

Index and tables

Subject index

Table of authors

Table of cases

Transcripts

Judgments

Rulings

Orders

Translations

Case notes

Table of electronic signature law legislation

Table of statutes translated

Table of books

Subject Index

Abusive images of children, criminal procedure, disclosure

R v LR (not reported) Indictment number T20090048

7 (2010) 125 – 129

Administration

Comments on the Italian ‘Code for the digital administration’

5 (2008) 29 – 40

Admissibility of digital evidence, articles

Admissibility of computer evidence in Tanzania

4 (2007) 56 – 60

Lorraine v Markel: unnecessarily raising the standard for admissibility of electronic evidence

4 (2007) 80 – 82

Digital evidence in Malaysia

9 (2012) 31 – 41

Electronic evidence in intellectual property litigation: from the Chinese perspective

10 (2013) 59 – 62

The Supreme Court of India re-defines admissibility of electronic evidence in India

12 (2015) 33 – 37

Problems on the admissibility of electronic evidence in the Chinese context

12 (2015) 38 – 44

Admissibility of e-evidence generated by Telnet technology in software copyright litigation in China

11 (2016) 44 – 48

The admissibility and authentication of digital evidence in Zanzibar under the new Evidence Act

15 (2018) 48 – 59

Legal issues surrounding the admissibility of electronic evidence in Tanzania

18 (2021) 56 – 67

Admissibility of digital evidence, case law

Estonia

TlnRnKo 09.01.2017, 1-15-9051, Tallinna Ringkonnakohus (Tallinn Circuit Court)

Estonia; VAT on property; admissibility of evidence collected by surveillance; digital evidence guidelines; continuity of evidence (also known as chain of custody); MD5 hash – whether sufficient to prove evidence not altered; status of opinion of external expert (a lawyer)

16 (2019) 71 – 89

Italy

Judgement No. 11445 of 6 September 2001 (Cassazione civile, sez. lav., 6 settembre 2001, n. 11445), Supreme Court of Cassation – Work Section

Italy: Admissibility of digital documents; probative value of electronic or computer systems

7 (2010) 137 – 140

Estonia

3-15-2557, Tallinna Ringkonnakohus (Tallinn Circuit Court), 12 January 2017, translation by kivi, Andres

Estonia; admissibility of digital evidence; trustworthiness of digital evidence; tax procedure

14 (2017) 72 – 78

The Netherlands

LJN BV8708

Article 248a Netherlands Criminal Code; evidence of MSN chat

10 (2013) 217

Slovenia

Up-106/05-27

Slovenia: Seizure of mobile telephone; admissibility of data stored on an SIM card; constitutional right to privacy of communication

6 (2009) 287 – 289

Advanced electronic signatures

Case law

Lithuania

A-143-2740-12, 18 December 2012 with a commentary by Professor Mindaugas Kiškis

Electronic signatures; qualified certificate; advanced electronic signature; personal identification numbers; data protection

11 (2014) 152 – 164

Sweden

Case No. 11534-13

Sweden; advanced electronic signature; effectiveness; administrative proceedings

12 (2015) 103 – 106

Advice, legal

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Alibi, digital

The Garlasco case and the digital alibi evidence: a difficult relationship between law and informatics

14 (2017) 31 – 38

Alteration of evidence

Dubai, case law

Case number 2009/37784, Bur Dubai

Digital evidence; alleged defamatory comments published on the internet; police investigation; alteration of evidence

9 (2012) 106 – 107

Japan, case law

Heisei 22 Nen (Wa) 5356 Gou

Prosecutor; alteration of digital evidence; criminal offence

9 (2012) 114 – 116

Analysis of evidence, failure

Misunderstanding IT: Hospital cybersecurity and IT problems reach the courts

15 (2018) 11 – 32

Misunderstanding Digital Computer Technology in Court A Commentary on a Case Involving the Post Office Horizon System

21 (2024) 1 – 13

Anti-virus, failure to protect computers

Known knowns, known unknowns and unknown unknowns: anti-virus issues, malicious software and internet attacks for non-technical audiences

6 (2009) 123 – 131

Administrative proceedings, appeal, electronically

Germany

22.09.2009, 1 K 365/09.TR, commentary by Dr Martin Eßer

Right to appeal; electronic means; administrative proceedings

7 (2010) 156 – 157

Appeal, civil proceedings

Germany

14.01.2010, VII ZB 112/08, commentary by Dr Martin Eßer

Appeal by e-mail; signed with a qualified electronic signature; verification of the signature

7 (2010) 158

Appeal, failure of court

Misunderstanding Digital Computer Technology in Court A Commentary on a Case Involving the Post Office Horizon System

21 (2024) 1 – 13

Arbitration

Challenges of authentication and certification of e-awards in Dubai and before the Dubai International Financial Centre courts: the electronic signature

13 (2016) 97 – 112

The enforceability of electronic arbitration agreements before the DIFC Courts and Dubai Courts

14 (2017) 47 – 60

Electronic evidence in arbitration proceedings: empirical analysis and recommendations

20 (2023) 30 – 39

Archiving

Digital evidence – do not confuse digital archiving with backups

6 (2009) 191 – 194

The archiving of electronic documents under French law

7 (2010) 108 – 113

Artificial Intelligence

The use of Artificial Intelligence in digital forensics: An introduction

7 (2010) 35 – 41

Involving LLMs in legal processes is risky

20 (2023) 40 – 46

AI evidence and the future of motor vehicle accident disputes

21 (2024) 14 – 29

ATMs, articles

Civil law liability for unauthorized withdrawals at ATMs in Germany

6 (2009) 57 – 66

Bank card fraud in Spain

6 (2009) 67 – 78

Reliability of Chip & PIN evidence in banking disputes

6 (2009) 98 – 115

PINs, passwords and human memory

6 (2009) 116 – 122

How bank depositors are protected in Japan

8 (2011) 92 – 106

Technology and banking: lessons from the past

9 (2012) 91 – 94

The Japanese law on unauthorized on-line credit card and banking transactions: are current legal principles with respect to unauthorized transactions adequate to protect consumers against information technology crimes in contemporary society?

10 (2013) 71 – 80

Electronic evidence in Nigeria

11 (2014) 76 – 84

A case of the customer attempting to claim their debit card was cloned

13 (2016) 67 – 75

Another method of stealing cash from ATMs

14 (2017) 13 – 15

ATMs, case law

Austria

OGH judgment of 29.06.2000, 2 Ob 133/99v – Liability for misuse of ATM cards, Oberste Gerichtshof (Supreme Court)

6 (2009) 223 – 231

England & Wales

Job v Halifax PLC (not reported) Case number 7BQ00307

6 (2009) 235 – 245

Shojibur Rahman v Barclays Bank PLC, commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof; events taking place before the Payment Services Regulations 2009 in force

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from the judgment of Her Honour District Judge Millard

dated 24 October 2012), commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof

10 (2013) 175 – 187

Germany

5 October 2004, XI ZR 210/03, published BGHZ 160, 308-321 Bundesgerichtshof (Federal Court of Justice)

6 (2009) 248 – 254

Lithuania

Ž.Š. v Lietuvos taupomasis bankas, Civil case No. 3K-3-390/2002, Supreme Court of Lithuania

6 (2009) 255 – 262

Nigeria

Another method of stealing cash from ATMs

14 (2017) 13 – 15

Atrocities

eyeWitness to Atrocities

12 (2015) 1

Audit

The Post Office Horizon IT scandal and the presumption of the dependability of computer evidence

17 (2020) 49 – 70

The Post Office IT scandal – why IT audit is essential for effective corporate governance

19 (2022) 42 – 86

Ismay Report: Horizon – Response to Challenges Regarding Systems Integrity (Post Office Limited, 2 August 2010)

19 (2022) Document Supplement

Australia, articles

Electronic Signatures and PKI Frameworks in Australia

1 (2004) 40 – 43

Businesses' perception of electronic signatures: An Australian study

6 (2009) 46 – 56

Problems with cell phone evidence tendered to 'prove' the location of a person at a point in time

13 (2016) 76 – 87

'Mobile Ping Data' – Metadata for Tracking

14 (2017) 22 – 25

Austria, articles

CyberDOC and e-Government: the electronic archive of Austrian notaries

1 (2004) 30 – 32

Austria, case note

OGH Urteil vom 29.6.2000, 2 Ob 133/99v, Oberster Gerichtshof (Austrian Supreme Court)

Liability; bank cards; ATM; misuse; electronic signature (PIN)

5 (2008) 141

Austria, case translation

OGH judgment of 29.06.2000, 2 Ob 133/99v – Liability for misuse of ATM cards, Oberster Gerichtshof (Supreme Court)

Liability; bank cards; ATM; misuse; electronic signature (PIN)

6 (2009) 223 – 231

Authentication

Authentication: International Scope and Non Discrimination in Government Commerce vs. PKI

2 (2005) 55 – 61

Risk and law in authentication

3 (2006) 12 – 18

PINs, passwords and human memory

6 (2009) 116 – 122

Brandeis Brief in the case of *In re William French Anderson*

10 (2013) 29 – 38

Problems on the admissibility of electronic evidence in the Chinese context

12 (2015) 38 – 44

Forced biometric authentication – on a recent amendment in the Norwegian Code of Criminal Procedure

14 (2017) 26 – 30

The admissibility and authentication of digital evidence in Zanzibar under the new Evidence Act

15 (2018) 48 – 59

Authentication, case law

England & Wales

Shojibur Rahman v Barclays Bank PLC, commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof; events taking place before the Payment Services Regulations 2009 in force

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from the judgment of Her Honour District Judge Millard dated 24 October 2012), commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof

10 (2013) 175 – 187

Authenticity, case law

China, contract, e-mail

Rong-Shu-Xia Computer Ltd. v China Society Publisher

4 (2007) 95

Zhang Hua v Shanghai Danwei Information Consultation Co. Ltd, Shanghai People's Court of Jing'an District

6 (2009) 275 – 276

China, integrity of evidence

Hangzhou Huatai Yimei Culture Media Co., Ltd. v. Shenzhen Daotong Technology Development Co., Ltd. (2018) Zhe 0192 Civil Case, First Court No. 81, Hangzhou Internet Court of the People's Republic of China, translated by Dr Jiong He

China; intellectual property infringement; authenticity of electronic evidence; screenshot of webpage; SHA256 hash value; blockchain related evidence; Bitcoin block chain; integrity of evidence; law of electronic signatures

16 (2019) 61 – 70

Greece

Payment Order 1932/2011, translation and commentary by Rachavelias, Michael G.

Definition and legal nature of electronic documents; evidential weight of an e-mail message; function of an e-mail address as an electronic signature; evidential weight of the printed copy of an e-mail; authenticity issues regarding electronic documents

10 (2013) 198 – 200

Spain

STS 2047/2015, Tribunal Supremo, Sala de lo Penal (Supreme Court, Criminal Chamber), 19 May 2015, translated by Patricia Ayodeji

Spain; sexual abuse of a minor; communications via social networks; authenticity

14 (2017) 79 – 87

Autonomous vehicles

Autonomous vehicles – who will be liable for accidents?

15 (2018) 33 – 47

Autonomous vehicles, prosecution

Switzerland

PEN 17 16 DIP, 30 May 2018, Regionalgericht Emmental-Oberaargau, Strafabteilung (Regional Court Emmental-Oberaargau, Criminal Division), translated by Thierry Burnens

Switzerland; criminal law; traffic violation; collision; Tesla motor vehicle in 'Traffic-Aware Cruise Control' and 'Autosteer' mode; Convention on Road Traffic; driver must be in control of vehicle

17 (2020) 97 – 111

Bailiffs

Bailiffs on the internet and the validity of their certified reports: Lessons learned from the French and Belgian courts

7 (2010) 71 – 76

Bank card, liability for loss, articles

How bank depositors are protected in Japan

8 (2011) 92 – 106

Bank card, liability for loss, case law

England & Wales

Shojibur Rahman v Barclays Bank PLC, commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof; events taking place before the Payment Services Regulations 2009 in force

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from the judgment of Her Honour District Judge Millard dated 24 October 2012), commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof

10 (2013) 175 – 187

Greece

Court Decision No. 9460/1999 (9460/1999 EΦ ΑΘ)

7 (2010) 134 – 136

Norway

Journal number 04-016794TVI-TRON, *Bernt Petter Jørgensen v DnB NOR Bank ASA by the Chairman of the Board* (Trondheim District Court, 24 September 2004)

Bank card; theft of card; unauthorized use; PIN; electronic signature; burden of proof; liability; gross negligence

9 (2012) 117 – 123

Banking, articles

The use of electronic digital signatures in banking relationships in the Russian Federation

5 (2008) 51 – 57

Bank card fraud in Spain

6 (2009) 67 – 78

Reliability of Chip & PIN evidence in banking disputes

6 (2009) 98 – 115

PINs, passwords and human memory

6 (2009) 116 – 122

The latest civil legal proceedings between banks and their customers in China

9 (2010) 101 – 106

How bank depositors are protected in Japan

8 (2011) 92 – 106

How to abolish the cheque clearing system but keep and improve cheques

8 (2011) 107 – 110

Technology and banking: lessons from the past

9 (2012) 91 – 94

Unauthorized use of bank cards with or without the PIN: a lost case for the customer?

9 (2012) 95 – 101

The Japanese law on unauthorized on-line credit card and banking transactions: are current legal principles with respect to unauthorized transactions adequate to protect consumers against information technology crimes in contemporary society?

10 (2013) 71 – 80

Electronic evidence in Nigeria

11 (2014) 76 – 84

Bank and credit cards in Turkey: an outline of the criminal law

12 (2015) 22 – 32

A case of the customer attempting to claim their debit card was cloned

13 (2016) 67 – 75

Banking, authentication of the customer, case law

England & Wales

Shojibur Rahman v Barclays Bank PLC, commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof; events taking place before the Payment Services Regulations 2009 in force

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from the judgment of Her Honour District Judge Millard dated 24 October 2012), commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof

10 (2013) 175 – 187

Banking, cases

England & Wales

Shojibur Rahman v Barclays Bank PLC, commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof; events taking place before the Payment Services Regulations 2009 in force

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from the judgment of Her Honour District Judge Millard dated 24 October 2012), commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof

10 (2013) 175 – 187

France

Appeal reference n°: 07-12545 (Not published in the Judgments Bulletin), Court of Cassation, 1st Civil Chamber of 25 June 2008

Digital evidence; bank transfers written in identical terms; commencement of proof in writing

6 (2009) 247

Greece

Court Decision No. 9460/1999 (9460/1999 ΕΦ ΑΘ)

Banking; sending a card and electronic signature (Personal Identification Number (PIN)) through the national post; loss of items; liability for subsequent unauthorised withdrawals

7 (2010) 134 – 136

Norway

Journal number 04-016794TVI-TRON, Bernt Petter Jørgensen v DnB NOR Bank ASA by the Chairman of the Board (Trondheim District Court, 24 September 2004)

Bank card; theft of card; unauthorized use; PIN; electronic signature; burden of proof; liability; gross negligence

9 (2012) 117 – 123

Turkey

Case number: 2009/11485, judgment number: 2011/4033

On-line banking; unauthorized transfers between accounts by unknown third party; negligence; liability of the bank

9 (2012) 124 – 127

Banking, on-line

Turkey, case law

Case number: 2009/11485, judgment number: 2011/4033

On-line banking; unauthorized transfers between accounts by unknown third party; negligence; liability of the bank

9 (2012) 124 – 127

Bankruptcy court, sufficiency of electronic signature

Denmark, case law

U.2001.252Ø

6 (2009) 232 – 233

U.2001.1980/1H

6 (2009) 234

Barbados

Search and seizure of digital evidence in criminal proceedings

5 (2008) 221 – 225

Belgium, articles

Legal aspects of the introduction of the electronic identity card in Belgian law by the Act of 25 March 2003

2 (2005) 22 – 38

Bailiffs on the internet and the validity of their certified reports: Lessons learned from the French and Belgian courts

7 (2010) 71 – 76

An overview of some recent case law in Belgium in relation to electronic signatures

7 (2010) 90 – 100

The effect of ‘virtual presence’ in Belgium on the duty to cooperate with criminal investigations: some prudence may be required when confronted with a request from a Belgian public prosecutor

8 (2011) 194 – 195

Hybrid signatures under Belgian law

9 (2012) 79 – 80

The use of illegally obtained evidence in Belgium: a ‘status questionis’

10 (2013) 63 – 66

Commentary: Still no end to the Yahoo! case

2010 (2013) 156 – 157

Originality in Belgian civil law: comparing the Code Napoleon with Book 8 of the New Belgian Civil Code

16 (2019) 25 – 39

Belgium, case translations

AR n° 2002/71, Ghent Labour Court of Appeal (Bruges department, 7th chamber), 23 September 2003

Proof of contract; e-mail correspondence; electronic signature

5 (2008) 98

CSWARE bvba v Pepijn Descamps, 2007/AR/462, Ghent Court of Appeal, Chamber 7bis, 10 March 2008

Proof of contract; e-mail correspondence; allegations of manipulation of e-mails; burden of proof

5 (2008) 99 – 102

Corr. Dendermonde 2 maart 2009, onuitg. (Rechtbank van Eerste Aanleg te Dendermonde (The Court of First Instance in Dendermonde)), by Johan Vandendriessche

Investigation of credit card fraud; provider of e-mail services in the United States of America; users of the service in Belgium; jurisdiction; virtual presence in a jurisdiction; Mutual Legal Assistance in Criminal Matters; whether provider of service is required to provide identification and registration data of the person who registered e-mail accounts, including the IP address, date and time of the registration; the e-

mail address associated with the profile; any other relevant personal information that could lead to identification of the user; electronic communications network; provider of an electronic communications service

8 (2011) 196 – 207

Gent 30 juni 2010, onuitg. (Hof van Beroep (The Court of Appeal in Ghent, third chamber, sitting in criminal matters)), by Johan Vandendriessche

Web based e-mail; meaning of ‘operator of an electronic communication service’ and ‘provider of an electronic communications service’; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 208 – 215

Cass. 18 januari 2011, nr. P.10.1347.N (Hof van Cassatie (Court of Cassation of Belgium)), by Johan Vandendriessche

Web based e-mail; whether meaning of ‘operator of an electronic communication service’ and ‘provider of an electronic communications service’ is relevant; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 216 – 218

Brussel 12 oktober 2011, onuitg. Hof van Beroep te Brussel (The Court of Appeal in Brussels, thirteenth chamber, sitting in criminal matters), by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

9 (2012) 102 – 105

P. 11.1906.N/1, commentary by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

10 (2013) 155 – 157

Antwerpen 20 november 2013, 2012/CO/1054 Yahoo! Inc., translated by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

11 (2014) 137 – 143

P.13.2082.N, Yahoo! Inc., translated by Johan Vandendriessche

Belgium; Yahoo!; web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure; Charter of the United Nations; United States of America; mutual assistance in criminal matters

13 (2016) 156 – 158

Court of Appeal of Antwerp, 2020/AR/1721, 12 June 2023 (unpublished), Court of Appeal of Antwerp, translated by Professor Dr Joachim Meese

Belgium; hidden defects Tesla S PI00 DL vehicle; disclosure/discovery; expert investigation frustrated and hampered; lack of loyal cooperation with the expert report and the evidence

21 (2024) 51 – 57

Belgium, translations of legislation

Belgian Law of 20 October 2000 and the Belgian Law of 9 July 2001, unofficial English translation and introduction

1 (2004) 67 – 74

Consolidated version Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data, unofficial English translation

9 (2012) 130 – 151

Consolidated version Royal Decree of 13 February 2001 providing further details to the Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data, unofficial English translation

9 (2012) 152 – 163

Consolidated version 9 July 2001 – Law determining some rules concerning the legal framework of electronic signatures and certification services, unofficial English translation

9 (2012) 164 – 172

Consolidated version Belgian cybercrime provisions, unofficial English translation

9 (2012) 173 – 177

Act of 21 March 2007 governing the installation and the use of surveillance cameras, unofficial English translation – Consolidated version

10 (2013) 219 – 223

Royal Decree of 2 July 2008 concerning the notifications of the installation and the use of surveillance cameras, unofficial English translation – Consolidated version

10 (2013) 224 – 226

Royal Decree of 10 February 2008 establishing the manner in which camera surveillance must be notified, unofficial English translation – Consolidated version

10 (2013) 227 – 228

Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data

Unofficial English translation – Consolidated version

11 (2014) 182 – 206

Act of 21 March 2007 governing the installation and the use of surveillance cameras

Unofficial English translation – Consolidated version

13 (2016) 162 – 167

Belgian cybercrime provisions

Unofficial English translation – Consolidated version

13 (2016) 168 – 172

Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data

Unofficial English translation – Consolidated version

13 (2016) 173 – 198

Belgian Code of Economic Law – Book XII. The law of the electronic economy

Unofficial English translation – Consolidated version

13 (2016) 199 – 207

Royal Decree of 13 February 2001 providing further details to the Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data

Unofficial English translation – Consolidated version

13 (2016) 208 – 218

Best evidence

Electronic evidence in Tanzania

10 (2013) 123 – 127

Blockchain

Berlin to Dublin to Beijing: Blockchain's trail

16 (2019) 1 – 5

Hangzhou Huatai Yimei Culture Media Co., Ltd. v. Shenzhen Daotong Technology Development Co., Ltd. (2018) Zhe 0192 Civil Case, First Court No. 81, Hangzhou Internet Court of the People's Republic of China, translated by Dr Jiong He

China; intellectual property infringement; authenticity of electronic evidence; screenshot of webpage; SHA256 hash value; blockchain related evidence; Bitcoin block chain; integrity of evidence; law of electronic signatures

16 (2019) 61 – 70

Brakes

Brake systems: a mind of their own

18 (2021) 27 – 34

Brandeis Brief

The case of *In re William French Anderson*

10 (2013) 29 – 38

Brazil, articles

Comments about the Brazilian Supreme Court electronic signature case law

3 (2006) 98 – 100

Digital evidence in Brazil

5 (2008) 21 – 28

Electronic Certification in Brazil and in the European Union

2 (2005) 16 – 21

Electronic Signatures and court proceedings in Brazil

3 (2006) 7 – 11

Electronic Signatures and Digital Certification: The Liability of Registry Authorities under Brazilian Legislation

1 (2004) 25 – 26

Brazil, case notes

RMS-AgR-ED 24257 DF

Digitalized signature; status; admission in procedural documents; material error admitting an e-mail into court filings

3 (2006) 92 – 94

AI 564765 RJ

Procedural act; electronic signature; regulating its use for judicial safeguard

3 (2006) 95 – 97

Bulgaria

Legal aspects of electronic signatures in Bulgaria

1 (2004) 61 – 66

e-Justice as adopted in Bulgaria

10 (2013) 97 – 103

Electronic evidence in Bulgaria – one step further, one step back

15 (2018) 60 – 69

Decision No 50, Haskovo District Court, Civil Division, II appellate civil panel, 20 January 2018, with a commentary by Kalina Ruseva

Bulgaria; Civil Procedure Code; formation of contract; electronic evidence; exchanges via social networking website; proof

16 (2019) 57 – 60

Burden of proof

Denmark

The burden of proof in the matter of alleged illegal downloading of music in Denmark

7 (2010) 87 – 89

Germany, case law

Ur19 U 16/02, OLG Köln, 6 September 2002

5 (2008) 108 – 109

Norway

Unauthorized use of bank cards with or without the PIN: a lost case for the customer?

9 (2012) 95 – 101

Calibration certificate

Latvia, case law

Case No. A42738909, Administratīvā rajona tiesa
(Administrative District Court)

Calibration certificate of the measuring device submitted without a valid electronic signature; consideration of article 5(2) of Directive 1999/93/EC of the European Parliament and of the Council of 13 December 1999 on a Community framework for electronic signatures, OJ L 13, 19.01.2000, p. 12; submission of electronic documents to the competent authorities as evidence should not be denied solely on the grounds that the document is in electronic form and that does not have a secure electronic signature

8 (2011) 238 – 241

Canada

Industry Canada releases principles for electronic authentication

1 (2004) 37 – 39

Legal update, Canada: PIPEDA's Secure Electronic Signature Regulations have been published

2 (2005) 71 – 72

Search and seizure of digital evidence: thresholds and minefields

5 (2008) 240 – 244

Case Comment on *Laushway v Messervey*, 2014 NSCA 7: 'Old evidence law dogs, new technology tricks'

12 (2015) 13 – 16

Cell site analysis

Problems with cell phone evidence tendered to 'prove' the location of a person at a point in time

13 (2016) 76 – 87

'Mobile Ping Data' – Metadata for Tracking

14 (2017) 22 – 25

Certificates, digital signatures

Time of signing in the Estonian digital signature scheme

16 (2019) 40 – 50

Certification

Electronic Certification in Brazil and in the European Union

2 (2005) 16 – 21

Certified e-mail

The Italian certified e-mail system

3 (2006) 50 – 54

ChatGPT

Involving LLMs in legal processes is risky

20 (2023) 40 – 46

Cheques

How to abolish the cheque clearing system but keep and improve cheques

8 (2011) 107 – 110

Chile

The electronic signature in Chile

4 (2007) 69 – 79

China, articles

Electronic evidence in China

5 (2008) 45 – 50

Chinese digital evidence law overview and suggestions for multinational enterprises

5 (2008) 207 – 210

The latest civil legal proceedings between banks and their customers in China

9 (2010) 101 – 106

The first 'Trojan Horse' case prosecuted in China

7 (2010) 107

QQ Messenger chat record as criminal evidence in China

8 (2011) 187 – 189

Electronic evidence in intellectual property litigation: from the Chinese perspective

10 (2013) 59 – 62

Problems on the admissibility of electronic evidence in the Chinese context

12 (2015) 38 – 44

Admissibility of e-evidence generated by Telnet technology in software copyright litigation in China

11 (2016) 44 – 48

A note to China's new law on electronic signatures

13 (2016) 154 – 155

China, case notes

Rong-Shu-Xia Computer Ltd. v China Society Publisher

IPR on-line; copyright law; authenticity of relevant e-mails

4 (2007) 95

Beijing Han-Hua-Kai-Jie Technology Development Ltd. v Chen Hong

Authenticity of e-mail

4 (2007) 96

Zhang Hua v Shanghai Danwei Information Consultation Co. Ltd, Shanghai People's Court of Jing'an District

Authentication; e-mail; civil proceedings

6 (2009) 275 – 276

China, case translations

Yang Chunming v Han Ying (2005) hai min chu zi NO.4670, Beijing Hai Dian District People's Court

Mobile telephone; exchange of text messages; formation of contract; electronic signature

5 (2008) 103 – 105

Xinchuan Online (Beijing) Information Technology Co. Ltd. v Zigong Branch of China Network Communication Group (2008) Min Shen Zi No. 926, translation and commentary by Dr Jiong He

Intellectual property infringement; electronic evidence; probative force of notarial certificates; reliability of method of collecting electronic evidence

10 (2013) 158 – 161

Hangzhou Huatai Yimei Culture Media Co., Ltd. v. Shenzhen Daotong Technology Development Co., Ltd. (2018) Zhe 0192 Civil Case, First Court No. 81, Hangzhou Internet Court of the People's Republic of China, translated by Dr Jiong He

China; intellectual property infringement; authenticity of electronic evidence; screenshot of webpage; SHA256 hash value; blockchain related evidence;

Bitcoin block chain; integrity of evidence; law of electronic signatures

16 (2019) 61 – 70

China, legislation

Translation and Introduction to the Electronic Signatures Law of China

2 (2005) 79 – 85

Civil litigation

Submission of evidence through digital documents in Swiss civil litigation

3 (2006) 84 – 88

Civil procedure

England & Wales

Donald Blaney v Person(s) unknown, (not reported), Thursday, 1 October 2009, Lewison J ChD

Intellectual property; passing off; copyright; moral rights; injunction; service by alternative means; CPR 6.27; internet; anonymous author

7 (2010) 155

Electronic evidence in control of and adversely affecting the opposing party: a comparative study of English and Norwegian law

8 (2011) 76 – 91

Italy

The Processo Civile Telematico and the Italian legal framework: a perspective

12 (2015) 17 – 21

Norway

Electronic evidence in control of and adversely affecting the opposing party: a comparative study of English and Norwegian law

8 (2011) 76 – 91

Singapore

Deutsche Bank AG v Chang Tse Wen and others [2010] SGHC 125

7 (2010) 161 – 162

Switzerland

Digital evidence in the new Swiss Federal Code of Civil Procedure

6 (2009) 195 – 196

Client confidentiality

Practitioner note: E-mails cause practical problems for client confidentiality

8 (2011) 193

Close circuit television (cctv)

Surveillance cameras, identification and expert evidence

9 (2012) 42 – 50

Cloud computing

Federated identity management: enabling legal control over digital property in the cloud

8 (2011) 33 – 43

Trusted computing and the digital crime scene

8 (2011) 111 – 123

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

The effect of ‘virtual presence’ in Belgium on the duty to cooperate with criminal investigations: some prudence may be required when confronted with a request from a Belgian public prosecutor

8 (2011) 194 – 195

Here’s the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Cloud computing, case law

Belgium, jurisdiction

Corr. Dendermonde 2 maart 2009, onuitg. (Rechtbank van Eerste Aanleg te Dendermonde (The Court of First Instance in Dendermonde)), by Johan Vandendriessche

Investigation of credit card fraud; provider of e-mail services in the United States of America; users of the service in Belgium; jurisdiction; virtual presence in a jurisdiction; Mutual Legal Assistance in Criminal Matters; whether provider of service is required to provide identification and registration data of the person who registered e-mail accounts, including the IP address, date and time of the registration; the e-mail address associated with the profile; any other

relevant personal information that could lead to identification of the user; electronic communications network; provider of an electronic communications service

8 (2011) 196 – 207

Gent 30 juni 2010, onuitg. (Hof van Beroep (The Court of Appeal in Ghent, third chamber, sitting in criminal matters)), by Johan Vandendriessche

Web based e-mail; meaning of ‘operator of an electronic communication service’ and ‘provider of an electronic communications service’; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 208 – 215

Cass. 18 januari 2011, nr. P.10.1347.N (Hof van Cassatie (Court of Cassation of Belgium)), by Johan Vandendriessche

