twenty three instances of class 1 material which is provided on your service, specifically material depicting, expressing or otherwise dealing with matters of sex, drug misuse or addiction, crime, cruelty, violence or revolting or abhorrent phenomena in such a way that they offend against the standards of morality, decency and propriety generally accepted by reasonable adults and is likely to be Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Games) Act 1995* (Cth) (collectively the **Material**). The Material is further described in **Attachment A** to the Notice.

The first instance of material depicts content that has been classified as RC by the Classification Board on 16 September 2025.

The second to twenty third (inclusive) instances of material contain content that is substantially the same as material that has previously been classified as RC by the Classification Board on 16 September 2025.

Basis for giving the Notice

I have formed the view that:

- the Material is, or has been, provided by you, a social media service within the meaning of section 13 of the Act;
- the Material is, or was, class 1 material within the meaning of section 106 of the Act;
- the Material can be accessed by end-users in Australia; and
- the Material is not provided on an exempt service under section 109(1)(d) of the Act.

On this basis, I have decided to give you the Notice.

Required action

Please email requests@esafety.gov.au once you have removed the Material in compliance with the Notice.

If you have any questions about the Notice, or if you require a longer period of time to comply, contact our office by email to requests@esafety.gov.au as soon as you receive this Notice.

For the purposes of this Notice, the eSafety Commissioner will accept 'geo-blocking' of the Material in Australia as substantive compliance with the removal requirement of this Notice. Geo-blocking refers to the practice of restricting access to, or delivery of, online content based on the geographical location of an end-user's IP address.

Failure to comply

Under section 111 of the Act, you must comply with a requirement under a removal notice given under section 109 of the Act to the extent that you are capable of doing so.

Failure to comply with the Notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) for a single contravention by a body corporate.

Under section 93 of the *Regulatory Powers (Standard Provisions) Act 2014* (Cth), failure to comply with the Notice means that you commit a separate contravention of section 111 of the Act in respect of each day following the period specified for compliance with the Notice. This may attract additional penalties of up to \$825,000 (AUD) each day for a single contravention by a body corporate following the end of the period specified for compliance with the Notice.

Review rights

You have a right to seek an internal or external review of the decision to give you a removal notice.



An internal review is a review conducted by the eSafety Commissioner under eSafety's Internal Review Scheme. There is no fee associated with a request for an internal review.

An external review is a review conducted by the Administrative Review Tribunal (**ART**). The enclosed information sheet sets out your rights regarding the different review options available to you, as well as other options if you do not agree that the Notice should have been given to you.

Please note that you are required to comply with the Notice even if you have made an application for internal or external review, unless you receive notice that the eSafety Commissioner or the ART has decided otherwise.

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

Attachments: Notice under section 109 of the Act
Information Sheet

REMOVAL NOTICE RELATING TO CLASS 1 MATERIAL GIVEN TO THE PROVIDER OF A SOCIAL MEDIA SERVICE

Under section 109 of the *Online Safety Act 2021* (Cth)

To: **X Corp.**

Submitted via X Corp's Law Enforcement Online Request System

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

This removal notice is given to you under section 109 of the Act and requires you to take all reasonable steps to ensure the removal of the class 1 material specified in **Attachment A**.

I give this notice to you on the basis that I am satisfied that:

With respect to the first instance of material:

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(a) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film; and
 - ii. The material has been classified as Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (Cth) (**Classification Act**)
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

With respect to each instance of the material, from the second to the twenty third (inclusive):

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(b) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film;
 - ii. The material has not been classified by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (**Classification Act**); and
 - iii. If the material were to be classified by the Classification Board under the Classification Act – the material would be likely to be classified as Refused Classification (**RC**) because the material is substantially similar to the first instance of the material,
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

You are required to comply **within 24 hours** of being given this notice, or within such longer period as I allow if contacted by you with a request for an extension of time.



Section 111 of the Act provides that a person must comply with a requirement under a removal notice given under section 109 of the Act to the extent the person is capable of doing so.

Failure to comply with a removal notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) each day for each contravention by a body corporate following the end of the period specified for compliance with the Notice.

