

PRESENTATION OF COUNTRY- SPECIFIC TRAINING STRATEGIES AND THE WAY FORWARD IN SRI LANKA

**By
The Sri Lankan Delegation**

OUTLINE

- INTRODUCTION OF THE JUDICIARY IN SRI LANKA
 - STATUTES RELATING TO CYBER CRIME
 - INITIAL TRAINING OF JUDGES
 - IN-SERVICE TRAINING
 - TRAINING OF TRAINERS
 - TRAINING INSTITUTIONS
 - MATERIAL AVAILABLE
-
- AREAS OF TRAINING NECESSARY RELATING TO CYBER CRIMES

INTRODUCTION OF THE JUDICIARY IN SRI LANKA

- SUPREME COURT
- COURT OF APPEAL
- HIGH COURT
- DISTRICT COURTS
- MAGISTRATE'S COURTS
- LABOUR TRIBUNALS

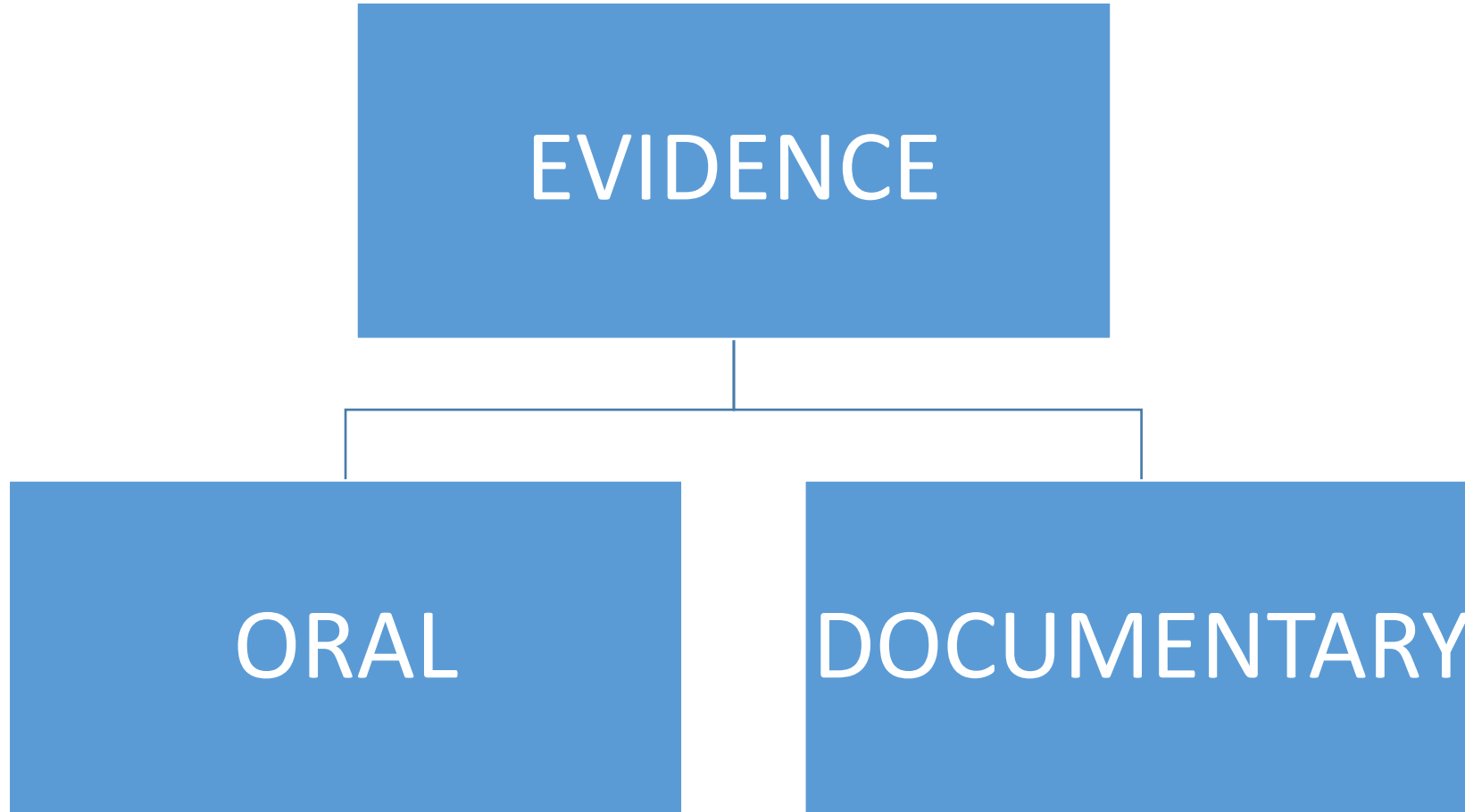
STATUTES RELATING TO CYBER CRIME

- EVIDENCE (Special Provisions) ACT No. 14 of 1995
- COMPUTER CRIMES ACT No. 24 of 2007
- ELECTRONIC TRANSACTIONS ACT No. 19 of 2006
- PAYMENT DEVICES FRAUDS ACT No. 30 of 2006

INITIAL TRAINING

- Approximately 15-25 new Magistrates recruited each year
- They are given both theoretical & bench training for 3-6 months
- Recently 1 training session was conducted on Electronic Evidence for trainee judges (about 10-12)
- Steps need be taken to regularize both the contents & frequency

INITIAL TRAINING – INTRODUCING THE SUBJECT



COMPUTER EVIDENCE ?



IN-SERVICE TRAINING

- SUPREME COURT JUDGES - 11
- COURT OF APPEAL JUDGES - 12
- HIGH COURT - 75
- DISTRICT COURTS - 79
- MAGISTRATE'S COURTS -102
- LABOUR TRIBUNALS -35
- TOTAL IS APPROXIMATELY - 320

IN-SERVICE TRAINING

- We have conducted 5 seminars on electronic evidence (for High Court Judges, District Judges, Magistrates and LT Presidents (about 238 Judges).
- 1 training session was conducted on Electronic Evidence for trainee judges (about 10-12)
- 1 training programme was conducted for all District Judges on electronic banking and electronic contracts (126 Judges).
- 2 training sessions were conducted for Magistrates on Computer Crimes Act- 110 Magistrates)