Web based e-mail; whether meaning of ‘operator of an electronic communication service’ and ‘provider of an electronic communications service’ is relevant; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 216 – 218

Brussel 12 oktober 2011, onuitg. Hof van Beroep te Brussel (The Court of Appeal in Brussels, thirteenth chamber, sitting in criminal matters), by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

9 (2012) 102 – 105

P. 11.1906.N/1, commentary by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

10 (2013) 155 – 157

Antwerpen 20 november 2013, 2012/CO/1054 Yahoo! Inc., translated by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

11 (2014) 137 – 143

P.13.2082.N, Yahoo! Inc., translated by Johan Vandendriessche

Belgium; Yahoo!; web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure; Charter of the United Nations; United States of America; mutual assistance in criminal matters

13 (2016) 156 – 158

Cloud forensics

International aspects of migrating digital forensics in the cloud

10 (2013) 81 – 96

Colombia, case note

Juan Carlos Samper Posada v Jaime Tapias, Hector Cediell and others, Decisión 73-624-40-89-002-2003-053-00 of 21 July 2003

Unsolicited e-mail; removal of addresses from e-mail distribution list; jurisdiction

2 (2005) 95 – 102

Communications, client confidentiality

Practitioner note: E-mails cause practical problems for client confidentiality

8 (2011) 193

Communications, interception

Interception of communications: Skype, Google, Yahoo! and Microsoft tools and electronic data retention on foreign servers: A legal perspective from a prosecutor conducting an investigation

6 (2009) 158 – 163

Indonesia: the controversy over the Bill concerning lawful interception

8 (2011) 130 – 138

Compound documents, discovery

Singapore, case note

Surface Stone Pte. Ltd. v Tay Seng Leon and another [2011] SGHC 223

Electronic discovery; discovery and inspection of compound documents; principle of proportionality; inspection protocol

9 (2012) 128 – 129

Computer evidence

Admissibility of computer evidence in Tanzania

4 (2007) 56 – 60

Trusted computing and the digital crime scene

8 (2011) 111 – 123

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

The Law Commission presumption concerning the dependability of computer evidence

17 (2020) 1 – 14

Robustness of software

17 (2020) 15 – 24

The harm that judges do – misunderstanding computer evidence: Mr Castleton's story

17 (2020) 25 – 48

The Post Office Horizon IT scandal and the presumption of the dependability of computer evidence

17 (2020) 49 – 70

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

An approach to the judicial evaluation of evidence from computers and computer systems

18 (2021) 50 – 55

Scandal at the Post Office: The intersection of law, ethics and politics

19 (2022) 12 – 28

The Post Office IT scandal – why IT audit is essential for effective corporate governance

19 (2022) 42 – 86

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Ismay Report: Horizon – Response to Challenges Regarding Systems Integrity (Post Office Limited, 2 August 2010)

19 (2022) Document Supplement

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Misunderstanding Digital Computer Technology in Court A Commentary on a Case Involving the Post Office Horizon System

21 (2024) 1 – 13

Establishing innocence when computer data indicates guilt

21 (2024) 39 – 50

Computer generated animations

The influence of computer generated animations on juror decision making

11 (2014) 46 – 54

The use of computer generated imagery in legal proceedings

13 (2016) 3 – 25

Contract, e-mails, construction

Russian Federation

Case No. A40-19739/08-10-141, Arbitrazh Court of Moscow

6 (2009) 281 – 283

Contract, formation

Bulgaria

Decision No 50, Haskovo District Court, Civil Division, II appellate civil panel, 20 January 2018, with a commentary by Kalina Ruseva

Bulgaria; Civil Procedure Code; formation of contract; electronic evidence; exchanges via social networking website; proof

16 (2019) 57 – 60

France

15-10732 Cour de cassation, chambre civile 1, 6 April 2016, translated by Laura Ramkhalawan

France; electronic signature; validation of signature; formation of contract

13 (2016) 159 – 161

Italy

Tribunale sez. V, Milano, 18/10/2016, n. 11402

Italy; evidence of contract; e-mail; validity of electronic signature; payment of invoices; Code of the Digital Administration decree 82/2005; Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC OJ L 257, 28.8.2014, p. 73–114

16 (2019) 90 – 92

Control

Establishing possession, custody and control through electronic baggage tags

14 (2017) 16 – 21

Convention on Electronic Evidence, Draft

13 (2016) S1 – S11

Convention on Road Traffic

PEN 17 16 DIP, 30 May 2018, Regionalgericht Emmental-Oberaargau, Strafabteilung (Regional Court Emmental-Oberaargau, Criminal Division), translated by Thierry Burnens

Switzerland; criminal law; traffic violation; collision; Tesla motor vehicle in 'Traffic-Aware Cruise Control' and 'Autosteer' mode; Convention on Road Traffic; driver must be in control of vehicle

17 (2020) 97 – 111

Conveyancing

The role of the notary in real estate conveyancing

4 (2007) 28 – 33

Copyright, evidence

The burden of proof in the matter of alleged illegal downloading of music in Denmark

7 (2010) 87 – 89

Alleged illegal downloading of music: the Danish Supreme Court provides a high bar for evidence and a new line of direction regarding claims for damages and remuneration

8 (2011) 165 – 170

Electronic evidence in torrent copyright cases

8 (2011) 171 – 178

Criminal investigations

Interception of communications: Skype, Google, Yahoo! and Microsoft tools and electronic data retention on foreign servers: A legal perspective from a prosecutor conducting an investigation

6 (2009) 158 – 163

Whether a photograph taken for Google's Street View can be used as evidence in a criminal process: a case note

6 (2009) 187 – 190

Problems of legal regulation and investigation of computer crimes in Georgia

7 (2010) 53 – 66

Trusted computing and the digital crime scene

8 (2011) 111 – 123

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

The effect of 'virtual presence' in Belgium on the duty to cooperate with criminal investigations: some prudence may be required when confronted with a request from a Belgian public prosecutor

8 (2011) 194 – 195

Forced biometric authentication – on a recent amendment in the Norwegian Code of Criminal Procedure

14 (2017) 26 – 30

Criminal proceedings

International phishing gangs and operation Phish & Chip

6 (2009) 153 – 157

The first 'Trojan Horse' case prosecuted in China

7 (2010) 107

R v LR (not reported) Indictment number T20090048

Abusive images of children; judicial order to provide copies of images to defence; refusal by prosecution; reasonableness of judicial order and practical arrangements

7 (2010) 125 – 129

Electronic Evidence in Swiss Criminal Procedure

8 (2011) 70 – 75

Search and seizure for electronic evidence: procedural aspects of UAE's legal system

10 (2013) 115 – 122

Electronic evidence and the Croatian Criminal Procedure Act

10 (2013) 128 – 135

The use of malware as a means of obtaining evidence in Portuguese criminal proceedings

11 (2014) 55 – 75

Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings

13 (2016) 88 – 96

Electronic Evidence in Criminal Procedure. On the Effects of ICT and the Development towards the Network Society on the Life-cycle of Evidence

16 (2019) 6 – 10

Computer forensics and electronic evidence in criminal legal proceedings: Lithuania's experience

16 (2019) 11 – 24

Reading between the (binary) digits. The utilization of electronic evidence in criminal proceedings in Vietnam

21 (2024) 30 – 38

Croatia

Electronic evidence and the Croatian Criminal Procedure Act

10 (2013) 128 – 135

Custody

Establishing possession, custody and control through electronic baggage tags

14 (2017) 16 – 21

Cybercrime

Cybercrime: Issues and challenges in the United States

7 (2010) 19 – 34

Problems of legal regulation and investigation of computer crimes in Georgia

7 (2010) 53 – 66

The Netherlands, case law

Gerechtshof 's Gravenhage 9 maart 2011 LJN: BP7080, Gerechtshof te 's-Gravenhage meervoudige kamer voor strafzaken (Appeals Court at The Hague, Criminal bench). dossier number: 22-002281-10

Threats to kill posted on web site; accused posted comments by using the connection of a third party via wi fi without permission; whether using the computer of a third party without permission is an offence in Dutch law; electronic evidence

8 (2011) 242 – 248

Cybercrime investigations

On the complexity of collaborative cyber crime investigations

6 (2009) 214 – 219

Problems of legal regulation and investigation of computer crimes in Georgia

7 (2010) 53 – 66

Trusted computing and the digital crime scene

8 (2011) 111 – 123

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

Practitioner note: Preserving cyber investigation evidence – the screen tool witness signature

8 (2011) 190 – 192

The effect of 'virtual presence' in Belgium on the duty to cooperate with criminal investigations: some prudence may be required when confronted with a request from a Belgian public prosecutor

8 (2011) 194 – 195

Evidence of cybercrime and coercive measures in Finland

13 (2016) 49 – 66

Cybersecurity

Assigning IACS cybersecurity responsibility conformant with the UK Network and Information Systems Regulations 2018

19 (2022) 87 – 101

Cyprus

Translation of the Cypriot law on electronic signatures

2 (2005) 86 – 94

Czech Republic

Contemporary enactment of the electronic signature in the Czech Republic

3 (2006) 30 – 39

Data messages

The evidential value of the data-message in Iran

3 (2006) 60 – 68

Data records

The use of historical call data records as evidence in the criminal justice system – lessons learned from the Danish telecom scandal

18 (2021) 1 – 17

Data protection, criminal offence

Norway, case law

HR-2012-2056-A, translation reviewed by Arve Føyen

Criminal offence; hacking; 'cloud' (online) storage of personal digital data; data protection; data controller; privacy

10 (2013) 201 – 208

Data protection, electronic signature

Data protection preliminary verification: Italy

Date of decision: 12 September 2013

Requested by Fineco Bank S.p.A.

Italy; data protection; preliminary verification; biometric data; advance electronic signature

11 (2014) 207 – 212

Date of decision: 31 January 2013

Requested by IT Telecom s.r.l. and Cassa di Risparmio di Parma e Piacenza S.p.A.

Italy; data protection; preliminary verification; biometric data; advance electronic signature; need to amend contracts; consent

11 (2014) 213 – 220

Date of decision: 31 January 2013

Requested by Unicredit S.p.A.

Italy; data protection; preliminary verification; biometric data; advance electronic signature

11 (2014) 221 – 224

Lithuania, case law

A-143-2740-12, 18 December 2012 with a commentary by Professor Mindaugas Kiškis

Electronic signatures; qualified certificate; advanced electronic signature; personal identification numbers; data protection

11 (2014) 152 – 164

Data protection, transborder discovery requests

The EU Data Protection Directive and major factors relied upon by U. S. courts in transborder discovery requests

5 (2008) 231 – 234

Debit card, loss or theft, liability

Germany

Civil law liability for unauthorized withdrawals at ATMs in Germany

6 (2009) 57 – 66

5 October 2004, XI ZR 210/03, published BGHZ 160, 308-321 Bundesgerichtshof (Federal Court of Justice)

6 (2009) 248 – 254

Lithuania

Ž.Š. v Lietuvos taupomasis bankas, Civil case No. 3K-3-390/2002, Supreme Court of Lithuania

6 (2009) 255 – 262

Deeds

European Civil Law Notaries ready to launch international digital deeds

4 (2007) 14 – 18

Hybrid signatures under Belgian law

9 (2012) 79 – 80

Defamatory comments, alteration of evidence

Dubai, case law

Case number 2009/37784, Bur Dubai

Digital evidence; alleged defamatory comments published on the internet; police investigation; alteration of evidence

9 (2012) 106 – 107

Delivery of e-mail

Electronic delivery

15 (2018) 70 – 74

Denmark, articles

Electronic signatures in Denmark: free for all citizens

1 (2004) 14 – 18

The burden of proof in the matter of alleged illegal downloading of music in Denmark

7 (2010) 87 – 89

Alleged illegal downloading of music: the Danish Supreme Court provides a high bar for evidence and a new line of direction regarding claims for damages and remuneration

8 (2011) 165 – 170

The use of historical call data records as evidence in the criminal justice system – lessons learned from the Danish telecom scandal

18 (2021) 1 – 17

Denmark, case notes

U.2000.1853V, Danish Western High Court

Debit card; mistake

4 (2007) 98

U.2006.1341V, Danish Western High Court

Scanned manuscript signature; mortgage; endorsement

4 (2007) 99

B-19-08 and B-52-08, Danish High Court (Østre Landsret), 5 September 2008

IPR; on-line; copyright musical works; Wi Fi; liability for infringement

5 (2008) 142

Denmark case translations

U.2001.252Ø, [Østre Landsret](#) (Eastern Division of the Danish High Court)

6 (2009) 232 – 233

Request for dissolution; Bankruptcy Court; signature; sufficiency of electronic signature with name typed on document

U.2001.1980/1H, Højesteret (Supreme Court)

Request for dissolution; Bankruptcy Court; requirement for manuscript signature; sufficiency of electronic signature with name typed on document

6 (2009) 234

Poul Erik Gravgaard Larsen v IFPI Danmark, Case 27/2009, Højesterets Dom (Supreme Court)

Illegal file sharing of music over the internet; assessment of digital evidence

8 (2011) 219 – 230

U 2012.2614 H, commentary by Professor Lars Bo Langsted

Social media; publicly available information; police obtaining information of social media; interception of communications; jurisdiction; Denmark

10 (2013) 162 – 165

U.2011.2396V, translated by Helena Lybæk Guðmundsdóttir

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card; Denmark

10 (2013) 166 – 168

U.2011.2396V, 11 May 2011, translated by Helena Lybæk Guðmundsdóttir

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card

11 (2014) 144 – 146

U.2014.52 V, 6 September 2013, with a commentary by Professor Lars Bo Langsted

Denmark; digital signature; enforcement

11 (2014) 147 – 148

U.2014.712Ø, 13 November 2013

Denmark; digital signature; enforcement

11 (2014) 149 – 150

Dependability

The Law Commission presumption concerning the dependability of computer evidence

17 (2020) 1 – 14

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Digital certificates

The probative value of digital certificates: Information Assurance is critical to e-Identity Assurance

1 (2004) 55 – 60

Electronic Certification in Brazil and in the European Union

2 (2005) 16 – 21

Digital data

Toward a new jurisprudence of information retrieval: What constitutes a “reasonable” search for digital evidence when using keywords?

5 (2008) 173 – 178

Digital data as hearsay

6 (2009) 7 – 24

Judgment in the case of *K.U. v Finland*: the European Court of Human Rights requires access to communications data to identify the sender to enable effective criminal prosecution in serious violations of private life

6 (2009) 33 – 45

Security in digital data preservation

11 (2014) 100 – 106

Digital documents

Submission of evidence through digital documents in Swiss civil litigation

3 (2006) 84 – 88

Bailiffs on the internet and the validity of their certified reports: Lessons learned from the French and Belgian courts

7 (2010) 71 – 76

Forensic document examination of electronically captured signatures

9 (2012) 67 – 73

Digital documents, case law

Dubai

Case number 2009/37784, Bur Dubai

Digital evidence; alleged defamatory comments published on the internet; police investigation; alteration of evidence

9 (2012) 106 – 107

Japan

Heisei 22 Nen (Wa) 5356 Gou

Prosecutor; alteration of digital evidence; criminal offence

9 (2012) 114 – 116

Latvia

Case No. A42738909, Administratīvā rajona tiesa (Administrative District Court)

Calibration certificate of the measuring device submitted without a valid electronic signature; consideration of article 5(2) of Directive 1999/93/EC of the European Parliament and of the Council of 13 December 1999 on a Community framework for electronic signatures, OJ L 13, 19.01.2000, p. 12; submission of electronic documents to the competent authorities as evidence should not be denied solely on the grounds that the document is in electronic form and that does not have a secure electronic signature

8 (2011) 238 – 241

Digital evidence, archiving

Digital evidence – do not confuse digital archiving with backups

6 (2009) 191 – 194

Digital evidence, articles

QQ Messenger chat record as criminal evidence in China

8 (2011) 187 – 189

Digital Evidence and the American Servicemembers' Protection Act

11 (2014) 107 – 114

Digital Evidence and Investigatory Protocols

11 (2014) 128 – 136

Digital evidence, bailiffs

Bailiffs on the internet and the validity of their certified reports: Lessons learned from the French and Belgian courts

7 (2010) 71 – 76

Digital evidence, case law

Belgium

AR n° 2002/71, Ghent Labour Court of Appeal (Bruges department, 7th chamber), 23 September 2003

Proof of contract; e-mail correspondence; electronic signature

5 (2008) 98

CSWARE bvba v Pepijn Descamps, 2007/AR/462, Ghent Court of Appeal, Chamber 7bis, 10 March 2008

Proof of contract; e-mail correspondence; allegations of manipulation of e-mails; burden of proof

5 (2008) 99 – 102

Brazil

Digital evidence in Brazil

5 (2008) 21 – 28

China

Yang Chunling v Han Ying (2005) hai min chu zi NO.4670, Beijing Hai Dian District People's Court

Mobile telephone; exchange of text messages; formation of contract; electronic signature

5 (2008) 103 – 105

Denmark, assessment of digital evidence

Poul Erik Gravgaard Larsen v IFPI Danmark, Case 27/2009, Højesterets Dom (Supreme Court)

Illegal file sharing of music over the internet; assessment of digital evidence

8 (2011) 219 – 230

Denmark, malicious software defence

B-19-08 and B-52-08, Danish High Court (Østre Landsret), 5 September 2008

IPR; on-line; copyright musical works; Wi Fi; liability for infringement

5 (2008) 142

Denmark, SIM card, location

U.2011.2396V, 11 May 2011, translated by Helena Lybæk Guðmundsdóttir

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card

11 (2014) 144 – 146

Russian Federation

Case No. A40-43946/08-93-94, Arbitrazh Court of Moscow

Digital evidence; construction of contract; e-mails instead of signed transfer and acceptance on paper

Case No. A40-19739/08-10-141, Arbitrazh Court of Moscow

Digital evidence; status of scanned copies as written evidence; contractual agreement for e-mail correspondence

6 (2009) 281 – 283

Singapore

Public Prosecutor v Neo Khoo Sing [2008] SGDC 225

Digital evidence; the standard of proof for circumstantial evidence; it should lead one to 'the irresistible inference and conclusion' that the offence was committed by the accused

6 (2009) 284 – 286

Digital evidence, disposal

Here's the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Digital evidence, electronic signatures

Digital evidence and e-signature in the Russian Federation: a change in trend?

6 (2009) 181 – 183

Digital evidence, electronic signatures, case law

Latvia

Case No. A42738909, Administratīvā rajona tiesa (Administrative District Court)

Calibration certificate of the measuring device submitted without a valid electronic signature; consideration of article 5(2) of Directive 1999/93/EC of the European Parliament and of the Council of 13 December 1999 on a Community framework for electronic signatures, OJ L 13, 19.01.2000, p. 12; submission of electronic documents to the competent authorities as evidence should not be denied solely on the grounds that the document is in electronic form and that does not have a secure electronic signature

8 (2011) 238 – 241

Digital evidence, evaluation

An approach to the judicial evaluation of evidence from computers and computer systems

18 (2021) 50 – 55

Digital evidence, failure to produce, consequences

Singapore

Alliance Management SA v Pendleton Lane P and Another (The First Case: [2007] SGHC 133), (The Second Case: [2008] SGHC 76)

5 (2008) 152 – 153

Digital evidence, guidelines

TlnRnKo 09.01.2017, 1-15-9051, Tallinna Ringkonnakohus (Tallinn Circuit Court)

Estonia; VAT on property; admissibility of evidence collected by surveillance; digital evidence guidelines; continuity of evidence (also known as chain of custody); MD5 hash – whether sufficient to prove evidence not altered; status of opinion of external expert (a lawyer)

16 (2019) 71 – 89

Digital evidence, investigation

Models of investigation and processing of digital evidence

5 (2008) 192 – 196

Digital evidence, proof

Denmark

The burden of proof in the matter of alleged illegal downloading of music in Denmark

7 (2010) 87 – 89

Alleged illegal downloading of music: the Danish Supreme Court provides a high bar for evidence and a new line of direction regarding claims for damages and remuneration

8 (2011) 165 – 170

France

Appeal No. 07-17622 Court of Cassation – second civil chamber of 4 December 2008

Original document; copy of original; digital copy; evidence of logo on scanned letter regarding proof of receipt

6 (2009) 246

Appeal reference n°: 07-12545 (Not published in the Judgments Bulletin), Court of Cassation, 1st Civil Chamber of 25 June 2008

Digital evidence; bank transfers written in identical terms; commencement of proof in writing

6 (2009) 247

Singapore

Public Prosecutor v Neo Khoo Sing [2008] SGDC 225

Digital evidence; the standard of proof for circumstantial evidence; it should lead one to 'the irresistible inference and conclusion' that the offence was committed by the accused

6 (2009) 284 – 286

Digital evidence, search and seizure

Canada

Search and seizure of digital evidence: thresholds and minefields

5 (2008) 240 – 244

New Zealand

Here's the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Thailand

Civil search and seizure of digital evidence: the example of the Thai Central IP & IT Court

5 (2008) 235 – 239

Digital evidence, probative value

Italy

Judgement No. 11445 of 6 September 2001 (Cassazione civile, sez. lav., 6 settembre 2001, n. 11445), Supreme Court of Cassation – Work Section

Admissibility of digital documents; probative value of electronic or computer systems

7 (2010) 137 – 140

Digital evidence, standard of proof

Norway

LB-2006-27667, 20 August 2007, Borgarting appellate court – judgement

5 (2008) 134 – 140

Singapore

Public Prosecutor v Neo Khoo Sing [2008] SGDC 225

6 (2009) 284 – 286

Digital evidence, status of scanned copies of documents

Russian Federation

Case No. A40-43946/08-93-94, Arbitrazh Court of Moscow

6 (2009) 281 – 283

Digital evidence, validity

Case law

Greece

32/2011, translation and commentary by Michael G. Rachavelias

Greece; assignment; validity; status of electronic document; e-mail address; evidential weight

11 (2014) 174 – 176

Digital evidence, watermarks

Digital watermarks as legal evidence

8 (2011) 152 – 164

Digital evidence, weight

E-mails

Belgium

AR n° 2002/71, Ghent Labour Court of Appeal (Bruges department, 7th chamber), 23 September 2003

5 (2008) 98

CSWARE bvba v Pepijn Descamps, 2007/AR/462, Ghent Court of Appeal, Chamber 7bis, 10 March 2008

5 (2008) 99 – 102

Greece

32/2011, translation and commentary by Michael G. Rachavelias

Greece; assignment; validity; status of electronic document; e-mail address; evidential weight

11 (2014) 174 – 176

Tax returns sent over the internet

Jurisprudencia 24/2008, Criteria Contradiction Proceedings (Contradicción de Tesis) 261/2007 SS between the Third Collegiate Court for Administrative Matters and the Second Civil Court for Civil Matters in the Seventh Circuit, Second Chamber of the Mexican Supreme Court, February 13, 2008

5 (2008) 117 – 133

Text messages, mobile telephone

Yang Chunng v Han Ying (2005) hai min chu zi NO.4670, Beijing Hai Dian District People's Court

5 (2008) 103 – 105

Digital evidence specialist

Russian Federation, failure to provide a specialist, report inadequate

Resolution of the Federal Arbitration Court of Moscow Region of 5 November 2003 N КГ-А 40/8531-03-П

5 (2008) 149 – 151

Digital forensics

Professionalism in digital forensics

4 (2007) 45 – 50

Digital forensics in Malaysia

5 (2008) 161 – 165

Diving into magnetic stripe card skimming devices

5 (2008) 187 – 191

The use of Artificial Intelligence in digital forensics: An introduction

7 (2010) 35 – 41

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

International aspects of migrating digital forensics in the cloud

10 (2013) 81 – 96

The application of forensics examination in crime-related prosecution: The need for standardization and a recognized model in Nigeria

17 (2020) 83 – 93

Digital images

Surveillance cameras, identification and expert evidence

9 (2012) 42 – 50

Digital property

Federated identity management: enabling legal control over digital property in the cloud

8 (2011) 33 – 43

Digital signatures, articles

A technician's views on the digital signature in Italy

2 (2005) 39 – 45

The creation of Qualified Signatures with Trusted Platform Modules

4 (2007) 61 – 68

The use of electronic digital signatures in banking relationships in the Russian Federation

5 (2008) 51 – 57

Bread and Donkey for Breakfast how IT law false friends can confound lawmakers: an Italian tale about digital signatures

6 (2009) 79 – 82

Justice and sheriff: Practical and authoritative methods for the electronic issuance of officially certified documents in the United States

7 (2010) 42 – 52

An overview of some recent case law in Belgium in relation to electronic signatures

7 (2010) 90 – 100

Rethinking the e-signatures Directive: on laws, trust services, and the digital single market

8 (2011) 9 – 24

How to abolish the cheque clearing system but keep and improve cheques

8 (2011) 107 – 110

The role of digital signatures in the digitisation of loan documentation in India

14 (2017) 61 – 66

Time of signing in the Estonian digital signature scheme

16 (2019) 40 – 50

Digital signatures, case law

Belgium

An overview of some recent case law in Belgium in relation to electronic signatures

7 (2010) 90 – 100

Denmark

U.2014.52 V, 6 September 2013, with a commentary by Professor Lars Bo Langsted

Denmark; digital signature; enforcement

11 (2014) 147 – 148

U.2014.712Ø, 13 November 2013

Denmark; digital signature; enforcement

11 (2014) 149 – 150

Estonia, procedure, use of digital signature

AS Valga Külmutusvagunite Depoo (in bankruptcy)

1 (2004) 75 – 79

Germany, qualified electronic signature

12 U 34/07, Court of Appeal Berlin (Kammergericht Berlin), 30 August 2007

5 (2008) 110 – 111

19 February 2009, IV R 97/06

6 (2009) 278

Russian Federation

Resolution of the Federal Arbitration Court of Moscow Region of 5 November 2003 N КГ-А 40/8531-03-П

5 (2008) 149 – 151

Sweden, procedure, qualified electronic signature

Case number 2572-2573-2002

1 (2004) 80

Digital signatures, interoperability

The Digital Tower of Babel

5 (2008) 183 – 186

Digital signatures, industry contribution

Industry Contribution: Digital signature as a method to strengthen enterprise risk management practices across the US government

20 (2023) IC1 – IC8

Digital signatures, notaries

Introducing and working with electronic signatures in mass applications: Notaries and the German commercial register

5 (2008) 68 – 72

Digital stamp, requirements

Mexico, case

Jurisprudencia 24/2008, Criteria Contradiction Proceedings (Contradicción de Tesis) 261/2007 SS between the Third Collegiate Court for Administrative Matters and the Second Civil Court for Civil Matters in the Seventh Circuit, Second Chamber of the Mexican Supreme Court, February 13, 2008

5 (2008) 117 – 133

Digital watermarks

Digital watermarks as legal evidence

8 (2011) 152 – 164

Disclosure

Electronic disclosure in England & Wales

3 (2006) 73 – 76

Firmware forensics: best practices in embedded software source code discovery

8 (2011) 148 – 151

The Post Office Horizon system and Seema Misra

13 (2016) 133 – 138

The Post Office Horizon IT scandal and the presumption of the dependability of computer evidence

17 (2020) 49 – 70

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

Scandal at the Post Office: The intersection of law, ethics and politics

19 (2022) 12 – 28

Ismay Report: Horizon – Response to Challenges Regarding Systems Integrity (Post Office Limited, 2 August 2010)

19 (2022) Document Supplement

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Disclosure, practical problems

E-disclosure viewed as 'sensemaking' with computers: The challenge of 'frames'

5 (2008) 62 – 67

Toward a new jurisprudence of information retrieval: What constitutes a "reasonable" search for digital evidence when using keywords?