Date: 26 September 2025

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

ATTACHMENT A – the Material

First instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05242	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutskaya while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified this material as Refused Classification (RC), pursuant to item 1(a) of the Films Table of the National Classification Code (the Code).</p>

Second instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05374	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutskaya while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Third instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05377	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fourth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05378	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fifth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05487	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Sixth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05489	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Seventh instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05491	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Eighth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05492	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Ninth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05493	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Tenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05494	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Eleventh instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05495	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twelfth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05497	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Thirteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05498	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fourteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05499	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Fifteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05501	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Sixteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05502	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Seventeenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05503	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutka while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Eighteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05504	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutka while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Nineteenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05505	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twentieth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05507	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>s 7(2)</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twenty first instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05508	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutka while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twenty second instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05509	s 7(2)
Description of material:	<p>s 7(2)</p> <p>Iryna Zarutka while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Twenty third instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05510	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] Iryna Zarutska while travelling on a train in Charlotte, North Carolina.</p> <p>On 16 September 2025, the Classification Board classified a video which was 28 seconds in length as RC, pursuant to item 1(a) of the Films Table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Information sheet: Right of Review

Internal review by the eSafety Commissioner or nominee

You have a right to seek an internal review of this decision under eSafety's Internal Review Scheme. An internal review is an impartial review of the merits of a decision. The purpose of an internal review is to consider whether the original decision made was the correct and preferable one.

You must make an application for an internal review **within 30 days** of receiving the notice of this decision. If you intend to seek an internal review but are unable to make your application within 30 days, please email internalreview@esafety.gov.au.

There are no fees associated with an application for internal review.

To request an internal review, you will need to download and complete the **Request for internal review form** available on eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

Please fill the form out and email it or post a hard copy to eSafety.

Email: internalreview@esafety.gov.au

Post: **Attention:** Internal Review
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

For additional information on eSafety's Internal Review Scheme, including the **eSafety Internal Review Procedure** and the **Online Safety (Internal Review Scheme) Instrument 2022**, please visit eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

External review by the Administrative Review Tribunal

You have a right to seek review of this decision by the Administrative Review Tribunal (**ART**). You can also request that the ART review a decision that has been made under the Internal Review Scheme.

It is recommended that you seek an internal review prior to seeking a review by the ART, however, there is no requirement to do so. You can choose to apply directly to the ART.

The ART is an independent body that can, among other things affirm, vary, or set aside the decision. If the ART sets aside the decision, it may make a substitute decision or remit the matter to the decision-maker to reconsider.

You must make any application for review to the ART in writing. The ART has a form available on its website which you can use.

Applications for review should be made **within 28 days** of being told about the decision.

You must enclose the application fee with your application. If you want to apply for the application fee to be reduced, you can obtain the application form for this from the ART.

The ART website (www.art.gov.au) has more information. If you have any questions about the ART's procedures and requirements, please contact the ART. Information about how to contact the ART is available at <https://www.art.gov.au/contact-us>.

Requesting a statement of reasons for decision

You may request a statement of reasons for this decision under section 268 of the *Administrative Review Tribunal Act 2024* (Cth). Your request needs to be made in writing **within 28 days** of being told of this decision. To request a statement of reasons, please email internalreview@esafety.gov.au.

Judicial Review

You may also be able to seek judicial review of this decision.

Judicial review does not consider the merits of the decision, and instead considers the legality of the decision, such as whether the decision-maker had power under the relevant statute to make the decision, followed the proper process and exercised the power in accordance with the law.

Should you wish to apply for judicial review of this decision, you may wish to obtain legal advice, as there may be costs involved.

Access to documents

You have a right to seek access to documents held by the eSafety Commissioner under the *Freedom of Information Act 1982* (Cth) (**FOI Act**).

You must apply to the eSafety Commissioner in writing through one of the following options:

Online: using the **Contact Us** form on the eSafety Commissioner's website

Email: enquiries@esafety.gov.au

Post: **Attention:** The FOI Coordinator
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

When you make your application, you should:

- state that the request is an application for the purpose of the FOI Act;
- provide information about each document to which you are seeking access to enable us to process your request; and
- provide a postal, email or fax address for us to reply to and which we can use to communicate with you about your application.

The eSafety Commissioner's website has more information on how to make an FOI application:

<https://www.esafety.gov.au/about-us/corporate-documents/freedom-of-information>

Complaints

If you are dissatisfied with the way that the eSafety Commissioner has handled this matter, we ask that you contact us using the **Contact Us** form on the eSafety Commissioner's website so that we can try to help resolve any issues:

<https://www.esafety.gov.au/about-us/contact-us>

If you are still dissatisfied, you may make a complaint to the Commonwealth Ombudsman. The Ombudsman usually prefers that your concerns are raised with the eSafety Commissioner first.

