



Special Prosecutor's Office
for
High- Tech Crime Serbia



Workshop 4:

Mutual assistance in accessing stored computer data (Article 31 Budapest Convention): competent authorities, channels of communication, practical experience, case studies

GLACY

GETTING STARTED

**DAKAR, SENEGAL, 24-27. MARCH
2014**



Special Prosecutor's Office for High- Tech Crime Serbia



Overview

- **Competent authorities**
 - **Channels of communication**
 - **Practical experiences**
 - **Case studies**
- **Article 31 – Mutual assistance regarding accessing of stored computer data**
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 - 1 A Party may request another Party to search or similarly access, seize or similarly secure, and disclose data stored by means of a computer system located within the territory of the requested Party, including data that has been preserved pursuant to Article 29.
 -
 - 2 The requested Party shall respond to the request through the application of international instruments, arrangements and laws referred to in Article 23, and in accordance with other relevant provisions of this chapter.
 - 3 The request shall be responded to on an expedited basis where:
 - a.) there are grounds to believe that relevant data is particularly vulnerable to loss or modification; or
 - b.) the instruments, arrangements and laws referred to in paragraph 2 otherwise provide for expedited co-operation.



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Article 29

- 1. A Party may request another Party to order or otherwise obtain the expeditious preservation of data stored by means of a computer system, located within the territory of that other Party and in respect of which the requesting Party intends to submit a request for mutual assistance for the search or similar access, seizure or similar securing, or disclosure of the data.
- 2 A request for preservation made under paragraph 1 shall specify:
 - a.) the authority seeking the preservation;
 - b.) the offence that is the subject of a criminal investigation or proceedings and a brief summary of the related facts;
 - c.) the stored computer data to be preserved and its relationship to the offence;
 - d.) any available information identifying the custodian of the stored computer data or the location of the computer system;
 - e.) the necessity of the preservation; and
 - f.) that the Party intends to submit a request for mutual assistance for the search or similar access, seizure or similar securing, or disclosure of the stored computer data



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Legal Framework - Serbia

- **Law on Ratification of the Convention on Cybercrime**
- **Law on Ratification of Protocol to the Convention on Cybercrime**
- **Law on Ratification of the Council of Europe Convention on the Protection of Children against Sexual Exploitation and Sexual Abuse**
- **Law on mutual legal assistance in criminal matters**
- **Law on Organization and Competence of Government Authorities in Combating High-Tech Crime**
- **Criminal Code of the Republic of Serbia**
- **Criminal Procedure Code**
- **Electronic Communications Law**
- **Law on the liability of legal entities for criminal offences**
- **Law on Special Competencies for Efficient Protection of Intellectual Property Rights**
- **Regulation on conditions for providing Internet services and other data traffic and content of the approval**
- **Regulation on conditions for providing services of voice transmission on Internet and content of the approval**



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Institutional Framework

- ***Law on Organization of Competence of Government Authorities in Combating High-Tech Crime***

Special Prosecutor's Office for Combating Against High-Tech Crime

Higher Court in Belgrade

**Ministry of Internal Affairs -
Department for Fight Against
High-Tech Crime**

- **Ministry of Foreign and Internal Trade and Telecommunications
(Electronic Communications Law)**
- **Republic Agency for Electronic Communications
(Electronic Communications Law)**
- **Republic Broadcasting Agency
(Law on Broadcasting)**



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Legal framework - competencies

- Criminal offences against security of computer data defined by Criminal Code of the Republic of Serbia
- Criminal offences against intellectual property , property, commerce and industry and legal traffic which are committed by using , as object or tool of committing the offence, computers, computer networks, computer data, including their products in tangible or electronic form.
- and the number of items of copyrighted works is over **2000**, or the amount of the actual damage is over **1.000.000,00** dinars (aprox. 10.000 EU or 14.000 USD).
- Criminal acts against freedom and rights of man and citizen, gender freedoms, public order and peace, Constitutional system and security, which can be considered by the way of commitment or used tools as cyber-crime.