5 (2008) 173 – 178

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

Court of Appeal of Antwerp, 2020/AR/1721, 12 June 2023 (unpublished), Court of Appeal of Antwerp, translated by Professor Dr Joachim Meese

Belgium; hidden defects Tesla S Pl00 DL vehicle; disclosure/discovery; expert investigation frustrated and hampered; lack of loyal cooperation with the expert report and the evidence

21 (2024) 51 – 57

Discovery, burden to establish necessary inspection

Canada

Search and seizure of digital evidence: thresholds and minefields

5 (2008) 240 – 244

Singapore

Alliance Management SA v Pendleton Lane P and Another (The First Case: [2007] SGHC 133), (The Second Case: [2008] SGHC 76)

5 (2008) 152 – 153

Discovery, electronic

Hong Kong

Electronic evidence and electronic discovery in the Hong Kong Special Administrative Region, People's Republic of China

13 (2016) 26 – 43

Singapore

Deutsche Bank AG v Chang Tse Wen and others [2010] SGHC 125

7 (2010) 161 – 162

Electronic discovery in Singapore: A quinquennial retrospective

11 (2014) 3 – 24

Discovery, international

International aspects of migrating digital forensics in the cloud

10 (2013) 81 – 96

Discovery, metadata

Case Comment on *Laushway v Messervey*, 2014 NSCA 7: 'Old evidence law dogs, new technology tricks'

12 (2015) 13 – 16

Discovery, pre-action

New Zealand

eDiscovery in New Zealand under the new amended rules

9 (2012) 7 – 16

Singapore

Evidential issues from pre-action discoveries: *Odex Pte Ltd v Pacific Internet Ltd*

6 (2009) 25 – 32

Discovery, protocol

New Zealand

eDiscovery in New Zealand under the new amended rules

9 (2012) 7 – 16

Singapore

Alliance Management SA v Pendleton Lane P and Another (The First Case: [2007] SGHC 133), (The Second Case: [2008] SGHC 76)

5 (2008) 152 – 153

Discovery, proportionality

Singapore

Surface Stone Pte. Ltd. v Tay Seng Leon and another [2011] SGHC 223

Electronic discovery; discovery and inspection of compound documents; principle of proportionality; inspection protocol

9 (2012) 128 – 129

Discovery, relevance

Singapore

Sanae Achar v Sci-Gen Ltd [2011] SGHC 87, High Court, 8 April 2011

Discovery; e-Discovery Practice Direction; electronically stored documents; relevance; whether necessary

8 (2011) 253 – 255

Discovery, refusal to cooperate

Court of Appeal of Antwerp, 2020/AR/1721, 12 June 2023 (unpublished), Court of Appeal of Antwerp, translated by Professor Dr Joachim Meese

Belgium; hidden defects Tesla S PI00 DL vehicle; disclosure/discovery; expert investigation frustrated and hampered; lack of loyal cooperation with the expert report and the evidence

21 (2024) 51 – 57

Discovery, remote

Remote electronic discovery

6 (2009) 132 – 138

Discovery, rules

New Zealand

eDiscovery in New Zealand under the new amended rules

9 (2012) 7 – 16

United States of America, Federal Rules of Civil Procedure

Avoiding disputes regarding electronic evidence: a U.S. perspective

5 (2008) 166 – 172

eDiscovery implications, duties and consequences

5 (2008) 197 – 201

Discovery, scope

Irish Supreme Court extends the scope of electronic discovery: *Dome Telecom v Eircom*

5 (2008) 41 – 44

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

Discovery, software code

Firmware forensics: best practices in embedded software source code discovery

8 (2011) 148 – 151

Disinhibition, on-line

The Moving Finger: sms, on-line communication and on-line disinhibition

8 (2011) 179 – 183

Document, exchange

The Processo Civile Telematico and the Italian legal framework: a perspective

12 (2015) 17 – 21

Document, forgery

Case law

Greece

Payment Order 5845/2013, translation by Michael G. Rachavelias

Greece; debt; electronic document; e-mail; e-mail address; burden of proof; forgery

11 (2014) 177 – 179

Document, meaning, hard disk

Singapore

Alliance Management SA v Pendleton Lane P and Another (The First Case: [2007] SGHC 133), (The Second Case: [2008] SGHC 76)

5 (2008) 152 – 153

Document, signed electronically

Electronically signed documents: legal requirements and measures for their long-term conservation

3 (2006) 40 – 44

Document, status

Case law

Greece

Payment Order 5845/2013, translation by Michael G. Rachavelias

Greece; debt; electronic document; e-mail; e-mail address; burden of proof; forgery

11 (2014) 177 – 179

Dubai, articles

Challenges of authentication and certification of e-awards in Dubai and before the Dubai International Financial Centre courts: the electronic signature

13 (2016) 97 – 112

The enforceability of electronic arbitration agreements before the DIFC Courts and Dubai Courts

14 (2017) 47 – 60

Dubai, case translation

Case number 2009/37784, Bur Dubai

Digital evidence; alleged defamatory comments published on the internet; police investigation; alteration of evidence

9 (2012) 106 – 107

Due process

Network investigative source codes and due process

14 (2017) 39 – 46

Duty of care and engineering functional-safety standards

16 (2019) 51 – 56

Education, digital evidence professionals

Digital evidence and digital forensic education

13 (2016) 143 – 147

Education, lawyers

A framework for a syllabus on electronic evidence

10 (2013) 7 – 15

Educating for the future: teaching evidence in the technological age

10 (2013) 16 – 24

Fitting a quart into a pint pot: the legal curriculum and meeting the requirements of practice

10 (2013) 23 – 28

Efficacy of evidence

England & Wales, Ruling

R v Cahill; R v Pugh 14 October 2014, Crown Court at Cardiff, T20141094 and T20141061 before HHJ Crowther QC

England & Wales; digital evidence; glucose testing; handheld device; Electronic Patient Record; efficacy of evidence

14 (2017) 67 – 71

Electronic administrative communications

Electronic administrative communications in The Netherlands

1 (2004) 51 – 54

Electronic authentication

Industry Canada releases principles for electronic authentication

1 (2004) 37 – 39

Brandeis Brief in the case of *In re William French Anderson*

10 (2013) 29 – 38

Electronic billing

Practice Note: Electronic billing for law firms

1 (2004) 87 – 88

Electronic commerce

E-commerce for Notaries in England & Wales

4 (2007) 41 – 44

The Singapore Electronic Transactions Act and the Hong Kong Electronic Transactions Ordinance

5 (2008) 7 – 20

Electronic disclosure

Electronic disclosure in England & Wales

3 (2006) 73 – 76

E-disclosure viewed as ‘sensemaking’ with computers: The challenge of ‘frames’

5 (2008) 62 – 67

Electronic evidence in control of and adversely affecting the opposing party: a comparative study of English and Norwegian law

8 (2011) 76 – 91

Electronic discovery, remote

Remote electronic discovery

6 (2009) 132 – 138

Electronic discovery

Hong Kong

Hong Kong’s new electronic discovery procedures

11 (2014) 29 – 36

Ireland

Irish Supreme Court extends the scope of electronic discovery: *Dome Telecom v Eircom*

5 (2008) 41 – 44

New Zealand

eDiscovery in New Zealand under the new amended rules

9 (2012) 7 – 16

Here’s the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Singapore

Surface Stone Pte. Ltd. v Tay Seng Leon and another [2011] SGHC 223

Electronic discovery; discovery and inspection of compound documents; principle of proportionality; inspection protocol

9 (2012) 128 – 129

United States of America

eDiscovery implications, duties and consequences

5 (2008) 197 – 201

Legal privilege and the high cost of electronic discovery in the United States: should we be thinking like lawyers?

6 (2009) 139 – 152

Electronic documents, conservation

Electronically signed documents: legal requirements and measures for their long-term conservation

3 (2006) 40 – 44

Electronic documents, definition

Greece, case law

Payment Order 1932/2011, translation and commentary by Michael G. Rachavelias,

Definition and legal nature of electronic documents; evidential weight of an e-mail message; function of an e-mail address as an electronic signature; evidential weight of the printed copy of an e-mail; authenticity issues regarding electronic documents

10 (2013) 198 – 200

Electronic document, electronic execution

Electronic Execution of Documents Interim Report: a critical analysis

19 (2022) 29 – 41

Electronic document, originality

Originality in Belgian civil law: comparing the Code Napoleon with Book 8 of the New Belgian Civil Code

16 (2019) 25 – 39

Electronic document, requirement for advanced electronic signature

Hungary, case law

BH (Court Decisions) 2006/324, A Magyar Köztársaság Legfelsőbb Bíróságának (Supreme Court)

Electronic documents; identifiable signature; unsigned e-mail; legal effect; requirement for an advanced electronic signature

8 (2011) 235 – 237

Electronic documents, status of private documents

Belgium

Originality in Belgian civil law: comparing the Code Napoleon with Book 8 of the New Belgian Civil Code

16 (2019) 25 – 39

Germany

12 U 34/07, Court of Appeal Berlin (Kammergericht Berlin), 30 August 2007

5 (2008) 110 – 111

Greece

Payment Order 8444/2011, Court of First Instance of Athens

Electronic documents; meaning and distinctions of electronic documents; evidential weight of an attested copy of an e-mail; whether it meets the requirements of article 623 of the Code of Civil Procedure for the issuance of a payment order

8 (2011) 231 – 234

32/2011, translation and commentary by Michael G. Rachavelias

Greece; assignment; validity; status of electronic document; e-mail address; evidential weight

11 (2014) 174 – 176

Electronic documents, income tax returns

Mexico

Jurisprudencia 24/2008, Criteria Contradiction Proceedings (Contradicción de Tesis) 261/2007 SS between the Third Collegiate Court for Administrative Matters and the Second Civil Court for Civil Matters in the Seventh Circuit, Second Chamber of the Mexican Supreme Court, February 13, 2008

5 (2008) 117 – 133

Electronic documents, revolving credit

France

Extract of the minutes of the Registry 1042/2011; RG No 11-11-00080 (not published), 12 December 2011

France; revolving credit; extensions of credit; failure to pay; digital evidence; electronic signature; civil procedure and time limit of application

11 (2014) 165 – 167

Arrêt No 442/12 of 14 February 2013 (not published)

France; revolving credit; extensions of credit; failure to pay; digital evidence; electronic signature; civil procedure and time limit of application

11 (2014) 168 – 170

Electronic documents, wills, lost testament, electronic copies, validity

Norway

LB-2006-27667, 20 August 2007, Borgarting appellate court – judgement

5 (2008) 134 – 140

Electronic evidence, admissibility

The admissibility of electronic evidence in court in Europe

3 (2006) 91

Admissibility of computer evidence in Tanzania

4 (2007) 56 – 60

Lorraine v Markel: unnecessarily raising the standard for admissibility of electronic evidence

4 (2007) 80 – 82

Electronic evidence in intellectual property litigation: from the Chinese perspective

10 (2013) 59 – 62

Electronic evidence, admission

Admission of electronic evidence: contradictions in the Kenyan Evidence Act

18 (2021) 35 – 49

Legal issues surrounding the admissibility of electronic evidence in Tanzania

18 (2021) 56 – 67

Electronic evidence, analysis, failure

Misunderstanding IT: Hospital cybersecurity and IT problems reach the courts

15 (2018) 11 – 32

The harm that judges do – misunderstanding computer evidence: Mr Castleton's story

17 (2020) 25 – 48

Electronic evidence, articles

Electronic evidence in China	14 (2017) 16 – 21
5 (2008) 45 – 50	Electronic evidence in Bulgaria – one step further, one step back
Evidential issues from pre-action discoveries: <i>Odex Pte Ltd v Pacific Internet Ltd</i>	15 (2018) 60 – 69
6 (2009) 25 – 32	Computer forensics and electronic evidence in criminal legal proceedings: Lithuania's experience
The legal regulation of electronic evidence: a pending necessity	16 (2019) 11 – 24
8 (2011) 25 – 32	Legal issues surrounding the admissibility of electronic evidence in Tanzania
Electronic evidence in Hungary: a general overview	18 (2021) 56 – 67
8 (2011) 44 – 59	Electronic evidence in arbitration proceedings: empirical analysis and recommendations
Electronic evidence in Latvia: a general overview	20 (2023) 30 – 39
8 (2011) 60 – 69	AI evidence and the future of motor vehicle accident disputes
Electronic Evidence in Swiss Criminal Procedure	21 (2024) 14 – 29
8 (2011) 70 – 75	Electronic evidence, best evidence
Electronic evidence in torrent copyright cases	Electronic evidence in Tanzania
8 (2011) 171 – 178	10 (2013) 123 – 127
QQ Messenger chat record as criminal evidence in China	Electronic evidence, continuity
8 (2011) 187 – 189	TlnRnKo 09.01.2017, 1-15-9051, Tallinna Ringkonnakohus (Tallinn Circuit Court)
Electronic evidence in intellectual property litigation: from the Chinese perspective	<i>Estonia; VAT on property; admissibility of evidence collected by surveillance; digital evidence guidelines; continuity of evidence (also known as chain of custody); MD5 hash – whether sufficient to prove evidence not altered; status of opinion of external expert (a lawyer)</i>
10 (2013) 59 – 62	16 (2019) 71 – 89
Search and seizure for electronic evidence: procedural aspects of UAE's legal system	Electronic Evidence, Draft Convention on
10 (2013) 115 – 122	13 (2016) S1 – S11
Electronic evidence in Tanzania	Electronic evidence, empirical analysis
10 (2013) 123 – 127	Electronic evidence in arbitration proceedings: empirical analysis and recommendations
Electronic evidence and the Croatian Criminal Procedure Act	20 (2023) 30 – 39
10 (2013) 128 – 135	Electronic evidence, evaluation
The scope of electronic transactions and electronic evidence in the courts of the United Arab Emirates	An approach to the judicial evaluation of evidence from computers and computer systems
11 (2014) 37 – 45	18 (2021) 50 – 55
Electronic evidence in Nigeria	
11 (2014) 76 – 84	
Establishing possession, custody and control through electronic baggage tags	

Electronic evidence, exchange

A proposed electronic evidence exchange across the European Union

14 (2017) 1 – 12

Electronic evidence, failure of analysis

Misunderstanding IT: Hospital cybersecurity and IT problems reach the courts

15 (2018) 11 – 32

Electronic evidence, integrity

Hangzhou Huatai Yimei Culture Media Co., Ltd. v. Shenzhen Daotong Technology Development Co., Ltd. (2018) Zhe 0192 Civil Case, First Court No. 81, Hangzhou Internet Court of the People's Republic of China, translated by Dr Jiong He

China; intellectual property infringement; authenticity of electronic evidence; screenshot of webpage; SHA256 hash value; blockchain related evidence; Bitcoin block chain; integrity of evidence; law of electronic signatures

16 (2019) 61 – 70

Electronic evidence, life cycle

Electronic Evidence in Criminal Procedure. On the Effects of ICT and the Development towards the Network Society on the Life-cycle of Evidence

16 (2019) 6 – 10

Electronic evidence, preservation

Electronic evidence and the Croatian Criminal Procedure Act

10 (2013) 128 – 135

Electronic evidence, probative force

Electronic evidence in intellectual property litigation: from the Chinese perspective

10 (2013) 59 – 62

Electronic evidence and electronic signatures in Indonesia: the probative value of digital evidence

10 (2013) 136 – 143

China

Xinchuan Online (Beijing) Information Technology Co. Ltd. v Zigong Branch of China Network Communication Group (2008) Min Shen Zi No. 926, translation and commentary by Dr Jiong He

Intellectual property infringement; electronic evidence; probative force of notarial certificates; reliability of method of collecting electronic evidence

10 (2013) 158 – 161

England & Wales, Ruling

R v Cahill; R v Pugh 14 October 2014, Crown Court at Cardiff, T20141094 and T20141061 before HHJ Crowther QC

England & Wales; digital evidence; glucose testing; handheld device; Electronic Patient Record; efficacy of evidence

14 (2017) 67 – 71

Estonia

3-15-2557, Tallinna Ringkonnakohus (Tallinn Circuit Court), 12 January 2017, translation by Kivi, Andres

Estonia; admissibility of digital evidence; trustworthiness of digital evidence; tax procedure

14 (2017) 72 – 78

Electronic evidence, proof

Decision No 50, Haskovo District Court, Civil Division, II appellate civil panel, 20 January 2018, with a commentary by Kalina Ruseva

Bulgaria; Civil Procedure Code; formation of contract; electronic evidence; exchanges via social networking website; proof

16 (2019) 57 – 60

Electronic evidence, syllabus

A framework for a syllabus on electronic evidence

10 (2013) 7 – 15

Electronic identity

The proposed international e-identity assurance standard for electronic notarization

5 (2008) 78 – 80

The draft International Electronic Notarization Assurance Standard

5 (2008) 81 – 97

Electronic payment, case law

Russian Federation, mistake as to transfer

A12-3342/05-C11, The Federal Arbitration of the Povolzhsky District

- 4 (2007) 83 – 85
- Electronic payment procedure
- The German electronic order for payment procedure
- 4 (2007) 51 – 55
- Electronic prescriptions
- The electronic prescription of medication in a Netherlands hospital
- 3 (2006) 55 – 59
- Electronic records
- Why a legal opinion is necessary for electronic records management systems
- 9 (2012) 17 – 30
- Electronic registered post
- Comments on the Italian ‘Code for the digital administration’
- 5 (2008) 29 – 40
- Electronic security stamp
- Hybrid signatures under Belgian law
- 9 (2012) 79 – 80
- Electronic signatures, advanced electronic signature
- Hungary, case law
- BH (Court Decisions) 2006/324, A Magyar Köztársaság Legfelsőbb Bíróságának (Supreme Court)
- Electronic documents; identifiable signature; unsigned e-mail; legal effect; requirement for an advanced electronic signature*
- 8 (2011) 235 – 237
- Sweden, case law
- Case No. 11534-13
- Sweden; advanced electronic signature; effectiveness; administrative proceedings*
- 12 (2015) 103 – 106
- Electronic signatures, applications
- Introducing and working with electronic signatures in mass applications: Notaries and the German commercial register
- 5 (2008) 68 – 72
- Electronic signatures, articles
- Electronic Signatures in German, French and Polish Law Perspective
- 1 (2004) 7 – 13
- Electronic signatures in Denmark: free for all citizens
- 1 (2004) 14 – 18
- Electronic signature: value in law and probative effectiveness in the Italian legal system
- 1 (2004) 19 – 24
- Recent developments in the United States regarding electronic signatures
- 1 (2004) 27 – 29
- The electronic signature law in Turkey
- 1 (2004) 33 – 36
- Legal aspects of electronic signatures in Bulgaria
- 1 (2004) 61 – 66
- On the implementation of the 1999 European Directive on electronic signatures
- 2 (2005) 7 – 15
- Electronic signatures in Russian law
- 2 (2005) 62 – 66
- The electronic signature law: between creating the future and the future of creation
- 2 (2005) 46 – 50
- The electronic signature in Spain
- 2 (2005) 77 – 78
- Contemporary enactment of the electronic signature in the Czech Republic
- 3 (2006) 30 – 39
- Watch what you sign!
- 3 (2006) 45 – 49
- The electronic signature law in Vietnam: a note
- 3 (2006) 89 – 90
- Comments about the Brazilian Supreme Court electronic signature case law
- 3 (2006) 98 – 100
- Integrating qualified electronic signatures with password legacy systems

- 4 (2007) 7 – 13
- Electronic signatures: value in law and probative effectiveness in Greece
- 4 (2007) 34 – 40
- The electronic signature in Chile
- 4 (2007) 69 – 79
- The Singapore Electronic Transactions Act and the Hong Kong Electronic Transactions Ordinance
- 5 (2008) 7 – 20
- Businesses' perception of electronic signatures: An Australian study
- 6 (2009) 46 – 56
- Civil law liability for unauthorized withdrawals at ATMs in Germany
- 6 (2009) 57 – 66
- Bread and Donkey for Breakfast how IT law false friends can confound lawmakers: an Italian tale about digital signatures
- 6 (2009) 79 – 82
- The essential elements of an effective electronic signature process
- 6 (2009) 83 – 97
- Reliability of Chip & PIN evidence in banking disputes
- 6 (2009) 98 – 115
- PINs, passwords and human memory
- 6 (2009) 116 – 122
- Digital evidence and e-signature in the Russian Federation: a change in trend?
- 6 (2009) 181 – 183
- Rethinking the e-signatures Directive: on laws, trust services, and the digital single market
- 8 (2011) 9 – 24
- Electronic Signatures in Iran
- 8 (2011) 184 – 186
- Forensic document examination of electronically captured signatures
- 9 (2012) 67 – 73
- Enforcing 'simple' electronic signatures in an international context
- 9 (2012) 74 – 78
- Must e-Signatures be reliable?
- 10 (2013) 67 – 70
- Electronic signatures in Italian law
- 11 (2014) 85 – 99
- Challenges of authentication and certification of e-awards in Dubai and before the Dubai International Financial Centre courts: the electronic signature
- 13 (2016) 97 – 112
- The e-signature in Taiwan: consent, integrity and accessibility
- 13 (2016) 148 – 153
- A note to China's new law on electronic signatures
- 13 (2016) 154 – 155
- Originality in Belgian civil law: comparing the Code Napoleon with Book 8 of the New Belgian Civil Code
- 16 (2019) 25 – 39
- Time of signing in the Estonian digital signature scheme
- 16 (2019) 40 – 50
- Implementing the electronic signature law in Tanzania – successes, challenges, and prospects
- 19 (2022) 102 – 116
- Practitioner Note: the use of electronic signatures in procurement between jurisdictions
- 19 (2022) 117 – 119
- Electronic signature law up-date: Türkiye
- 19 (2022) 120 – 122
- Electronic signatures, biodynamic
- Forensic document examination of electronically captured signatures
- 9 (2012) 67 – 7
- Electronic signatures, burden of proof
- Germany
- Ur19 U 16/02, OLG Köln, 6 September 2002
- 5 (2008) 108 – 109

Russian Federation

Resolution of the Federal Arbitration Court of Moscow
Region of 5 November 2003 N KГ-A 40/8531-03-П

5 (2008) 149 – 151

Electronic signatures, case law

Biodynamic electronic signature

Article

Forensic document examination of electronically
captured signatures

9 (2012) 67 – 73

France

n° 13DA00046 (not published at Recueil Lebon), 30
May 2013

*France; penalty points driver's license; approved
digital device; procedure; digital evidence; electronic
signature; biodynamic version of a manuscript
signature; proof*

11 (2014) 171 – 173

Advanced electronic signature

Lithuania

A-143-2740-12, 18 December 2012 with a
commentary by Professor Mindaugas Kiškis

*Electronic signatures; qualified certificate; advanced
electronic signature; personal identification numbers;
data protection*

11 (2014) 152 – 164

Digital signatures

Brazil, procedure

RMS-AgR-ED 24257 DF

3 (2006) 92 – 94

AI 564765 RJ

3 (2006) 95 – 97

Denmark

U.2014.52 V, 6 September 2013, with a commentary
by Professor Lars Bo Langsted

Denmark; digital signature; enforcement

11 (2014) 147 – 148

U.2014.712Ø, 13 November 2013

Denmark; digital signature; enforcement

11 (2014) 149 – 150

Estonia, procedure, use of digital signature

AS Valga Külmutusvaguinite Depoo (in bankruptcy)

1 (2004) 75 – 79

Germany, qualified electronic signature

12 U 34/07, Court of Appeal Berlin (Kammergericht
Berlin), 30 August 2007

5 (2008) 110 – 111

19 February 2009, IV R 97/06

6 (2009) 278

Hungary

BH (Court Decisions) 2006/324, A Magyar Köztársaság
Legfelsőbb Bíróságának (Supreme Court)

*Electronic documents; identifiable signature; unsigned
e-mail; legal effect; requirement for an advanced
electronic signature*

8 (2011) 235 – 237

Russian Federation, banking

The use of electronic digital signatures in banking
relationships in the Russian Federation

5 (2008) 51 – 57

Resolution of the Federal Arbitration Court of Moscow
Region of 5 November 2003 N KГ-A 40/8531-03-П

5 (2008) 149 – 151

Sweden, procedure, qualified electronic signature

Case number 2572-2573-2002

1 (2004) 80

E-mail account, password

Germany

Ur19 U 16/02, OLG Köln, 6 September 2002

5 (2008) 108 – 109

12 U 34/07, Court of Appeal Berlin (Kammergericht
Berlin), 30 August 2007

5 (2008) 110 – 111

Name in e-mail address

Greece, assignment

32/2011, translation and commentary by Michael G. Rachavelias

Greece; assignment; validity; status of electronic document; e-mail address; evidential weight

11 (2014) 174 – 176

Greece, debt

Payment Order 5845/2013, translation by Michael G. Rachavelias

Greece; debt; electronic document; e-mail; e-mail address; burden of proof; forgery

11 (2014) 177 – 179

Greece, notification procedure

Court Decision No. 1963/(2004)

2 (2005) 107 – 111

Italy, e-mail acknowledging debt

Tribunale Mondovì, 7 giugno 2004, n. 375 (decr.), Giur. It. 2005, 1026

4 (2007) 86 – 88

Singapore, contract

SM Integrated Transware Pte Ltd v Schenker Singapore (Pte) Ltd [(2005)] SGHC 58

2 (2005) 112 – 113

Name typed in an e-mail

China, employment

Beijing Han-Hua-Kai-Jie Technology development Ltd. v Chen Hong

4 (2007) 96

France, procedure, name typed in an e-mail

Case number 235784 from the Conseil d’Etat, Elections municipales de la Commune d’Entre-Deux-Monts dated 28 December 2001

1 (2004) 81

Case number 00-46467 from the Cour de Cassation, chambre civile 2, Sté Chalets Boisson c/ M. X. dated 30 April 2003

1 (2004) 82

Germany, contract

OLG Köln, 19 U 16/02; LG Konstanz, 2 O 141/01 A; AG Erfurt, 28 C 2354/01

2 (2005) 105 – 106

Ur19 U 16/02, OLG Köln, 6 September 2002

5 (2008) 108 – 109

12 U 34/07, Court of Appeal Berlin (Kammergericht Berlin), 30 August 2007

5 (2008) 110 – 111

Greece, contract

Translation of Case No. 1327/2001 – Payment Order

3 (2006) 104 – 107

Case note of Case number 1327/2001 – Payment Order from the Court of first instance of Athens

1 (2004) 83 – 86

Italy, contract

Tribunale sez. V, Milano, 18/10/2016, n. 11402

Italy; evidence of contract; e-mail; validity of electronic signature; payment of invoices; Code of the Digital Administration decree 82/2005; Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC OJ L 257, 28.8.2014, p. 73–114

16 (2019) 90 – 92

Slovenia, procedure

I Up 505/2003, The Supreme Court of the Republic of Slovenia

4 (2007) 97

Name in text message

China

Yang Chunning v Han Ying (2005) hai min chu zi NO.4670, Beijing Hai Dian District People’s Court

5 (2008) 103 – 105

Denmark

U.2001.252Ø

6 (2009) 232 – 233

U.2001.1980/1H

6 (2009) 234

Personal Identity Number (PIN)

Austria, ATM card

OGH Urteil vom 29.06.2000, 2 Ob 133/99v – Liability for misuse of ATM cards, Oberster Gerichtshof (Austrian Supreme Court)

5 (2008) 141

OGH judgment of 29.06.2000, 2 Ob 133/99v – Liability for misuse of ATM cards, Oberster Gerichtshof (Austrian Supreme Court) (Translation)

6 (2009) 223 – 231

Denmark, error

U.2000.1853V, Danish Western High Court

4 (2007) 98

England & Wales

Job v Halifax PLC (not reported) Case number 7BQ00307

6 (2009) 235 – 245

Shojibur Rahman v Barclays Bank PLC, commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof; events taking place before the Payment Services Regulations 2009 in force

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from the judgment of Her Honour District Judge Millard dated 24 October 2012), commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof

10 (2013) 175 – 187

Germany

Civil law liability for unauthorized withdrawals at ATMs in Germany

6 (2009) 57 – 66

5 October 2004, XI ZR 210/03, published BGHZ 160, 308-321 Bundesgerichtshof (Federal Court of Justice)

6 (2009) 248 – 254

Greece, bank card

Translation – Court Decision No. 5526/1999

4 (2007) 89 – 90

Translation – Court Decision No. 9460/1999 (9460/1999 EΦ ΑΘ)

7 (2010) 134 – 136

Lithuania, bank card

Ž.Š. v AB Lietuva taupomasis bankas, Civil Case No. 3K-3-390/2002, Civil Chamber of the Supreme Court of Lithuania

5 (2008) 143 – 145

Ž.Š. v Lietuvos taupomasis bankas, Civil case No. 3K-3-390/2002, Supreme Court of Lithuania

6 (2009) 255 – 262

Norway

Unauthorized use of bank cards with or without the PIN: a lost case for the customer?

9 (2012) 95 – 101

Journal number 04-016794TVI-TRON, Bernt Petter Jørgensen v DnB NOR Bank ASA by the Chairman of the Board (Trondheim District Court, 24 September 2004)

Bank card; theft of card; unauthorized use; PIN; electronic signature; burden of proof; liability; gross negligence

9 (2012) 117 – 123

Spain

Bank card fraud in Spain

6 (2009) 67 – 78

Qualified electronic signature

Germany, electronic documents

12 U 34/07, Court of Appeal Berlin (Kammergericht Berlin), 30 August 2007

5 (2008) 110 – 111

Appeal, civil proceedings

14.01.2010, VII ZB 112/08, commentary by Dr Martin Eßer

7 (2010) 158

Scanned manuscript signature

Denmark, redemption of mortgage

U.2006.1341V, Danish Western High Court

4 (2007) 99

Germany, procedure, scanned manuscript signature sent by computer facsimile

GmS-OGB 1/98

2 (2005) 103 – 104

Secure electronic signature

France

15-10732 Cour de cassation, chambre civile 1, 6 April 2016, translated by Laura Ramkhalawan

France; electronic signature; validation of signature; formation of contract

13 (2016) 159 – 161

Latvia

Case No. A42738909, Administratīvā rajona tiesa (Administrative District Court)

Calibration certificate of the measuring device submitted without a valid electronic signature; consideration of article 5(2) of Directive 1999/93/EC of the European Parliament and of the Council of 13 December 1999 on a Community framework for electronic signatures, OJ L 13, 19.01.2000, p. 12; submission of electronic documents to the competent authorities as evidence should not be denied solely on the grounds that the document is in electronic form and that does not have a secure electronic signature

8 (2011) 238 – 241

Poland, electronic document, secure electronic signature, legal effect, case translation

Sygn. akt I KZP 39/08, Polish Supreme Court, 26 March 2009

6 (2009) 270 – 274

Electronic signatures, case law, unknown form

France

CA Douai, 8e ch., 1re sect., 2 mai 2013, n° 12/05299: JurisData n° 2013-008597

France; electronic signature; revolving credit; foreclosure

11 (2014) 180 – 181

Electronic signatures, court proceedings

Electronic Signatures and court proceedings in Brazil

3 (2006) 7 – 11

Electronic signatures, enforcement

Enforcing 'simple' electronic signatures in an international context

9 (2012) 74 – 78

Electronic signatures, failure to understand

Businesses' perception of electronic signatures: An Australian study

6 (2009) 46 – 56

Electronic signatures, hybrid

Hybrid signatures under Belgian law

9 (2012) 79 – 80

Electronic signatures, methods

On-line signing made simple

1 (2004) 44 – 50

Electronic signatures, officially certified documents

Justice and sheriff: Practical and authoritative methods for the electronic issuance of officially certified documents in the United States

7 (2010) 42 – 52

Electronic signatures, PKI

Electronic Signatures and PKI Frameworks in Australia

1 (2004) 40 – 43

Electronic signatures, password legacy systems

Integrating qualified electronic signatures with password legacy systems

4 (2007) 7 – 13

Electronic signatures, privacy

Case law

Lithuania

A-143-2740-12, 18 December 2012 with a commentary by Professor Mindaugas Kiškis

Electronic signatures; qualified certificate; advanced electronic signature; personal identification numbers; data protection

11 (2014) 152 – 164

Electronic signatures, probative value

Electronic evidence and electronic signatures in
Indonesia: the probative value of digital evidence

10 (2013) 136 – 143

Originality in Belgian civil law: comparing the Code
Napoleon with Book 8 of the New Belgian Civil Code

16 (2019) 25 – 39

Electronic signatures, procurement

Practitioner Note: the use of electronic signatures in
procurement between jurisdictions

19 (2022) 117 – 119

Electronic signatures, proof

England & Wales, case law

Shojibur Rahman v Barclays Bank PLC, commentary by
Stephen Mason and Nicholas Bohm

*Bank card; PIN; electronic signature; verification of
customer; negligence of the bank; negligence of the
customer; fraud; burden of proof; events taking place
before the Payment Services Regulations 2009 in force*

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from
the judgment of Her Honour District Judge Millard
dated 24 October 2012), commentary by Stephen
Mason and Nicholas Bohm

*Bank card; PIN; electronic signature; verification of
customer; negligence of the bank; negligence of the
customer; fraud; burden of proof*

10 (2013) 175 – 187

Russian Federation, digital signature, case law

Resolution of the Federal Arbitration Court of Moscow
Region of 5 November 2003 N КГ-А 40/8531-03-П

5 (2008) 149 – 151

Electronic signatures, qualified, articles

Integrating qualified electronic signatures with
password legacy systems

4 (2007) 7 – 13

When the EU qualified electronic signature becomes
an information services preventer

7 (2010) 7 – 18

Time of signing in the Estonian digital signature
scheme

16 (2019) 40 – 50

Electronic signatures, qualified, case law

Germany

12 U 34/07, Court of Appeal Berlin (Kammergericht
Berlin), 30 August 2007

5 (2008) 110 – 111

Electronic signatures, reliability of method

Must e-Signatures be reliable?