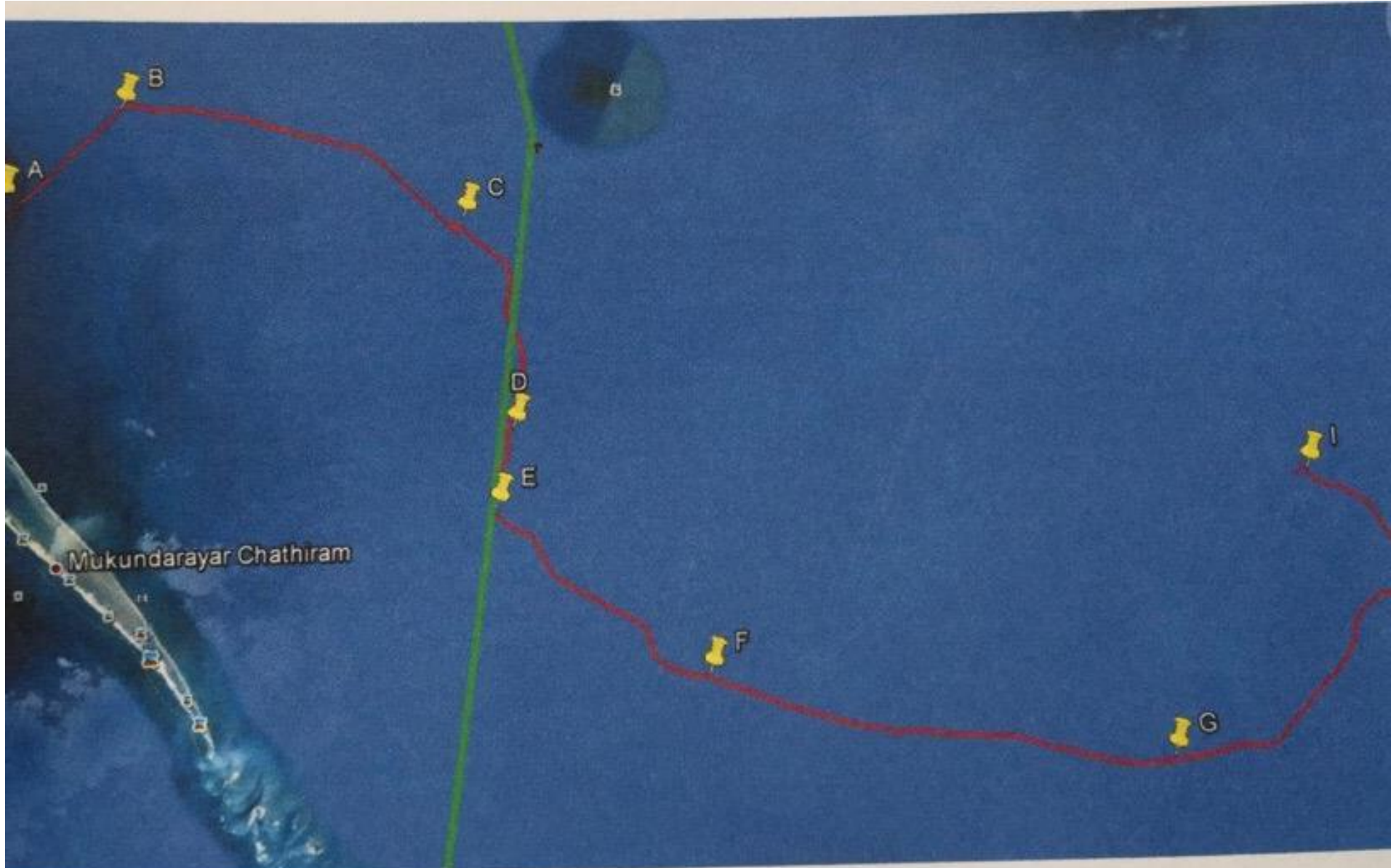
US DEPARTMENT OF JUSTICE IN COLLABORATION WITH ICTA

- “South Asian Cybercrime and Electronic Evidence Workshop” organized by the US Department of Justice and the Information & Communication Technology Agency, Sri Lanka (ICTA) at Taj Samudra Hotel Colombo in August 2015.
- Judges, Prosecutors & Investigators of SAARC countries attended this workshop.
- “Case Study of a Sri Lankan case- Electronic Evidence: Use of GPS tracking data in a trial of mid sea Heroin transfer case to establish the location of the accused”.

LOCATION



PREVIOUS CONDUCT..? MENS REA..?



