

Madam Chair,

To ensure the better international cooperation and effective criminal investigation, our overall position is that the powers listed in the procedural measures and law enforcement chapter should not be limited to the criminalization chapter of the Convention, which is a best practice enshrined in the text of the Budapest Convention

Additionally, of the Cluster 1, we support the inclusion of the Article 40, by taking certain issues into consideration, such as the text of the paragraph 2 (e). Since this provision sets out the power of extraterritorial jurisdiction based on the nexus between data and nationality, which undermines the notion of state sovereignty, we do not accept this provision to be reflected in the text of the Article 40.

Madam Chair,

About the Cluster 2, we strongly support the inclusion of the Articles 43 to 48, and we can discuss the possibility of inclusion of Article 49 on the Admissibility of the electronic evidence since it can raise questions by Member States. In addition, we want the Article 46, paragraph 1(b) to be scrutinized since exercising jurisdiction over the location of a data storage medium can hinder the sovereignty.

As to the Cluster 3, as the Articles 51 to 55 are already reflected in the UNTOC and UNCAC, we do not raise any objection on the incorporation of those articles in the new Convention. Furthermore, we want the Article 50 to be limited the to money-laundering.

Thanks Madam Chair!