

- senior Court of Appeal judges
- senior Court of Appeal judges
- review Secretaries of State's use of powers under RIPA and ISA
- review GCHQ's operations under RIPA & ISA
- visit GCHQ regularly with full access to personnel, operations, staff, and annual reports to Prime Minister; laid before Parliament
- annual reports to Prime Minister; laid before Parliament

"An effective reme...
"An effective reme...

"An effective remedy before a national authority"

- Article 13 ECHR guarantees a means of redress for anyone whose Convention rights have been violated
- Investigatory Powers Tribunal investigates complaints and deals with them within the circle of secrecy



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Marbled Cecilia

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GCHQ - UK legality context copy.ppt (page 20 of 24)



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Investigatory Powers Tribunal

- § Eminent legal figures
- § Anyone, anywhere may complain
- § The Tribunal asks:
 - what did GCHQ do?
 - was it authorised in law, necessary and proportionate?

- § So far they have always found

SECRET STRAP

UK-UK traffic

- SSE collection may contain small amounts of internal UK comms
- RIPA 8(4) warrant authorises collection of at least one end external comms
- So we must do all that is reasonable to minimise collection of these UK-UK ended comms



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What does all this mean in practice?

Review experiment profiles

All JCE analysts and developers must have UK legalities training

Queries against the data must be for a GCHQ authorised purpose and be proportionate



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What does all this mean in practice?

GCHQ consulting Commissioner re SSI
developments, including JCE

JCE is an experimental technical collaboration
environment - so limited compliance
arrangements

And therefore little/no operational benefit



Laws on interception Oversight Implications for JCE



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What does all this mean in practice?

GCHQ consulting Committee