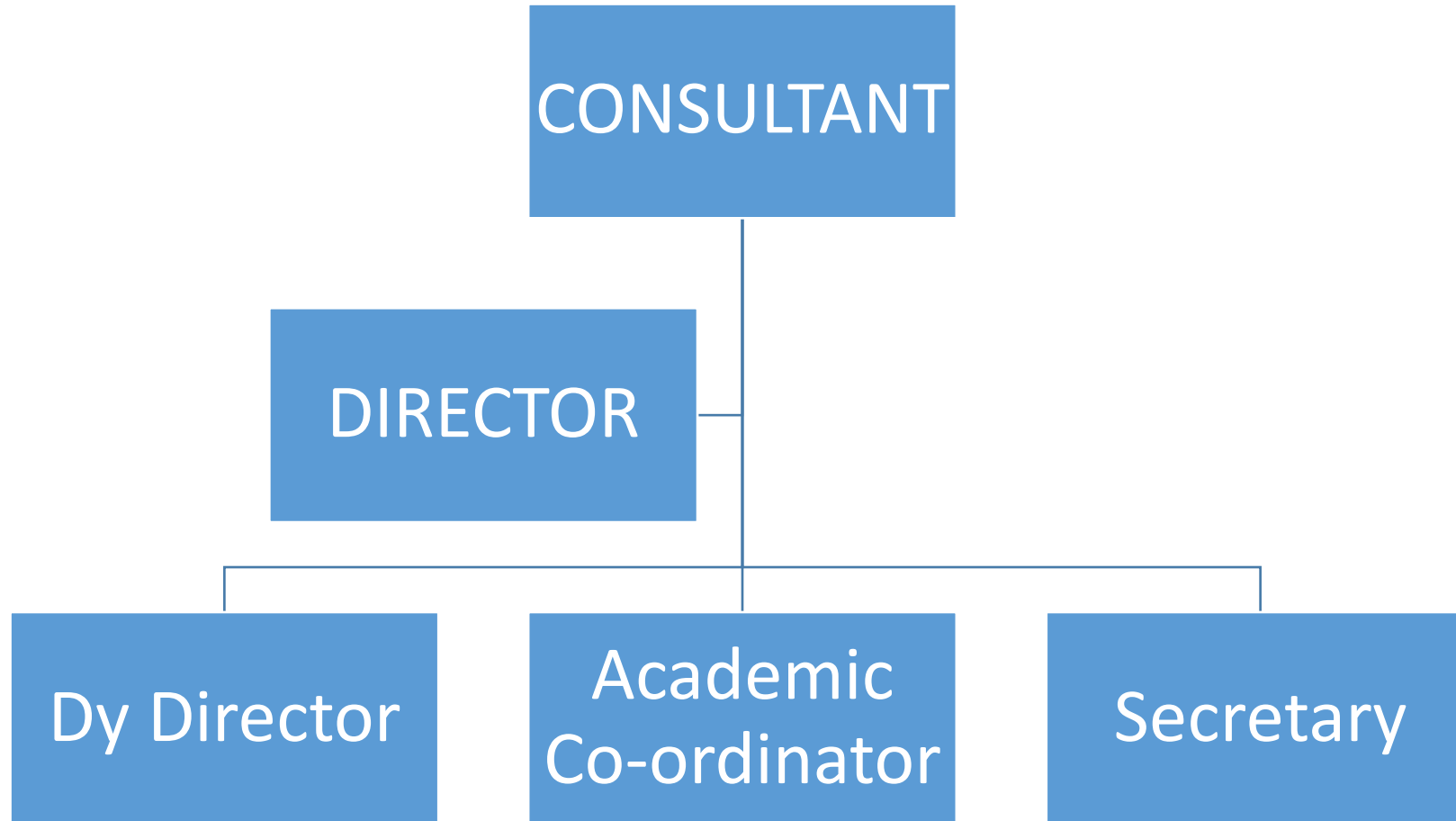
TRAINING OF TRAINERS

- A 4 day TOT workshop was conducted by GLACY project with the patronage of Council of Europe.
- Each Trainer delivered a presentation too at the last day.
- 4 of them participate in this programme as well.
- An advance training course for the trainers has been organized for August for the same group.

TRAINING INSTITUTIONS



COMPOSITION



SRI LANKA JUDGES' INSTITUTE

- The Sri Lanka Judges' Institute was established by an Act of Parliament titled "Sri Lanka Judges' Institute Act" No. 46 of 1985
- provide for the establishment of a Judges' Institute and for matters connected therewith or incidental thereto.
- The Institute is a body corporate
- Administration and management is vested in the Board of Management.
- The Board of Management comprises of the Chief Justice and two Judges of the Supreme Court appointed by the President;
- The Chief Justice is the chairman of the Board of Management.

MATERIAL AVAILABLE

- Training Modules
- Material in a CD given
- Judges' Institute Data base under development
- Course material available in Institute's Library

SPECIFIC REQUIREMENTS

- More advanced training opportunities for trainers
- Once they are properly equipped, will ensure that rest of the judges gradually come up to the required levels.

THANK YOU !

