



Project on International Co-operation in Criminal Matters in Ukraine (UPIC) /
Проект Міжнародного співробітництва у сфері кримінальних справ в Україні (UPIC)

Conference on International Co-operation under the provisions of the Council of Europe Convention on Cybercrime *6-7 February 2007, Kyiv, Ukraine*

Background

Computer networks are turning the world into a global information society in which any kind of information is available to internet users almost anywhere and in which electronic commerce may soon exceed hundreds of billions of Euros. The process is followed by an increasing dependency on such networks and a growing vulnerability to criminal intrusion and misuse.

In order to counter cybercrime and protect computer networks, Governments must provide for:

- effective criminalisation of cyber-offences. Legislation of different countries should be as harmonised as possible to facilitate co-operation;
- investigative and prosecutorial procedures and institutional capacities allowing for criminal justice agencies to cope with high-tech crime;
- conditions facilitating direct co-operation between State institutions, and between State institutions and the private sector;
- efficient mutual legal assistance regimes, allowing direct co-operation among multiple countries and the establishment of inter-governmental emergency networks;

Efforts are urgently required to implement important instruments to combat cybercrime and to create a more effective and efficient co-operation between national institutions in combating cybercrime. The Conference is aimed at supporting these efforts.

The Council of Europe Convention on Cybercrime (ETS 185), opened for signature in November 2001, is the key international instrument providing for effective and harmonised criminalisation of cyber-offences, procedural measures to permit the investigation and prosecution of cybercrime, and international co-operation. It has so far been ratified by 18 and signed by another 25 countries.

Following the ratification from 10 March 2006, the Council of Europe Convention on Cybercrime entered into force in Ukraine on 1 July 2006.

The Additional protocol to the Convention on cybercrime, concerning the criminalisation of acts of a racist and xenophobic nature committed through computer systems (CETS 189), opened for signature on 28 January 2003, has been ratified by 10 and signed by another 21 countries. Ukraine ratified the protocol on 21 December 2006 and it will come into force on 1 April 2007.

Objective

The objective of the Conference is:

To strengthen the capacity of Ukrainian authorities to operate the Convention on Cybercrime, in particular with regard to the provisions on international cooperation.

It is expected that by the end of the Conference

- Awareness will have been raised within the Ministry of Interior, State Security Service of Ukraine, Ministry of Justice, Office of the Prosecutor General and Courts on threats of Cybercrime in general and on specific provisions of the Council of Europe Convention on Cybercrime;
- Ukrainian authorities will have the knowledge to undertake legislative and technical measures allowing for effective international cooperation.

Participants

Up to 40 participants from Ukraine, from the central and regional offices of Ministry of Interior, State Security Service of Ukraine, Ministry of Justice, Office of the Prosecutor General and Courts. The participants should be coming from departments dealing with cybercrime, preferably with a focus on international co-operation.

Up to 20 participants from the following countries: Estonia, Georgia, Latvia, Lithuania and Russia.

Speakers from Romania, the Netherlands, Italy and France have confirmed attendance.

Languages

Working languages of the conference are Ukrainian and English.

