

Implemented by the Council of Europe

International Joint Conference CoE-Eurojust Online Investigations: Darknet and online sexual violence against children

OVERVIEW and CONCLUSIONS

Rajka VLAHOVIC and Christian AGHROUM

Council of Europe Experts

30th September – 1st October 2019 The Hague, The Netherlands

www.coe.int/cybercrime

Some conclusions on the way forward on the areas identified at the outset of the conference by the participants;

legislation international cooperation training resources tools

- Legislation

- Implement national legislation for responding to online sexual exploitation and abuse of children (for non-parties) using the Lanzarote convention provisions on substantive offences as a reference point,
- Implement and apply the procedural provisions of the Budapest Convention on cybercrime,
- Identify any problems in national procedural law with admissibility of evidence obtained using convention procedural powers,
- Disseminate the Budapest Convention at national and regional level as opportunities present themselves.

International cooperation

- Considerer how to strengthen and improve regional cooperation on MLA (through meetings, and workshops),
- Consider efficiencies to be made in MLA procedures at national level,
- Consider and use the data preservation and MLA subscriber information template requests developed by the Council of Europe,
- Consider the development of Joint Investigation Teams as appropriate in accordance with existing international and regional frameworks,
- Consider approaching Eurojust with a view to establishing a contact point relationship in accordance with operational needs,
- Make use of available guidance from national competent authorities to better understand the extent of MLA available and any limitations on assistance.

Cooperation at national level

- Implementation of national action plans relating to cybercrime including:
 - The building of a national strategy identifying human and technical resources required, training and funding,
 - The development of functioning cooperation, through designated contact point in national authorities and service providers, aimed the blocking of illicit content and at the obtaining of electronic evidence for prosecution.

Training and resources

- Access available training and training materials as required from Interpol, Europol and UNODC,
- Develop appropriate training at national level in order to assist different stake holders to work together (LE, prosecutors, judges, points of contact, private sector, SPs) and NGOs.

Technical aspects

• Enhance cooperation with academia and private sector organisations on innovative investigation techniques in order to develop relevant domestic skills and capacities,

– ISPs and GAFAM

- Encourage each country to develop good relationships with all service providers
- Aiming for obtaining information and data as efficiently as possible

Thank you !