There is a Commonwealth Ombudsman office in each capital city. Further information may be obtained at www.ombudsman.gov.au.



26 September 2025

X Corp.

Submitted via X Corp's Law Enforcement Online Request System
s 47G(1)(a)

s 47G(1)(a)

Our Reference: INV-2025-05574, INV-2025-05567, INV-2025-05568, INV-2025-05373, INV-2025-05561, INV-2025-05553, INV-2025-05556, INV-2025-05560, INV-2025-05558, INV-2025-05570, INV-2025- 05565.

Removal notice requiring you to remove class 1 material from your service

(Under section 109 of the *Online Safety Act 2021* (Cth))

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

Please see enclosed a removal notice given to you under section 109 of the Act (the **Notice**). The Notice requires you to take all reasonable steps to ensure the removal of class 1 material, specified in **Attachment A**, from your service **within 24 hours** after being given the Notice.

Please note that all references to a 'social media service' in this Notice are not intended to exhaustively or exclusively define your service under the Act.

Background

On 16, 19 and 22 of September 2025, the eSafety Commissioner became aware of 11 instances of class 1 material which is provided on your service, specifically material depicting, expressing or otherwise dealing with matters of sex, drug misuse or addiction, crime, cruelty, violence or revolting or abhorrent phenomena in such a way that they offend against the standards of morality, decency and propriety generally accepted by reasonable adults and is likely to be Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Games) Act 1995* (Cth) (collectively, the **Material**). The Material is further described in **Attachment A** to the Notice.

The first five instances of material depict content that has been classified as RC by the Classification Board on 18 September 2025.

The seventh to eleventh (inclusive) instances of material contains content that is substantially the same as material that has previously been classified as RC by the Classification Board.

Basis for giving the Notice

I have formed the view that:

- the Material is, or has been, provided by you, a social media service within the meaning of section 13 of the Act;
- the Material is, or was, class 1 material within the meaning of section 106 of the Act;
- the Material can be accessed by end-users in Australia; and
- the Material is not provided on an exempt service under section 109(1)(d) of the Act.

On this basis, I have decided to give you the Notice.

Required action

Please email requests@esafety.gov.au once you have removed the Material in compliance with the Notice.

If you have any questions about the Notice, or if you require a longer period of time to comply, contact our office by email to requests@esafety.gov.au as soon as you receive this Notice.

For the purposes of this Notice, the eSafety Commissioner will accept 'geo-blocking' of the Material in Australia as substantive compliance with the removal requirement of this Notice. Geo-blocking refers to the practice of restricting access to, or delivery of, online content based on the geographical location of an end-user's IP address.

Failure to comply

Under section 111 of the Act, you must comply with a requirement under a removal notice given under section 109 of the Act to the extent that you are capable of doing so.

Failure to comply with the Notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) for a single contravention by a body corporate.

Under section 93 of the *Regulatory Powers (Standard Provisions) Act 2014* (Cth), failure to comply with the Notice means that you commit a separate contravention of section 111 of the Act in respect of each day following the period specified for compliance with the Notice. This may attract additional penalties of up to \$825,000 (AUD) each day for a single contravention by a body corporate following the end of the period specified for compliance with the Notice.

Review rights

You have a right to seek an internal or external review of the decision to give you a removal notice.

An internal review is a review conducted by the eSafety Commissioner under eSafety's Internal Review Scheme. There is no fee associated with a request for an internal review.

An external review is a review conducted by the Administrative Review Tribunal (**ART**). The enclosed information sheet sets out your rights regarding the different review options



available to you, as well as other options if you do not agree that the Notice should have been given to you.

Please note that you are required to comply with the Notice even if you have made an application for internal or external review, unless you receive notice that the eSafety Commissioner or the ART has decided otherwise.

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

Attachments: Notice under section 109 of the Act
Information Sheet

REMOVAL NOTICE RELATING TO CLASS 1 MATERIAL GIVEN TO THE PROVIDER OF A SOCIAL MEDIA SERVICE

Under section 109 of the *Online Safety Act 2021* (Cth)

To: **X Corp.**

Submitted via X Corp's Law Enforcement Online Request System

I am a delegate of the eSafety Commissioner for the purposes of section 109 of the *Online Safety Act 2021* (Cth) (**the Act**).

This removal notice is given to you under section 109 of the Act and requires you to take all reasonable steps to ensure the removal of the class 1 material specified in **Attachment A**.