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Statistics

CC Article	Number of persons	Investigation	Motion to indict	Indictment	Judgement
Endangerment of Safety Article 138	89	49	37	4	10
IPR Infringements Article 199	361	232	66	167	192
Damaging Computer Data and Programmes Article 298	4	1	1		
Computer Sabotage Article 299	14	11	4	4	5
Creating and Introducing of Computer Viruses Article 300	3	3	1		1
Computer Fraud Article 301	42	19	5	5	2
Unauthorised Access Article 302	32	19	13		8
Instigating Hatred and Intolerance Article 317	4	4	1	1	1



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Statistics

Art. 185 "Child pornograph hy"	Cases	Persons	Investigations	Indictments	Verdicts
2010	14	14	13	12	10
2011	40	40	40	40	35
2012	18	21	20	20	14
2013	16	16	9	5	4
2014	7	7			
Total	95	96	89	77	63



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Statistics

	KT	KTR	KTN	
2006	19			19
2007	75	68	11	154
2008	110	60	14	184
2009	91	114	42	247
2010	116	443	13	572
2011	130	502	28	660
2012	114	609	65	788
2013	160	558	243	986
2014	52	43	144	245
TOTAL	867	2397	560	3855



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Statistics – SPOCC MLATS

United States of America – 32	Great Britain - 11
Bosnia – 2	Russian Federation – 1,
Poland – 1	Romania – 2
Spain - 3	Germany – 2
Lebanon - 1	Slovenia – 1
Austria – 1	Canada – 2
Italy – 3	China – 1
Nederland -1	Switzerland – 1
Norway – 1	TOTAL: 66

“OMV CC” and Operations

- Perpetrators: International
- Aggrieved parties: Banks and card holders.
- Approx. 1.000.000 Euros of damages
- Foreign LEA - Serbian Prosecution and LEA - -Foreign LEA.
- Exchange of data, joint operations.

ПОЛИТИКА ONLINE 05. jun 2012.
poslednja izmena u 11:09
Beograd 19°C

SVET
POLITKA
DRUŠTVO
TEMA DANA
POGLEDI

NA SLOVNA 05.06.
ПОЛИТИКА

HRONIKA
EKONOMIJA
SPORT
KULTURA
SRBUA
REGION
BEOGRAD
POGLEDI SA STRANE
ŠTA DA SE RADI
TEMA NEDELJE

EKONOMIJA
Platne kartice blokirane zbog hakera
Zloupotreba otkrivena na pumpama OMV



Više kartice problematične u čak 11 zemalja zato što su za sada nepoznati hakeri upali u sistem Foto D. Jevremović

Nekoliko najvećih banaka u Srbiji, koje kod nas posluju sa stanovištvom, blokiralo je juče platne kartice kompanije Visa iz, kako su naglasile, bezbednosnih i preventivnih



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- ❑ “Lone Wolf” case:
- ❑ DoJ, FBI, Law Enforcement, Public Prosecution.
- ❑ Direct exchange of initial evidences. Anonymous proxies.
- ❑ One of the first cyber crime based investigations.
- ❑ 12 and 3 years of imprisonment.
- ❑ Germany operation “MAXXX”
- ❑ Serbian operation “Armagedon”

The screenshot shows a Yahoo! Member Directory profile for a user named 'lll4all'. The profile includes the following information:

- Profile Stats:** Last Updated: 01/02/2004
- My Email:** lll4all@yahoo.com
- My Interests:** Lita, Cherry Poppin' Daddies, Lolly, Swing Kids, Kinki Kids, Child Abuse, All in the Family, Preschools, Jump, Little Children, Puberty, Children, Elementary Schools, Babyz, Erotic Stories and Fantasies, PT Cruiser, Kinder, Babys, Young Ones, The, Get Up Kids, The, Podofilia, Young Adult, Never Been Kissed.
- Basics:** Yahoo! ID: lll4all, Real Name: (blank), Location: (blank), Age: 42, Marital Status: Married But Looking, Gender: Male, Occupation: sweet little things.
- More About Me:** Hobbies: send me some pics or links and I will too.
- Links:** Home Page: No home page specified, Cool Link: No cool link specified.
- On Yahoo!:** Messenger.

