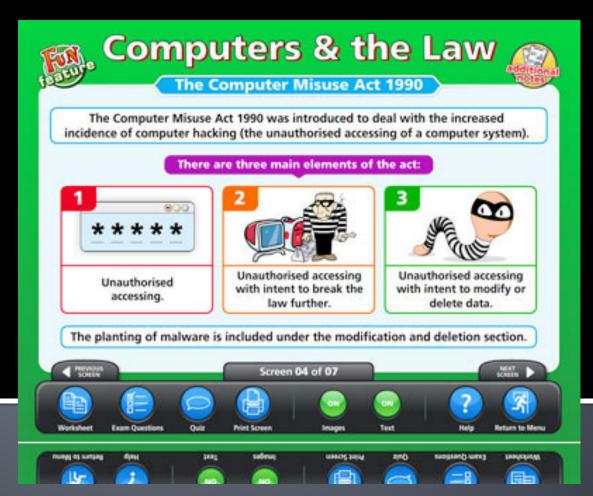
## Computers and the Law



#### Internet fraud

- The arrival of Internet technology has brought with it an increase of activities that are often classifiable as illegal.
- The informatics and legal slang name cybercrime or IT-related crime.
- The concept of computer crime was laid by the Convention about Cybercrime, initiated by the Council of Europe in 2001.

### Reasons for cybercrime:

- price availability of technology,
- sense of anonymity,
- technological modesty,
- speed of execution of operations.

## Offences against the confidentiality, authenticity and availability of computer data and systems:

- illegal access to computer system,
- illegal data capture,
- access to data damage, deletion, deterioration, alteration of data, or deny access to data,
- interference into the system functional obstruction of the computer system,
- abusing of facilities.

## Computer crimes:

- falsifying computer data,
- computer fraud.

## Offences relating to content:

- offenses relating to child pornography,
- computer fraud,
- offences related to infringements of copyright and related rights.

## From a pragmatic point of view, IT criminality can be divided into two basic areas:

- 1) Where IT (computers, software tools) are a means that crime is committed by computing and thus the computer is only a means to achieve another goal.
- 2) Where IT assets are target to activities considered criminal activity.

## Examples for 1<sup>st</sup> possibility

- forgery and counterfeiting of money and valuables,
- slander, intimidation, extortion,
- credit scams fake documents,
- possession and dissemination of data in violation of the law.

## Examples for 2nd possibility

- the use of SW without/in conflict with a valid license,
- spread of illegal software and audiovisual,
- hard disk loading,
- Illegally television broadcasting using IT,
- unauthorized handling of sensitive data.

## Legislation

#### Law no. 300/2005 - Criminal Law

- § 221 Fraud
- § 226 Unjust enrichment
- § 283 Violation of copyright

# KYOU FORM! KYOU FORM! HAM