I give this notice to you on the basis that I am satisfied that:

With respect to each instance of the material, from the first to the fifth (inclusive):

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(a) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film; and
 - ii. The material has been classified as Refused Classification (**RC**) by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (Cth) (**Classification Act**),
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

With respect to each instance of material, from the sixth to the eleventh (inclusive):

- a) the material is provided on your service, which is a social media service within the meaning of section 13 of the Act;
- b) the material is, or was, class 1 material within the meaning of section 106(1)(b) of the Act, as the following conditions are satisfied:
 - i. The material is a film or the contents of a film;
 - ii. The material has not been classified by the Classification Board under the *Classification (Publications, Films and Computer Game) Act 1995* (**Classification Act**); and
 - iii. If the material were to be classified by the Classification Board under the Classification Act – the material would be likely to be classified as Refused Classification (**RC**) because the material is substantially similar to the first six instances of the material,
- c) the material can be accessed by end-users in Australia, and
- d) the material is not provided on an exempt service under section 109(1)(d) of the Act.

You are required to comply **within 24 hours** of being given this notice, or within such longer period as I allow if contacted by you with a request for an extension of time.



Section 111 of the Act provides that a person must comply with a requirement under a removal notice given under section 109 of the Act to the extent the person is capable of doing so.

Failure to comply with a removal notice may result in enforcement action, including the commencement of civil penalty proceedings for a civil penalty order of up to a maximum penalty of \$825,000 (AUD) each day for each contravention by a body corporate following the end of the period specified for compliance with the Notice.

Date: 26 September 2025

**Manager, Illegal and Restricted Content
Delegate of the eSafety Commissioner**

ATTACHMENT A – the Material

First instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05574	s 7(2)
Description of material:	<p>s 7(2)</p> <p>a person in a Motel in Dallas, Texas.</p> <p>On 18 September 2025, the Classification Board classified this video as Refused Classification (RC), pursuant to item 1(a) of the films table of the National Classification Code (the Code).</p>

Second instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05567	s 7(2)
Description of material:	<p>s 7(2)</p> <p>a person in a Motel in Dallas, Texas.</p> <p>On 18 September 2025, the Classification Board classified this material as RC, pursuant to item 1(a) of the films table of the Code.</p>

Third instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05568	s 7(2)
Description of material:	<p>s 7(2)</p> <p>a person in a Motel in Dallas, Texas.</p> <p>On 18 September 2025, the Classification Board classified this material as RC, pursuant to item 1(a) of the films table of the Code.</p>

Fourth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05373	s 7(2)
Description of material:	<p>s 7(2)</p> <p>a person in a Motel in Dallas, Texas.</p> <p>On 18 September 2025, the Classification Board classified this material as RC, pursuant to item 1(a) of the films table of the Code.</p>

Fifth instance of material	
Service on which the material is provided:	X

Location of material: Our reference: INV-2025-05561	s 7(2)
Description of material:	s 7(2) a person in a Motel in Dallas, Texas. On 18 September 2025, the Classification Board classified this material as RC, pursuant to item 1(a) of the films table of the Code.

Sixth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05553	s 7(2)
Description of material:	s 7(2) a person in a Motel in Dallas, Texas. s 7(2) On 18 September 2025, the Classification Board classified a video 4 minutes and 24 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.

Seventh instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05556	s 7(2)

Description of material:	<p>s 7(2)</p> <p>[REDACTED]</p> <p>a person in a Motel in Dallas, Texas.</p> <p>s 7(2)</p> <p>[REDACTED]</p> <p>On 18 September 2025, the Classification Board classified a video 4 minutes and 24 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>
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Eighth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05560	<p>s 7(2)</p> <p>[REDACTED]</p>
Description of material:	<p>s 7(2)</p> <p>[REDACTED] a person in a Motel in Dallas, Texas.</p> <p>s 7(2)</p> <p>[REDACTED]</p> <p>On 18 September 2025, the Classification Board classified a video 4 minutes and 24 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Nineth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05558	s 7(2)
Description of material:	<p>s 7(2)</p> <p>a person in a Motel in Dallas, Texas.</p> <p>On 18 September 2025, the Classification Board classified a video 4 minutes and 24 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Tenth instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05570	s 7(2)
Description of material:	<p>s 7(2)</p> <p>a person in a Motel in Dallas, Texas.</p> <p>On 18 September 2025, the Classification Board classified a video 4 minutes and 24 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is</p>

	substantially similar to the video at this URL.
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Eleventh instance of material	
Service on which the material is provided:	X
Location of material: Our reference: INV-2025-05565	s 7(2) [REDACTED]
Description of material:	<p>s 7(2) [REDACTED] of a person in a Motel in Dallas, Texas.</p> <p>On 18 September 2025, the Classification Board classified a video 4 minutes and 24 seconds in length as RC, pursuant to item 1(a) of the films table of the Code. The video that has been classified is substantially similar to the video at this URL.</p>

