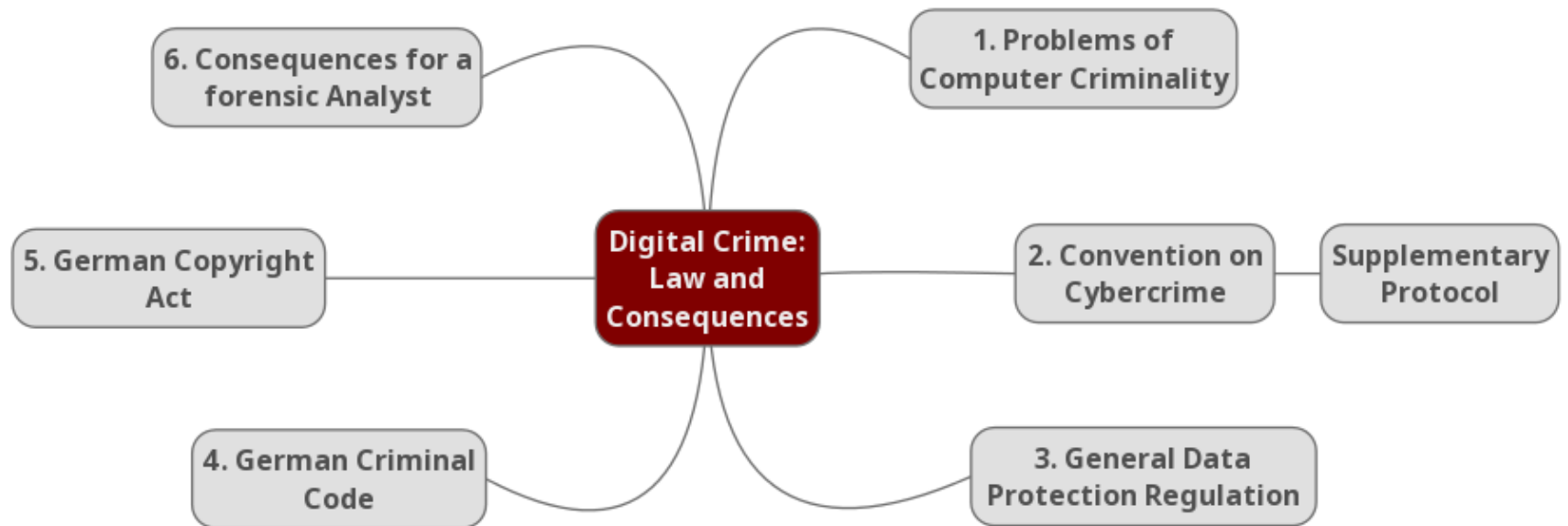




## Chapter 3: Digital Crime – Law and Consequences

### Introduction to Digital Forensics

Fröhlich, Hosh



# Literature

- Convention on Cybercrime

- <https://www.coe.int/en/web/conventions/full-list/-/conventions/treaty/185>

- EU-DSGVO

- <https://eur-lex.europa.eu/legal-content/DE/TXT/PDF/?uri=CELEX:32016R0679&qid=1540889287896&from=DE>

- Strafgesetzbuch (StGB)

- <https://www.gesetze-im-internet.de/stgb/>

- Urheberrechtsgesetz (UrhG)

