



# 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

Reconvened concluding session  
New York, 29 July–9 August 2024

### Draft report

*Rapporteur:* Harditya Suryawanto (Indonesia)

#### Addendum

### III. Revised draft text of the convention

1. At its 1st to 8th and 10th to [x] meetings, held from 29 July to 9 August 2024, the Ad Hoc Committee considered agenda item 3, entitled “Revised draft text of the convention”.
2. For its consideration of item 3, the Ad Hoc Committee had before it a note by the Chair containing the updated draft text of the convention ([A/AC.291/22/Rev.3](#)) and a note by the Chair containing interpretative notes on specific articles of the updated draft text of the convention ([A/AC.291/27](#)), both of which were prepared by the Chair with the support of the Secretariat.
3. At its reconvened concluding session, the Ad Hoc Committee considered all of the provisions contained in the updated draft text of the convention. The representative of Egypt made a general statement, also on behalf of Bahrain, Bangladesh, Belarus, Burkina Faso, China, Cuba, the Democratic People’s Republic of Korea, Eritrea, Iraq, Jordan, Kuwait, Libya, Mali, Mozambique, Namibia, Nicaragua, Nigeria, Oman, Pakistan, Qatar, the Russian Federation, Saudi Arabia, the Sudan, the Syrian Arab Republic, Uganda, the United Arab Emirates, Venezuela (Bolivarian Republic of), Viet Nam, Yemen and Zimbabwe, as well as the State of Palestine. Statements were made by representatives of the following Member States: Brazil, Jamaica (on behalf of the Caribbean Community), Costa Rica, Islamic Republic of Iran, Rwanda, Russian Federation, Paraguay, Lebanon, El Salvador, Côte d’Ivoire, Ecuador, Colombia, United States of America, Viet Nam, Mauritania, Albania, Uruguay, Chile, China, New Zealand, Nigeria, India, Mexico, Indonesia, Azerbaijan, Czechia, Nepal, South Africa, Panama, Algeria, Vanuatu, Liechtenstein, Bangladesh, Kazakhstan, Argentina, Japan, Malaysia, Kingdom of the Netherlands, United Kingdom of Great Britain and Northern Ireland, Norway, Georgia, Egypt, Canada, Singapore, Nicaragua, Iceland, Angola, Armenia, Dominican Republic, Pakistan, Australia, Qatar, Thailand, United Republic of Tanzania, Switzerland,



Türkiye, Peru, Bolivarian Republic of Venezuela, Iraq, Italy, Sweden, Syrian Arab Republic, France, Uganda, Germany, Bulgaria, Republic of Korea, Poland, Saudi Arabia, Sierra Leone, Austria, Sudan, Belarus, Slovakia, Namibia, Sri Lanka, Cuba, Portugal, Ireland, Burkina Faso, Republic of Moldova, Fiji, Luxembourg, Ghana, Yemen, Cabo Verde, Oman, Senegal, Morocco, Montenegro, Tunisia, Lao People's Democratic Republic, United Arab Emirates, Burundi, South Africa (on behalf of the Group of African States), Mali, Democratic Republic of the Congo, Sao Tome and Principe, Central African Republic, Djibouti, Honduras, Monaco, Kiribati, Andorra, Eritrea, Bosnia and Herzegovina, Plurinational State of Bolivia, Papua New Guinea, Israel, Chad, Niger, Kenya, Zimbabwe, Libya, Guyana (on behalf of the Caribbean Community), Zambia, Colombia (also on behalf of Chile, Costa Rica, El Salvador, Guatemala, Honduras, Panama, Dominican Republic and Uruguay), Tonga, Cameroon and Tonga (on behalf of the Pacific Islands Forum).

4. The representative of the European Union, in its capacity as observer, made a statement on behalf of the European Union and its member States.

5. Statements were also made by representatives of the following intergovernmental organizations: International Chamber of Commerce, League of Arab States and International Criminal Police Organization (INTERPOL).

6. Further statements were made by representatives of the following academic institutions, civil society organizations and private sector entities: Knowmad Institut – European Institute for Multidisciplinary Studies on Human Rights and Science, Microsoft Corporation, Cybersecurity Tech Accord, Human Rights Watch (also on behalf of the Electronic Frontier Foundation), Red en Defensa de los Derechos Digitales, Derechos Digitales, Access Now, DB Connect, Cyber Saathi Foundation, Network Exorcist and Alliance of NGOs on Crime Prevention and Criminal Justice.

7. At the 1st meeting, on 29 July 2024, the Chair of the Ad Hoc Committee presented articles 3, 4, 6, 14, 16, 23, 24, 35, 40 and 64 as contained in the updated draft text of the convention, the corresponding interpretative notes and paragraph 5 of the revised draft resolution for consideration by the General Assembly ([A/AC.291/25/Rev.1](#)) to the plenary.<sup>1</sup> The Chair then invited the coordinator of the language consistency group, Claudio Peguero Castillo (Dominican Republic), to present the progress made between sessions in reviewing those provisions that had already been agreed ad referendum by the Committee at its previous session. Following the oral report of the coordinator, the Chair opened the floor to Member States for feedback on the provisions presented.

