

SAVE THE DATE!

## Meeting of the 24/7 Network of Contact Points of the Budapest Convention on Cybercrime

The Hague, Netherlands, 26-27 (AM) September 2017

EUROPOL Headquarters, Eisenhowerlaan 73 2517 KK The Hague, The Netherlands  
organised by the Secretariat of the Cybercrime Convention Committee with the support of  
Cybercrime@Octopus, GLACY+, IPROCEEDS and Cybercrime@EAP II projects

### Outline (draft)

#### BACKGROUND

The Budapest Convention on Cybercrime Article 35 stipulates that each Party shall designate a point of contact available on a twenty-four hour, seven-day-a-week basis, in order to ensure the provision of immediate assistance for the purpose of investigations or proceedings concerning criminal offences related to computer systems and data, or for the collection of evidence in electronic form of a criminal offence.

By May 2017, the 55 Parties to the Budapest Convention had nominated 67 contact points, with 12 Parties having established two different contact points.

In 2014, the Cybercrime Convention Committee completed an assessment of the functioning of mutual legal assistance under the Budapest Convention and adopted a set of recommendations. Recommendation 5 covered 24/7 points of contact:

- Rec 5 Parties and the Council of Europe should work toward strengthening the role of 24/7 points of contact in line with Article 35 Budapest Convention, including through:
- a. Ensuring, pursuant to article 35.3 Budapest Convention that trained and equipped personnel is available to facilitate the operative work and conduct or support mutual legal assistance (MLA) activities
  - b. Encouraging contact points to pro-actively promote their role among domestic and foreign counterpart authorities;
  - c. Conducting regular meetings and training of the 24/7 network among the Parties;
  - d. Encouraging competent authorities and 24/7 points of contact to consider procedures to follow up to and provide feedback to the requesting State on Article 31 requests;
  - e. Considering to establish, where feasible, contact points in prosecution offices to permit a more direct role in mutual legal assistance and a quicker response to requests;
  - f. Facilitating 24/7 points of contact to play a supportive role in "Article 31" requests.

Under a further recommendation (Rec 17), the Council of Europe was tasked “to develop multi-language templates for Article 31-requests”, that is for requests for stored data. Draft templates have been prepared. The meeting is expected to review and validate these drafts.

Several projects of the Council of Europe, including joint projects with the European Union, foresee components aimed at the strengthening of 24/7 points of contact. These projects will support the meeting.

## EXPECTED OUTCOME

Following up on the above T-CY recommendations, the aim of the meeting is to strengthen the functioning of the 24/7 network of contact points under the Budapest Convention. Specifically:

- Participants will be familiar with the set up and functioning of the contact points of other Parties;
- Participants will have reviewed and validated templates for requests for data preservation (Articles 29 and 30 Budapest Convention) and for stored data (Article 31);
- Participants have shared good practices as well as concerns (“do’s and don’ts”) which may be documented in a good practice guide or similar.

## PARTICIPANTS

- Representatives of the 24/7 contact points of all Parties to the Budapest Convention;
- INTERPOL and EUROPOL representatives (TBC)
- Council of Europe Cybercrime Division and C-PROC staff.

Working language: English

## ADMINISTRATIVE ARRANGEMENTS AND LOCATION

The meeting will be held at EUROPOL Headquarters, Eisenhowerlaan 73 2517 KK The Hague, The Netherlands, on 26 and morning of 27 September, just prior to the annual EUROPOL/INTERPOL conference on cybercrime on 27 (PM)/28 September 2017.

The participation of contact points from Parties benefiting from capacity building projects may be funded from project budgets.

Working documents and questions for group work will be sent to participants prior to the meeting to allow for efficient discussions.

## CONTACT

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## AGENDA (DRAFT)

26 September 2017 (Day 1)	
8h30	Registration
9h00	Opening session
9h15	Introductory panel: What is the role of a 24/7 contact point?
10h00	Getting to know your counterparts  Contact points will discuss their profile (set up and powers) in breakout groups. Each CP will then present another CP in the plenary.
11h00	Coffee break
11h15	Getting to know your counterparts (continued)
12h00	Case studies  <ul style="list-style-type: none"> <li>- Request for data preservation (Article 29)</li> <li>- Request for subscriber information (Article 31)</li> </ul>
13h00 Lunch break	
14h00	Templates for data requests  Participants will be invited to review draft templates for requests for data preservation and for requests for stored data.
16h00	Coffee break
16h15	Do's, don'ts and recommendations for the future: group work  Contact points will discuss in breakout groups to draw up a list of good practices and of practices to be avoided as well as recommendations to improve the functioning of the 24/7 network.
18h00	End of day 1
27 September 2017 (Day 2)	
9h00	Do's, don'ts and recommendations for the future: presentation  Break out group will present the results of their work of the previous afternoon.
10h30	Coffee break
10h45	Exchange of views with representatives of INTERPOL and EUROPOL  Representatives of INTERPOL and EUROPOL will share their views on police international cooperation and the use of contact points networks.
11h30	Summary and the way forward
12h00 End of the workshop	