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Implementation of the Second Protocol to the
Convention on Cybercrime

Workshop with industry and service providers

Organised by the Cybercrime Convention Committee
with the support of the CyberSPEX Project

Council of Europe | Strasbourg, France & online| 10 Dec 2024, 13h00 – 18h00

Outline

Background and purpose

In June 2024, the T-CY decided to hold meetings with stakeholders to exchange views and share information, and that a first meeting should be held with industry and service providers on the implementation of the [Second Protocol to the Convention on Cybercrime on enhanced cooperation and the disclosure of electronic evidence](#).

The Second Protocol was opened for signature in May 2022, and by September 2024 had been signed by 49 States of which 2 had also ratified it. It comprises efficient and effective means for cooperation to obtain electronic evidence across borders, including in emergency situations and through direct cooperation with private sector entities. These means are backed up by a strong system of safeguards, including for the protection of personal data.

This meeting will focus on the tools of the Second Protocol permitting direct cooperation with service providers and registrars across borders:

- Article 6 – Request for domain name registration information
- Article 7 – Disclosure of subscriber information

The purpose of this event is to share views between stakeholders and Parties to the Convention on Cybercrime on how to best implement and apply these provisions in practice.

This event is supported by the [CyberSPEX](#) project, a joint project of the European Commission and the Council of Europe aimed at supporting the implementation of the Second Protocol by EU Member States and to enhance their cooperation on electronic evidence with other Parties to the Budapest Convention.

www.coe.int/cybercrime

Expected outcome of the workshop

The workshop aims to enhance the capacity of participating countries to effectively engage in cooperation with service providers and improve their ability to obtain expedited disclosure of electronic evidence in criminal investigations.

It is expected that the workshop will result in:

- Improved knowledge and understanding of the provisions for direct cooperation with service providers and registrars (Articles 6 and 7 of the Second Protocol).
- Proposals for legislative and other solutions for the implementation and application of these provisions.

Participants

- Representatives of service providers (and their associations), registrars and registries and other relevant industry stakeholders;
- Members and observers in the Cybercrime Convention Committee (T-CY);
- Other representatives of Parties to the Convention on Cybercrime involved in the implementation of the Second Protocol;
- The European Commission and relevant EU agencies, mechanisms or projects (CEPOL, EUROPOL, EUROJUST, European Judicial Cybercrime Network, SIRIUS);
- Council of Europe staff (C-PROC and Cybercrime Division).

Location and administrative arrangements

The event will take place in hybrid form on 10 December 2024 from 13h00 to 18h00 (France) at the Council of Europe (Palais de l'Europe, Room 1) in Strasbourg. The working languages of the workshop will be English, French and Spanish. Additional details regarding the venue and logistical arrangements will be provided closer to the date.

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Agenda

	Tuesday, 10 December 2024
13h00	Opening session ▪ Council of Europe ▪ Pedro Verdelho (T-CY Chair, Portugal)
13h15	Session 1: Second Protocol – Overview and state of implementation ▪ Introduction ▪ Exchange of views with stakeholders
14h00	Session 2: Article 7 – Disclosure of subscriber information ▪ Introduction to Article 7 ▪ Examples and scenarios
15h00	Coffee-break

15h30	Session 2 cont'd
	
	▪ Article 7: Open discussion & exchange of views with stakeholders
	  - What would be the practical approach to deal with an order according to Article 7?
	  - What challenges are service providers anticipating?
	  - What challenges do authorities foresee?

16h15	Session 3: Article 6 – Request for domain name registration information
	
	▪ Introduction to Article 6
	▪ ICANN: Look up tool and Registration Data Request Service (update)
	▪ Examples and scenarios
	▪ Article 6: Open discussion & exchange of views with stakeholders
	  - What would be the practical approach to deal with a request according to Article 6?
	  - What challenges are entities providing domain name registration services anticipating?
	  - What challenges do authorities foresee?

17h45	Closing remarks
18h00	End of event