8. During the 1st to 4th meetings, many Member States provided substantive amendments to and proposals for the updated draft text of the convention and the interpretative notes, in particular with regard to the provisions presented at the 1st meeting. The Chair invited Member States to hold informal consultations on those provisions that would benefit most from such consultations, in particular article 4; article 6, paragraph 2; article 23, paragraph 4, and the interpretative notes related to that paragraph and to article 24; the two interpretative notes on article 35; article 40, paragraph 22; and paragraph 5 of the revised draft resolution, and to present the outcomes of those consultations at the open-ended informal meeting that would be convened on 31 July 2024 and chaired by Vice-Chair Eric do Val Lacerda Sogocio (Brazil).

9. During the 4th to 8th meetings, the Chair presented the remaining pending provisions of the updated draft text of the convention and the related interpretative notes and opened the floor to Member States, many of which contributed substantive amendments and proposals related thereto. In guiding the discussions of the Ad Hoc Committee, the Chair was assisted by Vice-Chair Terlumun George-Maria Tyendezwa (Nigeria) for the chapters on the general provisions, criminalization and jurisdiction, Vice-Chair Briony Daley Whitworth (Australia) for the chapters on procedural

<sup>1</sup> The explanatory notes forming the basis for the presentation have been made available on the web pages of the reconvened concluding session.

measures and law enforcement and on international cooperation, and Vice-Chair Warisawa Koichi (Japan) for the chapters on preventive measures, technical assistance and information exchange, the mechanism of implementation and the final provisions. The Chair asked those three Vice-Chairs to coordinate the informal consultations on the provisions that remained pending under their respective chapters and invited Pragashnie Adurthy (South Africa) to coordinate the informal consultations on article 2 (Use of terms).

10. At the 8th and 11th meetings, the Chair invited Ms. Daley Whitworth, Ms. Adurthy and Mr. Warisawa to present the progress made in the informal consultations on those provisions that were still pending under the chapters and articles assigned to each of them, and to assist her in guiding the discussions of the Committee in that respect.

11. At the 11th to 13th meetings, the Chair presented proposals on the main pending provisions of the updated draft text of the convention, which had been prepared by the Chair on the basis of the discussions held in the first week and circulated to Member States on 5 August 2024. She subsequently opened the floor to Member States. At the 11th to 14th meetings, many Member States shared their views on the Chair's proposals. In guiding the discussions of the Committee, the Chair was assisted by Mr. do Val Lacerda Sogocio (Brazil) and Mr. Tyendezwa (Nigeria).

12. At the 16th meeting, the Chair announced that the draft United Nations convention against cybercrime: strengthening international cooperation for combating certain crimes committed by means of information and communications technology systems and for the sharing of evidence in electronic form of serious crimes (A/AC.291/L.15), the draft resolution for consideration by the General Assembly entitled "United Nations Convention against Cybercrime: Strengthening International Cooperation for Combating Certain Crimes Committed by Means of Information and Communications Technology Systems and for the Sharing of Evidence in Electronic Form of Serious Crimes" (A/AC.291/L.16) and the revised interpretative notes on specific articles of the draft convention (A/AC.291/27/Rev.1) had been made available in the six official languages of the United Nations on 7 August 2024. Subsequently, the Chair made two oral revisions to the documents presented: (a) adding a semicolon after the words "Draft United Nations Convention against Cybercrime" in the title of the draft convention; and (b) replacing "approved" in the first line of the footnote on the last page of the draft convention with "annexed", and consequently deleting "and annexed" in the third line of the footnote.

13. Upon the Chair's request, the Secretary made an oral statement in connection with draft resolution A/AC.291/L.16 based on rule 153 of the rules of procedure of the General Assembly.

14. The Chair then proposed that the Committee approve by consensus the text of the draft convention and the draft resolution, as orally revised, and that the Committee agree that the revised interpretative notes would be annexed to the report on the reconvened concluding session. Thereafter, the representative of the Islamic Republic of Iran raised objections to several provisions of the draft convention. Subsequently, the Chair provided her understanding of the rules of procedure governing the decision-making of the Committee and informed the Committee that the Bureau had decided that every effort to reach agreement by consensus had been exhausted.

15. The Chair further proposed that the Committee approve the draft convention and the draft resolution, as orally revised, by consensus and agree to annex the interpretative notes to the report on the reconvened concluding session. Thereafter, the representative of the Islamic Republic of Iran made a statement, registering his delegation's objection to those provisions on which they had requested a vote. The recorded votes were conducted.

16. *[The complete record of the votes conducted will be added to the post-session report.]*

17. After voting on specific provisions of the draft convention, the Committee approved, without a vote, the draft convention, as orally revised, and the draft resolution, as orally revised, and agreed to annex the revised interpretative notes on specific articles of the draft convention ([A/AC.291/27/Rev.1](#)) to the report on the reconvened concluding session.

18. The following Member States made statements in explanation of position: [*The list of Member States that made such statements will be added to the post-session report.*].<sup>2</sup>

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<sup>2</sup> The statements as received have been made available on the web pages of the reconvened concluding session.