



**REVIEW OF THE 2006 OECD
RECOMMENDATION ON CROSS-BORDER
ENFORCEMENT OF LAWS AGAINST SPAM
PROPOSAL FOR A JOINT OECD/LAP WORK**

**CNSA-LAP Workshop
Lisbon
9 October 2009**

**Brigitte Acoca
OECD Secretariat
COMMITTEE ON CONSUMER POLICY**

OECD WORK ON FIGHTING SPAM

OECD Anti-Spam Task-Force (www.oecd.org/sti/spam)

- **Anti-Spam Law Enforcement Report (2005)**
summarising responses from OECD countries to a questionnaire on the:
 - Types of agencies responsible for enforcing laws against spam
 - Domestic enforcement frameworks
 - Challenges to effective cross-border enforcement and
 - Efforts to address these challenges including information sharing

OECD WORK ON FIGHTING SPAM

OECD Anti-Spam Task-Force (Cont'd)

- **OECD Anti-Spam Toolkit of Recommended Policies and Measures** - calls on governments to (i) establish domestic anti-spam policies and (ii) collaborate with the private sector through:
 - Development of anti-spam legislation
 - Enforcement
 - Industry-driven initiatives
 - Technical solutions
 - Education and awareness
 - Co-operative partnerships between public and private stakeholders.
 - Measurement
 - Global co-operation

OECD WORK ON FIGHTING SPAM

OECD Anti-Spam Task-Force (Cont'd)

- **2006 OECD Spam Recommendation calls on OECD countries to:**
 - Establish an effective domestic framework
 - Improve the ability to cooperate across borders through appropriate cooperation mechanisms including information-sharing and assistance with investigation
 - Improve procedures for cooperation
 - Cooperate with private sector entities
 - ***Monitor progress made in cross-border enforcement co-operation within three years of the adoption of the Recommendation***

REVIEW OF THE 2006 SPAM RECOMMENDATION

- Questionnaire to be developed in co-operation with LAP by early 2010
- Responses due by mid-2010
- Synthesis report to be prepared by OECD Secretariat
- Comments from LAP and other relevant parties by 2010:III
- Report to be approved by CCP and ICCP October 2010 meetings
- Joint workshop could be subsequently organised

KEY ISSUES

- Have there been any changes in domestic legislation that have affected cross-border enforcement co-operation to address spam issues since 2006? Would new legislation be needed?
- What mechanisms have been put in place or used to handle cross-border requests and cases?
- Have there been any cooperative partnerships established to allow for cross-border public-private co-operation?
- What types of challenges have been encountered in cross-border enforcement cooperation? How could it be improved?

ACTION POINTS

- Is LAP interested in carrying out a joint project with OECD?
- If so, is the proposed scope acceptable?
- Are there other issues that LAP might wish to cover in the review?
- Are there other ways that the LAP might wish to engage the OECD on spam in the months/years to come?



Thank you!