The page also features a search bar, a navigation menu, and a sidebar with a 'Register any inspiration.' advertisement for \$4.98/year.



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- ❑ “StratoCaster” case:
- ❑ U.S. citizen – Belgrade – U.S. authorities and Interpol – Serbian Authorities.
- ❑ Internet fraud – DNS Abuse.
- ❑ Value of items: 100.000 USD.

ESCROWEUROPE

Welcome to EscrowEurope.net, the Internet's escrow service for **safe and secure** on-line transactions.

We Are here to insure that you are able to purchase and sell goods on the Internet with the knowledge that your transactions will be safe.

We are insured, and provide both Buyers and Sellers with an escrow service designed for safety and security.

Best of all, EscrowEurope offers peace of mind. Let us do the worrying for you!

EscrowEurope acts as the intermediary, insuring that both the Buyer and the Seller are not disappointed or ripped-off in an on-line transaction. We provide the following:

- Verification for the Seller that the Buyer has sufficient funds. Sellers do not ship merchandise until a Buyer's check has cleared; a credit card has been charged, or funds have been wired to EscrowEurope.
- Buyer does not pay for the merchandise until it is received, inspected and/or appraised within a reasonable period of time. Buyer may return an item that is not acceptable.

To use EscrowEurope, simply do the following:

- Have the Buyer and Seller agree to use our service.
- Buyer and Seller fill out the respective forms by clicking on the buttons at the left of the Home page.
- Dont worry, everything other is on us.

Navigation links: Home, Buyers, Sellers, F.A.Q., Returns, Fees, Contact

Logos: VISA, MasterCard, WESTERN UNION, FedEx, DHL



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Direct Query - Intranet - "Quick" Search

Page 1 of 1



Track/Confirm - Intranet Item Inquiry - International Outbound

Item: 0449 6011 0001 03 Date/Time Mailed: 04/17/2003 14:43

Destination	City Code: BEG	City: BELGRADE
	Country Code:	Country:
	AMF Code: LAX	AMF: LOS ANGELES AMC
Origin	ZIP Code: 93066-9554	City: SOMIS State: CA

Dispatch#: 066	AMF Code: LAX	AMF: LOS ANGELES AMC
	Dispatch Date/Time: 04/18/2003 22:28	Bag#: 001
	Airline: JAT/YUGOSLAV AIRLINE	Flight: 263
	Transfer to: UNITED AIRLINES	Flight: 846

Class: Express Mail - PO to Addressee
 Scheduled Delivery: 04/18/2003 23:59
 Weight: 1b: 38 oz: 9 Postage: \$148.80

Special Services	Associated Labels	Amount
INSURED		\$2.00

Delv Rqmt: Normal Po Box?: N

Under no circumstances should dispatch or flight information be released to any one outside the United States Postal Service.

Event	Date	Time	Location
INTERNATIONAL DISPATCH READY	04/18/2003	22:28	LOS ANGELES AMC, UNITED STATES
ENROUTE	04/17/2003	18:40	OXNARD CA 93030
ACCEPT OR PICKUP	04/17/2003	14:43	SOMIS CA 93066

Please Request Type and Item Number

Quick Search Extensive Search

Explanation of Quick and Extensive Searches

Item Number:

Inquire on multiple items.

Go to the Product Tracking System Home Page.

From: georgia

Category: Internet Scams

Date: 17 Jul 2003

Time: 16:59:10

Remote Name: 152.163.252.67

I also sold a vintage guitar over the internet using www.escroweurope.net. I was scammed out of a 1954 Gibson Les Paul original. Once the deal was completed I stopped receiving e-mails from the escrow site and have yet to receive a single penny. How do I report this and to whom do I need to talk with.

From: roehrd@adelphia.net

Category: Internet Scams

Date: 14 Aug 2003

Time: 12:55:51

Remote Name: 68.71.14.74

- Georgia, I have been approached by Bojana Milosevic to buy your 54 goldtop. I stupidly sent \$2550.00 to
- that fraud escroweuro
- pe.net. I have lost the money. I do have pictures of your guitar in Bojana's hands if
- you would like them for evidence. I don't know who to contact that will do us any good. You have any ideas?



