

International Conference on Cyberlaw, Cybercrime & Cybersecurity

New Delhi, India

OUTCOME DOCUMENT

OF THE



INTERNATIONAL CONFERENCE ON CYBERLAW, CYBERCRIME & CYBERSECURITY

ADOPTED BY THE PARTICIPANTS OF THE
INTERNATIONAL CONFERENCE ON CYBERLAW,
CYBERCRIME & CYBERSECURITY AT NEW DELHI
ON 16TH-17TH NOVEMBER, 2017

Organized By: | Cyberlaws.Net & Pavan Duggal Associates, Advocates, Supreme Court of India |
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PREAMBLE

CONSIDERING that Cybersecurity is an intrinsic part of human security and is inalienable from daily human progress;

ACCEPTING that Cybercrimes are on the rise and have increased exponentially over the past few years;

UNDERSTANDING that Cybersecurity has become a multifaceted issue and mere unilateral action will not suffice to meet cybersecurity needs of various stakeholders;

ACKNOWLEDGING the surge of new National Cybersecurity legislations around the globe and the inconsistencies therein;

AFFIRMING that an international legal framework integrating the varied features and nuances of the interconnected fields of Cyberlaw, Cybercrime and Cybersecurity needs to be established which shall promote the development of the Internet and technologies and also aid in the development and peace building amongst the world community;

APPRECIATING that the International Conference on Cyberlaw, Cybercrime and Cybersecurity addresses a distinctive set of issues, being faced by the world community in Cyberspace and brings forth recommendations for potential and/or possible solutions for the same;

WARMLY THANKING the supporters of this Conference, because of whose support, International Conference on Cyberlaw, Cybercrime and Cybersecurity, 2017 could be successful, eventful and prolific;

PROMISING that the International Conference on Cyberlaw, Cybercrime and Cybersecurity will continue to provide a platform for fruitful dialogue amongst various stakeholders in the cyberspace and endeavoring to devise a legal model for the development of cyberspace and to curb the crimes therein.

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KEY DECISIONS

THE PARTICIPANTS OF THE INTERNATIONAL CONFERENCE ON CYBERLAW, CYBERCRIME AND CYBERSECURITY HEREBY CALL UPON

THE INTERNATIONAL CONFERENCE ON CYBERLAW, CYBERCRIME AND CYBERSECURITY

- ❖ To be a catalyst for discussions on the key aspects of Cyberspace, including legal, policy and regulatory issues thereof and present an integrated strategic view of the issues therein whilst recognizing that there is an urgent need for international cooperation on cyber issues amongst all stakeholders;
- ❖ To map out key developments in Cybersecurity and Cyber security law with a view to collate principles of cyber security law jurisprudence in collaboration with distinct thought leaders and international stakeholders including International Commission on Cyber Security Law and come up with minimum denominators of best practices that can be followed in real world by various stakeholders;
- ❖ To strengthen the cooperation on Cybersecurity law by creating more opportunities for governments, private sector, civil society, the technical community and academia from various regions of the world to engage and develop innovative and effective legal frameworks to address the truly global challenge of Cybersecurity;
- ❖ To continue to be at the nucleus of the emerging discourse on Cyber Security/Digital Security and connected legalities in the digital ecosystem and be of assistance to international organisations, enabling better preparation, management and forecasts of potential incidents, cyber-attacks, cyber espionage, cybercrimes and all other related challenges;

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- ❖ To work towards identifying the legal and policy basis for regulating cyber security in Internet of Things at a global level and to work with various international stakeholders in this regard;
- ❖ To contribute to the international discussions and debates on Attribution related issues concerning acts in cyberspace;
- ❖ To contribute to the international debate on the evolution of norms of behaviour in cyberspace by state and non state actors;
- ❖ To work towards identifying the legal challenges posed by the Darknet and to help identify potential legal strategies on how to mount an effective legal response thereto;
- ❖ To examine and work on basic legal principles underlying cyber sovereignty;
- ❖ To call upon thought leaders from across the world to discuss, debate and deliberate towards harmonizing and regulating the legal frameworks on Cyberlaw and Cyber Conflicts;
- ❖ To work towards harmonizing principles on Cyberlaw globally to include ethical values, virtues and balancing conflicting value perceptions in all instruments to strengthen cyber laws, aligned with international cooperation principles;
- ❖ To continue to work towards convergence of opinions in the sphere of Cyberlaw, Cybercrime and Cyber Security to enable us to adapt to rapid technological developments and continue to shape our societies, making them more cyber capable, cyber aware and cyber secure;
- ❖ To empower people with the understanding of the nuances of Cyber Security and how to shield themselves from Cyber Attacks;
- ❖ To strive to be the platform for presenting new ideas and practical tools that can be of use to various stakeholders in the digital ecosystem;