10 (2013) 67 – 70

Electronic signatures, regulation

Legal regulation of electronic signatures in Lithuania

2 (2005) 73 – 76

Legal update, Canada: PIPEDA's Secure Electronic
Signature Regulations have been published

2 (2005) 71 – 72

The Singapore Electronic Transactions Act and the
Hong Kong Electronic Transactions Ordinance

5 (2008) 7 – 20

Electronic signatures, security, articles

Practical considerations in securing electronic
signatures

2 (2005) 67 – 70

Reliability of Chip & PIN evidence in banking disputes

6 (2009) 98 – 115

Electronic signatures, security, case law

Russian Federation, digital signature

Resolution of the Federal Arbitration Court of Moscow
Region of 5 November 2003 N КГ-А 40/8531-03-П

5 (2008) 149 – 151

Electronic signatures, Singapore and Hong Kong

The Singapore Electronic Transactions Act and the
Hong Kong Electronic Transactions Ordinance

5 (2008) 7 – 20

Electronic signatures, validation

France

15-10732 Cour de cassation, chambre civile 1, 6 April
2016, translated by Laura Ramkhalawan

France; electronic signature; validation of signature; formation of contract

13 (2016) 159 – 161

Electronic title certificate

Electronic title certificate as legal evidence: the land registration system and the quest for legal certainty in Indonesia

20 (2023) 47 – 61

Electronic voting

Germany

2 BvC 3/07, 2 BvC 4/07 Federal Constitutional Court of Germany

6 (2009) 279 – 280

Electronic wills

Norway, succession law, lost will

LB-2006-27667, 20 August 2007, Borgarting appellate court – judgement

5 (2008) 134 – 140

Electronic wills in South Africa

7 (2010) 67 – 70

E-mail, address, function of

Greece, case law

Payment Order 1932/2011, translation and commentary by Michael G. Rachavelias

Definition and legal nature of electronic documents; evidential weight of an e-mail message; function of an e-mail address as an electronic signature; evidential weight of the printed copy of an e-mail; authenticity issues regarding electronic documents

10 (2013) 198 – 200

E-mail, articles

Registered e-Mail and e-Invoicing in Turkey

6 (2009) 197 – 201

E-mail evidence and the hearsay rule – commentary on a recent Malaysian case

10 (2013) 107 – 114

E-mail, authenticity

Zhang Hua v Shanghai Danwei Information Consultation Co. Ltd, Shanghai People's Court of Jing'an District

6 (2009) 275 – 276

E-mail, client confidentiality

Practitioner note: E-mails cause practical problems for client confidentiality

8 (2011) 193

E-mail, delivery

Electronic delivery

15 (2018) 70 – 74

E-mail, evidential weight

Greece, case law

Payment Order 1932/2011, translation and commentary by Michael G. Rachavelias

Definition and legal nature of electronic documents; evidential weight of an e-mail message; function of an e-mail address as an electronic signature; evidential weight of the printed copy of an e-mail; authenticity issues regarding electronic documents

10 (2013) 198 – 200

E-mail, evidential weight of copy

Greece, case law

Payment Order 8444/2011, Court of First Instance of Athens

Electronic documents; meaning and distinctions of electronic documents; evidential weight of an attested copy of an e-mail; whether it meets the requirements of article 623 of the Code of Civil Procedure for the issuance of a payment order

8 (2011) 231 – 234

E-mail, hearsay

E-mail evidence and the hearsay rule – commentary on a recent Malaysian case

10 (2013) 107 – 114

E-mail, legal effect, case law

Greece

Case No 803/2004, Council of State for Suspensions, 15 September 2004

5 (2008) 112 – 116

Payment Order 8444/2011, Court of First Instance of Athens

Electronic documents; meaning and distinctions of electronic documents; evidential weight of an attested copy of an e-mail; whether it meets the requirements of article 623 of the Code of Civil Procedure for the issuance of a payment order

8 (2011) 231 – 234

Italy

Tribunale sez. V, Milano, 18/10/2016, n. 11402

Italy; evidence of contract; e-mail; validity of electronic signature; payment of invoices; Code of the Digital Administration decree 82/2005; Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC OJ L 257, 28.8.2014, p. 73–114

16 (2019) 90 – 92

Hungary

BH (Court Decisions) 2006/324, A Magyar Köztársaság Legfelsőbb Bíróságának (Supreme Court)

Electronic documents; identifiable signature; unsigned e-mail; legal effect; requirement for an advanced electronic signature

8 (2011) 235 – 237

Netherlands

21 November 2007, LJN BC0337, Rechtbank (Lower Court) Amsterdam

5 (2008) 146

Embedded software

Firmware forensics: best practices in embedded software source code discovery

8 (2011) 148 – 151

Encrypted data

A combination or a key? The Fifth Amendment and privilege against compelled decryption

9 (2012) 81 – 87

Digital data encryption –aspects of criminal law and dilemmas in Slovenia

10 (2013) 147 – 154

Forced biometric authentication – on a recent amendment in the Norwegian Code of Criminal Procedure

14 (2017) 26 – 30

Encrypted data, case law

Belgium

4 februari 2020 P.19.1086.N/1, Hof van Cassatie, tweede kamer (Court of Cassation, second chamber), translated by Professor dr. Joachim Meese

Belgium; encrypted data; right to silence; refusal to reveal key to authorities; criminal offence; article 6(2) European Court of Human Rights

17 (2020) 94 – 96

engineering functional-safety standards, duty of care and

16 (2019) 51 – 56

England & Wales, articles

Practice Note: Electronic billing for law firms

1 (2004) 87 – 88

Electronic disclosure in England & Wales

3 (2006) 73 – 76

E-commerce for Notaries in England & Wales

4 (2007) 41 – 44

Electronic evidence in control of and adversely affecting the opposing party: a comparative study of English and Norwegian law

8 (2011) 76 – 91

Digital Forensics Specialist Group

9 (2012) 88 – 90

Technology assisted review approved for use in English High Court litigation

13 (2016) 139 – 142

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

Electronic Execution of Documents Interim Report: a critical analysis

19 (2022) 29 – 41

England & Wales, case note

Donald Blaney v Person(s) unknown, (not reported),
Thursday, 1 October 2009, Lewison J ChD

*Intellectual property; passing off; copyright; moral
rights; injunction; service by alternative means; CPR
6.27; internet; anonymous author*

7 (2010) 155

England & Wales, Court of Appeal

Misunderstanding Digital Computer Technology in
Court A Commentary on a Case Involving the Post
Office Horizon System

21 (2024) 1 – 13

England & Wales, judgments

Job v Halifax PLC (not reported) Case number
7BQ00307

*ATM; electronic signature (PIN); proof for civil
proceedings*

6 (2009) 235 – 245

R v LR (not reported) Indictment number T20090048

*Abusive images of children; judicial order to provide
copies of images to defence; refusal by prosecution;
reasonableness of judicial order and practical
arrangements*

7 (2010) 125 – 129

Shojibur Rahman v Barclays Bank PLC, commentary by
Stephen Mason and Nicholas Bohm

*Bank card; PIN; electronic signature; verification of
customer; negligence of the bank; negligence of the
customer; fraud; burden of proof; events taking place
before the Payment Services Regulations 2009 in force*

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from
the judgment of Her Honour District Judge Millard
dated 24 October 2012), commentary by Stephen
Mason and Nicholas Bohm

*Bank card; PIN; electronic signature; verification of
customer; negligence of the bank; negligence of the
customer; fraud; burden of proof*

10 (2013) 175 – 187

England & Wales, service

Donald Blaney v Person(s) unknown, (not reported),
Thursday, 1 October 2009, Lewison J ChD

*Intellectual property; passing off; copyright; moral
rights; injunction; service by alternative means; CPR
6.27; internet; anonymous author*

7 (2010) 155

England & Wales, trial transcript

Regina v Seema Misra, T20090070, in the Crown Court
at Guilford, Trial dates: 11, 12, 13, 14, 15, 18, 19, 20,
21 October and 11 November 2010, His Honour Judge
N. A. Stewart and a jury

*England & Wales; theft; electronic evidence; Post
Office Horizon System; ‘reliability’ of computers*

12 (2015) Introduction, 44 – 55; Documents
Supplement

*Alan Bates v Post Office Limited, TLQ17/0455, Before
Mr Justice Fraser, 11 March 2019 – 2 July 2019; 16
December 2019*

*England & Wales; electronic evidence; Post Office
Horizon System; ‘reliability’ of computers*

18 (2021) Documents Supplement

Estonia, articles

Criminal procedure and digital evidence in Estonia

13 (2016) 113 – 120

Time of signing in the Estonian digital signature
scheme

16 (2019) 40 – 50

Estonia, case law

Case note

AS Valga Külmutusvagunite Depoo (in bankruptcy)

1 (2004) 75 – 79

Translations

3-15-2557, Tallinna Ringkonnakohus (Tallinn Circuit
Court), 12 January 2017, translation by Andres Kivi

*Estonia; admissibility of digital evidence;
trustworthiness of digital evidence; tax procedure*

14 (2017) 72 – 78

1-11-12390/28, Tallinna Ringkonnakohus (Tallinn
Circuit Court), translated and with a commentary by
Stella Raudsepp

*Estonia; admissibility of digital evidence;
trustworthiness of digital evidence*

15 (2018) 75 – 91

TlnRnKo 09.01.2017, 1-15-9051, Tallinna
Ringkonnakohus (Tallinn Circuit Court)

Estonia; VAT on property; admissibility of evidence collected by surveillance; digital evidence guidelines; continuity of evidence (also known as chain of custody); MD5 hash – whether sufficient to prove evidence not altered; status of opinion of external expert (a lawyer)

16 (2019) 71 – 89

Ethics

Scandal at the Post Office: The intersection of law, ethics and politics

19 (2022) 12 – 28

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

European Union

Electronic Certification in Brazil and in the European Union

2 (2005) 16 – 21

On the implementation of the 1999 European Directive on electronic signatures

2 (2005) 7 – 15

Rethinking the e-signatures Directive: on laws, trust services, and the digital single market

8 (2011) 9 – 24

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

A proposed electronic evidence exchange across the European Union

14 (2017) 1 – 12

Evidence

The evidential value of the data-message in Iran

3 (2006) 60 – 68

Admissibility of computer evidence in Tanzania

4 (2007) 56 – 60

Lorraine v Markel: unnecessarily raising the standard for admissibility of electronic evidence

4 (2007) 80 – 82

Electronic evidence in China

5 (2008) 45 – 50

The Garlasco case and the digital alibi evidence: a difficult relationship between law and informatics

14 (2017) 31 – 38

The Law Commission presumption concerning the dependability of computer evidence

17 (2020) 1 – 14

Robustness of software

17 (2020) 15 – 24

The harm that judges do – misunderstanding computer evidence: Mr Castleton's story

17 (2020) 25 – 48

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Evidence, case law

France, taking evidence from abroad, criminal penalty

In re Advocate Christopher X, Cour de cassation chambre criminelle du 12 décembre 2007 n°07-83228

7 (2010) 130 – 133

Singapore, contract

Chwee Kin Keong v Digilandmall.com Pte Ltd, case numbers Suit 202/2003/E (at first instance), CA/30/(2004) (for the appeal)

2 (2005) 114 – 115

Russian Federation, digital signature

Resolution of the Federal Arbitration Court of Moscow Region of 5 November 2003 N КГ-А 40/8531-03-П

5 (2008) 149 – 151

Execution of documents

Electronic Execution of Documents Interim Report: a critical analysis

19 (2022) 29 – 41

Expert evidence

Surveillance cameras, identification and expert evidence

9 (2012) 42 – 50

Court of Appeal of Antwerp, 2020/AR/1721, 12 June 2023 (unpublished), Court of Appeal of Antwerp, translated by Professor Dr Joachim Meese

Belgium; hidden defects Tesla S Pl00 DL vehicle; disclosure/discovery; expert investigation frustrated and hampered; lack of loyal cooperation with the expert report and the evidence

21 (2024) 51 – 57

Extraterritorial searches

Here's the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Facial mapping

Surveillance cameras, identification and expert evidence

9 (2012) 42 – 50

Facsimile, case law

France

95-14251 Société Descamps, Banque Scalbert Dupont, Commercial Chamber of the Cour de cassation (Cour de cassation chambre commerciale), Tuesday 2 December 1997

5 (2008) 106 – 107

Poland, notice of appeal by facsimile transmission, need for manuscript signature

I KZP 29/06, Resolution of the Polish Supreme Court

5 (2008) 147 – 148

Finland, articles

Evidence of cybercrime and coercive measures in Finland

13 (2016) 49 – 66

Forensic signature examination

Forensic document examination of electronically captured signatures

9 (2012) 67 – 73

Forensics

Professionalism in digital forensics

4 (2007) 45 – 50

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

Ten years of computer forensic tool testing

8 (2011) 139 – 147

Firmware forensics: best practices in embedded software source code discovery

8 (2011) 148 – 151

Digital Forensics Institute in Malaysia: the way forward

9 (2012) 51 – 57

Digital Forensics Specialist Group

9 (2012) 88 – 90

Are mobile device examinations practiced like 'forensics'?

12 (2015) 3 – 9

Computer forensics and electronic evidence in criminal legal proceedings: Lithuania's experience

16 (2019) 11 – 24

The application of forensics examination in crime-related prosecution: The need for standardization and a recognized model in Nigeria

17 (2020) 83 – 93

Brake systems: a mind of their own

18 (2021) 27 – 34

Form, requirements

Poland, case law, notice of appeal by facsimile transmission, need for manuscript signature

I KZP 29/06, Resolution of the Polish Supreme Court

5 (2008) 147 – 148

France, articles

Electronic Signatures in German, French and Polish Law Perspective

1 (2004) 7 – 13

An outline of the French law on digital evidence

5 (2008) 179 – 182

Digital evidence – do not confuse digital archiving with backups

6 (2009) 191 – 194

Bailiffs on the internet and the validity of their certified reports: Lessons learned from the French and Belgian courts

7 (2010) 71 – 76

The archiving of electronic documents under French law

7 (2010) 108 – 113

The deed is done: on-line notarization becomes a reality

10 (2013) 144 – 146

Commentary on digital evidence and electronic signature of a consumer credit contract in France

11 (2014) 225

France, case notes

Case number 235784 from the Conseil d'Etat, Elections municipales de la Commune d'Entre-Deux-Monts dated 28 December 2001

1 (2004) 81

Case number 00-46467 from the Cour de Cassation, chambre civile 2, Sté Chalets Boisson c/ M. X. dated 30 April 2003

1 (2004) 82

CA Douai, 8e ch., 1re sect., 2 mai 2013, n° 12/05299: JurisData n° 2013-008597

France; electronic signature; revolving credit; foreclosure

11 (2014) 180 – 181

France, case translations

95-14251 Société Descamps, Banque Scalbert Dupont, Commercial Chamber of the Cour de cassation (Cour de cassation chambre commerciale), Tuesday 2 December 1997

5 (2008) 106 – 107

Appeal No. 07-17622 Court of Cassation – second civil chamber of 4 December 2008, by Bazin, Philippe

Original document; copy of original; digital copy; evidence of logo on scanned letter regarding proof of receipt

6 (2009) 246

Appeal reference n°: 07-12545 (Not published in the Judgments Bulletin), Court of Cassation, 1st Civil Chamber of 25 June 2008, by Bazin, Philippe

Digital evidence; bank transfers written in identical terms; commencement of proof in writing

6 (2009) 247

In re Advocate Christopher X, Cour de cassation chambre criminelle du 12 décembre 2007 n°07-83228

Hague Convention of 18 March 1970 on the Taking of Evidence Abroad in Civil or Commercial Matter; liability of French lawyer for taking evidence without authority of the Hague Convention; articles 1134 of the Civil Code, 111-4 of the Penal Code, 1 bis of law No. 68-678 of 26 July 1968 amended by law No. 80-538 of 16 July 1980 (articles 1134 du code civil, 111-4 du code pénal, 1 bis de la loi n° 68-678 du 26 juillet 1968 modifiée par la loi n° 80-538 du 16 juillet 1980)

7 (2010) 130 – 133

Union des Etudiants Juifs de France and J'accuse! ... action internationale pour la justice v Twitter, Inc. (with voluntary interventions by Le Mouvement Contre Le Racisme et pour L'Amitié Entre Les Peuples, Association SOS Racisme-Touche pas a mon pote and La Ligue Internationale Contre Le Racisme et L'Antisémitisme), with a commentary by François Delerue

Host; ID; Twitter; responsibility; illegal content; author; Data Protection Law; communication; data; injunction; Article 145 of the CPC; French law; enforcement; jurisdiction

10 (2013) 188 – 197

Extract of the minutes of the Registry 1042/2011; RG No 11-11-00080 (not published), 12 December 2011

France; revolving credit; extensions of credit; failure to pay; digital evidence; electronic signature; civil procedure and time limit of application

11 (2014) 165 – 167

Arrêt No 442/12 of 14 February 2013 (not published)

France; revolving credit; extensions of credit; failure to pay; digital evidence; electronic signature; civil procedure and time limit of application

11 (2014) 168 – 170

n° 13DA00046 (not published at Recueil Lebon), 30 May 2013

France; penalty points driver's license; approved digital device; procedure; digital evidence; electronic signature; biodynamic version of a manuscript signature; proof

11 (2014) 171 – 173

Groupe Philippe Bosc/MMT, translated by Laura Ramkhalawan

France; brand; web site; finding; search engine; parasitism; brands; source code; meta tag; proof; nullity

12 (2015) 56 – 58

Arrêt n°211 du 26 février 2013 (12-14.771), translated by Laura Ramkhalawan

France; tax authority; search and seizure; application of article L. 85 of the Book of Tax Procedures

12 (2015) 59 – 60

Arrêt du 27 février 2013, translated by Laura Ramkhalawan

France; copyright; probative value of official report; Afnor NFZ67-147 standard; software; internet; validity; co-author

12 (2015) 61 – 66

26 June 2014 – no. 13/19600, translated by Laura Ramkhalawan

France; special power of attorney issued online; electronic signature; reliability criteria regarding identification of the author of an electronic document; décret du 30 mars 2001; articles 1316-1 et 1316-2 du Code civil; application of terms

12 (2015) 67 – 70

Jugement du 19 décembre 2014, translated by Laura Ramkhalawan

France; procedure; electronic signature; validity; litigation; writ of summons; telephony; subscription

12 (2015) 71 – 75

Fraud

A case of the customer attempting to claim their debit card was cloned

13 (2016) 67 – 75

functional-safety standards, duty of care and engineering

16 (2019) 51 – 56

Gathering digital evidence, factors

Caught in the middle: whether to seek help when the organization is the subject of an information technology attack

5 (2008) 245 – 250

Germany, articles

Electronic Signatures in German, French and Polish Law Perspective

1 (2004) 7 – 13

A system of trust: German civil law notaries and their role in providing trustworthy electronic documents and communications

3 (2006) 69 – 72

The German electronic order for payment procedure

4 (2007) 51 – 55

Introducing and working with electronic signatures in mass applications: Notaries and the German commercial register

5 (2008) 68 – 72

Civil law liability for unauthorized withdrawals at ATMs in Germany

6 (2009) 57 – 66

Germany, case notes

BGH of December 12, 2000 – XI ZR 138/00

Effectiveness; general trading terms; clauses restricting liability for on-line services

4 (2007) 93 – 94

FG Münster 11 K 990/05 F

Electronically signed statement of claim; on the interpretation of the term monetary limitation

3 (2006) 111 – 112

10 A 11741/05

Procedure; time limits; Administrative Court; need for qualified electronic signature

4 (2007) 91 – 92

GmS-OGB 1/98

Facsimile transmission sent directly from a computer (Computerfax) with a scanned signature, complies with the requirements of written form for formal court pleadings

2 (2005) 103 – 104

OLG Köln, 19 U 16/02; LG Konstanz, 2 O 141/01 A; AG Erfurt, 28 C 2354/01

Evidential value of declarations sent by e-mail

2 (2005) 105 – 106

19 February 2009, IV R 97/06

Statement of claim; submitted with a digital signature (qualified electronic signature); certificate; monetary limit; validity of signature

6 (2009) 278

2 BvC 3/07, 2 BvC 4/07 Federal Constitutional Court of Germany

Unconstitutional use of electronic voting machines

6 (2009) 279 – 280

22.09.2009, 1 K 365/09.TR

Right to appeal; electronic means; administrative proceedings

7 (2010) 156 – 157

14.01.2010, VII ZB 112/08

Appeal by e-mail; signed with a qualified electronic signature; verification of the signature

7 (2010) 158

Germany, case translations

Ur19 U 16/02, OLG Köln, 6 September 2002

Evidential value of declarations sent by e-mail

5 (2008) 108 – 109

12 U 34/07, Court of Appeal Berlin (Kammergericht Berlin), 30 August 2007

Private electronic documents; ‘instrument’; qualified electronic signature

5 (2008) 110 – 111

5 October 2004, XI ZR 210/03, published BGHZ 160, 308-321 Bundesgerichtshof (Federal Court of Justice)

Electronic signature (PIN); ATM; card holder; theft of card; subsequently used by thief; liability

6 (2009) 248 – 254

Georgia

Problems of legal regulation and investigation of computer crimes in Georgia

7 (2010) 53 – 66

Greece, articles

Electronic signatures: value in law and probative effectiveness in Greece

4 (2007) 34 – 40

Greece, case notes

Case number 1327/2001 – Payment Order from the Court of first instance of Athens

Electronic document; e-mail; e-mail address; electronic signature; meaning; evidential weight

1 (2004) 83 – 86

Court Decision No. 1963/(2004)

E-mail address; status; electronic signature; private document

2 (2005) 107 – 111

Court Decision No. 3279/(2004)

State procurement; mechanic stamp of signature; validity

3 (2006) 101 – 103

Greece, case translations

Court Decision No. 5526/1999

Cash card; PIN; theft of card; unauthorized withdrawals; liability

4 (2007) 89 – 90

Case No. 1327/2001 – Payment Order

Electronic document; e-mail; e-mail address; electronic signature; meaning; evidential weight

3 (2006) 104 – 107

Case No 803/2004, Council of State for Suspensions,
15 September 2004

Administrative appeal; e-mail; need for hard copy

5 (2008) 112 – 116

Court Decision No. 9460/1999 (9460/1999 EΦ ΑΘ)

*Banking; sending a card and electronic signature
(Personal Identification Number (PIN)) through the
national post; loss of items; liability for subsequent
unauthorised withdrawals*

7 (2010) 134 – 136

Payment Order 8444/2011, Court of First Instance of
Athens

*Electronic documents; meaning and distinctions of
electronic documents; evidential weight of an attested
copy of an e-mail; whether it meets the requirements
of article 623 of the Code of Civil Procedure for the
issuance of a payment order*

8 (2011) 231 – 234

Payment Order 1932/2011, translation and
commentary by Michael G. Rachavelias

*Definition and legal nature of electronic documents;
evidential weight of an e-mail message; function of an
e-mail address as an electronic signature; evidential
weight of the printed copy of an e-mail; authenticity
issues regarding electronic documents*

10 (2013) 198 – 200

46/2014, translated by Michael G. Rachavelias

*Greece; private documents; definition of electronic
document; e-mail address; articles 443 – 444 Greek
Civil Procedure Code; control of property;
prerequisites; trespass*

12 (2015) 76 – 80

Hacking

Norway, case law

HR-2012-2056-A, translation reviewed by Arve Føyen

*Criminal offence; hacking; ‘cloud’ (online) storage of
personal digital data; data protection; data controller;
privacy*

10 (2013) 201 – 208

Obtaining evidence

Online searches and online surveillance: the use of
trojans and other types of malware as means of
obtaining evidence in criminal proceedings

13 (2016) 88 – 96

Hague Convention of 18 March 1970 on the Taking of
Evidence Abroad in Civil or Commercial Matters

France, case law

In re Advocate Christopher X, Cour de cassation
chambre criminelle du 12 décembre 2007 n°07-83228

7 (2010) 130 – 133

Hash values

Hangzhou Huatai Yimei Culture Media Co., Ltd. v.
Shenzhen Daotong Technology Development Co., Ltd.
(2018) Zhe 0192 Civil Case, First Court No. 81,
Hangzhou Internet Court of the People’s Republic of
China, translated by Dr Jiong He

*China; intellectual property infringement; authenticity
of electronic evidence; screenshot of webpage;
SHA256 hash value; blockchain related evidence;
Bitcoin block chain; integrity of evidence; law of
electronic signatures*

16 (2019) 61 – 70

TlnRnKo 09.01.2017, 1-15-9051, Tallinna
Ringkonnakohus (Tallinn Circuit Court)

*Estonia; VAT on property; admissibility of evidence
collected by surveillance; digital evidence guidelines;
continuity of evidence (also known as chain of
custody); MD5 hash – whether sufficient to prove
evidence not altered; status of opinion of external
expert (a lawyer)*

16 (2019) 71 – 89

Hearsay

Digital data as hearsay

6 (2009) 7 – 24

E-mail evidence and the hearsay rule – commentary
on a recent Malaysian case

10 (2013) 107 – 114

An analysis of the judicial and legislative attitude to
hearsay electronic data in South Africa

20 (2023) 10 – 29

Hong Kong

The Singapore Electronic Transactions Act and the Hong Kong Electronic Transactions Ordinance

5 (2008) 7 – 20

Hong Kong's new electronic discovery procedures

11 (2014) 29 – 36

Electronic evidence and electronic discovery in the Hong Kong Special Administrative Region, People's Republic of China

13 (2016) 26 – 43

Horizon system

The Post Office Horizon system and Seema Misra

13 (2016) 133 – 138

The harm that judges do – misunderstanding computer evidence: Mr Castleton's story

17 (2020) 25 – 48

The Post Office Horizon IT scandal and the presumption of the dependability of computer evidence

17 (2020) 49 – 70

Scandal at the Post Office: The intersection of law, ethics and politics

19 (2022) 12 – 28

The Post Office IT scandal – why IT audit is essential for effective corporate governance

19 (2022) 42 – 86

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Ismay Report: Horizon – Response to Challenges Regarding Systems Integrity (Post Office Limited, 2 August 2010)

19 (2022) Document Supplement

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Human memory

PINs, passwords and human memory

6 (2009) 116 – 122

Hungary

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Hungary, case translation

BH (Court Decisions) 2006/324, A Magyar Köztársaság Legfelsőbb Bíróságának (Supreme Court), by Szecskay Ügyvédi Iroda

Electronic documents; identifiable signature; unsigned e-mail; legal effect; requirement for an advanced electronic signature

8 (2011) 235 – 237

Identification of sender of digital communication

Judgment in the case of *K.U. v Finland*: the European Court of Human Rights requires access to communications data to identify the sender to enable effective criminal prosecution in serious violations of private life

6 (2009) 33 – 45

Identity, digital

Federated identity management: enabling legal control over digital property in the cloud

8 (2011) 33 – 43

Illegal content, hiding

Hiding illegal content in the SWF format and spreading through social network services: a legal approach

7 (2010) 116 – 121

Illegal file sharing

Denmark, case law

Poul Erik Gravgaard Larsen v IFPI Danmark, Case 27/2009, Højesterets Dom (Supreme Court)

Illegal file sharing of music over the internet; assessment of digital evidence

8 (2011) 219 – 230

Illegal tweets

France, case law

Union des Etudiants Juifs de France and J'accuse! ...
action internationale pour la justice v Twitter, Inc.
(with voluntary interventions by Le Mouvement
Contre Le Racisme et pour L'Amitié Entre Les Peuples,
Association SOS Racisme-Touche pas a mon pote and
La Ligue Internationale Contre Le Racisme et
L'Antisémitisme), with a commentary by François
Delerue

*Host; ID; Twitter; responsibility; illegal content;
author; Data Protection Law; communication; data;
injunction; Article 145 of the CPC; French law;
enforcement; jurisdiction*

10 (2013) 188 – 197

Illegally obtained evidence

Belgium

The use of illegally obtained evidence in Belgium: a
'status questionis'

10 (2013) 63 – 66

Slovenia

I Ips 7/2009

7 (2010) 163 – 165

Imagery, computer generated

The use of computer generated imagery in legal
proceedings

13 (2016) 3 – 25

Immovable property

Implementation of public e-services for immovable
property contracts in Lithuania

3 (2006) 77 – 83

India

Digital Evidence: An Indian Perspective

5 (2008) 214 – 220

The Supreme Court of India re-defines admissibility of
electronic evidence in India

12 (2015) 33 – 37

The role of digital signatures in the digitisation of loan
documentation in India

14 (2017) 61 – 66

Indonesia

The Indonesian law on electronic information and
transactions

6 (2009) 202 – 206

Indonesia: the controversy over the Bill concerning
lawful interception

8 (2011) 130 – 138

Electronic evidence and electronic signatures in
Indonesia: the probative value of digital evidence

10 (2013) 136 – 143

Electronic title certificate as legal evidence: the land
registration system and the quest for legal certainty in
Indonesia

20 (2023) 47 – 61

Information retrieval

Toward a new jurisprudence of information retrieval:
What constitutes a "reasonable" search for digital
evidence when using keywords?

