**DSA NOTICE OF ILLEGAL CONTENT – TAKEDOWN REQUEST**

To: [Platform name], via [webpage contact form/email address]

Date: [DD/MM/YYYY]

**1. Notifier Information**

Company name [noem ook rechtsvorm bijv B.V.. Ltd.]: .........................................................................

Email contact person: ...............................................................................................................................

Function contact person at Company: ………………………………………………………………………….

**2. Content Information**

URL(s) to the illegal content:

[link]

[link]

[link]

Description of the content:

Various secretly taken photographs of [one or more of our employees and/or customers], taken without their knowledge or consent, focusing on intimate body parts, and placed in a sexual context. The aforementioned is also known as “creepshots”.

**3. Legal Assessment**

The content consists of creepshots, meaning various secretly taken photographs of [one or more of our employees and/or customers], taken without their knowledge or consent, focusing on intimate body parts. The surroudings of the pictures and/or the visible uniforms and/or the descriptions placed by the uploader make clear that these creepshots were taken at one of our shops. The uploader has placed the content in a sexual context through the title and “tags” placed in the post. [In addition, please note that some of the depicted employees and/or customers are/appear of minor age – further enhancing the illegal character of this sexualizing content].

The platform [link] on which the content is placed also actively encourages the upload of such content. Users respond to the secretly taken photographs in highly sexually explicit ways, thereby normalizing and amplifying the abuse.

The content violates both our Company’s rights [as well of the rights of the employees and/or customers depicted]. These violated rights include our Company’s obligation to create a safe working environment, as well as privacy and personal rights of the depicted persons as defined under EU legislation (art. 8 ECHR, art. 6 GDPR). The content also constitutes a criminal offence under EU member states law, e.g. see art. 139f and 441b Dutch Criminal Code (*Covert imaging in a (non-)public place*) ; art. 254ba Dutch Criminal Code (*The creation of images with a sexual nature without consent*); art. 285b Dutch Criminal Code (*Stalking*).

The content therefore qualifies as manifestly illegal content under the Digital Services Act, and must be removed immediately.

**4. Request to provide details of the uploader**

According to case law (inter alia ECLI:NL:HR:2005:AU4019), you are obligated to disclose all personal data you possess of the uploader(s) of the creepshots, such on the basis of a general duty of care – such to enable us to take action against the uploader(s). Such information may include personal data, but is not limited to names, phone numbers, email addresses, IP addresses, domicile/residence, and dates of birth.

**5. Good Faith Statement**

For the sake of completeness, please note that we hereby confirm that we have a bona fide belief that the information and allegations contained herein are accurate and complete.

**6. Declaration of Responsibility**

This notice is submitted in good faith, aware that knowingly submitting a manifestly unfounded or misleading notice may entail liability under applicable law, including Article 20 DSA.