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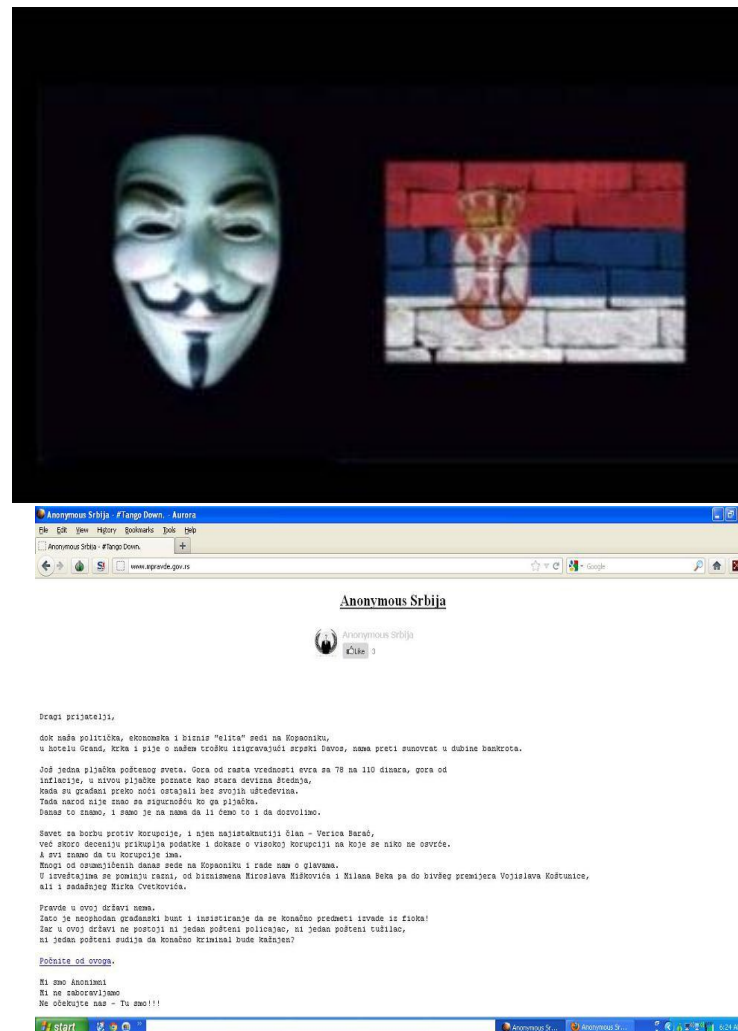


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"Anonymous Serbia"

- Perpetrators: Serbia
- Criminar Acts of Computer Sabotage, Unlawful Access, Making of Computer Virus, Aiding to the execution of Computer Criminal Act.
- 5 groups of criminal acts, 28 separate executions over 1 year.
- Major ISP's compromised.
- **776.590** PHP shells seeded.
- Foreign LEA interest and exchange of data.





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“Holland Dams Threat”

- Perpetrators: Serbia
- Dutch LEA - Serbian Special Department for High-Tech Crimes of MoI
- EU Liason Project Dutch Prosecutor – Serbian Special Prosecution Office for High-Tech Crime.
- Dutch Investigators on site with Serbian colleagues.
- Discovery, arrest, detention, Request for Investigation: all within 3 working days.

Front pages of main newspapers in Netherlands reporting about Mirosljub Petrovic



Mirosljub Petrovic exposes threat to destroy biggest dam in Netherlands



Mirosljub Petrovic promoting political organisation “Dveri Srpske”



Dveri Srpske: Pozadina darvinizma - Mirosljub Petrovic



‘Dveri Srpske’ establishing their base in Norway



Dveri Srpske: Pozadina darvinizma - Mirosljub Petrovic



Thank you.

*Republic Public Prosecutors Office
of Serbia*

*Special Public Prosecutor's Office
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