- <https://www.gesetze-im-internet.de/urhg/>

# German Legal System

# §1 StGB

Keine Strafe ohne Gesetz



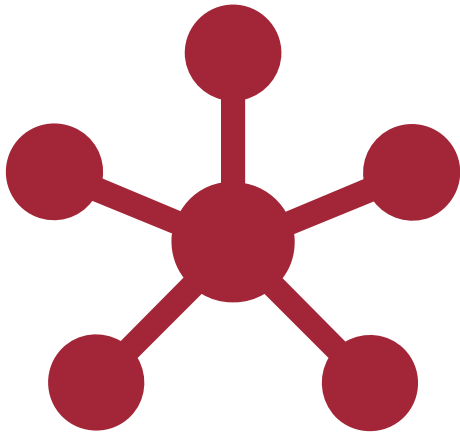
# Expert Assessment



# Expert Witness

# Problems

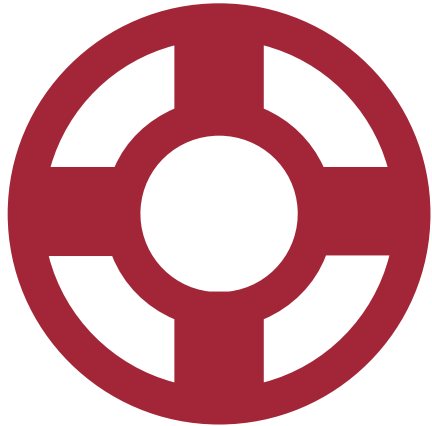




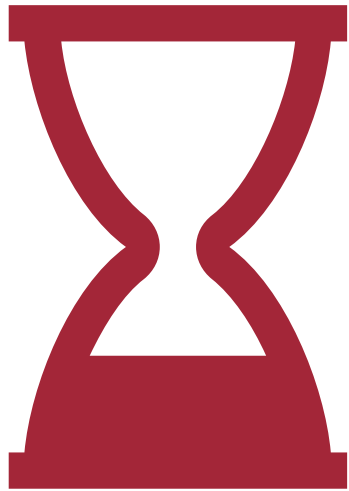
# Distributed



# Nation State



# Safe Havens



Time



# Cooperation

# Convention on Cybercrime

*Legal instruments / Instruments juridiques*



**CONVENTION ON CYBERCRIME,  
AND PROTOCOL TO THE SAID CONVENTION**

**CONVENTION SUR LA CYBERCRIMINALITÉ,  
ET PROTOCOLE À LADITE CONVENTION**

Budapest, 23.XI.2001

Publishing  
Editions



COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Art. 2 & 3

Illegal Access and Interception



Art. 4 & 5

Data and System Interference

Art. 6

Misuse of devices

Art. 7 & 8

Computer related forgery and fraud

# Art. 9

Offences related to  
Child Pornography

# Art. 10

Offences related to infringements  
of copyright and related rights

# Art. 11

Attempt and aiding or abetting

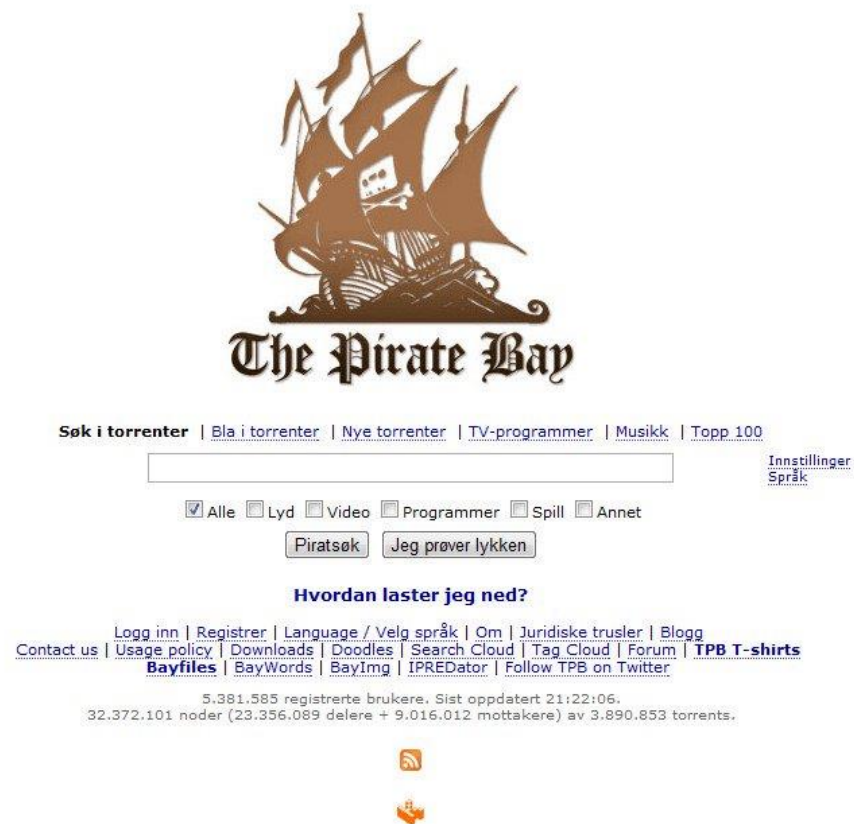
## CONVENTION ON CYBERCRIME

## PROTOCOL ON XENOPHOBIA AND RACISM

Explanatory Reports  
and Guidance Notes

[www.coe.int/cybercrime](http://www.coe.int/cybercrime)







# EU-DSGVO







# German Criminal Code

Strafgesetzbuch (StGB)