5 (2008) 173 – 178

Infringing source code

Line based hash analysis of source code infringement

6 (2009) 210 – 213

Innocence

Establishing innocence when computer data indicates
guilt

21 (2024) 39 – 50

Intellectual property rights

China, litigation

Electronic evidence in intellectual property litigation:
from the Chinese perspective

10 (2013) 59 – 62

Xinchuan Online (Beijing) Information Technology Co.
Ltd. v Zigong Branch of China Network
Communication Group (2008) Min Shen Zi No. 926,
translation and commentary by Dr Jiong He

*Intellectual property infringement; electronic
evidence; probative force of notarial certificates;
reliability of method of collecting electronic evidence*

10 (2013) 158 – 161

Denmark, illegal file sharing

Poul Erik Gravgaard Larsen v IFPI Danmark, Case 27/2009, Højesterets Dom (Supreme Court)

Illegal file sharing of music over the internet; assessment of digital evidence

8 (2011) 219 – 230

Netherlands, illegal downloads, right of interested party to require ISP to provide personal data

LJN; AY6903, Voorzieningenrechter In Kort Geding (Services Court Judge Amsterdam), 345291 / KG 06-1112 AB

6 (2009) 263 – 269

Sweden, right of claimant to request IP address

Bonnier Audio AB, Earbooks AB, Norstedts Förlagsgrupp AB, Piratförlaget AB and Storyside AB v Perfect Communication Sweden AB (the Ephone case)

6 (2009) 290 – 291

United States of America

Electronic evidence in torrent copyright cases

8 (2011) 171 – 178

Interception of communications

Interception of communications: Skype, Google, Yahoo! and Microsoft tools and electronic data retention on foreign servers: A legal perspective from a prosecutor conducting an investigation

6 (2009) 158 – 163

Indonesia: the controversy over the Bill concerning lawful interception

8 (2011) 130 – 138

Denmark, case law

U 2012.2614 H, commentary by Professor Lars Bo Langsted

Social media; publicly available information; police obtaining information of social media; interception of communications; jurisdiction; Denmark

10 (2013) 162 – 165

Italy, case law

Decision no. 16556 dated 29-04-2010, La Corte Suprema di Cassazione Sezione Quinta Penale (Supreme Court of Cassation, 5th Criminal Section) 29 April 2010 (the hearing took place on 14 December 2009)

Facts; seizure of copies of digital documents stored on a personal computer; law dispositive provisions; interception of electronic communications; proceedings; ratio decidendi

8 (2011) 249 – 252

International Conference on Digital Evidence

The Vintners' Hall, London 26 and 27 June 2008

5 (2008) 156 – 160;

Conference proceedings

5 (2008) 161 – 250

International Criminal Court

Digital Evidence and the American Servicemembers' Protection Act

11 (2014) 107 – 114

Digital Evidence and Investigatory Protocols

11 (2014) 128 – 136

International Criminal Courts

An Overview of the Use of Digital Evidence in International Criminal Courts

11 (2014) 115 – 127

International criminal proceedings

International phishing gangs and operation Phish & Chip

6 (2009) 153 – 157

Internet

Suppression and the Internet: The 'cyber memory' case - a New Zealand response

5 (2008) 58 – 61

More on suppression and the internet in New Zealand

6 (2009) 184 – 186

Internet, alteration of evidence

Dubai, case law

Case number 2009/37784, Bur Dubai

Digital evidence; alleged defamatory comments published on the internet; police investigation; alteration of evidence

9 (2012) 106 – 107

Internet banking

The Japanese law on unauthorized on-line credit card and banking transactions: are current legal principles with respect to unauthorized transactions adequate to protect consumers against information technology crimes in contemporary society?

10 (2013) 71 – 80

Investigations

On the complexity of collaborative cyber crime investigations

6 (2009) 214 – 219

An investigator's approach to digital evidence

6 (2009) 220 – 222

Digital Evidence and Investigatory Protocols

11 (2014) 128 – 136

Network investigative source codes and due process

14 (2017) 39 – 46

Invoicing, electronic

Registered e-Mail and e-Invoicing in Turkey

6 (2009) 197 – 201

Iran

The evidential value of the data-message in Iran

3 (2006) 60 – 68

Electronic Signatures in Iran

8 (2011) 184 – 186

Ireland

Irish Supreme Court extends the scope of electronic discovery: *Dome Telecom v Eircom*

5 (2008) 41 – 44

Italy, articles

Electronic signature: value in law and probative effectiveness in the Italian legal system

1 (2004) 19 – 24

A technician's views on the digital signature in Italy

2 (2005) 39 – 45

The Italian certified e-mail system

3 (2006) 50 – 54

Comments on the Italian 'Code for the digital administration'

5 (2008) 29 – 40

Bread and Donkey for Breakfast how IT law false friends can confound lawmakers: an Italian tale about digital signatures

6 (2009) 79 – 82

International phishing gangs and operation Phish & Chip

6 (2009) 153 – 157

Interception of communications: Skype, Google, Yahoo! and Microsoft tools and electronic data retention on foreign servers: A legal perspective from a prosecutor conducting an investigation

6 (2009) 158 – 163

Request for Archiving

6 (2009) 164 – 180

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

Electronic signatures in Italian law

11 (2014) 85 – 99

The Processo Civile Telematico and the Italian legal framework: a perspective

12 (2015) 17 – 21

The Garlasco case and the digital alibi evidence: a difficult relationship between law and informatics

14 (2017) 31 – 38

Italy, case notes

Tribunale Mondovì, 7 giugno 2004, n. 375 (decr.), *Giur. It.* 2005, 1026

Coppola, Gian Paolo

Invoice; e-mail reminders to pay; acknowledgement of debt

4 (2007) 86 – 88

Decision no. 16556 dated 29-04-2010, La Corte Suprema di Cassazione Sezione Quinta Penale (Supreme Court of Cassation, 5th Criminal Section) 29 April 2010 (the hearing took place on 14 December 2009)

Facts; seizure of copies of digital documents stored on a personal computer; law dispositive provisions, interception of electronic communications; proceedings; ratio decidendi

8 (2011) 249 – 252

Italy, case translations

Judgement No. 11445 of 6 September 2001 (Cassazione civile, sez. lav., 6 settembre 2001, n. 11445), Supreme Court of Cassation – Work Section

Admissibility of digital documents; probative value of electronic or computer systems

7 (2010) 137 – 140

Tribunale sez. V, Milano, 18/10/2016, n. 11402

Italy; evidence of contract; e-mail; validity of electronic signature; payment of invoices; Code of the Digital Administration decree 82/2005; Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC OJ L 257, 28.8.2014, p. 73–114

16 (2019) 90 – 92

Italy, translation, data protection preliminary verification

Date of decision: 12 September 2013

Requested by Fineco Bank S.p.A.

Italy; data protection; preliminary verification; biometric data; advance electronic signature

11 (2014) 207 – 212

Date of decision: 31 January 2013

Requested by IT Telecom s.r.l. and Cassa di Risparmio di Parma e Piacenza S.p.A.

Italy; data protection; preliminary verification; biometric data; advance electronic signature; need to amend contracts; consent

11 (2014) 213 – 220

Date of decision: 31 January 2013

Requested by Unicredit S.p.A.

Italy; data protection; preliminary verification; biometric data; advance electronic signature

11 (2014) 221 – 224

Japan

Electronic evidence in Civil Procedure in Japan

5 (2008) 211 – 213

How bank depositors are protected in Japan

8 (2011) 92 – 106

The Japanese law on unauthorized on-line credit card and banking transactions: are current legal principles with respect to unauthorized transactions adequate to protect consumers against information technology crimes in contemporary society?

10 (2013) 71 – 80

Japan, case law

Alteration of evidence

Heisei 22 Nen (Wa) 5356 Gou

Prosecutor; alteration of digital evidence; criminal offence

9 (2012) 114 – 116

Formation of contract, telex, signature

Showa 33 (Wa) No.681, 10 November 1962

Formation of contract; expressions of intent by letter and telex; cancellation of contract; liability

9 (2012) 109 – 113

Japan, case translation

Heisei 22 Nen (Wa) 5356 Gou

Prosecutor; alteration of digital evidence; criminal offence

9 (2012) 114 – 116

Showa 33 (Wa) No.681, 10 November 1962

Formation of contract; expressions of intent by letter and telex; cancellation of contract; liability

9 (2012) 109 – 113

Tokyo District Court Heisei 25 (Go Wa) No. 48, Heisei 25 (Kei Wa) No. 817, Heisei 25 (Kei Wa) No. 1020, Heisei 25 (Kei Wa) No. 1313 (four cases joined), translated by Hironao Kaneko

Japan; executable code; causing disruption; causing innocent third parties to act as a conduit to post threats; criminal acts; misleading the investigating authorities; innocent parties falsely accused, arrested and convicted; creation of false evidence

12 (2015) 81 – 89

Jordan

Authenticating the administrative contract in electronic form and its legal force in Jordanian law

20 (2023) 1 – 9

Judicial software applications

Lexecute: visualisation and representation of legal procedures

3 (2006) 19 – 29

Jurisdiction

The effect of ‘virtual presence’ in Belgium on the duty to cooperate with criminal investigations: some prudence may be required when confronted with a request from a Belgian public prosecutor

8 (2011) 194 – 195

Belgium, case law

Corr. Dendermonde 2 maart 2009, onuitg. (Rechtbank van Eerste Aanleg te Dendermonde (The Court of First Instance in Dendermonde)), by Johan Vandendriessche

Investigation of credit card fraud; provider of e-mail services in the United States of America; users of the service in Belgium; jurisdiction; virtual presence in a jurisdiction; Mutual Legal Assistance in Criminal Matters; whether provider of service is required to provide identification and registration data of the person who registered e-mail accounts, including the IP address, date and time of the registration; the e-mail address associated with the profile; any other relevant personal information that could lead to identification of the user; electronic communications network; provider of an electronic communications service

8 (2011) 196 – 207

Gent 30 juni 2010, onuitg. (Hof van Beroep (The Court of Appeal in Ghent, third chamber, sitting in criminal matters)), by Johan Vandendriessche

Web based e-mail; meaning of ‘operator of an electronic communication service’ and ‘provider of an electronic communications service’; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 208 – 215

Cass. 18 januari 2011, nr. P.10.1347.N (Hof van Cassatie (Court of Cassation of Belgium)), by Johan Vandendriessche

Web based e-mail; whether meaning of ‘operator of an electronic communication service’ and ‘provider of an electronic communications service’ is relevant; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 216 – 218

Brussel 12 oktober 2011, onuitg. Hof van Beroep te Brussel (The Court of Appeal in Brussels, thirteenth chamber, sitting in criminal matters), by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

9 (2012) 102 – 105

P. 11.1906.N/1, commentary by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

10 (2013) 155 – 157

Antwerpen 20 november 2013, 2012/CO/1054 Yahoo! Inc., translated by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

11 (2014) 137 – 143

P.13.2082.N, Yahoo! Inc., translated by Johan Vandendriessche

Belgium; Yahoo!; web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure; Charter of the United Nations; United States of America; mutual assistance in criminal matters

13 (2016) 156 – 158

Denmark, case law

U 2012.2614 H, commentary by Professor Lars Bo Langsted

Social media; publicly available information; police obtaining information of social media; interception of communications; jurisdiction; Denmark

10 (2013) 162 – 165

France, case law

Union des Etudiants Juifs de France and J'accuse! ... action internationale pour la justice v Twitter, Inc. (with voluntary interventions by Le Mouvement Contre Le Racisme et pour L'Amitié Entre Les Peuples, Association SOS Racisme-Touche pas a mon pote and La Ligue Internationale Contre Le Racisme et L'Antisémitisme), with a commentary by François Delerue

Host; ID; Twitter; responsibility; illegal content; author; Data Protection Law; communication; data; injunction; Article 145 of the CPC; French law; enforcement; jurisdiction

10 (2013) 188 – 197

Juries

The influence of computer generated animations on juror decision making

11 (2014) 46 – 54

Jurisdictional boundaries, exchange

A proposed electronic evidence exchange across the European Union

14 (2017) 1 – 12

Kenya

Admission of electronic evidence: contradictions in the Kenyan Evidence Act

18 (2021) 35 – 49

Land registers

Telematic Land Registers: the role of the civil law notary

4 (2007) 19 – 27

Electronic title certificate as legal evidence: the land registration system and the quest for legal certainty in Indonesia

20 (2023) 47 – 61

Latvia

Electronic evidence in Latvia: a general overview

8 (2011) 60 – 69

Latvia, case translation

Case No. A42738909, Administratīvā rajona tiesa (Administrative District Court)

Calibration certificate of the measuring device submitted without a valid electronic signature; consideration of article 5(2) of Directive 1999/93/EC of the European Parliament and of the Council of 13 December 1999 on a Community framework for electronic signatures, OJ L 13, 19.01.2000, p. 12; submission of electronic documents to the competent authorities as evidence should not be denied solely on the grounds that the document is in electronic form and that does not have a secure electronic signature

8 (2011) 238 – 241

Law

Scandal at the Post Office: The intersection of law, ethics and politics

19 (2022) 12 – 28

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Law Commission, England and Wales

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Law Commission Consultation No 138 Evidence in Criminal Proceedings Post Office response 31 July 1995; Law Commission Consultation No 138 Evidence in Criminal Proceedings Inland Revenue response 16 October 1995; Law Commission Consultation No 138 Evidence in Criminal Proceedings BT response 27 October 1995; Law Commission Consultation No 138 Evidence in Criminal Proceedings CPS response 1 November 1995; Law Commission Consultation No 138 Evidence in Criminal Proceedings DTI response 9 November 1995

20 (2023) Documents Supplement

Legal correspondence

Electronic legal correspondence in Switzerland – the latest developments

11 (2014) 25 – 28

Legal education

A framework for a syllabus on electronic evidence

10 (2013) 7 – 15

Educating for the future: teaching evidence in the technological age

10 (2013) 16 – 24

Fitting a quart into a pint pot: the legal curriculum and meeting the requirements of practice

10 (2013) 23 – 28

Legal privilege

Legal privilege and the high cost of electronic discovery in the United States: should we be thinking like lawyers?

6 (2009) 139 – 152

Liability, Autonomous vehicles

Autonomous vehicles – who will be liable for accidents?

15 (2018) 33 – 47

Liability, Registration Authorities

Electronic Signatures and Digital Certification: The Liability of Registry Authorities under Brazilian Legislation

1 (2004) 25 – 26

Lithuania, articles

Implementation of public e-services for immovable property contracts in Lithuania

3 (2006) 77 – 83

Legal regulation of electronic signatures in Lithuania

2 (2005) 73 – 76

Computer forensics and electronic evidence in criminal legal proceedings: Lithuania's experience

16 (2019) 11 – 24

Lithuania, case note

Ž.Š. v AB Lietuva taupomasis bankas, Civil Case No. 3K-3-390/2002, Civil Chamber of the Supreme Court of Lithuania

Maestro payment card; unauthorized ATM withdrawals; liability

5 (2008) 143 – 145

Lithuania, case translations

Ž.Š. v Lietuvos taupomasis bankas, Civil case No. 3K-3-390/2002, Supreme Court of Lithuania

Maestro payment card; unauthorized ATM withdrawals; liability

6 (2009) 255 – 262

A-143-2740-12, 18 December 2012 with a commentary by Professor Mindaugas Kiškis

Electronic signatures; qualified certificate; advanced electronic signature; personal identification numbers; data protection

11 (2014) 152 – 164

Lying

Involving LLMs in legal processes is risky

20 (2023) 40 – 46

Loan documentation

The role of digital signatures in the digitisation of loan documentation in India

14 (2017) 61 – 66

Magnetic stripe card skimming devices

Diving into magnetic stripe card skimming devices

5 (2008) 187 – 191

Malaysia

Digital forensics in Malaysia

5 (2008) 161 – 165

Digital evidence in Malaysia

9 (2012) 31 – 41

Digital Forensics Institute in Malaysia: the way forward

9 (2012) 51 – 57

Updates on Malaysian cyber case law

10 (2013) 104 – 106

E-mail evidence and the hearsay rule – commentary on a recent Malaysian case

10 (2013) 107 – 114

Updates on Malaysian cyber case law: Allah, Facebook and Malaysian sex bloggers

12 (2015) 10 – 12

Establishing possession, custody and control through electronic baggage tags

14 (2017) 16 – 21

Malicious software, ability to get on to any computer

Known knowns, known unknowns and unknown unknowns: anti-virus issues, malicious software and internet attacks for non-technical audiences

6 (2009) 123 – 131

Malicious software articles

The first ‘Trojan Horse’ case prosecuted in China

7 (2010) 107

Malicious software defence

Case note, Denmark

B-19-08 and B-52-08, Danish High Court (Østre Landsret), 5 September 2008

5 (2008) 142

Malta

A brief overview of Malta, a roman-civil law country, with common law adoption as rules of civil evidence

5 (2008) 202 – 206

Malware

The use of malware as a means of obtaining evidence in Portuguese criminal proceedings

11 (2014) 55 – 75

Management systems, electronic

Why a legal opinion is necessary for electronic records management systems

9 (2012) 17 – 30

Manuscript signature, requirement for

Denmark

U.2001.252Ø

6 (2009) 232 – 233

U.2001.1980/1H

6 (2009) 234

U 1959.40/1H

6 (2009) 277

Manuscript signature, ball point pen, validity

U 1959.40/1H

6 (2009) 277

Mark of a cross, case law

Thailand, contract

No. 3046/2537 (1994) (Sale of Movable Property (Section 456 of the Civil & Commercial Code))

3 (2006) 108 – 110

MD5

TlnRnKo 09.01.2017, 1-15-9051, Tallinna Ringkonnakohus (Tallinn Circuit Court)

Estonia; VAT on property; admissibility of evidence collected by surveillance; digital evidence guidelines; continuity of evidence (also known as chain of custody); MD5 hash – whether sufficient to prove evidence not altered; status of opinion of external expert (a lawyer)

16 (2019) 71 – 89

Medical prescriptions

The law on electronic medical prescriptions

2 (2005) 51 – 54

The electronic prescription of medication in a Netherlands hospital

3 (2006) 55 – 59

Memory

PINs, passwords and human memory

6 (2009) 116 – 122

Metadata

Case Comment on *Laushway v Messervey*, 2014 NSCA 7: ‘Old evidence law dogs, new technology tricks’

12 (2015) 13 – 16

‘Mobile Ping Data’ – Metadata for Tracking

14 (2017) 22 – 25

Mexico, case translation

Jurisprudencia 24/2008, Criteria Contradiction Proceedings (Contradicción de Tesis) 261/2007 SS between the Third Collegiate Court for Administrative Matters and the Second Civil Court for Civil Matters in the Seventh Circuit, Second Chamber of the Mexican Supreme Court, February 13, 2008

Status of tax declaration submitted through electronic means; acknowledgment of receipt bearing a digital stamp

5 (2008) 117 – 133

Mobile device forensics

Are mobile device examinations practiced like ‘forensics’?

12 (2015) 3 – 9

Mobile telephone evidence

whether obtained illegally, Slovenia, case law

I Ips 7/2009

7 (2010) 163 – 165

‘Mobile Ping Data’ – Metadata for Tracking

14 (2017) 22 – 25

The use of historical call data records as evidence in the criminal justice system – lessons learned from the Danish telecom scandal

18 (2021) 1 – 17

Money claims

The German electronic order for payment procedure

4 (2007) 51 – 55

Motor vehicles

AI evidence and the future of motor vehicle accident disputes

21 (2024) 14 – 29

Music, illegal downloading

The burden of proof in the matter of alleged illegal downloading of music in Denmark

7 (2010) 87 – 89

Alleged illegal downloading of music: the Danish Supreme Court provides a high bar for evidence and a new line of direction regarding claims for damages and remuneration

8 (2011) 165 – 170

Electronic evidence in torrent copyright cases

8 (2011) 171 – 178

Mutual legal assistance

Here’s the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Commentary: Still no end to the Yahoo! case

2010 (2013) 156 – 157

Netherlands, article

The electronic prescription of medication in a Netherlands hospital

3 (2006) 55 – 59

Netherlands, case notes

21 November 2007, LJN BC0337, Rechtbank (Lower Court) Amsterdam

e-mail sufficient to declare party in default

5 (2008) 146

LJN BV5623 (appeal in cassation re Arnhem Appeal Court, 19 August 2010, LJN: BN4204)

Derogatory images on the internet; effectiveness of a disclaimer

10 (2013) 209

LJN BV4738 (appeal in cassation re Arnhem Appeal Court, 16 June 2010, LJN: MB8100)

Automatic Number Plate Recognition (ANPR) data; improperly obtained evidence; lack of reasoning for the decision by the Appeal Court

10 (2013) 210

LJN BW0103

Article 240a Netherlands Criminal Code; showing private parts/genitals to a juvenile via a webcam

10 (2013) 211

LJN: BW 3415

Virtual abusive images of children, sexually explicit images in cartoon format

10 (2013) 212

LJN BW 6444

Article 161sexies, paragraph 2 under a of the Criminal Code, mobile telephone jammer

10 (2013) 213

LJN BX0140

Analysis of seized mobile telephones

10 (2013) 214

LJN: BX0155

Money laundering; phishing; participation in a criminal organization which had the object of money laundering

10 (2013) 215

LJN BX0218

Evidence; data obtained from interception of an IP address; use in legal proceedings

10 (2013) 216

LJN BV8708

Article 248a Netherlands Criminal Code; evidence of MSN chat

10 (2013) 217

LJN BW9843

Threats via Twitter

10 (2013) 218

Netherlands, case translations

LJN; AY6903, Voorzieningenrechter In Kort Geding (Services Court Judge Amsterdam), 345291 / KG 06-1112 AB

Protection of intellectual property rights; internet; illegal downloads; privacy of customer personal data; right of interested parties to require ISP to provide personal data

6 (2009) 263 – 269

Gerechtshof 's Gravenhage 9 maart 2011 LJN: BP7080, Gerechtshof te 's-Gravenhage meervoudige kamer voor strafzaken (Appeals Court at The Hague, Criminal bench). dossier number: 22-002281-10

Threats to kill posted on web site; accused posted comments by using the connection of a third party via wi fi without permission; whether using the computer of a third party without permission is an offence in Dutch law; electronic evidence

8 (2011) 242 – 248

Networks

Network investigative source codes and due process

14 (2017) 39 – 46

New Zealand

Suppression and the Internet: The 'cyber memory' case - a New Zealand response

5 (2008) 58 – 61

More on suppression and the internet in New Zealand

6 (2009) 184 – 186

eDiscovery in New Zealand under the new amended rules

9 (2012) 7 – 16

Here's the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Nigeria, articles

Electronic evidence in Nigeria

11 (2014) 76 – 84

Another method of stealing cash from ATMs

14 (2017) 13 – 15

The application of forensics examination in crime-related prosecution: The need for standardization and a recognized model in Nigeria

17 (2020) 83 – 93

Norway, articles

Electronic evidence in control of and adversely affecting the opposing party: a comparative study of English and Norwegian law

8 (2011) 76 – 91

Forced biometric authentication – on a recent amendment in the Norwegian Code of Criminal Procedure

14 (2017) 26 – 30

Norway, case note

U 1959.40/1H

Secured indemnity bond; manuscript signature by a ball-point pen; validity

6 (2009) 277

Norway, case translations

LB-2006-27667, 20 August 2007, Borgarting appellate court – judgement

Succession law; lost testament

5 (2008) 134 – 140

Journal number 04-016794TVI-TRON, Bernt Petter Jørgensen v DnB NOR Bank ASA by the Chairman of the Board (Trondheim District Court, 24 September 2004)

Bank card; theft of card; unauthorized use; PIN; electronic signature; burden of proof; liability; gross negligence

9 (2012) 117 – 123

HR-2012-2056-A, translation reviewed by Arve Føyen

Criminal offence; hacking; ‘cloud’ (online) storage of personal digital data; data protection; data controller; privacy

10 (2013) 201 – 208

Notaries

CyberDOC and e-Government: the electronic archive of Austrian notaries

1 (2004) 30 – 32

A system of trust: German civil law notaries and their role in providing trustworthy electronic documents and communications

3 (2006) 69 – 72

European Civil Law Notaries ready to launch international digital deeds

4 (2007) 14 – 18

Telematic Land Registers: the role of the civil law notary

4 (2007) 19 – 27

The role of the notary in real estate conveyancing

4 (2007) 28 – 33

E-commerce for Notaries in England & Wales

4 (2007) 41 – 44

Introducing and working with electronic signatures in mass applications: Notaries and the German commercial register

5 (2008) 68 – 72

The E-Notarization Initiative, Pennsylvania, USA

5 (2008) 73 – 77

The proposed international e-identity assurance standard for electronic notarization

5 (2008) 78 – 80

The Digital Tower of Babel

5 (2008) 183 – 186

The deed is done: on-line notarization becomes a reality

10 (2013) 144 – 146

Xinchuan Online (Beijing) Information Technology Co. Ltd. v Zigong Branch of China Network Communication Group (2008) Min Shen Zi No. 926, translation and commentary by Dr Jiong He

Intellectual property infringement; electronic evidence; probative force of notarial certificates; reliability of method of collecting electronic evidence

10 (2013) 158 – 161

Obtaining evidence

The use of malware as a means of obtaining evidence in Portuguese criminal proceedings

11 (2014) 55 – 75

Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings

13 (2016) 88 – 96

Officially certified documents

Justice and sheriff: Practical and authoritative methods for the electronic issuance of officially certified documents in the United States

7 (2010) 42 – 52

On-line banking

Slovakia, case law

Decision of the District Court Trenčín dated 8 March 2012, file ref. no. 21C/143/2011, translated by Rowan Legal

Slovakia; online banking; customer mandate; theft by unknown third party; thief masquerading as bank

employee; false banking web site; anti virus software; negligence of customer

12 (2015) 90 – 94

Decision of the County Court Trenčín dated 19 June 2013, file ref. no. 17Co/213/2012, translated by Rowan Legal

Slovakia; online banking; customer mandate; theft by unknown third party; thief masquerading as bank employee; false banking web site; anti virus software; negligence of customer

12 (2015) 95 – 100

Commentary: Slovak case law on the responsibility of a bank for unauthorised financial transactions

12 (2015) 101 – 102

Turkey, case law

Case number: 2009/11485, judgment number: 2011/4033

On-line banking; unauthorized transfers between accounts by unknown third party; negligence; liability of the bank

9 (2012) 124 – 127

On-line searches

Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings

13 (2016) 88 – 96

On-line surveillance

Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings

13 (2016) 88 – 96

On-line terms, banking

Germany, liability

BGH of December 12, 2000 – XI ZR 138/00

4 (2007) 93 – 94

Original document, digital copy

Belgium, article

Originality in Belgian civil law: comparing the Code Napoleon with Book 8 of the New Belgian Civil Code

16 (2019) 25 – 39

France, case law

Appeal No. 07-17622 Court of Cassation – second civil chamber of 4 December 2008

6 (2009) 246

Appeal reference n°: 07-12545 (Not published in the Judgments Bulletin), Court of Cassation, 1st Civil Chamber of 25 June 2008

6 (2009) 247

Passwords

PINs, passwords and human memory

6 (2009) 116 – 122

Personal data

Italy, failure to secure, Yahoo! Italia s.r.l.

