

**Representing:**

Self

**Organisation (if applicable):**

**What do you want Ofcom to keep confidential?:**

Keep name confidential

**If you want part of your response kept confidential, which parts?:**

**Ofcom may publish a response summary:**

Yes

**I confirm that I have read the declaration:**

Yes

**Ofcom should only publish this response after the consultation has ended:**

You may publish my response on receipt

**Additional comments:**

**Question 3.1: Do you agree that Copyright Owners should only be able to take advantage of the online copyright infringement procedures set out in the DEA and the Code where they have met their obligations under the Secretary of State's Order under section 124 of the 2003 Act? Please provide supporting arguments.:**

No, I do not agree that Copyright owners should not have any access to information held by ISPs because I consider that information to be confidential. I am opposed to the Digital Economy Act because it violates that confidentiality and because it is undemocratic in that it puts the interest of a powerful minority over that of an overwhelming majority of relatively powerless individuals. The burden of proof of criminality should rest 100% with the copyright owner and ofcom, the home office, government, the public or the ISP should have no part to play whatsoever in assisting them. My evidence is that there are far more members of the public whose interest is violated by this bill than there are copyright holders who benefit from it. Basic utilitarian principles and fairness are thus violated. As most copyright owners still make vast profits, this is evidence that such a bill is fundamentally unnecessary as it is simply a charter to support the greed of most copyright holders. Civil liberties to enjoy cyberspace with minimal restriction are also violated.

**Question 3.2: Is two months an appropriate lead time for the purposes of planning ISP and Copyright Owner activity in a given notification period? If a notification period is significantly more or less than a year, how should the lead time be varied? Please provide supporting evidence of the benefits of an alternative lead time.:**

No time is an appropriate lead time for reasons stated in 3.1

**Question 3.3: Do you agree with Ofcom's approach to the application of the Code to ISPs? If not, what alternative approach would you propose? Can you provide evidence in support of any alternative you propose?:**

No, for reasons stated in 3.1 I believe that the only reasonable approach is repeal of the Digital Economy Act.

**Question 3.4: Do you agree with the proposed qualification criteria for the first notification period under the Code, and the consequences for coverage of the ISP market, appropriate? If not, what alternative approaches would you propose? Can you provide evidence in support of any alternative you propose?:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 3.5: Do you agree with Ofcom's approach to the application of the 2003 Act to ISPs outside the initial definition of Qualifying ISP? If you favour an alternative approach, can you provide detail and supporting evidence for that approach?:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 3.6: Do you agree with Ofcom's approach to the application of the Act to subscribers and communications providers? If you favour alternative approaches, can you provide detail and supporting evidence for those approaches?:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 4.1: Do you agree with the proposed content of CIRs? If not, what do you think should be included or excluded, providing supporting evidence in each case?:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 4.2: Do you agree with our proposal to use a quality assurance approach to address the accuracy and robustness of evidence**

**gathering? If you believe that an alternative approach would be more appropriate please explain, providing supporting evidence.:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 4.3: Do you agree that it is appropriate for Copyright Owners to be required to send CIRs within 10 working days of evidence being gathered? If not, what time period do you believe to be appropriate and why?:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 5.1: Do you agree with our proposals for the treatment of invalid CIRs? If you favour an alternative approach, please provide supporting arguments.:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 5.2: Do you agree with our proposal to use a quality assurance approach to address the accuracy and robustness of subscriber identification? If not, please give reasons. If you believe that an alternative approach would be more appropriate please explain, providing supporting evidence.:**

No, as I believe that the subscriber identity should be confidential and that no third party should have a right to access that information.

**Question 5.3: Do you agree with our proposals for the notification process? If not, please give reasons. If you favour an alternative approach, please provide supporting arguments. :**

No, as I believe that the Digital Economy Act should be repealed.

**Question 5.4: Do you believe we should add any additional requirements into the draft code for the content of the notifications? If so, can you provide evidence as to the benefits of adding those proposed additional requirements? Do you have any comments on the draft illustrative notification (cover letters and information sheet) in Annex 6?:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 6.1: Do you agree with the threshold we are proposing? Do you agree with the frequency with which Copyright Owners may make requests? If not, please provide reasons. If you favour an alternative approach, please provide supporting evidence for that approach. :**

No, as I believe that the Digital Economy Act should be repealed.

**Question 7.1: Do you agree with Ofcom's approach to subscriber appeals in the Code? If not, please provide reasons. If you would like to propose an alternative approach, please provide supporting evidence on the benefits of that approach.:**

No, as I believe that the Digital Economy Act should be repealed.

**Question 8.1: Do you agree with Ofcom's approach to administration, enforcement, dispute resolution and information gathering in the Code? If not, please provide reasons. If you favour an alternative approach, please provide supporting evidence on the benefits of that approach.:**

No, as I believe that the Digital Economy Act should be repealed.