§202a

Ausspähen von Daten

§202b

Abfangen von Daten

§202c StGB

§202c

Vorbereiten des Ausspähens und  
Abfangens von Daten



§263a

Computerbetrug

# §269

Fälschung beweiserheblicher  
Daten

§303a

Datenveränderung

§303b

Computersabotage



# § 184b

Verbreitung, Erwerb und Besitz  
kinderpornografischer Schriften



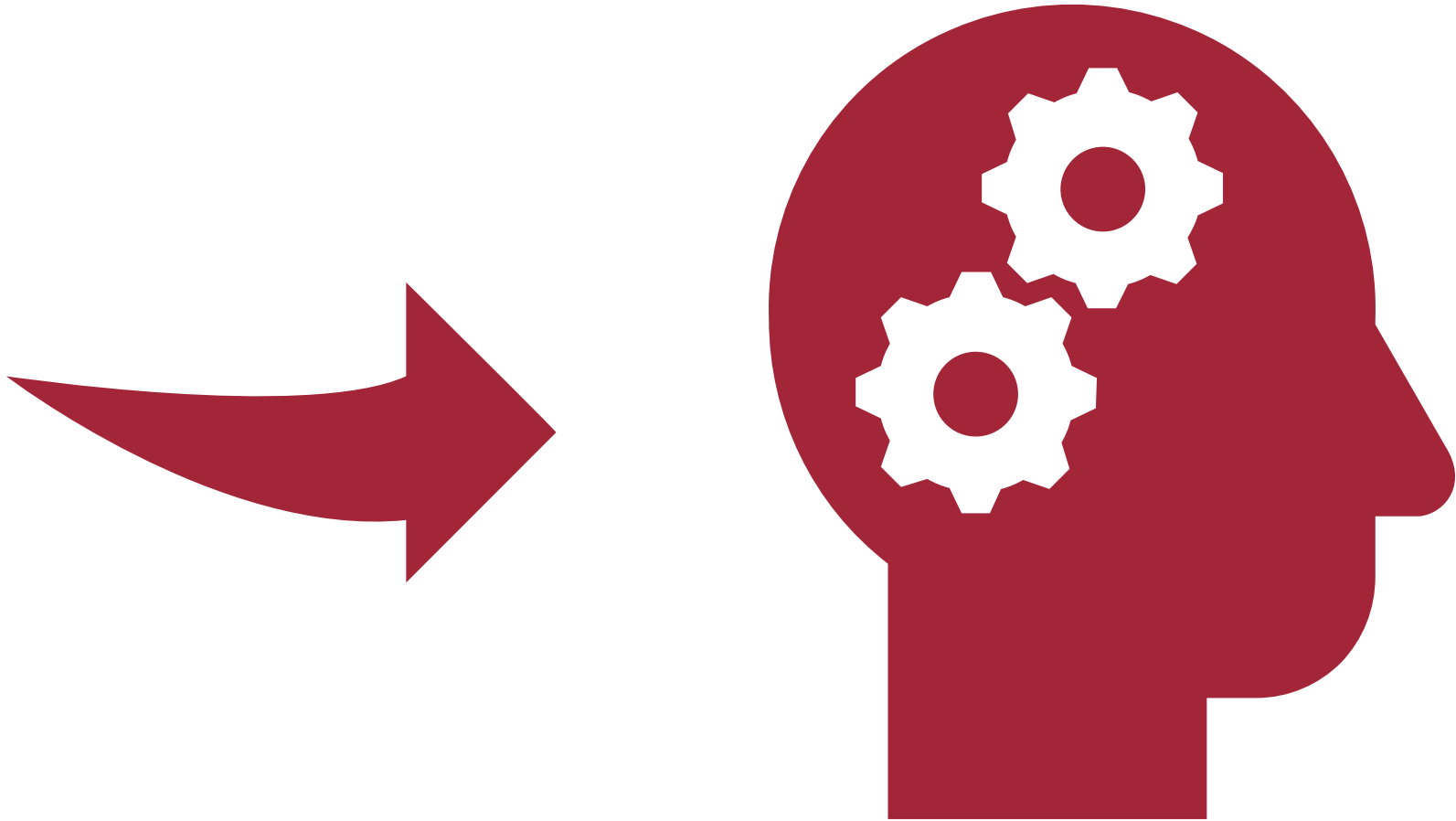
# German Copyright Act

Urheberrechtsgesetz (UrhG)

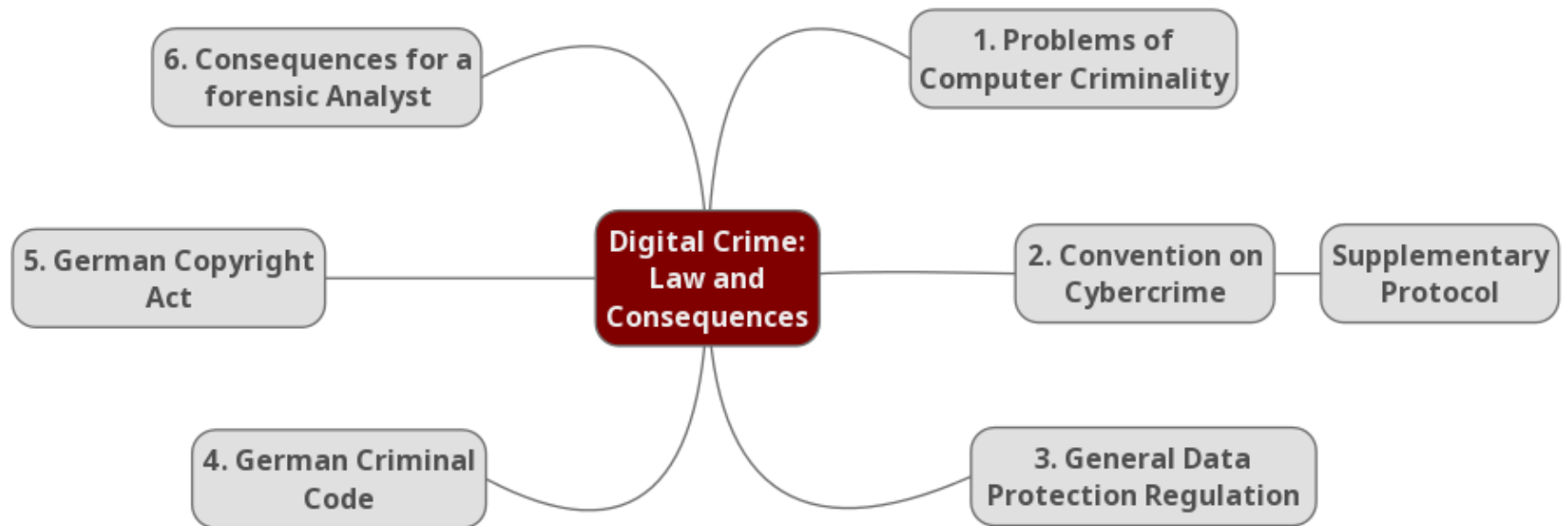




# Consequences









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