Information sheet: Right of Review

Internal review by the eSafety Commissioner or nominee

You have a right to seek an internal review of this decision under eSafety's Internal Review Scheme. An internal review is an impartial review of the merits of a decision. The purpose of an internal review is to consider whether the original decision made was the correct and preferable one.

You must make an application for an internal review **within 30 days** of receiving the notice of this decision. If you intend to seek an internal review but are unable to make your application within 30 days, please email internalreview@eSafety.gov.au.

There are no fees associated with an application for internal review.

To request an internal review, you will need to download and complete the **Request for internal review form** available on eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

Please fill the form out and email it or post a hard copy to eSafety.

Email: internalreview@esafety.gov.au

Post: **Attention:** Internal Review
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

For additional information on eSafety's Internal Review Scheme, including the **eSafety Internal Review Procedure** and the **Online Safety (Internal Review Scheme) Instrument 2022**, please visit eSafety's website: www.esafety.gov.au/about-us/corporate-documents/internal-review.

External review by the Administrative Review Tribunal

You have a right to seek review of this decision by the Administrative Review Tribunal (**ART**). You can also request that the ART review a decision that has been made under the Internal Review Scheme.

It is recommended that you seek an internal review prior to seeking a review by the ART, however, there is no requirement to do so. You can choose to apply directly to the ART.

The ART is an independent body that can, among other things affirm, vary, or set aside the decision. If the ART sets aside the decision, it may make a substitute decision or remit the matter to the decision-maker to reconsider.

You must make any application for review to the ART in writing. The ART has a form available on its website which you can use.

Applications for review should be made **within 28 days** of being told about the decision.

You must enclose the application fee with your application. If you want to apply for the application fee to be reduced, you can obtain the application form for this from the ART.

The ART website (www.art.gov.au) has more information. If you have any questions about the ART's procedures and requirements, please contact the ART. Information about how to contact the ART is available at <https://www.art.gov.au/contact-us>.

Requesting a statement of reasons for decision

You may request a statement of reasons for this decision under section 268 of the *Administrative Review Tribunal Act 2024* (Cth). Your request needs to be made in writing **within 28 days** of being told of this decision. To request a statement of reasons, please email internalreview@esafety.gov.au.

Judicial Review

You may also be able to seek judicial review of this decision.

Judicial review does not consider the merits of the decision, and instead considers the legality of the decision, such as whether the decision-maker had power under the relevant statute to make the decision, followed the proper process and exercised the power in accordance with the law.

Should you wish to apply for judicial review of this decision, you may wish to obtain legal advice, as there may be costs involved.

Access to documents

You have a right to seek access to documents held by the eSafety Commissioner under the *Freedom of Information Act 1982* (Cth) (**FOI Act**).

You must apply to the eSafety Commissioner in writing through one of the following options:

Online: using the **Contact Us** form on the eSafety Commissioner's website

Email: enquiries@esafety.gov.au

Post: **Attention:** The FOI Coordinator
eSafety Commissioner
PO Box Q500
Queen Victoria Building
NSW 1230

When you make your application, you should:

- state that the request is an application for the purpose of the FOI Act;
- provide information about each document to which you are seeking access to enable us to process your request; and
- provide a postal, email or fax address for us to reply to and which we can use to communicate with you about your application.

The eSafety Commissioner's website has more information on how to make an FOI application:

<https://www.esafety.gov.au/about-us/corporate-documents/freedom-of-information>

Complaints

If you are dissatisfied with the way that the eSafety Commissioner has handled this matter, we ask that you contact us using the **Contact Us** form on the eSafety Commissioner's website so that we can try to help resolve any issues:

<https://www.esafety.gov.au/about-us/contact-us>

If you are still dissatisfied, you may make a complaint to the Commonwealth Ombudsman. The Ombudsman usually prefers that your concerns are raised with the eSafety Commissioner first.

There is a Commonwealth Ombudsman office in each capital city. Further information may be obtained at www.ombudsman.gov.au.