Strasbourg, 28 May 2018   T-CY (2018)19

T-CY 19

19th Plenary Meeting of the Cybercrime Convention Committee

and

2nd Protocol Drafting Plenary

Agenda (draft)

Monday, 9 July (9h00) – Wednesday, 11 July 2018 (12h30)

Palais de l'Europe, Room 1

Council of Europe, Strasbourg

Draft agenda

(Please note that agenda items marked with * are for decision by the members representing contracting Parties to the Budapest Convention)

Plenary T-CY 19 **Monday, 9 July 2018, 9h00 – 18h00**
1. Opening of the 19t^h Plenary and adoption of the agenda
2. Draft Mapping Study on Cyberviolence* Participants are invited to discuss the draft Mapping Study on Cyberviolence and Parties are invited to reach agreement on a set of recommendations.
3. Templates for requests* T-CY Members are invited to consider templates for MLA requests for subscriber information (under Article 31) and for preservation requests (under Article 29 and 30) in view of adoption.
4. State of WHOIS Participants are invited to exchange views on the problem of access to WHOIS data. (Note: a workshop on this topic will be held during the Octopus Conference on 13 July.)
5. Election of the T-CY Bureau* T-CY members are invited to elect the chair, vice-chair and members of the Bureau in line with Article 6 of the Rules of Procedure, and "in accordance with an equitable distribution of posts, taking into account in particular, geographical distribution, gender balance and legal systems." In order to facilitate the elections, Parties may communicate to the Secretariat indications of interest and availability at any time prior to the Plenary.
6. Results of the UN Intergovernmental Expert Group (Vienna, 3-5 April 2018) and UN Commission for Crime Prevention and Criminal Justice (Vienna, 14-18 May 2018) Participants are invited to exchange views on the results of these meetings.
7. Information provided by parties and observers and status of signatures, ratifications, accessions to the Budapest Convention and its Protocol Participants are invited to present information on major legislative developments, cases, important events, and training, and to discuss the status of signature, ratification or accession by specific countries. Given that only limited time will be available during this one-day plenary, delegations are invited to submit written updates by 20 June 2018 which are to be published as part of the Plenary documentation.
8. Next meeting of the T-CY* T-CY members are invited to decide on the proposal to hold T-CY 20 on 27 and morning of 28 November 2018 prior to third meeting of the Protocol Drafting Plenary in the afternoon of 28 and on 29 November. This proposal is subject to the availability of funding.

2nd Meeting of the Protocol Drafting Plenary*

(Tuesday, 10 July, 9h00 – Wednesday, 11 July, 12h30)

1. Outcome of the 2nd and 3rd meeting of the Protocol Drafting Group (PDG)

PDP members are invited to discuss the Summary Report of the 2nd (1-2 February 2018) and 3rd meeting (11-13 May) of the PDG.

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2. Relevant international developments

PDP members are invited to a brief exchange of views on:
− European Court of Human Rights: Benedikt v. Slovenia;
− US CLOUD Act;
− EU e-evidence proposals :
   - Regulation on production and preservation orders and Annex;
   - Directive on legal representatives;
   - Impact assessment and executive summary.

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3. "Language of requests"

PDP members are invited to consider the draft text of this provision and elements of the Explanatory Report in view of preliminary adoption. (Note: documents to be circulated by 20 June 2018.)

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4. "Emergency mutual assistance"

PDP members are invited to consider the draft text of this provision and elements of the Explanatory Report in view of preliminary adoption. (Note: documents to be circulated by 20 June 2018.)

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5. "Audio/video hearings"

PDP members are invited to consider a draft text of this provision. (Note: documents to be circulated by 20 June 2018.)

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6. Updates on other provisions

PDP members will be provided with updates and are invited to exchange views on:

− "direct cooperation with providers";
− "international production orders";
− "expedited MLA"/"endorsement model";
− "transborder access/access to cloud evidence".

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7. Consultations with stakeholders

PDP members are invited to discuss the forthcoming consultations with data protection experts, civil society and industry during the Octopus Conference on 12 July.

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8. Next meeting

PDP members are invited to decide on the proposal to hold the third meeting of the Protocol Drafting Plenary in the afternoon of 28 and on 29 November, following T-CY 20.