



# Cyber South Judicial Network

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**3-4 December 2019, Lisbon, Portugal**

## **Outline (DRAFT)**

### **Background**

The digital transformation of societies impacts professionals in the criminal justice sector. The number of magistrates confronted to cases involving electronic evidence and cybercrime cases is steadily increasing. Practitioners experience difficulties in the qualification of offences of cybercrime or cyber related. Also, procedures related to electronic evidence as to its collection and conditions to preserve its integrity are another source of difficulty. Which procedure to preserve and obtain quickly digital evidence without infringing fundamental rights?

These challenges are part of the real-life of any practitioner.

Responses to these challenges rely on legislation, trainings and sharing of cases and best practices. Exchanging with magistrates from a similar legal system and practice level will contribute to foster cooperation in the region.

On 23-25 January 2019, a regional workshop on judicial training strategies held in Lebanon, to which Algeria, Jordan, Lebanon, Morocco and Tunisia participated, confirmed the need for countries in the southern neighbourhood region to create a network of magistrates dedicated to cybercrime and electronic evidence.

The network should aim at sharing information on legislation, trainings programmes also disseminating good practices in the areas of cybercrime and digital evidence.

### **Expected outcome**

The first meeting of Cyber South Judicial Network should:

- initiate the establishment of the Network in the region
- identify the purpose of the Network and its missions
- agree on the strategic objectives of the Network for the next triennium

### **Participants**

Each country should nominate three representatives to be permanent representatives of their countries in the annual meeting of Cyber South Judicial Network with the following experience:

- prosecutor with at least 5 years experiences in handling cybercrime and e-evidence cases
- magistrate, member of the national working group responsible for the elaboration of training manuals on cybercrime and e evidence for prosecutors and judges
- magistrate with at least 5 years' experience in mutual legal assistance

**Tuesday, 3 December 2019**

9.15 – 09.30	<b>Registration</b>
9.30 – 09.45	<b>Opening</b> <ul style="list-style-type: none"><li>- Lucília Gago, Prosecutor General Portugal</li><li>- Marie Agha-Wevelsiep, Project manager, Council of Europe</li></ul>
09.45 – 10.30	<b>Session 1 – Cybercrimes in practice</b> <p>Understanding the landscape of cybercrimes and the realities of the threats in connection with the use of ICTs justifies the need for cooperation among States and practitioners.</p> <p>This session will give an overview of the worldwide threats and the reality of the threats in CyberSouth priority countries.</p> <ul style="list-style-type: none"><li>- Worldwide trends and threats</li></ul>
10.30 – 10.45	<i>Coffee break</i>
10.45 – 12.30	<b>Session 2 – International and regional responses</b> <p>Transnational crimes such as cybercrime require strong cooperation mechanism. In addition, the volatility of digital evidence as part of any criminal case, needs standardised procedures.</p> <ul style="list-style-type: none"><li>- Budapest Convention on Cybercrime (Pedro Verdelho, Portugal)</li><li>- Arab Convention on Combatting Information Technology Offences (Nizzar Najjar, Tunisia)</li><li>- Bilateral treaties among CyberSouth countries (countries intervention)</li><li>- The reality of cybercrime in the CyberSouth space (countries intervention)</li><li>- Intervention of the representatives of the States (countries intervention)</li></ul>
12.30 – 14.00	<i>Lunch break</i>
14.00 – 15.30	<b>Session 3 – International and regional challenges</b> <p>Access to data by criminal justice authorities requires cooperation with national and multinational service providers. If cooperation with national service providers is often nationally binding, cooperation with multinational services providers is on a voluntary basis. To add to this, technical challenges related to loss of data and loss of location another layer of difficulty for practitioners.</p> <p>What methods are available now to remediate to these challenges?</p> <ul style="list-style-type: none"><li>- Cooperation with multinational service providers (Pedro Verdelho, Portugal)</li><li>- Technical challenges: anonymity, encryption (Ali Al-Btoush, Jordan)</li></ul>
15.30 – 15.45	<i>Coffee break</i>
15.45 – 17.00	<b>Session 4 – Towards a judicial network on cybercrime and electronic evidence in southern neighbourhood region</b>

	<p>If the need to exchange best practices, cases, update and increase knowledge is commonly accepted by professionals, the setup of a network in the form of a forum raises questions as to its sustainability, the investment required by countries, its functioning mechanism. This session should help to scan the existing networks in the southern neighbourhood region, the modality of their set up and functioning mechanism and the existing judicial networks on cybercrime and digital evidence in other regions.</p> <p>What models for the coordination of this network?</p> <ul style="list-style-type: none"> <li>- Organisation and functioning of the Judicial Networks on cybercrime and digital evidence in other regions: CiberRede and Forum Cibercrime (Pedro Verdelho, Portugal)</li> <li>- Presentation of GPEN -Global Prosecutors E-Crime Network (Edith Van den Broeck, IAP)</li> <li>- Establishment of the Judicial Networks in the southern neighbourhood region</li> <li>- Synergies and complementarity of the different Judicial Networks</li> </ul> <p>Group discussion lead by Edith Van den Broeck</p>
<b>Wednesday, 4 December 2019</b>	
09.30 – 10.45	<p><b>Session 4 – Towards a judicial network on cybercrime and electronic evidence in southern neighbourhood region - cont'd</b></p> <ul style="list-style-type: none"> <li>- Purpose and missions of the Network</li> <li>- Group discussion</li> </ul>
10.45 – 11.00	<i>Coffee break</i>
	<p><b>Session 4 – Towards a judicial network on cybercrime and electronic evidence in southern neighbourhood region - cont'd</b></p> <ul style="list-style-type: none"> <li>- Strategic objectives of the CyberSouth Network for the next triennium</li> <li>- Next meeting of the CyberSouth Network - theme and format</li> <li>- Group Discussion</li> </ul>
12.30	Conclusion and the way forward
13.00	Lunch