Request for Archiving

6 (2009) 164 – 180

Netherlands, right of interested parties to obtain

LJN; AY6903, Voorzieningenrechter In Kort Geding (Services Court Judge Amsterdam), 345291 / KG 06-1112 AB

6 (2009) 263 – 269

Sweden, right of claimants to request IP address

Bonnier Audio AB, Earbooks AB, Norstedts Förlagsgrupp AB, Piratförlaget AB and Storyside AB v Perfect Communication Sweden AB (the Ephone case)

6 (2009) 290 – 291

Personal identification number

Case law

Lithuania

A-143-2740-12, 18 December 2012 with a commentary by Professor Mindaugas Kiškis

Electronic signatures; qualified certificate; advanced electronic signature; personal identification numbers; data protection

11 (2014) 152 – 164

Photographs, Google Street View

Whether a photograph taken for Google's Street View can be used as evidence in a criminal process: a case note

6 (2009) 187 – 190

- PINs
- PINs, passwords and human memory
- 6 (2009) 116 – 122
- Poland, articles
- Electronic Signatures in German, French and Polish Law Perspective
- 1 (2004) 7 – 13
- When the EU qualified electronic signature becomes an information services preventer
- 7 (2010) 7 – 18
- A case of the customer attempting to claim their debit card was cloned
- 13 (2016) 67 – 75
- Poland, case law
- Notice of appeal by facsimile transmission, need for manuscript signature
- I KZP 29/06, Resolution of the Polish Supreme Court
- 5 (2008) 147 – 148
- Electronic document, secure electronic signature, legal effect, case translation
- Sygn. akt I KZP 39/08, Polish Supreme Court, 26 March 2009
- 6 (2009) 270 – 274
- Poland, case translations
- Sygn. akt I KZP 39/08, Polish Supreme Court, 26 March 2009, commentary by Dr Arkadiusz Lach
- Electronic document; secure electronic signature (digital signature); criminal procedure; Ustawa z dnia 18 września 2001 r. o podpisie elektronicznym (Law of 2001.09.18 on electronic signature); legal effect*
- 6 (2009) 270 – 274
- Sygn. akt I KZP 2/10, Sąd Najwyższy – Izba Karna w Warszawie (Supreme Court – Criminal Chamber in Warsaw), commentary by Dr Arkadiusz Lach
- Authority to intercept telephone communications; admissibility of the records in other proceedings; refusal to give opinion on this subject because of lack of relevance*
- 7 (2010) 141 – 147
- Police, failure of investigation
- Misunderstanding IT: Hospital cybersecurity and IT problems reach the courts
- 15 (2018) 11 – 32
- Politics
- Scandal at the Post Office: The intersection of law, ethics and politics
- 19 (2022) 12 – 28
- Portugal
- The use of malware as a means of obtaining evidence in Portuguese criminal proceedings
- 11 (2014) 55 – 75
- Possession
- Establishing possession, custody and control through electronic baggage tags
- 14 (2017) 16 – 21
- Post Office Limited
- The Post Office Horizon system and Seema Misra
- 13 (2016) 133 – 138
- The harm that judges do – misunderstanding computer evidence: Mr Castleton’s story
- 17 (2020) 25 – 48
- The Post Office Horizon IT scandal and the presumption of the dependability of computer evidence
- 17 (2020) 49 – 70
- Scandal at the Post Office: The intersection of law, ethics and politics
- 19 (2022) 12 – 28
- The Post Office IT scandal – why IT audit is essential for effective corporate governance
- 19 (2022) 42 – 86
- Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences
- 19 (2022) 123 – 127
- Ismay Report: Horizon – Response to Challenges Regarding Systems Integrity (Post Office Limited, 2 August 2010)
- 19 (2022) Document Supplement

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Simon Clarke, Barrister: Post Office Limited Advice on the use of expert evidence relating to the integrity of the Fujitsu Services Limited Horizon System (15 July 2013)'; Simon Clarke, Barrister: Post Office Limited Horizon Disclosure The duty to record and retain material (2 August 2013)

20 (2023) Documents Supplement

Brian Altman KC, Post Office Limited Horizon System General Review: Conduct of Prosecutions (15 October 2013)

20 (2023) Documents Supplement

Power and technology

The responsible use of technological power/L'uso responsabile del potere tecnologico

15 (2018) 1 – 10

Practice Directions

Singapore, case law

Sanae Achar v Sci-Gen Ltd [2011] SGHC 87, High Court, 8 April 2011

Discovery; e-Discovery Practice Direction; electronically stored documents; relevance; whether necessary

8 (2011) 253 – 255

Practitioner notes

Electronic billing for law firms

1 (2004) 87 – 88

Preserving cyber investigation evidence – the screen tool witness signature

8 (2011) 190 – 192

E-mails cause practical problems for client confidentiality

8 (2011) 193

Presumptions

Updates on Malaysian cyber case law

10 (2013) 104 – 106

Regina v Seema Misra, T20090070, In the Crown Court at Guilford, Trial dates: 11, 12, 13, 14, 15, 18, 19, 20, 21 October and 11 November 2010, His Honour Judge N. A. Stewart and a jury

England & Wales; theft; electronic evidence; Post Office Horizon System; 'reliability' of computers

12 (2015) Introduction, 44 – 55; Documents Supplement

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Ismay Report: Horizon – Response to Challenges Regarding Systems Integrity (Post Office Limited, 2 August 2010)

19 (2022) Document Supplement

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Preservation, digital data

Security in digital data preservation

11 (2014) 100 – 106

Private key, security

Russian Federation

Resolution of the Federal Arbitration Court of Moscow Region of 5 November 2003 N KГ-A 40/8531-03-П

5 (2008) 149 – 151

Privilege

A combination or a key? The Fifth Amendment and privilege against compelled decryption

9 (2012) 81 – 87

Procedure, civil

Japan

Electronic evidence in Civil Procedure in Japan

5 (2008) 211 – 213

Poland, case law, notice of appeal by facsimile transmission, need for manuscript signature

I KZP 29/06, Resolution of the Polish Supreme Court
5 (2008) 147 – 148

United States of America, Federal Rules of Civil
Procedure

Avoiding disputes regarding electronic evidence: a
U.S. perspective

5 (2008) 166 – 172

Procedure, criminal

Slovenia

Electronic evidence in the Slovene Criminal Procedure
Act

7 (2010) 77 – 86

Proof

Misunderstanding IT: Hospital cybersecurity and IT
problems reach the courts

15 (2018) 11 – 32

The harm that judges do – misunderstanding
computer evidence: Mr Castleton's story

17 (2020) 25 – 48

Proof of identity

Electronic legal correspondence in Switzerland – the
latest developments

11 (2014) 25 – 28

Prosecution, abusive images of children

R v LR (not reported) Indictment number T20090048

7 (2010) 125 – 129

Prosecution, failure to analyse evidence correctly

Misunderstanding IT: Hospital cybersecurity and IT
problems reach the courts

15 (2018) 11 – 32

Publication on the internet

Suppression and the Internet: The 'cyber memory'
case – a New Zealand response

5 (2008) 58 – 61

More on suppression and the internet in New Zealand

6 (2009) 184 – 186

QQ Messenger

QQ Messenger chat record as criminal evidence in
China

8 (2011) 187 – 189

Qualified certificates

Case law

Lithuania

A-143-2740-12, 18 December 2012 with a
commentary by Professor Mindaugas Kiškis

*Electronic signatures; qualified certificate; advanced
electronic signature; personal identification numbers;
data protection*

11 (2014) 152 – 164

Qualified signatures

The creation of Qualified Signatures with Trusted
Platform Modules

4 (2007) 61 – 68

When the EU qualified electronic signature becomes
an information services preventer

7 (2010) 7 – 18

Qualified signatures, case law

Germany

procedure, monetary limitation

FG Münster 11 K 990/05 F (Electronically signed
statement of claim – On the interpretation of the term
monetary limitation)

3 (2006) 111 – 112

19 February 2009, IV R 97/06

6 (2009) 278

appeal, civil proceedings

14.01.2010, VII ZB 112/08, commentary by Dr Martin
Eßer

7 (2010) 158

procedure, Administrative Court

10 A 11741/05

4 (2007) 91 – 92

Sweden, procedure, qualified electronic signature

Case number 2572-2573-2002

1 (2004) 80

Real estate

The role of the notary in real estate conveyancing

4 (2007) 28 – 33

Registration databases

Legal aspects of the introduction of the electronic identity card in Belgian law by the Act of 25 March 2003

2 (2005) 22 – 38

Reliability, computer evidence

The Law Commission presumption concerning the dependability of computer evidence

17 (2020) 1 – 14

Robustness of software

17 (2020) 15 – 24

The harm that judges do – misunderstanding computer evidence: Mr Castleton's story

17 (2020) 25 – 48

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Remote forensics

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

Remote searching

Here's the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Retention of data

Romania

Decizia nr, 1258 dated 8 October 2009, Curtea Constituțională a României (Constitutional Court), translated by Manolea, Bogdan and Argesiu, Anca

7 (2010) 148 – 154

RFID technology

RFID technology and the future – old school fraud in a new wrapper

7 (2010) 122 – 124

Romania

The digital economy – where is the evidence?

Theoretical and practical problems in understanding digital evidence in Romania

5 (2008) 226 – 230

Romania, case translation

Decizia nr, 1258 dated 8 October 2009, Curtea Constituțională a României (Constitutional Court), translated by Manolea, Bogdan and Argesiu, Anca

Constitutionality of law 298/2008 regarding the retention of the data generated or processed by the public electronic communications service providers or public network providers

7 (2010) 148 – 154

Russian Federation, articles

Electronic signatures in Russian law

2 (2005) 62 – 66

The use of electronic digital signatures in banking relationships in the Russian Federation

5 (2008) 51 – 57

Digital evidence and e-signature in the Russian Federation: a change in trend?

6 (2009) 181 – 183

Russian Federation, case notes

A12-3342/05-C11, The Federal Arbitration of the Povolzhsky District

4 (2007) 83 – 85

Transfer of money from corporate bank account; private key of digital signature of corporation used; liability

Resolution of the Federal Arbitration Court of Moscow Region of 5 November 2003 N КГ-А 40/8531-03-П

Unauthorized transfer of money from corporate bank account; private key of digital signature of corporation used; liability

5 (2008) 149 – 151

Case No. A40-43946/08-93-94, Arbitrazh Court of Moscow

Digital evidence; construction of contract; e-mails instead of signed transfer and acceptance on paper

Case No. A40-19739/08-10-141, Arbitrazh Court of Moscow

Digital evidence; status of scanned copies as written evidence; contractual agreement for e-mail correspondence

6 (2009) 281 – 283

Saudi Arabia

Revising the Saudi Electronic Transactions Law on E-Signatures

19 (2022) 1 – 11

Scanned copies of documents, legal status

Russian Federation

Case No. A40-43946/08-93-94, Arbitrazh Court of Moscow

6 (2009) 281 – 283

Search

Here's the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Search and seizure for electronic evidence: procedural aspects of UAE's legal system

10 (2013) 115 – 122

Secure electronic signature, Poland, legal effect

Sygn. akt I KZP 39/08, Polish Supreme Court, 26 March 2009

6 (2009) 270 – 274

Security, failure

Technology and banking: lessons from the past

9 (2012) 91 – 94

Seizure of digital evidence

Italy

Decision no. 16556 dated 29-04-2010, La Corte Suprema di Cassazione Sezione Quinta Penale (Supreme Court of Cassation, 5th Criminal Section) 29 April 2010 (the hearing took place on 14 December 2009)

Facts; seizure of copies of digital documents stored on a personal computer; law dispositive provisions, interception of electronic communications; proceedings; ratio decidendi

8 (2011) 249 – 252

Slovenia, seizure of mobile telephone, admissibility of data stored on SIM card

Up-106/05-27

6 (2009) 287 – 289

United Arab Emirates

Search and seizure for electronic evidence: procedural aspects of UAE's legal system

10 (2013) 115 – 122

Sexual abuse, case law

Spain

STS 2047/2015, Tribunal Supremo, Sala de lo Penal (Supreme Court, Criminal Chamber), 19 May 2015, translated by Patricia Ayodeji

Spain; sexual abuse of a minor; communications via social networks; authenticity

14 (2017) 79 – 87

Signature, telex

Formation of contract Japan, case law

Showa 33 (Wa) No.681, 10 November 1962, by Associate Professor Hironao Kaneko

Formation of contract; expressions of intent by letter and telex; cancellation of contract; liability

9 (2012) 109 – 113

SIM card

Denmark, case law

U.2011.2396V, translated by Helena Lybæk Guðmundsdóttir

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card; Denmark

10 (2013) 166 – 168

Singapore, articles

The Singapore Electronic Transactions Act and the Hong Kong Electronic Transactions Ordinance

5 (2008) 7 – 20

Evidential issues from pre-action discoveries: *Odex Pte Ltd v Pacific Internet Ltd*

6 (2009) 25 – 32

Electronic discovery in Singapore: A quinquennial retrospective

11 (2014) 3 – 24

Singapore, case notes

Chwee Kin Keong v Digilandmall.com Pte Ltd, case numbers Suit 202/2003/E (at first instance), CA/30/(2004) (for the appeal)

Internet web site; item incorrectly priced; digital evidence adduced to demonstrate knowledge of incorrect price by claimants

2 (2005) 114 – 115

SM Integrated Transware Pte Ltd v Schenker Singapore (Pte) Ltd [(2005)] SGHC 58

E-mail; e-mail address; whether an electronic signature

2 (2005) 112 – 113

Alliance Management SA v Pendleton Lane P and Another (The First Case: [2007] SGHC 133), (The Second Case: [2008] SGHC 76)

Inspection of data stored on hard disk; meaning of a 'document'; striking off where disk was not produced

5 (2008) 152 – 153

Public Prosecutor v Neo Khoo Sing [2008] SGDC 225

Digital evidence; the standard of proof for circumstantial evidence; it should lead one to 'the irresistible inference and conclusion' that the offence was committed by the accused

6 (2009) 284 – 286

Joseph Mathew and Another v Singh Chiranjeev and Another [2009] SGCA 51

Sale of property; exchange of e-mail communications accepting offer and price; cancellation of contract; whether binding agreement

7 (2010) 159

Deutsche Bank AG v Chang Tse Wen and others [2010] SGHC 125

Civil Procedure; discovery of documents; electronic discovery; Practice Direction No 3 of 2009; electronic discovery protocol; good faith collaboration; opt-in framework; who to apply; whether necessary to order; consideration of factors in paragraph 43D; reasonable search; key words; discovery in stages; providing electronic copies of electronically stored documents in lieu of inspection

7 (2010) 161 – 162

Surface Stone Pte. Ltd. v Tay Seng Leon and another [2011] SGHC 223

Electronic discovery; discovery and inspection of compound documents; principle of proportionality; inspection protocol

9 (2012) 128 – 129

SHA256

Hangzhou Huatai Yimei Culture Media Co., Ltd. v. Shenzhen Daotong Technology Development Co., Ltd. (2018) Zhe 0192 Civil Case, First Court No. 81, Hangzhou Internet Court of the People's Republic of China, translated by Dr Jiong He

China; intellectual property infringement; authenticity of electronic evidence; screenshot of webpage; SHA256 hash value; blockchain related evidence; Bitcoin block chain; integrity of evidence; law of electronic signatures

16 (2019) 61 – 70

Slovakia, case judgments

Decision of the District Court Trenčín dated 8 March 2012, file ref. no. 21C/143/2011, translated by Rowan Legal

Slovakia; online banking; customer mandate; theft by unknown third party; thief masquerading as bank employee; false banking web site; anti virus software; negligence of customer

12 (2015) 90 – 94

Decision of the County Court Trenčín dated 19 June 2013, file ref. no. 17Co/213/2012, translated by Rowan Legal

Slovakia; online banking; customer mandate; theft by unknown third party; thief masquerading as bank employee; false banking web site; anti virus software; negligence of customer

12 (2015) 95 – 100

Commentary: Slovak case law on the responsibility of a bank for unauthorised financial transactions

12 92015) 101 – 102

Slovenia, articles

Electronic evidence in the Slovene Criminal Procedure Act

7 (2010) 77 – 86

The Trojan horse defence – a modern problem of digital evidence

9 (2012) 58 – 66

Digital data encryption –aspects of criminal law and dilemmas in Slovenia

10 (2013) 147 – 154

Slovenia, case notes

I Up 505/2003, The Supreme Court of the Republic of Slovenia

General Administrative Procedure; validity of e-mail

4 (2007) 97

Up-106/05-27

Seizure of mobile telephone; admissibility of data stored on an SIM card; constitutional right to privacy of communication

6 (2009) 287 – 289

I Ips 7/2009

Mobile telephone and SIM card; data of the incoming and outgoing calls of the appellants telephone number and of the base stations; whether illegally obtained evidence

7 (2010) 163 – 165

SMS

The Moving Finger: sms, on-line communication and on-line disinhibition

8 (2011) 179 – 183

Social media

Denmark, case law

U 2012.2614 H, commentary by Professor Lars Bo Langsted

Social media; publicly available information; police obtaining information of social media; interception of communications; jurisdiction; Denmark

10 (2013) 162 – 165

Spain, case law

STS 2047/2015, Tribunal Supremo, Sala de lo Penal (Supreme Court, Criminal Chamber), 19 May 2015, translated by Patricia Ayodeji

Spain; sexual abuse of a minor; communications via social networks; authenticity

14 (2017) 79 – 87

Social networking

Hiding illegal content in the SWF format and spreading through social network services: a legal approach

7 (2010) 116 – 121

Software code, articles

The Post Office Horizon system and Seema Misra

13 (2016) 133 – 138

Robustness of software

17 (2020) 15 – 24

The harm that judges do – misunderstanding computer evidence: Mr Castleton's story

17 (2020) 25 – 48

The Post Office Horizon IT scandal and the presumption of the dependability of computer evidence

17 (2020) 49 – 70

Brake systems: a mind of their own

18 (2021) 27 – 34

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Ismay Report: Horizon – Response to Challenges Regarding Systems Integrity (Post Office Limited, 2 August 2010)

19 (2022) Document Supplement

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Software code, disclosure/discovery

Firmware forensics: best practices in embedded software source code discovery

8 (2011) 148 – 151

Software code, duty of care

Duty of care and engineering functional-safety standards

16 (2019) 51 – 56

Solicitors

Practice Note: Electronic billing for law firms

1 (2004) 87 – 88

Source code

Line based hash analysis of source code infringement

6 (2009) 210 – 213

Network investigative source codes and due process

14 (2017) 39 – 46

South Africa

Electronic wills in South Africa

7 (2010) 67 – 70

The Moving Finger: sms, on-line communication and on-line disinhibition

8 (2011) 179 – 183

An analysis of the judicial and legislative attitude to hearsay electronic data in South Africa

20 (2023) 10 – 29

Spain

The electronic signature in Spain

2 (2005) 77 – 78

Bank card fraud in Spain

6 (2009) 67 – 78

The legal regulation of electronic evidence: a pending necessity

8 (2011) 25 – 32

Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings

13 (2016) 88 – 96

Stamp, case law

Greece, use of stamp by Chinese applicant, public tender

Court Decision No. 3279/(2004)

3 (2006) 101 – 103

Standards

The proposed international e-identity assurance standard for electronic notarization

5 (2008) 78 – 80

The draft International Electronic Notarization Assurance Standard

5 (2008) 81 – 97

Surveillance cameras

Surveillance cameras, identification and expert evidence

9 (2012) 42 – 50

Surveillance evidence, admissibility

Estonia

TlnRnKo 09.01.2017, 1-15-9051, Tallinna Ringkonnakohus (Tallinn Circuit Court)

Estonia; VAT on property; admissibility of evidence collected by surveillance; digital evidence guidelines; continuity of evidence (also known as chain of custody); MD5 hash – whether sufficient to prove evidence not altered; status of opinion of external expert (a lawyer)

16 (2019) 71 – 89

Sweden, case notes

Case number 2572-2573-2002

Administrative Procedure; legal effect of e-mail

1 (2004) 80

Bonnier Audio AB, Earbooks AB, Norstedts Förlagsgrupp AB, Piratförlaget AB and Storyside AB v Perfect Communication Sweden AB (the Ephone case)

Action for infringement of IPR; right of claimant to request IP address; probable cause

6 (2009) 290 – 291

Swede, case translation

Case No. 11534-13

Sweden; advanced electronic signature; effectiveness; administrative proceedings

12 (2015) 103 – 106

Switzerland

Submission of evidence through digital documents in Swiss civil litigation

3 (2006) 84 – 88

Digital evidence in the new Swiss Federal Code of Civil Procedure

6 (2009) 195 – 196

Electronic Evidence in Swiss Criminal Procedure

8 (2011) 70 – 75

Electronic legal correspondence in Switzerland – the latest developments

11 (2014) 25 – 28

Switzerland, case translation

PEN 17 16 DIP, 30 May 2018, Regionalgericht Emmental-Oberaargau, Strafabteilung (Regional Court Emmental-Oberaargau, Criminal Division), translated by Thierry Burnens

Switzerland; criminal law; traffic violation; collision; Tesla motor vehicle in 'Traffic-Aware Cruise Control' and 'Autosteer' mode; Convention on Road Traffic; driver must be in control of vehicle

17 (2020) 97 – 111

Taiwan

The e-signature in Taiwan: consent, integrity and accessibility

13 (2016) 148 – 153

Tanzania

Admissibility of computer evidence in Tanzania

4 (2007) 56 – 60

Electronic evidence in Tanzania

10 (2013) 123 – 127

The admissibility of electronic evidence in Tanzania: new rules and case law

13 (2016) 121 – 132

Legal issues surrounding the admissibility of electronic evidence in Tanzania

18 (2021) 56 – 67

Implementing the electronic signature law in Tanzania – successes, challenges, and prospects

19 (2022) 102 – 116

Tax declarations, electronically

Mexico, case

Jurisprudencia 24/2008, Criteria Contradiction Proceedings (Contradicción de Tesis) 261/2007 SS between the Third Collegiate Court for Administrative Matters and the Second Civil Court for Civil Matters in the Seventh Circuit, Second Chamber of the Mexican Supreme Court, February 13, 2008

5 (2008) 117 – 133

Ukraine, article

Ukraine: Electronic filing of tax returns

7 (2010) 114 – 115

Technology and power

The responsible use of technological power/L'uso responsabile del potere tecnologico

15 (2018) 1 – 10

Technology assisted review

Technology assisted review approved for use in English High Court litigation

13 (2016) 139 – 142

Telephone company, cooperation with police

Denmark, case law

U.2011.2396V, translated by Helena Lybæk Guðmundsdóttir

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card; Denmark

10 (2013) 166 – 168

Telephones, mobile

‘Mobile Ping Data’ – Metadata for Tracking

14 (2017) 22 – 25

Telex, case law

Thailand, contract

No. 3046/2537 (1994) (Sale of Movable Property (Section 456 of the Civil & Commercial Code))

3 (2006) 108 – 110

Thailand, article

Civil search and seizure of digital evidence: the example of the Thai Central IP & IT Court

5 (2008) 235 – 239

Thailand, case note

No. 3046/2537 (1994) (Sale of Movable Property (Section 456 of the Civil & Commercial Code))

Exchange of telex messages; formation of contract; need for written evidence of contract; signature

3 (2006) 108 – 110

Threats, on-line

The Netherlands, case law

LJN BW9843

Threats via Twitter

10 (2013) 218

Tools, forensic

Ten years of computer forensic tool testing

8 (2011) 139 – 147

Tracking mobile devices

‘Mobile Ping Data’ – Metadata for Tracking

14 (2017) 22 – 25

Transborder discovery

The EU Data Protection Directive and major factors relied upon by U. S. courts in transborder discovery requests

5 (2008) 231 – 234

Transfer of land

Implementation of public e-services for immovable property contracts in Lithuania

3 (2006) 77 – 83

Trojan horse defence

Known knowns, known unknowns and unknown unknowns: anti-virus issues, malicious software and internet attacks for non-technical audiences

6 (2009) 123 – 131

The Trojan horse defence – a modern problem of digital evidence

9 (2012) 58 – 66

Trojan horse, use of

Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings

13 (2016) 88 – 96

Trusted computing

The creation of Qualified Signatures with Trusted Platform Modules

4 (2007) 61 – 68

Trusted computing and the digital crime scene

8 (2011) 111 – 123

Turkey, articles

The electronic signature law in Turkey

1 (2004) 33 – 36

Registered e-Mail and e-Invoicing in Turkey

6 (2009) 197 – 201

Bank and credit cards in Turkey: an outline of the criminal law

12 (2015) 22 – 32

The role and function of the e-signature, time stamp, and e-evidence in the context of Turkish commercial law

17 (2020) 71 – 82

Turkey, case translation

Case number: 2009/11485, judgment number: 2011/4033

On-line banking; unauthorized transfers between accounts by unknown third party; negligence; liability of the bank

9 (2012) 124 – 127

Ukraine

- Ukraine: Electronic filing of tax returns
7 (2010) 114 – 115
- Undisputed money claims
The German electronic order for payment procedure
4 (2007) 51 – 55
- Unintended acceleration, motor vehicles
Firmware forensics: best practices in embedded software source code discovery
8 (2011) 148 – 151
- United Arab Emirates
Search and seizure for electronic evidence: procedural aspects of UAE’s legal system
10 (2013) 115 – 122
- The scope of electronic transactions and electronic evidence in the courts of the United Arab Emirates
11 (2014) 37 – 45
- Challenges of authentication and certification of e-awards in Dubai and before the Dubai International Financial Centre courts: the electronic signature
13 (2016) 97 – 112
- The enforceability of electronic arbitration agreements before the DIFC Courts and Dubai Courts
14 (2017) 47 – 60
- United States of America
Recent developments in the United States regarding electronic signatures
1 (2004) 27 – 29
- The E-Notarization Initiative, Pennsylvania, USA
5 (2008) 73 – 77
- The proposed international e-identity assurance standard for electronic notarization
5 (2008) 78 – 80
- Avoiding disputes regarding electronic evidence: a U.S. perspective
5 (2008) 166 – 172
- Toward a new jurisprudence of information retrieval: What constitutes a “reasonable” search for digital evidence when using keywords?
5 (2008) 173 – 178
- eDiscovery implications, duties and consequences
5 (2008) 197 – 201
- The EU Data Protection Directive and major factors relied upon by U. S. courts in transborder discovery requests
5 (2008) 231 – 234
- Caught in the middle: whether to seek help when the organization is the subject of an information technology attack
5 (2008) 245 – 250
- The essential elements of an effective electronic signature process
6 (2009) 83 – 97
- Remote electronic discovery
6 (2009) 132 – 138
- Legal privilege and the high cost of electronic discovery in the United States: should we be thinking like lawyers?
6 (2009) 139 – 152
- Cybercrime: Issues and challenges in the United States
7 (2010) 19 – 34
- Justice and sheriff: Practical and authoritative methods for the electronic issuance of officially certified documents in the United States
7 (2010) 42 – 52
- Electronic evidence in torrent copyright cases
8 (2011) 171 – 178
- A combination or a key? The Fifth Amendment and privilege against compelled decryption
9 (2012) 81 – 87
- Brandeis Brief in the case of *In re William French Anderson*
10 (2013) 29 – 38
- International aspects of migrating digital forensics in the cloud
10 (2013) 81 – 96
- The deed is done: on-line notarization becomes a reality

10 (2013) 144 – 146

Digital Evidence and the American Servicemembers' Protection Act

11 (2014) 107 – 114

Network investigative source codes and due process

14 (2017) 39 – 46

Industry Contribution: Digital signature as a method to strengthen enterprise risk management practices across the US government

20 (2023) IC1 – IC8

Uruguay

A brief outline of the position in Uruguay in relation to cyber crime legislation

6 (2009) 207 – 209

Vehicles

Autonomous vehicles – who will be liable for accidents?

15 (2018) 33 – 47

Vietnam

The electronic signature law in Vietnam: a note

3 (2006) 89 – 90

Reading between the (binary) digits. The utilization of electronic evidence in criminal proceedings in Vietnam

21 (2024) 30 – 38

Virtual presence in a jurisdiction, effect

The effect of 'virtual presence' in Belgium on the duty to cooperate with criminal investigations: some prudence may be required when confronted with a request from a Belgian public prosecutor

8 (2011) 194 – 195

Belgium, case law

Corr. Dendermonde 2 maart 2009, onuitg. (Rechtbank van Eerste Aanleg te Dendermonde (The Court of First Instance in Dendermonde)), by Johan Vandendriessche

Investigation of credit card fraud; provider of e-mail services in the United States of America; users of the service in Belgium; jurisdiction; virtual presence in a jurisdiction; Mutual Legal Assistance in Criminal

Matters; whether provider of service is required to provide identification and registration data of the person who registered e-mail accounts, including the IP address, date and time of the registration; the e-mail address associated with the profile; any other relevant personal information that could lead to identification of the user; electronic communications network; provider of an electronic communications service

8 (2011) 196 – 207

Gent 30 juni 2010, onuitg. (Hof van Beroep (The Court of Appeal in Ghent, third chamber, sitting in criminal matters)), by Johan Vandendriessche

Web based e-mail; meaning of 'operator of an electronic communication service' and 'provider of an electronic communications service'; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 208 – 215

Cass. 18 januari 2011, nr. P.10.1347.N (Hof van Cassatie (Court of Cassation of Belgium)), by Johan Vandendriessche

Web based e-mail; whether meaning of 'operator of an electronic communication service' and 'provider of an electronic communications service' is relevant; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 216 – 218

Brussel 12 oktober 2011, onuitg, Hof van Beroep te Brussel (The Court of Appeal in Brussels, thirteenth chamber, sitting in criminal matters), by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

9 (2012) 102 – 105

Watermarks

Digital watermarks as legal evidence

8 (2011) 152 – 164

webpage, integrity

Hangzhou Huatai Yimei Culture Media Co., Ltd. v. Shenzhen Daotong Technology Development Co., Ltd. (2018) Zhe 0192 Civil Case, First Court No. 81, Hangzhou Internet Court of the People's Republic of China, translated by Dr Jiong He

China; intellectual property infringement; authenticity of electronic evidence; screenshot of webpage; SHA256 hash value; blockchain related evidence; Bitcoin block chain; integrity of evidence; law of electronic signatures

16 (2019) 61 – 70

Wi Fi, use of without permission

The Netherlands, case law

Gerechtshof 's Gravenhage 9 maart 2011 LJN: BP7080, Gerechtshof te 's-Gravenhage meervoudige kamer voor strafzaken (Appeals Court at The Hague, Criminal bench). dossier number: 22-002281-10

Threats to kill posted on web site; accused posted comments by using the connection of a third party via wi fi without permission; whether using the computer of a third party without permission is an offence in Dutch law; electronic evidence

8 (2011) 242 – 248

Wills

Electronic wills in South Africa

7 (2010) 67 – 70

Witness, screen tool

Practitioner note: Preserving cyber investigation evidence – the screen tool witness signature

8 (2011) 190 – 192

Zanzibar

The admissibility and authentication of digital evidence in Zanzibar under the new Evidence Act

15 (2018) 48 – 59

Table of Authors

Aguerre, Luis

A brief outline of the position in Uruguay in relation to cyber crime legislation

6 (2009) 207 – 209

Alawamleh, Kamal Jamal

The enforceability of electronic arbitration agreements before the DIFC Courts and Dubai Courts
14 (2017) 47 – 60

Alemán, César Martínez

Jurisprudencia 24/2008, Criteria Contradiction Proceedings (Contradicción de Tesis) 261/2007 SS between the Third Collegiate Court for Administrative Matters and the Second Civil Court for Civil Matters in the Seventh Circuit, Second Chamber of the Mexican Supreme Court, February 13, 2008

5 (2008) 117 – 133

Aljneibi, Khaled

Search and seizure for electronic evidence: procedural aspects of UAE's legal system

10 (2013) 115 – 122

The scope of electronic transactions and electronic evidence in the courts of the United Arab Emirates

11 (2014) 37 – 45

Allegra, Judge Francis M.

Avoiding disputes regarding electronic evidence: a U.S. perspective

5 (2008) 166 – 172

Amro, Ihab

Response to a Book Report

16 (2019) 118 – 120

Anand, Akhil

The Supreme Court of India re-defines admissibility of electronic evidence in India

12 (2015) 33 – 37

Andersson, Mathilda

Bonnier Audio AB, Earbooks AB, Norstedts Förlagsgrupp AB, Piratförlaget AB and Storyside AB v Perfect Communication Sweden AB (the Ephone case)

6 (2009) 290 – 291

Ariffin, Aswami Fadillah Mohd

Digital forensics in Malaysia

5 (2008) 161 – 165

Digital Forensics Institute in Malaysia: the way forward

9 (2012) 51 – 57

Argesiu, Anca

Decizia nr, 1258 dated 8 October 2009, Curtea
Constituțională a României (Constitutional Court)

7 (2010) 148 – 154

Ascoli, Pauline

The archiving of electronic documents under French
law

7 (2010) 108 – 113

Ashouri, Aida

Digital Evidence and the American Servicemembers’
Protection Act

11 (2014) 107 – 114

An Overview of the Use of Digital Evidence in
International Criminal Courts

11 (2014) 115 – 127

Astrup Hjort, Maria

Electronic evidence in control of and adversely
affecting the opposing party: a comparative study of
English and Norwegian law

8 (2011) 76 – 91

Attfield, Simon

E-disclosure viewed as ‘sensemaking’ with computers:
The challenge of ‘frames’

5 (2008) 62 – 67

Ayers, Richard

Ten years of computer forensic tool testing

8 (2011) 139 – 147

Ayodeji, Patricia

STS 2047/2015, Tribunal Supremo, Sala de lo Penal
(Supreme Court, Criminal Chamber), 19 May 2015,
translated by

*Spain; sexual abuse of a minor; communications via
social networks; authenticity*

14 (2017) 79 – 87

Bacher, Dr Gusztáv

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Bagby, John W.

