Co-facilitators proposal

Chapter VII

Mechanism of implementation

Article x. Conference of the States Parties to the Convention

1. A Conference of the States Parties to the Convention is hereby established to improve the capacity of and cooperation between States Parties to achieve the objectives set forth in this Convention and to promote and review its implementation.

2. The Secretary-General of the United Nations shall convene the Conference of the States Parties not later than one year following the entry into force of this Convention. Thereafter, regular meetings of the Conference of the States Parties shall be held in accordance with the rules of procedure adopted by the Conference of the States Parties.

3. The Conference of the States Parties shall adopt rules of procedure and rules governing the activities set forth in this article, including rules concerning the admission and participation of observers and the payment of expenses incurred in carrying out those activities. Such rules and related activities shall take into account principles such as effectiveness, inclusivity, transparency and efficiency.

4. The Conference of the States Parties shall agree upon activities, procedures and methods of work to achieve the objectives set forth in paragraph 1 of this article, including:

(a) Facilitating the effective use and implementation of this convention, the identification of any problems thereof, as well as the effects of activities carried out by States Parties under this Convention, including encouraging the mobilization of voluntary contributions;

(b) Facilitating the exchange of information on legal, policy or technological developments pertaining to cybercrime and collection of evidence in electronic form among States Parties and relevant stakeholders on patterns and trends in [cybercrime] [the use of information and communications technologies for criminal purposes] and on successful practices for preventing and combating such crime, with the exception of information constituting a State secret in accordance with the legislation of the State Party, and for the return of proceeds of crime;

(c) Cooperating with relevant international and regional organizations and mechanisms, as well as multi-stakeholders;

(d) Making appropriate use of relevant information produced by other international and regional mechanisms for preventing and combating [cybercrime] [the use of information and communications technologies for criminal purposes], in order to avoid unnecessary duplication of work;

(e) Reviewing periodically the implementation of this Convention by its States Parties;

(f) Making recommendations to improve this Convention and its implementation as well as considering possible supplementation or amendment of the Convention.

(g) Taking note of the technical assistance requirements of States Parties regarding the implementation of this Convention and recommending any action it may deem necessary in that respect.

5. For the purpose of paragraph 4 of this article, the Conference of the States Parties shall acquire the necessary knowledge of the measures taken by States Parties in implementing this Convention and the difficulties encountered by them in doing so through information provided by them and through such supplemental review mechanisms as may be established by the Conference of the States Parties.

6. Each State Party shall provide the Conference of the States Parties with information on legislative, administrative and other measures, as well as on its programmes, plans and practices, to implement this Convention, as required by the Conference of the States Parties. The Conference of the States Parties shall examine the most effective way of receiving and acting upon information, including, inter alia, information received from States Parties and from competent international organizations. Inputs received from multi-stakeholders, duly accredited in accordance with procedures to be decided upon by the Conference of the States Parties may also be considered.

7. Pursuant to paragraphs 4 to 6 of this article, the Conference of the States Parties shall establish, if it deems necessary, any appropriate mechanism or subsidiary body to assist in the effective implementation of the Convention.

Article xx. Secretariat

1. The Secretary-General of the United Nations shall provide the necessary secretariat services to the Conference of the States Parties to the Convention.

2. The Secretariat shall:

(a) Assist the Conference of the States Parties in carrying out the activities set forth in this Convention and make arrangements and provide the necessary services for the sessions of the Conference of the States Parties as they pertain to this Convention;

(b) Upon request, assist States Parties in providing information to the Conference of the States Parties, as envisaged in this Convention; and

(c) Ensure the necessary coordination with the secretariats of relevant international and regional organizations.

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