



OFFICE FOR FOREIGN AFFAIRS
PRINCIPALITY OF LIECHTENSTEIN

Liechtenstein's views on the scope, objectives and structure (elements) of a new Cybercrime Convention

Liechtenstein wishes to thank the Secretariat of the Ad Hoc Committee and the Chair, H.E. Ms. Ms. Faouzia Boumaiza for seeking the opinion of Member States on the scope, objectives and structure (Elements) of the new convention. Liechtenstein's general Position is the following:

A major objective of Liechtenstein is to ensure that a new Cybercrime Convention is in accordance with existing international and regional instruments, including the United Nations Convention against Transnational Organized Crime (UNTOC) or the Budapest Convention, and underpinned by international law, including human rights law.

Liechtenstein is therefore aiming for a short, functional convention that focuses on crimes that are specific to cyberspace, such as "illegal access", "illegal interception", "data interference", "system interference", "misuse of devices", "computer-related forgery", "computer related fraud", "offences related to infringements of copyrights" and "child pornography". Far-reaching criminalisation of other types of crimes outside the area of specific crimes in cyberspace should be covered in other conventions and fora and are therefore to be rejected. Furthermore, Liechtenstein opposes a duplication of offences which are covered by other, specific treaties.

Due to the rapidly changing environment in Cyberspace, Liechtenstein strives for a Convention that uses a technically neutral language so that substantive criminal law offences may be applied to both current and future technologies involved. Extensive technical definitions of specific types of cybercrime are likely to become obsolete in the future and should therefore be avoided in the Convention.

Another central aspect for Liechtenstein is data protection provisions and human rights, which must have a strong place in the convention. It is paramount that data protection and human rights standards are fully respected.

A more detailed Position of Liechtenstein will be presented during the Negotiations for the new Cybercrime Convention.