

Madam Chair,

Briefly, the Indian comments on Chapter 1 – General Provisions – Article 1 to 5 are as follows:

(i) India prefers use of ICT as it is broader compared to cybercrime.

(ii) We respect the Chair's desire that the words or terms used in brackets in the CND document may not be deliberated in detail during the 4<sup>th</sup> Session. However, it is felt that it may become difficult in some articles in the absence of knowing which word or term in the bracket finally will be used in the text. Hence, it may be useful if the Secretariat may offer the definitions of the words or terms used in the brackets in the CND document as available in any other UN Convention for better understanding.

(iii) It is also proposed that certain words or terms used in the CND document which are not bracketed require clear understanding of their meaning / definition for creation of early consensus on those articles. For example: Serious crime, harm, offence, crime, person, legal person, computer data, digital information, device, program, data, information, etc. Again we look forward to assistance from UN Secretariat through you, Madam Chair, if they can share available meanings or definitions of these words or terms in any of the existing UN Conventions.

(iv) It is also proposed that the CND document uses term "sharing of information" instead of "sharing of evidence". Information is a broader term compared to evidence. Investigating agency seeks information for the purpose of investigation. In the court of law part of such collected information becomes evidence as per the domestic evidence statute.

(v) These are Indian delegation's preliminary observations.

Thank you.