International aspects of migrating digital forensics in
the cloud

10 (2013) 81 – 96

Baldomir, Diego

A brief outline of the position in Uruguay in relation to
cyber crime legislation

6 (2009) 207 – 209

Balfas, Hamud M.

The Indonesian law on electronic information and
transactions

6 (2009) 202 – 206

Band, Michael E.

Cybercrime: Issues and challenges in the United States

7 (2010) 19 – 34

Băng, Nguyễn Thái Khánh

Reading between the (binary) digits. The utilization of
electronic evidence in criminal proceedings in
Vietnam

21 (2024) 30 – 38

Baron, Jason R.

Toward a new jurisprudence of information retrieval:
What constitutes a “reasonable” search for digital
evidence when using keywords?

5 (2008) 173 – 178

Barr, Michael

Firmware forensics: best practices in embedded
software source code discovery

8 (2011) 148 – 151

Bazin, Philippe

Electronic Signatures in German, French and Polish
Law Perspective

1 (2004) 7 – 13

Case number 235784 from the Conseil d’Etat,
Elections municipales de la Commune d’Entre-Deux-
Monts dated 28 December 2001

1 (2004) 81

Case number 00-46467 from the Cour de Cassation, chambre civile 2, Sté Chalets Boisson c/ M. X. dated 30 April 2003

1 (2004) 82

An outline of the French law on digital evidence

5 (2008) 179 – 182

Digital evidence – do not confuse digital archiving with backups

6 (2009) 191 – 194

Appeal No. 07-17622 Court of Cassation – second civil chamber of 4 December 2008

6 (2009) 246

Appeal reference n°: 07-12545 (Not published in the Judgments Bulletin), Court of Cassation, 1st Civil Chamber of 25 June 2008

6 (2009) 247

Bechini, Ugo

European Civil Law Notaries ready to launch international digital deeds

4 (2007) 14 – 18

The Digital Tower of Babel

5 (2008) 183 – 186

Bread and Donkey for Breakfast how IT law false friends can confound lawmakers: an Italian tale about digital signatures

6 (2009) 79 – 82

Berlin to Dublin to Beijing: Blockchain's trail

16 (2019) 1 – 5

Bednar, Peter M.

On the complexity of collaborative cyber crime investigations

6 (2009) 214 – 219

Bengtsson, Johnny

Diving into magnetic stripe card skimming devices

5 (2008) 187 – 191

RFID technology and the future – old school fraud in a new wrapper

7 (2010) 122 – 124

Case No. 11534-13

Sweden; advanced electronic signature; effectiveness; administrative proceedings

12 (2015) 103 – 106

Berber, Dr Leyla Keser

Registered e-Mail and e-Invoicing in Turkey

6 (2009) 197 – 201

The role and function of the e-signature, time stamp, and e-evidence in the context of Turkish commercial law

17 (2020) 71 – 82

Biasiotti, Maria Angela

A proposed electronic evidence exchange across the European Union

14 (2017) 1 – 12

Bierekoven, Dr Christiane

Electronic Signatures in German, French and Polish Law Perspective

1 (2004) 7 – 13

Bilar, Daniel

Known knowns, known unknowns and unknown unknowns: anti-virus issues, malicious software and internet attacks for non-technical audiences

6 (2009) 123 – 131

Bing, Professor Jon

LB-2006-27667, 20 August 2007, Borgarting appellate court – judgement

5 (2008) 134 – 140

U 1959.40/1H

6 (2009) 277

Blandford, Ann

E-disclosure viewed as 'sensemaking' with computers: The challenge of 'frames'

5 (2008) 62 – 67

Blažek, Zdeněk

Models of investigation and processing of digital evidence

5 (2008) 192 – 196

Boer, Guido

Electronic administrative communications in The Netherlands

1 (2004) 51 – 54

Bohm, Nicholas

Watch what you sign!

3 (2006) 45 – 49

How to abolish the cheque clearing system but keep and improve cheques

8 (2011) 107 – 110

Letter to the Editor

9 (2012) 178

Commentary, Shojibur Rahman v Barclays Bank PLC, case judgment

10 (2013) 174

Commentary, Shojibur Rahman v Barclays Bank PLC, case appeal

10 (2013) 185 – 187

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Bowers, Caleb

Digital Evidence and the American Servicemembers' Protection Act

11 (2014) 107 – 114

An Overview of the Use of Digital Evidence in International Criminal Courts

11 (2014) 115 – 127

Brezjan, Kristina

I Ips 7/2009

7 (2010) 163 – 165

Bruce, Ingvild

Forced biometric authentication – on a recent amendment in the Norwegian Code of Criminal Procedure

14 (2017) 26 – 30

Cajani, Francesco

International phishing gangs and operation Phish & Chip

6 (2009) 153 – 157

Interception of communications: Skype, Google, Yahoo! and Microsoft tools and electronic data retention on foreign servers: A legal perspective from a prosecutor conducting an investigation

6 (2009) 158 – 163

Request for Archiving

6 (2009) 164 – 180

Canneyt, Tim Van

Bailiffs on the internet and the validity of their certified reports: Lessons learned from the French and Belgian courts

7 (2010) 71 – 76

Cao, Chris

A note to China's new law on electronic signatures

13 (2016) 154 – 155

Capps, Deverall

Fitting a quart into a pint pot: the legal curriculum and meeting the requirements of practice

10 (2013) 23 – 28

Caprioli, Eric A.

Commentary on digital evidence and electronic signature of a consumer credit contract in France

11 (2014) 225

Casamento, Greg

The essential elements of an effective electronic signature process

6 (2009) 83 – 97

Castrillo, Eduardo de Urbano

The legal regulation of electronic evidence: a pending necessity

8 (2011) 25 – 32

Cesna, Rytis

Legal regulation of electronic signatures in Lithuania

2 (2005) 73 – 76

Chasse, Ken

Why a legal opinion is necessary for electronic records management systems

9 (2012) 17 – 30

Cheer, Ursula

Suppression and the Internet: The ‘cyber memory’ case - a New Zealand response

5 (2008) 58 – 61

More on suppression and the internet in New Zealand

6 (2009) 184 – 186

Chen, Armstrong Sheng

The latest civil legal proceedings between banks and their customers in China

9 (2010) 101 – 106

Cheng, Bing

The first ‘Trojan Horse’ case prosecuted in China

7 (2010) 107

Chen, Jihong

Yang Chunning v Han Ying (2005) hai min chu zi NO.4670, Beijing Hai Dian District People’s Court

5 (2008) 103 – 105

Chinese digital evidence law overview and suggestions for multinational enterprises

5 (2008) 207 – 210

The first ‘Trojan Horse’ case prosecuted in China

7 (2010) 107

Christensen, Sharon

Electronic Signatures and PKI Frameworks in Australia

1 (2004) 40 – 43

Christie, James

The Post Office Horizon IT scandal and the presumption of the dependability of computer evidence

17 (2020) 49 – 70

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

The Post Office IT scandal – why IT audit is essential for effective corporate governance

19 (2022) 42 – 86

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

The Law Commission and section 69 of the Police and Criminal Evidence Act 1984

20 (2023) 62 – 95

Clippele, Francis de

The law on electronic medical prescriptions

2 (2005) 51 – 54

Colombo, Eleonora

The Garlasco case and the digital alibi evidence: a difficult relationship between law and informatics

14 (2017) 31 – 38

Coppola, Gian Paolo

Tribunale Mondovì, 7 giugno 2004, n. 375 (decr.), *Giur. It.* 2005, 1026

4 (2007) 86 – 88

Coutts, R. P.

Problems with cell phone evidence tendered to ‘prove’ the location of a person at a point in time

13 (2016) 76 – 87

‘Mobile Ping Data’ – Metadata for Tracking

14 (2017) 22 – 25

Cruz, Eduardo Gómez de la

The electronic signature in Spain

2 (2005) 77 – 78

Dana Abu Hijleh’

Translator, Case number 2009/37784, Bur Dubai

9 (2012) 106 – 107

Danidou, Yianna

Trusted computing and the digital crime scene

8 (2011) 111 – 123

Decker, Joan

The E-Notarization Initiative, Pennsylvania, USA

5 (2008) 73 – 77

Delerue, François

Union des Etudiants Juifs de France and J'accuse! ...
action internationale pour la justice v Twitter, Inc.
(with voluntary interventions by Le Mouvement
Contre Le Racisme et pour L'Amitié Entre Les Peuples,
Association SOS Racisme-Touche pas a mon pote and
La Ligue Internationale Contre Le Racisme et
L'Antisémitisme), commentary by

*Host; ID; Twitter; responsibility; illegal content;
author; Data Protection Law; communication; data;
injunction; Article 145 of the CPC; French law;
enforcement; jurisdiction*

10 (2013) 188 – 192

The French Twitter Case: a difficult equilibrium
between freedom of expression and its limits

10 (2013) 193 – 197

Dhawan, Bahaar

The Supreme Court of India re-defines admissibility of
electronic evidence in India

12 (2015) 33 – 37

Dimitrov, Dr George G.

Legal aspects of electronic signatures in Bulgaria

1 (2004) 61 – 66

e-Justice as adopted in Bulgaria

10 (2013) 97 – 103

Doldi, Marco

The responsible use of technological power/L'uso
responsabile del potere tecnologico

15 (2018) 1 – 10

Dolzich, Alex

Digital evidence and e-signature in the Russian
Federation: a change in trend?

6 (2009) 181 – 183

Case No. A40-43946/08-93-94, Arbitrazh Court of
Moscow

Case No. A40-19739/08-10-141, Arbitrazh Court of
Moscow

6 (2009) 281 – 283

Doren, Cristian

The electronic signature in Chile

4 (2007) 69 – 79

Duisberg, Alexander

BGH of December 12, 2000 – XI ZR 138/00

4 (2007) 93 – 94

Dülger, Murat Volkan

Bank and credit cards in Turkey: an outline of the
criminal law

12 (2015) 22 – 32

Dunlap, Thomas M.

eDiscovery implications, duties and consequences

5 (2008) 197 – 201

Electronic evidence in torrent copyright cases

8 (2011) 171 – 178

Eam, Lee Heng

Deutsche Bank AG v Chang Tse Wen and others [2010]
SGHC 125

7 (2010) 161 – 162

Eßer, Dr Martin

FG Münster 11 K 990/05 F (Electronically signed
statement of claim – On the interpretation of the term
monetary limitation)

3 (2006) 111 – 112

10 A 11741/05

4 (2007) 91 – 92

12 U 34/07, Court of Appeal Berlin (Kammergericht
Berlin), 30 August 2007

5 (2008) 110 – 111

5 October 2004, XI ZR 210/03, published BGHZ 160,
308-321 Bundesgerichtshof (Federal Court of Justice)

6 (2009) 248 – 254

19 February 2009, IV R 97/06

6 (2009) 278

22.09.2009, 1 K 365/09.TR

7 (2010) 156 – 157

14.01.2010, VII ZB 112/08

7 (2010) 158

Eboibi, Felix E.

The application of forensics examination in crime-related prosecution: The need for standardization and a recognized model in Nigeria

17 (2020) 83 – 93

Eckert, Claudia

The creation of Qualified Signatures with Trusted Platform Modules

4 (2007) 61 – 68

Eecke, Patrick Van

AR n° 2002/71, Ghent Labour Court of Appeal (Bruges department, 7th chamber), 23 September 2003

5 (2008) 98

CSWARE bvba v Pepijn Descamps, 2007/AR/462, Ghent Court of Appeal, Chamber 7bis, 10 March 2008

5 (2008) 99 – 102

Elkington, Amy

Establishing innocence when computer data indicates guilt

21 (2024) 39 – 50

Ellims, Michael

Brake systems: a mind of their own

18 (2021) 27 – 34

Ellis, Leigh

Practice Note: Electronic billing for law firms

1 (2004) 87 – 88

Elsonbaty, His Honour Judge Ehab Maher

The electronic signature law: between creating the future and the future of creation

2 (2005) 46 – 50

Eralp, Avukat Özgür

Electronic signature law up-date: Türkiye

19 (2022) 120 – 122

Esch, Simone Van

The electronic prescription of medication in a Netherlands hospital

3 (2006) 55 – 59

Esler, Brian W.

Recent developments in the United States regarding electronic signatures

1 (2004) 27 – 29

Lorraine v Markel: unnecessarily raising the standard for admissibility of electronic evidence

4 (2007) 80 – 82

Fakhoury, Hanni

A combination or a key? The Fifth Amendment and privilege against compelled decryption

9 (2012) 81 – 87

Falciai, Roberta

The Italian certified e-mail system

3 (2006) 50 – 54

Faludi (senior), Dr Gábor

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Faludi (junior), Dr Gábor

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Farthofer, Mag. Lothar

OGH Urteil vom 29.6.2000, 2 Ob 133/99v, Oberster Gerichtshof (Austrian Supreme Court)

5 (2008) 141

Ferreira Daniel B.

Electronic evidence in arbitration proceedings: empirical analysis and recommendations

20 (2023) 30 – 39

Fischer-Dieskau, Stefanie

Electronically signed documents: legal requirements and measures for their long-term conservation

3 (2006) 40 – 44

Fohr, Howard R

Legal update, Canada: PIPEDA's Secure Electronic Signature Regulations have been published

2 (2005) 71 – 72

Føyen, Arve

HR-2012-2056-A, with thanks for reviewing this translation

Criminal offence; hacking; 'cloud' (online) storage of personal digital data; data protection; data controller; privacy

10 (2013) 201 – 208

France, Emmanuel Roger

Legal aspects of the introduction of the electronic identity card in Belgian law by the Act of 25 March 2003

2 (2005) 22 – 38

Francoeur, Jacques R.

Justice and sheriff: Practical and authoritative methods for the electronic issuance of officially certified documents in the United States

7 (2010) 42 – 52

Freedman, Clive

Technology assisted review approved for use in English High Court litigation

13 (2016) 139 – 142

Freiheit, Jörn

Lexecute: visualisation and representation of legal procedures

3 (2006) 19 – 29

Freund, Dr Wolfgang

OGH Urteil vom 29.6.2000, 2 Ob 133/99v, Oberster Gerichtshof (Austrian Supreme Court)

5 (2008) 141

Frigeri, Ms Valeria

Juan Carlos Samper Posada v Jaime Tapias, Hector Cediell and others, Decisión 73-624-40-89-002-2003-053-00 of 21 July 2003

2 (2005) 95 – 102

Fylla, Anastasia

Court Decision No. 5526/1999

4 (2007) 89 – 90

Case No 803/2004, Council of State for Suspensions, 15 September 2004

5 (2008) 112 – 116

Galea, Dr Patrick J

A brief overview of Malta, a roman-civil law country, with common law adoption as rules of civil evidence

5 (2008) 202 – 206

Garrie, Daniel B.

eDiscovery in New Zealand under the new amended rules

9 (2012) 7 – 16

Gassen, Dr Dominik

A system of trust: German civil law notaries and their role in providing trustworthy electronic documents and communications

3 (2006) 69 – 72

Introducing and working with electronic signatures in mass applications: Notaries and the German commercial register

5 (2008) 68 – 72

Gasser, Christoph

Submission of evidence through digital documents in Swiss civil litigation

3 (2006) 84 – 88

Digital evidence in the new Swiss Federal Code of Civil Procedure

6 (2009) 195 – 196

Electronic legal correspondence in Switzerland – the latest developments

11 (2014) 25 – 28

Georgiades, Olga

Translation of the Cypriot law on electronic signatures

2 (2005) 86 – 94

Geréd, Árpád

Practitioner Note: the use of electronic signatures in procurement between jurisdictions

19 (2022) 117 – 119

Gholizadeh, Dr Ahad

The evidential value of the data-message in Iran

3 (2006) 60 – 68

Goffard, Olivier

Legal aspects of the introduction of the electronic identity card in Belgian law by the Act of 25 March 2003

2 (2005) 22 – 38

Goyal, Deepansh

The role of digital signatures in the digitisation of loan documentation in India

14 (2017) 61 – 66

Graux, Hans

Rethinking the e-signatures Directive: on laws, trust services, and the digital single market

8 (2011) 9 – 24

Gregory, John D.

Must e-Signatures be reliable?

10 (2013) 67 – 70

Gromova, Elizaveta A.

Electronic evidence in arbitration proceedings: empirical analysis and recommendations

20 (2023) 30 – 39

Guttman, Barbara

Ten years of computer forensic tool testing

8 (2011) 139 – 147

Guðmundsdóttir, Helena Lybæk

U.2011.2396V, translated

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card; Denmark

10 (2013) 166 – 168

U.2011.2396V, 11 May 2011, translated

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card

11 (2014) 144 – 146

Hall, Nicholas

Electronic wills in South Africa

7 (2010) 67 – 70

Hansberger, Dr Richard J.

Federated identity management: enabling legal control over digital property in the cloud

8 (2011) 33 – 43

Harralson, Heidi H.

Forensic document examination of electronically captured signatures

9 (2012) 67 – 73

Harvey, Judge David J.

eDiscovery in New Zealand under the new amended rules

9 (2012) 7 – 16

Here's the Thing: The Cyber Search Provisions of the Search and Surveillance Act 2012

10 (2013) 39 – 58

Hatfield, Patrick

The essential elements of an effective electronic signature process

6 (2009) 83 – 97

Haybäck, Assistant Professor DDr Gerwin

Civil law liability for unauthorized withdrawals at ATMs in Germany

6 (2009) 57 – 66

He, Dr Jiong

Electronic evidence in intellectual property litigation: from the Chinese perspective

10 (2013) 59 – 62

Xinchuan Online (Beijing) Information Technology Co. Ltd. v Zigong Branch of China Network Communication Group (2008) Min Shen Zi No. 926, translation and commentary by Dr Jiong He

Intellectual property infringement; electronic evidence; probative force of notarial certificates; reliability of method of collecting electronic evidence

10 (2013) 158 – 161

Admissibility of e-evidence generated by Telnet technology in software copyright litigation in China

11 (2016) 44 – 48

Helm, Rebecca

Independent Review, Miscarriages of Justice, and
Computer Evidence: Brian Altman KC's General
Review and the Post Office Scandal

20 (2023) 96 – 119

Hennell, Cheryl

On the complexity of collaborative cyber crime
investigations

6 (2009) 214 – 219

Herlindah

Electronic title certificate as legal evidence: the land
registration system and the quest for legal certainty in
Indonesia

20 (2023) 47 – 61

Hernández, Diego

The electronic signature in Chile

4 (2007) 69 – 79

Hodgett, Simon H

Industry Canada releases principles for electronic
authentication

1 (2004) 37 – 39

van der Hof, Dr Simone

21 November 2007, LJN BC0337, Rechtbank (Lower
Court) Amsterdam

5 (2008) 146

Hofman, Julien

The Moving Finger: sms, on-line communication and
on-line disinhibition

8 (2011) 179 – 183

Hollanda, Cristina de

Electronic Signatures and Digital Certification: The
Liability of Registry Authorities under Brazilian
Legislation

1 (2004) 25 – 26

Holmgren, Av. Burcu Orhan

Case number: 2009/11485, judgment number:
2011/4033

9 (2012) 124 – 127

Holter, Carolyn Ten

AI evidence and the future of motor vehicle accident
disputes

21 (2024) 14 – 29

Hvarre, Jan

Electronic signatures in Denmark: free for all citizens

1 (2004) 14 – 18

U 1959.40/1H

6 (2009) 277

Ilioudis, Christos

Hiding illegal content in the SWF format and
spreading through social network services: a legal
approach

7 (2010) 116 – 121

Insa, Fredesvinda

The admissibility of electronic evidence in court in
Europe

3 (2006) 91

Irons, Alastair

Professionalism in digital forensics

4 (2007) 45 – 50

Ishak, Izwan Iskandar

Digital forensics in Malaysia

5 (2008) 161 – 165

Iveson, Simon

Digital Forensics Specialist Group

9 (2012) 88 – 90

Jackson, Michael

An approach to the judicial evaluation of evidence
from computers and computer systems

18 (2021) 50 – 55

Jazri, Husin

Digital Forensics Institute in Malaysia: the way
forward

9 (2012) 51 – 57

Jirotko, Marina

AI evidence and the future of motor vehicle accident
disputes

21 (2024) 14 – 29

John, Ukena

Legal issues surrounding the admissibility of electronic evidence in Tanzania

18 (2021) 56 – 67

Implementing the electronic signature law in Tanzania – successes, challenges, and prospects

19 (2022) 102 – 116

Kaiser, Nathan

The e-signature in Taiwan: consent, integrity and accessibility

13 (2016) 148 – 153

Kančauskienė, Jolita

Computer forensics and electronic evidence in criminal legal proceedings: Lithuania's experience

16 (2019) 11 – 24

Kaneko, Hironao

Electronic evidence in Civil Procedure in Japan

5 (2008) 211 – 213

How bank depositors are protected in Japan

8 (2011) 92 – 106

Showa 33 (Wa) No.681, 10 November 1962

9 (2012) 109 – 113

Heisei 22 Nen (Wa) 5356 Gou

9 (2012) 114 – 116

Tokyo District Court Heisei 25 (Go Wa) No. 48, Heisei 25 (Kei Wa) No. 817, Heisei 25 (Kei Wa) No. 1020, Heisei 25 (Kei Wa) No. 1313 (four cases joined), translation

12 (2015) 81 – 89

Katos, Vasilios

On the complexity of collaborative cyber crime investigations

6 (2009) 214 – 219

Karia, Tejas D.

Digital Evidence: An Indian Perspective

5 (2008) 214 – 220

The Supreme Court of India re-defines admissibility of electronic evidence in India

12 (2015) 33 – 37

Kast, Marlene

Ur19 U 16/02, OLG Köln, 6 September 2002

5 (2008) 108 – 109

Kawawa, Noriko

The Japanese law on unauthorized on-line credit card and banking transactions: are current legal principles with respect to unauthorized transactions adequate to protect consumers against information technology crimes in contemporary society?

10 (2013) 71 – 80

Keller, Dr Anikó

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Kelm, Stefan

On the implementation of the 1999 European Directive on electronic signatures

2 (2005) 7 – 15

Kelman, Alistair

Job v Halifax PLC (not reported) Case number 7BQ00307 (commentary)

6 (2009) 235 – 245

Kemp, Roger

Autonomous vehicles – who will be liable for accidents?

15 (2018) 33 – 47

Kerpel, Dr Dávid

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Kessler, Gary C.

Are mobile device examinations practiced like 'forensics'?

12 (2015) 3 – 9

King, Mark

Electronic Execution of Documents Interim Report: a critical analysis

19 (2022) 29 – 41

Kinsara, Oways

Revising the Saudi Electronic Transactions Law on E-Signatures

19 (2022) 1 – 11

Kiptinness, Stephen

Admission of electronic evidence: contradictions in the Kenyan Evidence Act

18 (2021) 35 – 49

Kiškis, Mindaugas

A-143-2740-12, 18 December 2012, commentary by
Electronic signatures; qualified certificate; advanced electronic signature; personal identification numbers; data protection

11 (2014) 152 – 164

Kivi, Andres

3-15-2557, Tallinna Ringkonnakohus (Tallinn Circuit Court), 12 January 2017, translation by

Estonia; admissibility of digital evidence; trustworthiness of digital evidence; tax procedure

14 (2017) 72 – 78

Knopp, Michael

GmS-OGb 1/98

2 (2005) 103 – 104

OLG Köln, 19 U 16/02; LG Konstanz, 2 O 141/01 A; AG Erfurt, 28 C 2354/01

2 (2005) 105 – 106

Komnios, Dr Komninos

Electronic signatures: value in law and probative effectiveness in Greece

4 (2007) 34 – 40

Konstadopoulou, Anastasia

Professionalism in digital forensics

4 (2007) 45 – 50

Kosiński, Jerzy

A case of the customer attempting to claim their debit card was cloned

13 (2016) 67 – 75

Kozłowski, Tomasz

Electronic Signatures in German, French and Polish Law Perspective

1 (2004) 7 – 13

Krawczyk, Paweł

When the EU qualified electronic signature becomes an information services preventer

7 (2010) 7 – 18

Kritter, Dr Thomas

5 October 2004, XI ZR 210/03, published BGHZ 160, 308-321 Bundesgerichtshof (Federal Court of Justice)

6 (2009) 248 – 254

Kudryavtseva, Olga I.

The use of electronic digital signatures in banking relationships in the Russian Federation

5 (2008) 51 – 57

Resolution of the Federal Arbitration Court of Moscow Region of 5 November 2003 N KГ-A 40/8531-03-П

5 (2008) 149 – 151

Kunze, Lars

AI evidence and the future of motor vehicle accident disputes

21 (2024) 14 – 29

Kurtz, Nicholas A.

Electronic evidence in torrent copyright cases

8 (2011) 171 – 178

Lach, Dr Arkadiusz

I KZP 29/06, Resolution of the Polish Supreme Court

5 (2008) 147 – 148

Sygn. akt I KZP 39/08, Polish Supreme Court, 26 March 2009

6 (2009) 270 – 274

Sygn. akt I KZP 2/10, Sąd Najwyższy – Izba Karna w Warszawie (Supreme Court – Criminal Chamber in Warsaw)

7 (2010) 141 – 147

Ladkin, Peter Bernard

Duty of care and engineering functional-safety standards

16 (2019) 51 – 56

The Law Commission presumption concerning the dependability of computer evidence

17 (2020) 1 – 14

Robustness of software

17 (2020) 15 – 24

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

Assigning IACS cybersecurity responsibility conformant with the UK Network and Information Systems Regulations 2018

19 (2022) 87 – 101

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Involving LLMs in legal processes is risky

20 (2023) 40 – 46

Misunderstanding Digital Computer Technology in Court A Commentary on a Case Involving the Post Office Horizon System

21 (2024) 1 – 13

Lambert, Janet

Electronic disclosure in England & Wales

3 (2006) 73 – 76

Lang, Jack

How to abolish the cheque clearing system but keep and improve cheques

8 (2011) 107 – 110

Langsted, Professor Lars Bo

U 2012.2614 H, commentary

Social media; publicly available information; police obtaining information of social media; interception of communications; jurisdiction; Denmark

10 (2013) 162 – 165

U.2014.52 V, 6 September 2013, commentary

Denmark; digital signature; enforcement

11 (2014) 147 – 148

Laurits, Eneli

Criminal procedure and digital evidence in Estonia

13 (2016) 113 – 120

Leacock, Q.C., Charles

Search and seizure of digital evidence in criminal proceedings

5 (2008) 221 – 225

Leça, José

Electronic Certification in Brazil and in the European Union

2 (2005) 16 – 21

Leipold, Knut

Authentication: International Scope and Non Discrimination in Government Commerce vs. PKI

2 (2005) 55 – 61

Lentz, Lene Wachter

The use of historical call data records as evidence in the criminal justice system – lessons learned from the Danish telecom scandal

18 (2021) 1 – 17

Leong, Foong Cheng

Updates on Malaysian cyber case law

10 (2013) 104 – 106

Updates on Malaysian cyber case law: Allah, Facebook and Malaysian sex bloggers

12 (2015) 10 – 12

Leplâtre, Dr Grégory

PINs, passwords and human memory

6 (2009) 116 – 122

Liberati, Laura

The Italian certified e-mail system

3 (2006) 50 – 54

Lightowler, Michael

E-commerce for Notaries in England & Wales

4 (2007) 41 – 44

Lindup, Ken

Technology and banking: lessons from the past

9 (2012) 91 – 94

Linh, Nguyen D.

The electronic signature law in Vietnam: a note

3 (2006) 89 – 90

Littlewood, Bev

The Law Commission presumption concerning the dependability of computer evidence

17 (2020) 1 – 14

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

Liu, Bo

Problems on the admissibility of electronic evidence in the Chinese context

12 (2015) 38 – 44

Loranger, Klara

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Low, Rouhshi

Electronic Signatures and PKI Frameworks in Australia

1 (2004) 40 – 43

Lund, Paul

An investigator's approach to digital evidence

6 (2009) 220 – 222

Luuk, Marc

Lexecute: visualisation and representation of legal procedures

3 (2006) 19 – 29

Lyle, James R.

Ten years of computer forensic tool testing

8 (2011) 139 – 147

Mahmoud, Rilwan

An analysis of the judicial and legislative attitude to hearsay electronic data in South Africa

20 (2023) 10 – 29

Makarim, Dr Edmon

Indonesia: the controversy over the Bill concerning lawful interception

8 (2011) 130 – 138

Electronic evidence and electronic signatures in Indonesia: the probative value of digital evidence

10 (2013) 136 – 143

Makulilo, Alex B.

Admissibility of computer evidence in Tanzania

4 (2007) 56 – 60

The admissibility of electronic evidence in Tanzania: new rules and case law

13 (2016) 121 – 132

The admissibility and authentication of digital evidence in Zanzibar under the new Evidence Act

15 (2018) 48 – 59

Malta, Mr Joao Veiga

Risk and law in authentication

3 (2006) 12 – 18

Mambi, Adam J.

Electronic evidence in Tanzania

10 (2013) 123 – 127

Manolea, Bogdan

The digital economy – where is the evidence?

Theoretical and practical problems in understanding digital evidence in Romania

5 (2008) 226 – 230

Decizia nr, 1258 dated 8 October 2009, Curtea

Constituțională a României (Constitutional Court)

7 (2010) 148 – 154

Marcellin, Sabine

The archiving of electronic documents under French law

7 (2010) 108 – 113

Marston, Philip M.

The deed is done: on-line notarization becomes a reality

10 (2013) 144 – 146

Martín, Antonio M^a. Javato

Bank card fraud in Spain

6 (2009) 67 – 78

Martín, Ricardo M. Mata y

Bank card fraud in Spain

6 (2009) 67 – 78

Martin, Dr Luigi

Electronic signature: value in law and probative effectiveness in the Italian legal system

1 (2004) 19 – 24

Martini, Adamantini I.