**Agenda
6-7 February 2007
President-Hotel, Kyiv, Ukraine**

6 February 2007	Tuesday
09:00-09:45	Press Conference and Registration
09:45-10:15	Opening remarks and introduction <ul style="list-style-type: none">• Mr. Alexander Seger, Head of Technical Co-operation Division of the Directorate General of Legal Affairs, CoE• Mr. Andriy Spivak, JSF Project Manager, Delegation of the European Commission to Ukraine• Mr. Sergei Lebed, Deputy head of the Department for the fight against Economic Crime, Ministry of Interior -• Mr. Vitalij Khlevytsky, Head of Department, the State Security Service of Ukraine
10:15-11:00	<i>Developments, threats and trends in Cybercrime – French perspective:</i> <ul style="list-style-type: none">• Mr. Christian Aghroum, Chief of French National Cybercrime Unit, France
11:00-11:15	<i>The Convention on Cybercrime: overview</i> <ul style="list-style-type: none">• Prof. Dr. Henrik Kaspersen, Computer Law Institute, the Netherlands
11:15-11:30	<i>Coffee Break</i>
11:30-12:30	<i>The Ukrainian concept of cybercrime: legislation and institutions:</i> <i>Organisational and legal basis for combating cybercrime in Ukraine</i> <ul style="list-style-type: none">• Mr. Vitaliy Butuzov, Head of the Department for combating crimes in the field of high technologies, the Ministry of Interior of Ukraine <i>Issues related to the amendments of the national legislation in the context of the Convention</i> <ul style="list-style-type: none">• Mr. Vitaliy Khlevytsky, Head of Department, the State Security Service of Ukraine <i>Issues of the application of certain provisions of the Convention & its Additional protocol in Ukraine</i> <ul style="list-style-type: none">• Mr. Mykola Kuleshov, Head of Unit, the State Security Service of Ukraine

- 12:30-13:30 ***Possibilities of international co-operation within the framework of the Convention, with focus on Articles 28-34***
- **Mr. Boris Miroshnikov**, Head of Department at the Ministry of the Interior, Russian Federation
 - **Ms. Cristina Schulman**, Legal Advisor, Ministry of Justice of Romania
 - **Prof. Dr. Henrik Kaspersen**
- 13:30-14:45 ***Lunch***
- 14:45-15:45 ***The 24/7 network and contact points (G8 and Cybercrime Convention) – implementation issues and best practice***
- **Ms. Ioana Albani**, Chief Prosecutor, Head of Cybercrime unit, Prosecutor's Office attached to the High Court of Justice, Romania
 - **Mr. Vittorio Stanca**, Senior Police Inspector, Deputy Chief of International Section of the Italian Postal and Communication Police Service, Italy
- 15:45-16:00 ***Coffee Break***
- 16:00-17:00 ***Definition of the profile of a 24/7 contact point and steps to be taken towards their establishment (separate work by country delegations)***
- 17:00–17:45 ***Presentation of profiles/steps to be taken in the plenary***
- 19:00 ***Official dinner***

- 09:30-10:30 ***Private sector responsibilities in the fight against cybercrime
Balancing private rights and legal obligations***
- **Mr. Dmytro Maidannik**, Head of the Legal Department, Volia
 - **Mr. Olexandr Bernatovich**, President, All-Ukrainian Association of Computer Clubs
 - **Mr. Hans-Joachim Zigert**, Lawyer, All-Ukrainian Association of Computer Clubs
- 10:30-11-15 ***Enhancing public-private relationships***
- **Mr. Dmytro Maidannik**
 - **Mr. Olexandr Bernatovich**
 - **Mr. Hans-Joachim Zigert**
- 11:15-11:30 ***Coffee break***
- 11:30-13:00 ***Investigating cybercrime – challenges, obstacles and solutions – French perspective***
- **Mr. Christian Aghroum**
- Investigating cybercrime – challenges, obstacles and solutions - Italian perspective***
- **Mr. Vittorio Stanca**
- 13:00-14:30 ***Lunch***
- 14:30-15:30 ***Prosecuting cybercrime - challenges, obstacles and solutions – Romanian perspective***
- **Ms. Ioana Albani**
- Prosecuting cybercrime - challenges, obstacles and solutions – Ukrainian perspective***
- **Mr. Alexander Pryhodko**, Deputy Head of Division, International Co-operation Department, General Prosecutors Office
- 15:30-16:30 ***The Additional Protocol to the Convention on Cybercrime – Implementation and operational challenges***
- **Prof. Dr. Henrik Kaspersen**
 - **Mr. Christian Aghroum**

16:30-16:45

Coffee break

16:45-17:30

Conclusions and closing remarks

- **Mr. Alexander Seger**

19:00

Dinner