



# General Assembly

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## Ad Hoc Committee to Elaborate a Comprehensive International Convention on Countering the Use of Information and Communications Technologies for Criminal Purposes

Third session

New York, 29 August–9 September 2022

### Annotated provisional agenda

#### Provisional agenda

1. Opening of the session.
2. Adoption of the agenda and organization of work.
3. Presentation by the Committee Chair of the report on the second intersessional consultation with multi-stakeholders, held on 13 and 14 June 2022.
4. Provisions on international cooperation.
5. Provisions on technical assistance.
6. Provisions on preventive measures.
7. Provisions on the mechanism of implementation.
8. Final provisions.
9. Preamble.
10. Any other business.
11. Adoption of the report.
12. Closure of the session.

#### Annotations

##### 1. Opening of the session

In its resolution [74/247](#), the General Assembly decided to establish an open-ended ad hoc intergovernmental committee of experts, representative of all regions, to elaborate a comprehensive international convention on countering the use of information and communications technologies for criminal purposes, taking into full consideration existing international instruments and efforts at the national, regional and international levels on combating the use of information and communications technologies for criminal purposes, in particular the work and outcomes of the



open-ended intergovernmental Expert Group to Conduct a Comprehensive Study on Cybercrime.

The Ad Hoc Committee to Elaborate a Comprehensive International Convention on Countering the Use of Information and Communications Technologies for Criminal Purposes held an organizational session in New York from 10 to 12 May 2021.

On 26 May 2021, the General Assembly adopted resolution [75/282](#), in which it decided, inter alia, that the Committee should convene at least six sessions of 10 days each, and a concluding session, and provide a draft convention to the General Assembly at its seventy-eighth session. The Ad Hoc Committee held a session on organizational matters in New York on 24 February 2022. It held its first session in New York from 28 February to 11 March 2022 and its second session in Vienna from 30 May to 10 June 2022.

At the session on organizational matters, the Ad Hoc Committee held elections to fill two vacant Vice-Chair positions from Asia-Pacific States and Latin American and Caribbean States, and adopted the list of other relevant non-governmental organizations, civil society organizations, academic institutions and private sector entities that may participate in the Committee, in line with paragraph 9 of resolution [75/282](#). At its first session, the Ad Hoc Committee adopted a road map and mode of work with a view to facilitating the fulfilment of the Committee's mandate through a well-planned, organized and transparent approach, and also adopted the structure of the convention. In addition, the Ad Hoc Committee considered the objectives and scope of the convention and held a preliminary exchange of views on key elements of the convention. At its second session, the Ad Hoc Committee undertook a first reading of the chapters on criminalization, general provisions, and procedural measures and law enforcement, and exchanged views on the basis of the written submissions of Member States.

In line with the road map approved by the Ad Hoc Committee at its first session, the third session of the Ad Hoc Committee will be opened in New York on Monday, 29 August 2022, at 10 a.m. in the Trusteeship Council Chamber. The session will be held in a hybrid format (in person and online), with simultaneous interpretation in the six official languages of the United Nations and with two three-hour meetings per day, one in the morning and one in the afternoon, on the understanding that the online interventions, using a remote interpretation platform, are not to exceed 30 minutes per meeting, as decided by Member States by means of a silence procedure on 24 June 2022. Further information for participants, including on any coronavirus disease (COVID-19) mitigation measures and participation modalities, will be made available on the website of the session.<sup>1</sup>

## **2. Adoption of the agenda and organization of work**

The road map and mode of work for the Ad Hoc Committee ([A/AC.291/7](#), annex II), which were approved at its first session, provide guidance for the Committee to fulfil its mandates from the first session to the concluding session, to be held in 2024, including the substantive agenda items for all meetings.

The present annotated provisional agenda was prepared in line with the road map and mode of work, which foresees that the Ad Hoc Committee will examine the provisions of the convention on international cooperation, technical assistance, preventive measures and the mechanism of implementation, the final provisions and the preamble.

### **Documentation**

Annotated provisional agenda ([A/AC.291/11](#))

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<sup>1</sup> [www.unodc.org/unodc/en/cybercrime/ad\\_hoc\\_committee/ahc\\_third\\_session/main.html](http://www.unodc.org/unodc/en/cybercrime/ad_hoc_committee/ahc_third_session/main.html).

