



# 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**  
**Fourth session**  
Vienna, 9–20 January 2023

## Draft report

*Rapporteur:* Arsi Dwinugra Firdausy (Indonesia)

### Addendum

## V. General provisions

1. At its 3rd to [xth] meetings, held from 10 to [xx] January 2023, the Ad Hoc Committee considered agenda item 5, entitled “General provisions”.
2. For its consideration of item 5, the Ad Hoc Committee had before it a note by the Chair containing the consolidated negotiating document on the general provisions and the provisions on criminalization and on procedural measures and law enforcement of a comprehensive international convention on countering the use of information and communications technologies for criminal purposes ([A/AC.291/16](#)).
3. Statements were made by representatives of the following Member States: Islamic Republic of Iran, Italy, Uruguay, Jamaica (on behalf of the Caribbean Community), Portugal, Costa Rica, Czechia, Sweden, Pakistan, Colombia, Canada, Israel, Switzerland, Guatemala, Liechtenstein, New Zealand, Mexico, India, United States of America, South Africa, Japan, Egypt, Spain, Chile, Senegal, Singapore, Slovenia, Republic of Korea, Norway, Indonesia, France, Argentina, Thailand, Ecuador, Yemen, Germany, Cuba, United Kingdom of Great Britain and Northern Ireland, Poland, Malaysia, Lebanon, Algeria, Iceland, Russian Federation, Austria, Belarus, Nigeria, Peru, Bolivarian Republic of Venezuela, Namibia, Dominican Republic, Australia, Oman, Sudan, Niger, Philippines, United Republic of Tanzania, Brazil, Honduras, Eritrea, Mali, Fiji, Kenya, Paraguay, Iraq, Burkina Faso, Morocco, Angola, Mozambique, Kazakhstan, Uganda, Netherlands, Viet Nam, Nicaragua, Türkiye, Syrian Arab Republic, Tajikistan, Zimbabwe and Cabo Verde.
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. The observer for the Holy See made a statement.



6. Statements were also made by the representatives of the International Criminal Police Organization (INTERPOL) and the Office of the United Nations High Commissioner for Human Rights.
7. Further statements were made by representatives of the following academic institutions, civil society organizations and private sector entities: Rashtriya Raksha University, Royal Institute of International Affairs – Chatham House, Libyan Transparency Association, Derechos Digitales, International Chamber of Commerce United Kingdom, Microsoft Corporation, Global Forum on Cyber Expertise, International Chamber of Commerce, Business Innovation Research Development, Eticas Foundation, Access Now, Global Partners Digital Limited, Hiperderecho and AWTAD Anti-Corruption Organization.
8. As proposed by the Chair and approved by the Ad Hoc Committee, the Ad Hoc Committee considered agenda item 5 in two rounds.
9. At the 3rd and 4th meetings, held on 10 January 2023, the Chair opened the floor for a first round of discussions for the sharing of concise, substantive comments and views relating to the chapter on general provisions of the consolidated negotiating document ([A/AC.291/16](#), annex), in order to clearly identify provisions enjoying broad support, which would be further discussed by the plenary during the second round, and to identify those provisions on which there were potentially divergent views and which could benefit from a co-facilitated informal negotiation process. The co-facilitated informal negotiations on the general provisions were subsequently undertaken and focused on article 2, on use of terms, of the consolidated negotiating document. The negotiations were co-facilitated by Rapulane Sydney Molekane (South Africa) and Eric do Val Lacerda Sogocio (Brazil). The co-facilitators were tasked with reporting orally to the plenary on the outcome of the informal negotiations.
10. During the second round of discussions on the chapter on general provisions, held at the 12th to 14th meetings, on 16 and 17 January 2023, and the [xth] and [xth] meetings, on [xx] and 20 January 2023, the representatives of Member States, the representative of the European Union, in its capacity as observer, and the observers for non-member States provided their substantive amendments and proposals relating to articles 1, 3, 4 and 5 of the chapter on general provisions. Also during the second round, the Chair provided to the plenary on each following day the revised texts of the provisions reflecting the comments that had been made on the preceding day. The co-facilitated informal negotiations related to article 2 continued in the second round. At the [xth] meeting, on 20 January 2023, the co-facilitators, as tasked, informed the Ad Hoc Committee of their progress. The views expressed would be taken into consideration by the Chair in preparing, with the support of the Secretariat, the draft text of the convention, as foreseen in the road map and mode of work for the Committee, adopted at its first session ([A/AC.291/7](#), annex II).

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