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*This information sheet has been prepared by the Cybercrime Programme Office (C-PROC) of the Council of Europe in view of facilitating international cooperation. It does not necessarily reflect official positions of the State covered or of the Council of Europe.*

## 1. Categories of Data (subscriber information, traffic data, content data)

### 1.1. Definitions under national legislation

<b>Subscriber Information</b>	<definition if applicable>
<b>Traffic Data</b>  Reglamento Protección Privacidad de Comunicaciones DE 35205 16 de abril de 2009, Art.5, inciso e	Datos de tráfico: "Cualquier dato relacionado con la conducción de una comunicación a través de una red de telecomunicaciones o a efectos de la facturación de la misma."
<b>Content Data</b>  <reference to the law if applicable>	<definition if applicable>

<General comment as to whether Domestic law distinguishes subscriber information from that of traffic and / or content data, whether the same or different rules of procedure apply to obtaining of all types of data>

## 2. Procedures for preservation requests of stored computer data

### 2.1 Expedited preservation of stored computer data (Art. 29)

#### General remarks

The officials responsible for the public companies and private institutions in charge of communications will have to:

1.- Give all the facilities so that the measures ordered by the competent Judge become effective.

2.- Abide by the court order, in such a way that the execution of the ordered measure is not delayed, hindered or impeded. (Ley sobre Registro, Secuestro y Examen de Documentos Privados e Intervención de las Telecomunicaciones 7425 de 9 de agosto de 1994 Artículo 23).

#### Procedures in place

<step-by-step procedure if available>

<how urgent requests are treated>

### 2.2 Expedited disclosure for stored traffic data (Art. 30)

#### General remarks

#### Procedures in place

<step-by-step procedure if available>

<how urgent requests are treated>

## 3. Procedures for mutual legal assistance

### 3.1 Requests for stored computer data: subscriber, traffic, content data (Art. 31)

»» Go to [Subscriber information](#) | [Traffic Data](#) | [Content Data](#)

#### ► Requests for subscriber information

##### General remarks

Ley sobre Registro, Secuestro y Examen de Documentos Privados e Intervención de las Telecomunicaciones 7425 de 9 de agosto de 1994

Artículo 2.- Atribuciones del Juez.

Judge may order at the request of the police authority in charge of the investigation, the Public Ministry or any of the parties to the process, the registration and examination of any private document, as long as it can serve as indispensable proof of the commission of some criminal conduct. The Judge will personally carry out the procedure, except in exceptional cases, in which, according to his criteria, he may be delegated to members of the Judicial Investigation Agency or the Public Ministry, who must inform him of the result of the procedure.

##### Competent Authorities

The competent authority to investigate crimes in Costa Rica is the Ministerio Público (Public Prosecutor) with the support of the Judicial Police.

*Codigo Procesal Penal, Ley N° 7594*

ARTÍCULO 65.- Cooperación internacional Cuando las actividades delictivas se realicen, en todo o en parte, fuera del territorio nacional, o se les atribuyan a personas ligadas a una organización de carácter regional o internacional, en los casos en que deba aplicarse la legislación penal costarricense, el Ministerio Público podrá formar equipos conjuntos de investigación con instituciones extranjeras o internacionales. Los acuerdos de investigación conjunta deberán ser aprobados y supervisados por el Fiscal General.

The official authorities and channels for international extradition are the Office of the Attorney General (Procuraduría General de la República) and the Ministry of Foreign Affairs (Ministerio de Relaciones Exteriores de la República de Costa Rica).

##### Relevant contact points

**Prior consultations**

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**Accepted legal basis / mechanisms for MLA requests**

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**Content of the request**

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**Applicable legal requirements**

---

**Confidentiality requirements**

---

**Urgent requests**

---

**Translation**

---

**Limitations**

---

▶ Requests for Traffic Data

**General remarks**

---

**Competent Authorities**

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**Relevant contact points**

---

**Prior consultations**

---

**Accepted legal basis / mechanisms for MLA requests**

---

**Content of the request**

---

**Applicable legal requirements**

---

**Confidentiality requirements**

---

**Urgent requests**

---

**Translation**

---

**Limitations**

---

▶ **Requests for Content Data**

**General remarks**

---

**Competent Authorities**

---

**Relevant contact points**

---

**Prior consultations**

---

**Accepted legal basis / mechanisms for MLA requests**

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**Content of the request**

---

**Applicable legal requirements**

---

**Confidentiality requirements**

---

**Urgent requests**

---

## **Translation**

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## **Limitations**

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### 3.2 Requests for real time collection of traffic data (Art. 33)

## **General remarks**

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## **Competent Authorities**

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## **Relevant contact points**

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## **Prior consultations**

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## **Accepted legal basis / mechanisms for MLA requests**

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## **Content of the request**

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## **Applicable legal requirements**

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## **Confidentiality requirements**

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## **Urgent requests**

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## **Translation**

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## **Limitations**

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### 3.3 Requests for interception of content data (Art. 34)

#### **General remarks**

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#### **Competent Authorities**

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#### **Relevant contact points**

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#### **Prior consultations**

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#### **Accepted legal basis / mechanisms for MLA requests**

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#### **Content of the request**

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#### **Applicable legal requirements**

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#### **Confidentiality requirements**

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#### **Urgent requests**

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#### **Translation**

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#### **Limitations**

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