### **3. Presentation by the Committee Chair of the report on the second intersessional consultation with multi-stakeholders, held on 13 and 14 June 2022**

In paragraph 10 of its resolution [75/282](#), the General Assembly encouraged the Chair of the Ad Hoc Committee to host intersessional consultations to solicit inputs from a diverse range of stakeholders on the elaboration of the draft convention.

In accordance with resolution [75/282](#) and the road map and mode of work for the Ad Hoc Committee, the second intersessional consultation with multi-stakeholders was held in Vienna on 13 and 14 June 2022. Furthermore, pursuant to the road map and mode of work, the Chair, with the support of the secretariat, prepared a report, which was made available on the website of the Ad Hoc Committee in advance of the third session, and is before the Ad Hoc Committee as a conference room paper.

In line with paragraph 17 of the road map and mode of work for the Ad Hoc Committee, the Chair will present her report on the second intersessional consultation with multi-stakeholders.

#### **Documentation**

Chair's report on the second intersessional consultation of the Ad Hoc Committee (A/AC.291/CRP.12)

### **4. Provisions on international cooperation**

The Ad Hoc Committee at its third session will undertake a first reading of the provisions on international cooperation, in accordance with the road map and mode of work. The Ad Hoc Committee will conduct its work on the basis of the written submissions of Member States, in the form of specific drafting suggestions or general comments on the provisions on international cooperation, articulated in line with the chapters contained in the structure of the convention approved at its first session, which may facilitate the reaching of agreement and identification of relevant issues for negotiation.

For the consideration of agenda item 4, the Ad Hoc Committee will have before it a compilation of proposals and contributions submitted by Member States on the provisions on international cooperation, which is available in the six official languages of the United Nations and has been circulated to Member States, in line with the road map and mode of work. The Ad Hoc Committee will also have before it a conference room paper, based on the above-mentioned compilation, containing the proposals received from Member States in the form of draft provisions, arranged according to article.

In addition, the Ad Hoc Committee will have before it a document containing guiding questions on the chapter on international cooperation, available in the six official languages of the United Nations.

#### **Documentation**

Compilation of proposals and contributions submitted by Member States on the provisions on international cooperation, technical assistance, preventive measures, and the mechanism of implementation, the preamble and the final provisions of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/12](#))

Guiding questions on the chapters on international cooperation, technical assistance, preventive measures, the mechanism of implementation and the final provisions, and the preamble of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/13](#))

Compilation of draft provisions submitted by Member States on international cooperation, technical assistance, preventive measures, the mechanism of implementation, the final provisions and the preamble (A/AC.291/CRP.13)

## 5. Provisions on technical assistance

The Ad Hoc Committee at its third session will also undertake a first reading of the provisions on technical assistance, in accordance with the road map and mode of work. The Ad Hoc Committee will examine the written submissions of Member States, in the form of specific drafting suggestions or general comments on the provisions on technical assistance, articulated in line with the chapters contained in the approved structure of the convention.

For the consideration of agenda item 5, the Ad Hoc Committee will have before it a compilation of proposals and contributions submitted by Member States on the provisions on technical assistance, which is available in the six official languages of the United Nations, in line with the road map and mode of work. The Ad Hoc Committee will also have before it a conference room paper, based on the above-mentioned compilation, containing the proposals received from Member States in the form of draft provisions, arranged according to article.

In addition, the Ad Hoc Committee will have before it a document containing guiding questions on the chapter on technical assistance, available in the six official languages of the United Nations.

### Documentation

Compilation of proposals and contributions submitted by Member States on the provisions on international cooperation, technical assistance, preventive measures and the mechanism of implementation, the preamble and the final provisions of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/12](#))

Guiding questions on the chapters on international cooperation, technical assistance, preventive measures, the mechanism of implementation and the final provisions, and the preamble of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/13](#))

Compilation of draft provisions submitted by Member States on international cooperation, technical assistance, preventive measures, the mechanism of implementation, the final provisions and the preamble ([A/AC.291/CRP.13](#))

## 6. Provisions on preventive measures

The Ad Hoc Committee at its third session will further undertake a first reading of the provisions on preventive measures, in accordance with the road map and mode of work. The Ad Hoc Committee will examine the written submissions of Member States, in the form of specific drafting suggestions or general comments on the provisions on preventive measures, articulated in line with the chapters contained in the approved structure of the convention.

