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**EUROPEAN COMMITTEE ON CRIME PROBLEMS**  
**(CDPC)**

**DRAFT**  
**OPINION OF THE EUROPEAN COMMITTEE ON CRIME PROBLEMS (CDPC)**  
**ON PARLIAMENTARY ASSEMBLY RECOMMENDATION 2041 (2014) ON**  
**“IMPROVING USER PROTECTION AND SECURITY IN CYBERSPACE”**

Secretariat of  
the Directorate General of Human Rights and Rule of Law (DGI)

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## **Opinion on Parliamentary Assembly Recommendation 2041 (2014)**

1. Following the adoption by the Parliamentary Assembly of Recommendation 2041(2014) “Improving user protection and security in cyberspace”, the Committee of Ministers decided to send it to the European Committee on Crime Problems (CDPC) for information and possible comments. The CDPC examined the above recommendation and decided to contribute to the response of the Committee of Ministers by providing the following comments concerning matters within its field of competence.
2. The CDPC takes note, in particular, of the Parliamentary Assembly’s initiative to call for an analysis of a possible update of the European Convention on Mutual Assistance in Criminal Matters (ETS No. 30) “in order to deal with legal assistance in matters concerning transnational cybercrime and cyber evidence”. In this regard, the CDPC considers that, given the complexity of the issue, it will require an interdisciplinary approach, in which all aspects are taken into account, including those related to criminal law (both from a substantial and a procedural point of view), and expresses its availability, if requested to do so, to contribute to future activities on this topic by making available its expertise in the criminal law field, together with other relevant Council of Europe conventional and/or monitoring bodies, such as the PC-OC and the T-CY.