

14.1.2022

A9-0356/501

**Amendment 501**

**Alexandra Geese**

on behalf of the Verts/ALE Group

**Report**

**A9-0356/2021**

**Christel Schaldemose**

Single Market For Digital Services (Digital Services Act) and amending Directive  
2000/31/EC

(COM(2020)0825 – C9-0418/2020 – 2020/0361(COD))

**Proposal for a regulation**

**Article 4 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. This Article shall not affect the possibility for a court *or administrative authority*, in accordance with Member States' legal systems, of requiring the service provider to terminate or prevent an infringement.

2. This Article shall not affect the possibility for a court, in accordance with Member States' legal systems, of requiring the service provider to terminate or prevent an infringement.

Or. en

14.1.2022

A9-0356/502

**Amendment 502**

**Alexandra Geese**

on behalf of the Verts/ALE Group

**Report**

**A9-0356/2021**

**Christel Schaldemose**

Single Market For Digital Services (Digital Services Act) and amending Directive  
2000/31/EC

(COM(2020)0825 – C9-0418/2020 – 2020/0361(COD))

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

4. This Article shall not affect the possibility for a court *or administrative authority*, in accordance with Member States' legal systems, of requiring the service provider to terminate or prevent an infringement.

4. This Article shall not affect the possibility for a court, in accordance with Member States' legal systems, of requiring the service provider to terminate or prevent an infringement.

Or. en

14.1.2022

A9-0356/503

**Amendment 503**

**Alexandra Geese**

on behalf of the Verts/ALE Group

**Report**

**A9-0356/2021**

**Christel Schaldemose**

Single Market For Digital Services (Digital Services Act) and amending Directive 2000/31/EC

(COM(2020)0825 – C9-0418/2020 – 2020/0361(COD))

**Proposal for a regulation**

**Article 6 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

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***(1) Providers of hosting services shall not use ex-ante control measures based on automated tools or upload-filtering of information for content moderation, except where:***

***(a) automated content moderation decisions to remove or disable access to, or restrict proposals by recommender systems of, specific items are limited to information which is identical to information previously classified by qualified staff or a judicial authority as manifestly illegal irrespective of its context, the identity and the intention of the recipient providing it, or has most likely been uploaded by automated means;***

***(b) the technology used is sufficiently reliable in that it limits to the maximum extent possible the rate of errors where information is wrongly assumed to be identical to information previously classified as illegal content; and***

***(c) the technology used does not prevent the accessibility and proposals by recommender systems of information which is not illegal content.***

***(Technical note: propose to merge with IMCO AM 138)***



14.1.2022

A9-0356/504

**Amendment 504**

**Alexandra Geese**

on behalf of the Verts/ALE Group

**Report**

**A9-0356/2021**

**Christel Schaldemose**

Single Market For Digital Services (Digital Services Act) and amending Directive  
2000/31/EC

(COM(2020)0825 – C9-0418/2020 – 2020/0361(COD))

**Proposal for a regulation**

**Article 8 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. Providers of intermediary services shall, upon the receipt of an order to act against a specific item of illegal content, issued by the relevant national judicial *or administrative* authorities, on the basis of the applicable Union or national law, in conformity with Union law, inform the authority issuing the order of the effect given to the orders, without undue delay, specifying the action taken and the moment when the action was taken.

1. Providers of intermediary services shall, upon the receipt of an order to act against a specific item of illegal content, issued by the relevant national judicial authorities, on the basis of the applicable Union or national law, in conformity with Union law, inform the authority issuing the order of the effect given to the orders, without undue delay, specifying the action taken and the moment when the action was taken.

Or. en