

Online Investigations: Darknet and online sexual violence against children

**Preparing, receiving, executing and responding to
formal requests from foreign authorities for
assistance to obtain electronic evidence: Rules and
good practices; issues encountered**

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Formal assistance requests during internet investigations on Darknet and online sexual violence against children

Preparing, receiving, executing and responding to formal requests from foreign authorities for assistance to obtain electronic evidence

Rules and good practices; issues encountered



Eurojust – CoE / Glacy +

- Necessity

- To act quickly

- To research evidences

- To keep evidences

- During a small part of time

- Issues

- Evidences around the world

- Difficulty to maintain them on darknet websites

- Many countries do not response

- Lack of legislation

- Lac of willing

- Lack of knowledge

- Corruption



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Official

- Border exchanges :
commissariats
transfrontaliers (EU)
- Regional level : EU / West
Africa / ASEAN
- International level : Interpol

Non-official

- Same levels
- Associations (IPA /
Francopol / Gendarmeries
...)
- Friendship networks
- Direct access

Cybercrime : new context : PPP
More and more NGO or private organisations

WW major issues

- International aspects
 - Reciprocity (legislation issue)
 - Data retention periods
 - Lack of technical inputs (international hour for example)
 - Exchange of evidences or extracts of those evidences
 - Lenght to escalate and to dis-escalade

WW major issues

- Domestic aspects
 - Lack of central point of contact
 - National, federal, regional, local level
 - Same level of understanding between LEA and Judicial authorities
 - Redouncy (same inquiry, different LEA and prosecutors)
 - Quick and efficient link between LEA and Judicial authorities
 - E.g. : in some countries Police and Justice is not using the same language

WW shared technical and human resources difficulties

- Level of technicity in the country (material, laboratories ...)
- Data preservation (time limit, volume, cost)
- Level of trained people ; how to keep them
- ISP and other private sector link (obligation or not, prosecution if no response or not ...)

Law Enforcement



Request Access



Email

Enter your email address to receive a unique link to the Law Enforcement Online Request System. The link will give you access to the system for one hour.

Cancel

Submit

Request Secure Access to the Law Enforcement Online Request System

We disclose account records solely in accordance with our terms of service and applicable law.

If you are a law enforcement agent who is authorized to gather evidence in connection with an official investigation, you may request records from Facebook through this system.

I am an authorized law enforcement agent and this is an official request

Request Access

Warning: Requests to Facebook through this system may be made only by governmental entities authorized to obtain evidence in connection with official legal proceedings pursuant to Title 18, United States Code, Sections 2703 and 2711. Unauthorized requests will be subject to prosecution. By requesting access you are acknowledging that you are a government official making a request in official capacity. For further information please review the [Law Enforcement Guidelines](#).

Dark net

- The same in worse
 - Specialists
 - No company to work with
 - No transparency for LEA and Justice
 - Cryptology

 - Undercovering operations or/and informants
 - Witness protection
 - Criminal assets seizure



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International Cooperation against Cybercrime



Cybercrime is very much transnational crime. **Urgent measures** that are needed to preserve data at the national level are also necessary within the framework of international co-operation.

Chapter III of the **Convention on Cybercrime** provides a legal framework for international cooperation with general and specific measures, including the obligation of countries to cooperate to the widest extent possible, urgent measures to preserve data and efficient mutual legal assistance.

- ▶ [Overview of the international cooperation provisions of the Convention](#)
- ▶ List of competent authorities for judicial cooperation and 24/7 points of contact
- ▶ About 24/7 points of contact

The Convention on Cybercrime is complemented by a wide range of other treaties of the Council of Europe on international cooperation in criminal matters (see Transnational Criminal Justice).



Protecting You and Your Rights in Cyberspace

CONTACT US

PPP : to exchange more



Rapport
**Global
de Suivi**
de la mise en œuvre des actions
de lutte contre l'exploitation sexuelle des
enfants à des fins commerciales



The International Society for Prevention of Child Abuse and Neglect (ISPCAN)



245 W. Roosevelt Road Building 8, Suite 39
West Chicago
IL 60185
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<http://www.ispcan.org>

An opportunity for investigators

24/7 network

