

Wed, 17 Nov  
11h00 – 12h50

## **Workshop 5 – The global state of cybercrime legislation: progress, challenges and lessons learnt**

Languages: English / French / Spanish

**Purpose:** Specific legislation is the basis for criminal justice action on cybercrime and electronic evidence. Many governments around the world have undertaken legal reforms, often using the Budapest Convention on Cybercrime as a guideline. However, cybercrime legislation also needs to meet human rights and rule of law requirements to prevent misuse. The aim of this workshop is to review progress made worldwide in terms of cybercrime legislation and to identify possible risks and challenges.

**Moderators:** Zahid Jamil (Barrister-at-law, Jamil & Jamil, Pakistan)

**Rapporteur:** Pedro Verdelho (Public Prosecutor, General Prosecutor's Office of Lisbon, Procuradoria General da Republica, Portugal)

**Secretariat:** Giorgi Jokhadze / Natalia Mardari (CyberEast project, C-PROC, Council of Europe)

### ► **Introduction and objective of the workshop**

### ► **From 2013 to 2021: overview of progress made in the adoption of legislation on cybercrime and electronic evidence**

- Results of a survey by the Cybercrime Programme Office of the Council of Europe (Giorgi Jokhadze, C-PROC)
- Discussion

### ► **Examples of recent reforms**

- Examples of good practices and recent reforms:
  - James Lutui (Director of Public Prosecution, Tonga)
  - Jacqueline Fick (Advocate, Chief Executive Officer, VizStrat Solutions, South Africa)
  - David Simmons (Chairman, Law Reform Commission, Barbados)

### ► **Challenges and risks**

- Challenges of implementing procedural law from the perspective of safeguards and guarantees (Alexandros Ioannis Kargopoulos, Programme Officer, Research & Data Unit, EU Fundamental Rights Agency)
- Discussion: meeting human rights and rule of law requirements - do's and don'ts (open discussion and examples)

### ► **Conclusions**