LEGAL FRAMEWORK AND ENFORCEMENT

ITU Regional Workshop
Cybersecurity and CIIP

Buenos Aires, October 2007
Session 7
Legal Foundation
Introduction

• A Law Enforcement Perspective
  – How can we successfully investigate, prosecute, and convict people who use computers and the internet to commit crimes?

• Best things to do to combat cybercrime
  – Adequate cybercrime and related laws
  – Specialized law enforcement
  – Connections with other countries
Creating and Improving Laws

• Every country needs effective laws, but how?
  – Laws that meet domestic demands
  – Global nature of cybercrime – need common framework and improved international cooperation

• Convention on Cybercrime
  – Sets forth a framework for states; substantive offenses, procedural laws, international cooperation
  – Adaptable to any legal system
  – In place with resources available to assist states
Creating and Improving Laws

• Review of draft legislation
  – COE drafting/implementation assistance
  – CCIPS and other US efforts
  – Other countries

• Communication and cooperation is critical
  – Within government
  – With private sector
  – International
Specialized Law Enforcement

- Initial capability
- Building capacity
- Practical considerations – you can help!
  - Educating police, investigators, prosecutors, judges
  - Establishing procedures for preservation and collection of digital evidence
  - Working with service providers
  - Assisting investigators and prosecutors to successfully use digital evidence in trial
International Connections

• Reach out to neighbors, to international friends
  – Participate in international organizations (ITU, OAS)

CLOSING

• CSIRTS, CERTS, and telecommunications agencies must assist in the process of bringing criminals to justice
• Do you have a police or prosecutorial point of contact?