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- ❖ To continue to welcome contributions of different stakeholders of cyberspace on the behavioral changes that users need to make to ensure Cyber Security and encourage participants to make use of them;
- ❖ To understand the role of technological companies and work with corporates around the world in ensuring Cyber Security as there has to be a multi-stakeholder approach when it comes to ensuring security in the cyberspace;
- ❖ To work towards ensuring the right strategy in place and a risk focused cultural mindset in order to protect the cyber ecosystem against cyber attacks;
- ❖ To continue to identify and address the implications of cyberspace in capability development and at operational planning, especially regards to public awareness;
- ❖ To collaborate with international stakeholders and collate international best practices concerning emerging jurisprudence concerning Cyberlaw, Cybercrime and Cybersecurity and further to engage in distinct deliberations with stakeholders to help collate common universally accepted principles concerning Cyberlaw, Cybercrime and Cybersecurity.

THE PARTICIPANTS OF THE INTERNATIONAL CONFERENCE ON CYBERLAW, CYBERCRIME AND CYBERSECURITY HEREBY ENCOURAGE AND CALL UPON

COUNTRIES AND NATIONAL GOVERNMENTS

- ❖ To consider making data as the basis of sovereignty in cyberspace.
- ❖ To work towards understanding the concept of cyber deterrence, cyber attribution and cyber sovereignty in regard to individuals and nations so as to protect the state and non-state actors from stealing of data and information as also the intellectual property intrinsic therein through cyber espionage;

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- ❖ To work together towards evolving international policy solutions to deal with the legal challenges presented by multiplicity of cybersecurity legislations covering various sectors including, but not limited to banking, finance, capital markets, securities, healthcare, anti-trust, child rights, intellectual property, aviation, Outer-space etc;
- ❖ To work together towards evolving international solutions to deal with the legal challenges presented by digital trade and its relation to the existing International regime;
- ❖ To work together towards evolving international solutions and legal approaches to deal with the legal challenges presented by Public International Law principles of Use Of Force and Armed Attack on the Internet;
- ❖ To work together towards evolving international perspectives to deal with the legal challenges presented by cyberspace in a time-bound manner;
- ❖ To develop and introduce a synchronization of legislative frameworks and policies that can be used throughout the world in order to help international community by the way of exchanging and extending information having the adequate balance in regards to cyber attribution, cyber sovereignty and its jurisdictions;
- ❖ To collaborate with the international community by creating a legal, policy and regulatory roadmap to strengthen the need of cyber security of critical information infrastructure of state and non-state actors;
- ❖ To actively participate in identifying, defining and demarcating the broad legal and policy principles of Cyber Operations in order to protect the sovereignty of states;
- ❖ To actively insist on having international coordination to analyze how multiple sovereign governments can and should address questions of cyber governance that cannot be solved by or within a single state;

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- ❖ To strengthen the cyber defences of each nation, build resilience, derive trust and confidence in order to continue to share and collaborate between the public and private sectors;
- ❖ To introduce legal, policy, administrative changes on a priority basis towards establishing a safe and secure cyberspace and aid in its further development.

WE URGE that a united effort is necessary to be adopted by all stakeholders to maintain the cyberspace that is safer, more resilient, and remains a source of tremendous opportunity and growth for years to come.

WE REITERATE THAT GOING FORWARD IN A NEW ERA OF CYBERSPACE DEVELOPMENTS, WE ALL NEED TO BE SAFE, BE SECURE AND BE DILIGENT.

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