For the consideration of agenda item 6, the Ad Hoc Committee will have before it a compilation of proposals and contributions submitted by Member States on the provisions on preventive measures, which is available in the six official languages of the United Nations, in line with the road map and mode of work. The Ad Hoc Committee will also have before it a conference room paper, based on the above-mentioned compilation, containing the proposals received from Member States in the form of draft provisions, arranged according to article.

In addition, the Ad Hoc Committee will have before it a document containing guiding questions on the chapter on preventive measures, available in the six official languages of the United Nations.

### Documentation

Compilation of proposals and contributions submitted by Member States on the provisions on international cooperation, technical assistance, preventive measures and the mechanism of implementation, the preamble and the final provisions of a

comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/12](#))

Guiding questions on the chapters on international cooperation, technical assistance, preventive measures, the mechanism of implementation and the final provisions, and the preamble of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/13](#))

Compilation of draft provisions submitted by Member States on international cooperation, technical assistance, preventive measures, the mechanism of implementation, the final provisions and the preamble ([A/AC.291/CRP.13](#))

## **7. Provisions on the mechanism of implementation**

The Ad Hoc Committee at its third session will undertake a first reading of the provisions on the mechanism of implementation, in accordance with the road map and mode of work. The Ad Hoc Committee will examine the written submissions of Member States, in the form of specific drafting suggestions or general comments on the provisions on the mechanism of implementation, articulated in line with the chapters contained in the approved structure of the convention.

For the consideration of agenda item 7, the Ad Hoc Committee will have before it a compilation of proposals and contributions submitted by Member States on the provisions on the mechanism of implementation, which is available in the six official languages of the United Nations, in line with the road map and mode of work. The Ad Hoc Committee will also have before it a conference room paper, based on the above-mentioned compilation, containing the proposals received from Member States in the form of draft provisions, arranged according to article.

In addition, the Ad Hoc Committee will have before it a document containing guiding questions on the chapter on the mechanism of implementation, available in the six official languages of the United Nations.

### **Documentation**

Compilation of proposals and contributions submitted by Member States on the provisions on international cooperation, technical assistance, preventive measures and the mechanism of implementation, the preamble and the final provisions of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/12](#))

Guiding questions on the chapters on international cooperation, technical assistance, preventive measures, the mechanism of implementation and the final provisions, and the preamble of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/13](#))

Compilation of draft provisions submitted by Member States on international cooperation, technical assistance, preventive measures, the mechanism of implementation, the final provisions and the preamble ([A/AC.291/CRP.13](#))

## **8. Final provisions**

The Ad Hoc Committee at its third session will also undertake a first reading of the final provisions, in accordance with the road map and mode of work. The Ad Hoc Committee will examine the written submissions of Member States, in the form of specific drafting suggestions or general comments on the final provisions, articulated in line with the chapters contained in the approved structure of the convention.

For the consideration of agenda item 8, the Ad Hoc Committee will have before it a compilation of proposals and contributions submitted by Member States on the final provisions, which is available in the six official languages of the United Nations, in line with the road map and mode of work. The Ad Hoc Committee will also have before it a conference room paper, based on the above-mentioned compilation,

containing the proposals received from Member States in the form of draft provisions, arranged according to article.

In addition, the Ad Hoc Committee will have before it a document containing guiding questions on the chapter on final provisions, available in the six official languages of the United Nations.

### **Documentation**

Compilation of proposals and contributions submitted by Member States on the provisions on international cooperation, technical assistance, preventive measures and the mechanism of implementation, the preamble and the final provisions of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/12](#))

Guiding questions on the chapters on international cooperation, technical assistance, preventive measures, the mechanism of implementation and the final provisions, and the preamble of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/13](#))

Compilation of draft provisions submitted by Member States on international cooperation, technical assistance, preventive measures, the mechanism of implementation, the final provisions and the preamble ([A/AC.291/CRP.13](#))

## **9. Preamble**

The Ad Hoc Committee at its third session will further undertake a first reading of the preamble, in accordance with the road map and mode of work. The Ad Hoc Committee will examine the written submissions of Member States, in the form of specific drafting suggestions or general comments on the preamble, articulated in line with the chapters contained in the approved structure of the convention.

