

GENERAL REMAKS
THE DIRECTOR GENERAL OF ICT APPLICATION
MINISTRY OF COMMUNICATION AND INFORMATION TECHNOLOGY
REPUBLIC OF INDONESIA

23 - 25 MARCH, 2010, STRASBOURG, FRANCE

GOOD AFTERNOON LADIES AND GENTLEMEN,

INDONESIA'S CYBERLAW, ACT NUMBER 11 YEAR 2008 CONCERNING ELECTRONIC TRANSACTION AND INFORMATION, HAS PROVIDED A LEGAL INSTRUMENT THAT REGULATES IMPORTANT ISSUES RELATED TO THE USE OF ICT FOR ELECTRONIC TRANSACTION, MANAGING ELECTRONIC DATA, AND TRANSFER OF ELECTRONIC DATA. THE ACT ALSO COVERS ACTIVITIES SUCH AS ILLEGAL ACCESS, ILLEGAL INTERCEPTION, DATA INTERFERENCE, SYSTEM INTERFERENCE, MISUSE OF DEVICES, COMPUTER-RELATED FORGERY, AND COMPUTER-RELATED FRAUD.

THERE ARE ALSO SEVERAL ACTS RELATED TO CYBERCRIME PREVAILING, AMONG OTHERS, ACT NUMBER 44 YEAR 2008 CONCERNING PORNOGRAPHY WHICH PROVIDES PROVISIONS RELATED TO CHILD PORNOGRAPHY. THE PROVISIONS EXPRESSLY AMONG OTHERS PROHIBIT EVERY PERSON TO PRODUCE, MAKE, REPRODUCE, DUPLICATE, DISTRIBUTE, BROADCAST, IMPORT, EXPORT, OFFER, TRADE, RENT, LISTEN, WATCH, OWN, KEEP, OR PROVIDE CHILD PORNOGRAPHY. ACT NUMBER 19 YEAR 2002 CONCERNING COPY RIGHTS. IN ADDITION, WE

HAVE ALSO OTHER ACTS SUCH AS ACTS ON ANTI TERRORISM, MONEY LAUNDERING, AND HUMAN TRAFFICKING, AND THE PENAL ACT.

INDONESIA CONSIDERS IT IS NECESSARY TO RATIFY THE BUDAPEST CONVENTION ON CYBERCRIME. THE MAIN PURPOSES FOR INDONESIA TO RATIFY THE CONVENTION ARE: (I) TO COMPLETE THE LAW ON ELECTRONIC INFORMATION AND TRANSACTION BOTH SUBSTANTIVE AND PROCEDURAL LAW, AND (II) TO ENHANCE INTERNATIONAL COOPERATION IN DEALING WITH CYBERCRIMES ACTIVITIES. THOSE ARE ESSENTIALS IN PROTECTING OUR CITIZENS, COUNTRY'S SECURITY AND INTERESTS, AS WELL AS ENHANCING OUR RELATIONSHIP AND COOPERATION WITH INTERNATIONAL ORGANIZATIONS AND INTERNATIONAL COMMUNITY.

IN THIS REGARDS, THE BILL HAS BEEN LISTED IN THE NATIONAL LEGISLATION PROGRAM AS A PRIORITY TO BE DISCUSSED AND FINALIZED BETWEEN THE GOVERNMENT AND THE PARLIAMENT WITHIN THIS YEAR.

I WOULD LIKE TO CONCLUDE BY THANKING THE COUNCIL OF EUROPE FOR THEIR CONTINUED SUPPORT IN HELPING ADDRESS THE CYBER LAW OF INDONESIA.

I THANK YOU FOR YOUR KIND ATTENTION.

**DIRECTOR GENERAL OF ICT APPLICATION,
MINISTRY OF COMMUNICATION AND INFORMATION TECHNOLOGY**

ASHWIN SASONGKO