For the consideration of agenda item 9, the Ad Hoc Committee will have before it a compilation of proposals and contributions submitted by Member States on the preamble, which is available in the six official languages of the United Nations, in line with the road map and mode of work. The Ad Hoc Committee will also have before it a conference room paper, based on the above-mentioned compilation, containing the proposals received from Member States in the form of draft provisions, arranged according to article.

In addition, the Ad Hoc Committee will have before it a document containing guiding questions on the preamble, available in the six official languages of the United Nations.

### **Documentation**

Compilation of proposals and contributions submitted by Member States on the provisions on international cooperation, technical assistance, preventive measures and the mechanism of implementation, the preamble and the final provisions of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/12](#))

Guiding questions on the chapters on international cooperation, technical assistance, preventive measures, the mechanism of implementation and the final provisions, and the preamble of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/13](#))

Compilation of draft provisions submitted by Member States on international cooperation, technical assistance, preventive measures, the mechanism of implementation, the final provisions and the preamble ([A/AC.291/CRP.13](#))

**10. Any other business**

The Ad Hoc Committee may address any other matters under agenda item 10. As no issues to be raised under the agenda item have come to the attention of the secretariat, no documentation regarding the item is foreseen.

**11. Adoption of the report**

The Ad Hoc Committee is to adopt a report on its session, the draft of which will be prepared by the Rapporteur in coordination with the secretariat.

**12. Closure of the session**

The Chair of the Ad Hoc Committee is expected to close the session on Friday, 9 September 2022.

## Annex

## Proposed organization of work\*

<i>Date/time</i>	<i>Agenda item</i>	<i>Title or description</i>
<b>Monday, 29 August</b>		
10 a.m.–1 p.m.	1	Opening of the session
	2	Adoption of the agenda and organization of work
3–6 p.m.	3	Presentation by the Committee Chair of the report on the second intersessional consultation with multi-stakeholders, held on 13 and 14 June 2022
	4	Provisions on international cooperation
	4	Provisions on international cooperation ( <i>continued</i> )
<b>Tuesday, 30 August</b>		
10 a.m.–1 p.m.	4	Provisions on international cooperation ( <i>continued</i> )
3–6 p.m.	4	Provisions on international cooperation ( <i>continued</i> )
<b>Wednesday, 31 August</b>		
10 a.m.–1 p.m.	4	Provisions on international cooperation ( <i>continued</i> )
3–6 p.m.	5	Provisions on technical assistance
<b>Thursday, 1 September</b>		
10 a.m.–1 p.m.	5	Provisions on technical assistance ( <i>continued</i> )
3–6 p.m.	5	Provisions on technical assistance ( <i>continued</i> )
<b>Friday, 2 September</b>		
10 a.m.–1 p.m.	6	Provisions on preventive measures
3–6 p.m.	6	Provisions on preventive measures ( <i>continued</i> )
<b>Monday, 5 September</b>		
		Official United Nations holiday
<b>Tuesday, 6 September</b>		
10 a.m.–1 p.m.	6	Provisions on preventive measures ( <i>continued</i> )
3–6 p.m.	7	Provisions on the mechanism of implementation
<b>Wednesday, 7 September</b>		
10 a.m.–1 p.m.	7	Provisions on the mechanism of implementation ( <i>continued</i> )
3–6 p.m.	8	Final provisions

\* The proposed timetable for each agenda item is indicative in nature. Should an item be finalized earlier, the following agenda item will be taken up.



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<i>Date/time</i>	<i>Agenda item</i>	<i>Title or description</i>
<b>Thursday, 8 September</b>		
10 a.m.–1 p.m.	9	Preamble
3–6 p.m.	9	Preamble ( <i>continued</i> )
<b>Friday, 9 September</b>		
10 a.m.–1 p.m.	10	Any other business
3–6 p.m.	11	Adoption of the report
	12	Closure of the session

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