Hiding illegal content in the SWF format and spreading through social network services: a legal approach

7 (2010) 116 – 121

Marshall, Paul

The harm that judges do – misunderstanding computer evidence: Mr Castleton's story

17 (2020) 25 – 48

Recommendations for the probity of computer evidence

18 (2021) 18 – 26

Scandal at the Post Office: The intersection of law, ethics and politics

19 (2022) 12 – 28

Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences

19 (2022) 123 – 127

McCormack, Tim

The Post Office Horizon system and Seema Misra

13 (2016) 133 – 138

Electronic delivery

15 (2018) 70 – 74

McDonagh, Alistair

95-14251 Société Descamps, Banque Scalbert Dupont, Commercial Chamber of the Cour de cassation (Cour de cassation chambre commerciale), Tuesday 2 December 1997

5 (2008) 106 – 107

McIntyre, T. J.

Irish Supreme Court extends the scope of electronic discovery: *Dome Telecom v Eircom*

5 (2008) 41 – 44

McIsaac QC, Barbara

Legal update, Canada: PIPEDA's Secure Electronic Signature Regulations have been published

2 (2005) 71 – 72

McKenna, Patrick

The probative value of digital certificates: Information Assurance is critical to e-Identity Assurance

1 (2004) 55 – 60

Meese, Professor dr Joachim

The use of illegally obtained evidence in Belgium: a 'status questionis'

10 (2013) 63 – 66

Court of Appeal of Antwerp, 2020/AR/1721, 12 June 2023 (unpublished), Court of Appeal of Antwerp, translated by Professor Dr Joachim Meese

Belgium; hidden defects Tesla S P100 DL vehicle; disclosure/discovery; expert investigation frustrated and hampered; lack of loyal cooperation with the expert report and the evidence

21 (2024) 51 – 57

Mendola, Marco

The Processo Civile Telematico and the Italian legal framework: a perspective

12 (2015) 17 – 21

Mercado-Kierkegaard, Sylvia

Legal regulation of electronic signatures in Lithuania

2 (2005) 73 – 76

Merone, Aniello

Electronic signatures in Italian law

- 11 (2014) 85 – 99
- Metcalf, David L.
- Cybercrime: Issues and challenges in the United States
- 7 (2010) 19 – 34
- Mets, Tõnu
- Time of signing in the Estonian digital signature scheme
- 16 (2019) 40 – 50
- Mitchell, Dr Faye
- The use of Artificial Intelligence in digital forensics: An introduction
- 7 (2010) 35 – 41
- Mitchell, QC, Iain G.
- Practitioner note: E-mails cause practical problems for client confidentiality
- 8 (2011) 193
- Mitchell, Patricia
- Case Comment on *Laushway v Messervey*, 2014 NSCA 7: 'Old evidence law dogs, new technology tricks'
- 12 (2015) 13 – 16
- Molnár, Dr Bence
- Electronic evidence in Hungary: a general overview
- 8 (2011) 44 – 59
- Moncur, Wendy
- PINs, passwords and human memory
- 6 (2009) 116 – 122
- Morandi, Eliana
- The role of the notary in real estate conveyancing
- 4 (2007) 28 – 33
- Moore QC, Miranda
- Digital Forensics Specialist Group
- 9 (2012) 88 – 90
- Moorhead, Richard
- Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal
- 20 (2023) 96 – 119
- Münch, Susanne
- Lexecute: visualisation and representation of legal procedures
- 3 (2006) 19 – 29
- Murdoch, Steven J.
- Reliability of Chip & PIN evidence in banking disputes
- 6 (2009) 98 – 115
- Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences
- 19 (2022) 123 – 127
- Näslund, Viive
- AS Valga Külmutusvagunite Depoo (in bankruptcy)
- 1 (2004) 75 – 79
- Nastri, Michele
- Telematic Land Registers: the role of the civil law notary
- 4 (2007) 19 – 27
- Naumov, Victor
- Electronic signatures in Russian law
- 2 (2005) 62 – 66
- Nery, Israel
- Industry Contribution: Digital signature as a method to strengthen enterprise risk management practices across the US government
- 20 (2023) IC1 – IC8
- Neto, Jason Soares Albergaria
- Digital evidence in Brazil
- 5 (2008) 21 – 28
- Newby, Martin
- Recommendations for the probity of computer evidence
- 18 (2021) 18 – 26
- Briefing Note: The legal rule that computers are presumed to be operating correctly – unforeseen and unjust consequences
- 19 (2022) 123 – 127
- Nikiforova, Tatiana

Electronic signatures in Russian law

2 (2005) 62 – 66

Nokes, Karen

Independent Review, Miscarriages of Justice, and Computer Evidence: Brian Altman KC's General Review and the Post Office Scandal

20 (2023) 96 – 119

Nordén, Anna

Case number 2572-2573-2002

1 (2004) 80

Norris, Gareth

The influence of computer generated animations on juror decision making

11 (2014) 46 – 54

Norton, William K.

Enforcing 'simple' electronic signatures in an international context

9 (2012) 74 – 78

Nuth, Maryke Silalahi

Unauthorized use of bank cards with or without the PIN: a lost case for the customer?

9 (2012) 95 – 101

AlOmran, Nayel

Authenticating the administrative contract in electronic form and its legal force in Jordanian law

20 (2023) 1 – 9

Omeiza, Daniel

AI evidence and the future of motor vehicle accident disputes

21 (2024) 14 – 29

Onwubiko, Davidson C.

The application of forensics examination in crime-related prosecution: The need for standardization and a recognized model in Nigeria

17 (2020) 83 – 93

Opitz-Talidou, Dr Zoi

2 BvC 3/07, 2 BvC 4/07 Federal Constitutional Court of Germany

6 (2009) 279 – 280

Oparnica, Goran

Digital evidence and digital forensic education

13 (2016) 143 – 147

Ou, Po-Hsiang

The e-signature in Taiwan: consent, integrity and accessibility

13 (2016) 148 – 153

Overbeck, Per

The burden of proof in the matter of alleged illegal downloading of music in Denmark

7 (2010) 87 – 89

Alleged illegal downloading of music: the Danish Supreme Court provides a high bar for evidence and a new line of direction regarding claims for damages and remuneration

8 (2011) 165 – 170

Owsley, Brian L.

Network investigative source codes and due process

14 (2017) 39 – 46

Pappalardo, Filippo

The Processo Civile Telematico and the Italian legal framework: a perspective

12 (2015) 17 – 21

Parsovs, Arnis

Time of signing in the Estonian digital signature scheme

16 (2019) 40 – 50

Pascarelli, Dr Roberto

Electronic signature: value in law and probative effectiveness in the Italian legal system

1 (2004) 19 – 24

Pastukhov, Oleksandr

Ukraine: Electronic filing of tax returns

7 (2010) 114 – 115

Pattinson, Jo-Ann

AI evidence and the future of motor vehicle accident disputes

- 21 (2024) 14 – 29
- Pearson, His Honour Judge
- R v LR (not reported) Indictment number T20090048
- 7 (2010) 125 – 129
- Permadi, Iwan
- Electronic title certificate as legal evidence: the land registration system and the quest for legal certainty in Indonesia
- 20 (2023) 47 – 61
- Perrin, Bertrand
- Electronic Evidence in Swiss Criminal Procedure
- 8 (2011) 70 – 75
- Perry, Daniel W.
- The EU Data Protection Directive and major factors relied upon by U. S. courts in transborder discovery requests
- 5 (2008) 231 – 234
- Peters, Stefanie
- Submission of evidence through digital documents in Swiss civil litigation
- 3 (2006) 84 – 88
- Petrauskas, Rimantas
- Legal regulation of electronic signatures in Lithuania
- 2 (2005) 73 – 76
- Implementation of public e-services for immovable property contracts in Lithuania
- 3 (2006) 77 – 83
- Picot, Henriette
- Ur19 U 16/02, OLG Köln, 6 September 2002
- 5 (2008) 108 – 109
- Pinyosinwat, Judge Jumpol
- Civil search and seizure of digital evidence: the example of the Thai Central IP & IT Court
- 5 (2008) 235 – 239
- Pope, Nick
- Practical considerations in securing electronic signatures
- 2 (2005) 67 – 70
- Pöysti, Tuomas
- Judgment in the case of *K.U. v Finland*: the European Court of Human Rights requires access to communications data to identify the sender to enable effective criminal prosecution in serious violations of private life
- 6 (2009) 33 – 45
- Prodan, Alexandra
- Practitioner Note: the use of electronic signatures in procurement between jurisdictions
- 19 (2022) 117 – 119
- Purtova, Nadezhda
- Whether a photograph taken for Google's Street View can be used as evidence in a criminal process: a case note
- 6 (2009) 187 – 190
- Al-Qassaymeh, Maen
- Authenticating the administrative contract in electronic form and its legal force in Jordanian law
- 20 (2023) 1 – 9
- Qouteshat, Omar Husain
- Challenges of authentication and certification of e-awards in Dubai and before the Dubai International Financial Centre courts: the electronic signature
- 13 (2016) 97 – 112
- The enforceability of electronic arbitration agreements before the DIFC Courts and Dubai Courts
- 14 (2017) 47 – 60
- Quinche, Manuel F.
- Juan Carlos Samper Posada v Jaime Tapias, Hector Cediell and others, Decisión 73-624-40-89-002-2003-053-00 of 21 July 2003
- 2 (2005) 95 – 102
- Quintanilla, Jorge
- The electronic signature in Chile
- 4 (2007) 69 – 79
- Rachavelias, Michael G.
- Court Decision No. 1963/(2004)

- 2 (2005) 107 – 111
Case No. 1327/2001 – Payment Order
- 3 (2006) 104 – 107
Court Decision No. 3279/(2004)
3 (2006) 101 – 103
Case No 803/2004, Council of State for Suspensions, 15 September 2004
- 5 (2008) 112 – 116
Hiding illegal content in the SWF format and spreading through social network services: a legal approach
- 7 (2010) 116 – 121
Court Decision No. 9460/1999 (9460/1999 EΦ ΑΘ)
7 (2010) 134 – 136
Payment Order 8444/2011, Court of First Instance of Athens
- 8 (2011) 231 – 234
Payment Order 1932/2011, translation and commentary
Definition and legal nature of electronic documents; evidential weight of an e-mail message; function of an e-mail address as an electronic signature; evidential weight of the printed copy of an e-mail; authenticity issues regarding electronic documents
- 10 (2013) 198 – 200
32/2011, translation and commentary
Greece; assignment; validity; status of electronic document; e-mail address; evidential weight
- 11 (2014) 174 – 176
Payment Order 5845/2013, translation
Greece; debt; electronic document; e-mail; e-mail address; burden of proof; forgery
- 11 (2014) 177 – 179
46/2014, translation
Greece; private documents; definition of electronic document; e-mail address; articles 443 – 444 Greek Civil Procedure Code; control of property; prerequisites; trespass
- 12 (2015) 76 – 80
Radhakrishna, Gita
Digital evidence in Malaysia
- 9 (2012) 31 – 41
E-mail evidence and the hearsay rule – commentary on a recent Malaysian case
- 10 (2013) 107 – 114
Establishing possession, custody and control through electronic baggage tags
- 14 (2017) 16 – 21
Ramalho, David Silva
The use of malware as a means of obtaining evidence in Portuguese criminal proceedings
- 11 (2014) 55 – 75
Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings
- 13 (2016) 88 – 96
Ramkhalawan, Laura
Groupe Philippe Bosc/MMT, translation
France; brand; web site; finding; search engine; parasitism; brands; source code; meta tag; proof; nullity
- 12 (2015) 56 – 58
Arrêt n°211 du 26 février 2013 (12-14.771), translation
France; tax authority; search and seizure; application of article L. 85 of the Book of Tax Procedures
- 12 (2015) 59 – 60
Arrêt du 27 février 2013, translation
France; copyright; probative value of official report; Afnor NFZ67-147 standard; software; internet; validity; co-author
- 12 (2015) 61 – 66
26 June 2014 – no. 13/19600, translation
France; special power of attorney issued online; electronic signature; reliability criteria regarding identification of the author of an electronic document; décret du 30 mars 2001; articles 1316-1 et 1316-2 du Code civil; application of terms
- 12 (2015) 67 – 70

Jugement du 19 décembre 2014, translation
France; procedure; electronic signature; validity; litigation; writ of summons; telephony; subscription
 12 (2015) 71 – 75

Reiniger, Timothy S.
 The proposed international e-identity assurance standard for electronic notarization
 5 (2008) 78 – 80

Justice and sheriff: Practical and authoritative methods for the electronic issuance of officially certified documents in the United States
 7 (2010) 42 – 52

Federated identity management: enabling legal control over digital property in the cloud
 8 (2011) 33 – 43

The deed is done: on-line notarization becomes a reality
 10 (2013) 144 – 146

Rémy, Marc
 Electronic Evidence in Swiss Criminal Procedure
 8 (2011) 70 – 75

Repšs, Agris
 Electronic evidence in Latvia: a general overview
 8 (2011) 60 – 69

Reynis, Bernard
 European Civil Law Notaries ready to launch international digital deeds
 4 (2007) 14 – 18

Richardson, Matthew
 Donald Blaney v Person(s) unknown, (not reported), Thursday, 1 October 2009, Lewison J ChD
 7 (2010) 155

Riekkinen, Juhana
 Evidence of cybercrime and coercive measures in Finland
 13 (2016) 49 – 66

Electronic Evidence in Criminal Procedure. On the Effects of ICT and the Development towards the Network Society on the Life-cycle of Evidence
 16 (2019) 6 – 10

Rivolta, Dr Mercedes
 Authentication: International Scope and Non Discrimination in Government Commerce vs. PKI
 2 (2005) 55 – 61

Risk and law in authentication
 3 (2006) 12 – 18

Rizzolo, Daniel R.
 Legal privilege and the high cost of electronic discovery in the United States: should we be thinking like lawyers?
 6 (2009) 139 – 152

Roßnagel, Alexander
 The creation of Qualified Signatures with Trusted Platform Modules
 4 (2007) 61 – 68

Roßnagel, Heiko
 Integrating qualified electronic signatures with password legacy systems
 4 (2007) 7 – 13

Rogers, Jonathan
 Recommendations for the probity of computer evidence
 18 (2021) 18 – 26

Rohrmann, Professor Carlos Alberto
 Electronic Signatures and court proceedings in Brazil
 3 (2006) 7 – 11

Comments about the Brazilian Supreme Court electronic signature case law
 3 (2006) 98 – 100

RMS-AgR-ED 24257 DF
 3 (2006) 92 – 94

AI 564765 RJ
 3 (2006) 95 – 97

Digital evidence in Brazil

5 (2008) 21 – 28

Roosendaal, Arnold

Whether a photograph taken for Google's Street View can be used as evidence in a criminal process: a case note

6 (2009) 187 – 190

LJN; AY6903, Voorzieningenrechter In Kort Geding (Services Court Judge Amsterdam), 345291 / KG 06-1112 AB

6 (2009) 263 – 269

Rotomskis, Irmantas

Implementation of public e-services for immovable property contracts in Lithuania

3 (2006) 77 – 83

Roubaty, Romain

Electronic Evidence in Swiss Criminal Procedure

8 (2011) 70 – 75

Rowan Legal

Decision of the District Court Trenčín dated 8 March 2012, file ref. no. 21C/143/2011, translated by Rowan Legal

Slovakia; online banking; customer mandate; theft by unknown third party; thief masquerading as bank employee; false banking web site; anti virus software; negligence of customer

12 (2015) 90 – 94

Decision of the County Court Trenčín dated 19 June 2013, file ref. no. 17Co/213/2012, translated by Rowan Legal

Slovakia; online banking; customer mandate; theft by unknown third party; thief masquerading as bank employee; false banking web site; anti virus software; negligence of customer

12 (2015) 95 – 100

Commentary: Slovak case law on the responsibility of a bank for unauthorised financial transactions

12 (2015) 101 – 102

Ruggieri, Franco

A technician's views on the digital signature in Italy

2 (2005) 39 – 45

Comments on the Italian 'Code for the digital administration'

5 (2008) 29 – 40

Security in digital data preservation

11 (2014) 100 – 106

Rutenberg, Isaac

Admission of electronic evidence: contradictions in the Kenyan Evidence Act

18 (2021) 35 – 49

Sacher, Markus

The creation of Qualified Signatures with Trusted Platform Modules

4 (2007) 61 – 68

Santiago, David

Industry Contribution: Digital signature as a method to strengthen enterprise risk management practices across the US government

20 (2023) IC1 – IC8

Savrai, Dr Parviz

Electronic Signatures in Iran

8 (2011) 184 – 186

Selby, H.

Problems with cell phone evidence tendered to 'prove' the location of a person at a point in time

13 (2016) 76 – 87

'Mobile Ping Data' – Metadata for Tracking

14 (2017) 22 – 25

Scanlan, Justice J. E. (Ted)

Search and seizure of digital evidence: thresholds and minefields

5 (2008) 240 – 244

Schafer, Burkhard

Trusted computing and the digital crime scene

8 (2011) 111 – 123

Schapper, Dr Paul R

Authentication: International Scope and Non Discrimination in Government Commerce vs. PKI

- 2 (2005) 55 – 61
- Risk and law in authentication
- 3 (2006) 12 – 18
- Schellekens, Maurice
- Digital watermarks as legal evidence
- 8 (2011) 152 – 164
- Schofield, Dr Damian
- The use of computer generated imagery in legal proceedings
- 13 (2016) 3 – 25
- Schroers, Jessica
- Originality in Belgian civil law: comparing the Code Napoleon with Book 8 of the New Belgian Civil Code
- 16 (2019) 25 – 39
- Schwank, Friedrich
- CyberDOC and e-Government: the electronic archive of Austrian notaries
- 1 (2004) 30 – 32
- Schwerha IV, Joseph J.
- Caught in the middle: whether to seek help when the organization is the subject of an information technology attack
- 5 (2008) 245 – 250
- International aspects of migrating digital forensics in the cloud
- 10 (2013) 81 – 96
- Selinšek, Dr Liljana
- Up-106/05-27
- 6 (2009) 287 – 289
- Electronic evidence in the Slovene Criminal Procedure Act
- 7 (2010) 77 – 86
- I Ips 7/2009
- 7 (2010) 163 – 165
- Seng, Daniel
- The Singapore Electronic Transactions Act and the Hong Kong Electronic Transactions Ordinance
- 5 (2008) 7 – 20
- Evidential issues from pre-action discoveries: *Odex Pte Ltd v Pacific Internet Ltd*
- 6 (2009) 25 – 32
- Šepec, Miha
- The Trojan horse defence – a modern problem of digital evidence
- 9 (2012) 58 – 66
- Digital data encryption –aspects of criminal law and dilemmas in Slovenia
- 10 (2013) 147 – 154
- Sijanski, Grozdana
- Lexecute: visualisation and representation of legal procedures
- 3 (2006) 19 – 29
- Silva, Ricardo Barretto Ferreira da
- Electronic Certification in Brazil and in the European Union
- 2 (2005) 16 – 21
- Skouma, Georgia
- Case number 1327/2001 – Payment Order from the Court of first instance of Athens
- 1 (2004) 83 – 86
- Skrtic, Dr Drazen
- Electronic evidence and the Croatian Criminal Procedure Act
- 10 (2013) 128 – 135
- Slay, Jill
- Digital Forensics Institute in Malaysia: the way forward
- 9 (2012) 51 – 57
- Smejkal, Professor Vladimir
- Contemporary enactment of the electronic signature in the Czech Republic
- 3 (2006) 30 – 39
- Snail, Sizwe
- Electronic wills in South Africa
- 7 (2010) 67 – 70

- Sorebo, Gib
- Remote electronic discovery
- 6 (2009) 132 – 138
- Srivastava, Dr Aashish
- Businesses' perception of electronic signatures: An Australian study
- 6 (2009) 46 – 56
- Stilgoe, Jack
- AI evidence and the future of motor vehicle accident disputes
- 21 (2024) 14 – 29
- Stitilis, Darius
- Implementation of public e-services for immovable property contracts in Lithuania
- 3 (2006) 77 – 83
- Stumpf, Frederic
- The creation of Qualified Signatures with Trusted Platform Modules
- 4 (2007) 61 – 68
- Sunde, Nina
- The use of historical call data records as evidence in the criminal justice system – lessons learned from the Danish telecom scandal
- 18 (2021) 1 – 17
- Sugow, Abdulmalik
- Admission of electronic evidence: contradictions in the Kenyan Evidence Act
- 18 (2021) 35 – 49
- Sujecki, Bartosz
- The German electronic order for payment procedure
- 4 (2007) 51 – 55
- Tâm, Nguyễn Thế Đức
- Reading between the (binary) digits. The utilization of electronic evidence in criminal proceedings in Vietnam
- 21 (2024) 30 – 38
- Tan, Bryan
- Chwee Kin Keong v Digilandmall.com Pte Ltd, case numbers Suit 202/2003/E (at first instance), CA/30/(2004) (for the appeal)
- 2 (2005) 114 – 115
- SM Integrated Transware Pte Ltd v Schenker Singapore (Pte) Ltd [(2005)] SGHC 58
- 2 (2005) 112 – 113
- Alliance Management SA v Pendleton Lane P and Another (The First Case: [2007] SGHC 133), (The Second Case: [2008] SGHC 76)
- 5 (2008) 152 – 153
- Public Prosecutor v Neo Khoo Sing [2008] SGDC 225
- 6 (2009) 284 – 286
- Joseph Mathew and Another v Singh Chiranjeev and Another [2009] SGCA 51
- 7 (2010) 159
- Deutsche Bank AG v Chang Tse Wen and others [2010] SGHC 125
- 7 (2010) 161 – 162
- Sanae Achar v Sci-Gen Ltd [2011] SGHC 87, High Court, 8 April 2011
- 8 (2011) 253 – 255
- Surface Stone Pte. Ltd. v Tay Seng Leon and another [2011] SGHC 223
- 9 (2012) 128 – 129
- Taylor, Jennifer
- Case Comment on *Laushway v Messervey*, 2014 NSCA 7: 'Old evidence law dogs, new technology tricks'
- 12 (2015) 13 – 16
- Taylor, Paul
- Hong Kong's new electronic discovery procedures
- 11 (2014) 29 – 36
- Tekkesinoglu, Sule
- AI evidence and the future of motor vehicle accident disputes
- 21 (2024) 14 – 29
- Teppler, Steven W.
- Digital data as hearsay

6 (2009) 7 – 24

Thammateeradaycho, Noppramart

No. 3046/2537 (1994) (Sale of Movable Property
(Section 456 of the Civil & Commercial Code))

3 (2006) 108 – 110

Thiele, Dr Clemens

OGH judgment of 29.06.2000, 2 Ob 133/99v – Liability
for misuse of ATM cards (commentary)

6 (2009) 223 – 231

Thimbleby, Harold

Misunderstanding IT: Hospital cybersecurity and IT
problems reach the courts

15 (2018) 11 – 32

The Law Commission presumption concerning the
dependability of computer evidence

17 (2020) 1 – 14

Recommendations for the probity of computer
evidence

18 (2021) 18 – 26

Briefing Note: The legal rule that computers are
presumed to be operating correctly – unforeseen and
unjust consequences

19 (2022) 123 – 127

Misunderstanding Digital Computer Technology in
Court A Commentary on a Case Involving the Post
Office Horizon System

21 (2024) 1 – 13

Thomas CBE, Martyn

The Law Commission presumption concerning the
dependability of computer evidence

17 (2020) 1 – 14

Recommendations for the probity of computer
evidence

18 (2021) 18 – 26

Assigning IACS cybersecurity responsibility
conformant with the UK Network and Information
Systems Regulations 2018

19 (2022) 87 – 101

Briefing Note: The legal rule that computers are
presumed to be operating correctly – unforeseen and
unjust consequences

19 (2022) 123 – 127

Tion, Timothy

Electronic evidence in Nigeria

11 (2014) 76 – 84

Another method of stealing cash from ATMs

14 (2017) 13 – 15

Tiwari, Rishabh Sant

The role of digital signatures in the digitisation of loan
documentation in India

14 (2017) 61 – 66

Travers, Tim

On-line signing made simple

1 (2004) 44 – 50

Tor, Joyce

Surface Stone Pte. Ltd. v Tay Seng Leon and another
[2011] SGHC 223

9 (2012) 128 – 129

Trofimovs, Sergejs

Ž.Š. v AB Lietuva taupomasis bankas, Civil Case No. 3K-
3-390/2002, Civil Chamber of the Supreme Court of
Lithuania

5 (2008) 143 – 145

Ž.Š. v Lietuvos taupomasis bankas, Civil case No. 3K-3-
390/2002, Supreme Court of Lithuania

6 (2009) 255 – 262

Tsai, Alex

The e-signature in Taiwan: consent, integrity and
accessibility

13 (2016) 148 – 153

Tsvetkova, Alexandra

Electronic evidence in Bulgaria – one step further, one
step back

15 (2018) 60 – 69

Umberg, Tommy

Digital Evidence and Investigatory Protocols

11 (2014) 128 – 136

Vaciago, Dr Giuseppe

Remote forensics and cloud computing: an Italian and European legal overview

8 (2011) 124 – 129

Online searches and online surveillance: the use of trojans and other types of malware as means of obtaining evidence in criminal proceedings

13 (2016) 88 – 96

Vandendriessche, Johan

Belgian Law of 20 October 2000 and the Belgian Law of 9 July 2001, unofficial English translation and introduction

1 (2004) 67 – 74

An overview of some recent case law in Belgium in relation to electronic signatures

7 (2010) 90 – 100

The effect of ‘virtual presence’ in Belgium on the duty to cooperate with criminal investigations: some prudence may be required when confronted with a request from a Belgian public prosecutor

8 (2011) 194 – 195

Hybrid signatures under Belgian law

9 (2012) 79 – 80

Commentary: Second appeal verdict: ‘virtual presence’ in Belgium does not suffice to justify a duty to cooperate with criminal investigations

9 (2012) 104 – 105

Consolidated version Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data, unofficial English translation

9 (2012) 130 – 151

Consolidated version Royal Decree of 13 February 2001 providing further details to the Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data, unofficial English translation

9 (2012) 152 – 163

Consolidated version 9 July 2001 – Law determining some rules concerning the legal framework of

electronic signatures and certification services, unofficial English translation

9 (2012) 164 – 172

Consolidated version Belgian cybercrime provisions, unofficial English translation

9 (2012) 173 – 177

Commentary: Still no end to the Yahoo! case

2010 (2013) 156 – 157

Act of 21 March 2007 governing the installation and the use of surveillance cameras, unofficial English translation – Consolidated version

2010 (2013) 219 – 223

Royal Decree of 2 July 2008 concerning the notifications of the installation and the use of surveillance cameras, unofficial English translation – Consolidated version

2010 (2013) 224 – 226

Royal Decree of 10 February 2008 establishing the manner in which camera surveillance must be notified, unofficial English translation – Consolidated version

2010 (2013) 227 – 228

Act of 21 March 2007 governing the installation and the use of surveillance cameras

Unofficial English translation – Consolidated version

13 (2016) 162 – 167

Belgian cybercrime provisions

Unofficial English translation – Consolidated version

13 (2016) 168 – 172

Act of 8 December 1992 on the protection of privacy in relation to the processing of personal data

Unofficial English translation – Consolidated version

13 (2016) 173 – 198

Belgian Code of Economic Law – Book XII. The law of the electronic economy

Unofficial English translation – Consolidated version

13 (2016) 199 – 207

Royal Decree of 13 February 2001 providing further details to the Act of 8 December 1992 on the

protection of privacy in relation to the processing of personal data

Unofficial English translation – Consolidated version

13 (2016) 208 – 218

Vandezande, Dr Niels

Originality in Belgian civil law: comparing the Code Napoleon with Book 8 of the New Belgian Civil Code

16 (2019) 25 – 39

Verbrugge, Elisabeth

AR n° 2002/71, Ghent Labour Court of Appeal (Bruges department, 7th chamber), 23 September 2003

5 (2008) 98

CSWARE bvba v Pepijn Descamps, 2007/AR/462, Ghent Court of Appeal, Chamber 7bis, 10 March 2008

5 (2008) 99 – 102

Verdure, Christophe

Bailiffs on the internet and the validity of their certified reports: Lessons learned from the French and Belgian courts

7 (2010) 71 – 76

Wang, Minju

Translation and Introduction to the Electronic Signatures Law of China

2 (2005) 79 – 85

Wang, Minyan

Translation and Introduction to the Electronic Signatures Law of China

2 (2005) 79 – 85

Case Note China: Rong-Shu-Xia Computer Ltd. v China Society Publisher

4 (2007) 95

Case Note China: Beijing Han-Hua-Kai-Jie Technology Development Ltd. v Chen Hong

4 (2007) 96

Electronic evidence in China

5 (2008) 45 – 50

Zhang Hua v Shanghai Danwei Information Consultation Co. Ltd, Shanghai People's Court of Jing'an District

6 (2009) 275 – 276

QQ Messenger chat record as criminal evidence in China

8 (2011) 187 – 189

Ward, Tony

Surveillance cameras, identification and expert evidence

9 (2012) 42 – 50

Warden, Cherrie

An Overview of the Use of Digital Evidence in International Criminal Courts

11 (2014) 115 – 127

Digital Evidence and Investigatory Protocols

11 (2014) 128 – 136

Wellmann, Dr György

Electronic evidence in Hungary: a general overview

8 (2011) 44 – 59

Wilke, Daniel

Electronically signed documents: legal requirements and measures for their long-term conservation

3 (2006) 40 – 44

Willassen, Svein Yngvar

Line based hash analysis of source code infringement

6 (2009) 210 – 213

Winmill, Chief Judge B. Lynn

Cybercrime: Issues and challenges in the United States

7 (2010) 19 – 34

Wong, Denise H.

Educating for the future: teaching evidence in the technological age

10 (2013) 16 – 24

Wright, Benjamin

Practitioner note: Preserving cyber investigation evidence – the screen tool witness signature

8 (2011) 190 – 192

Yeong, Zee Kin

Electronic discovery in Singapore: A quinquennial retrospective

11 (2014) 3 – 24

Yu, Ronald

Hong Kong's new electronic discovery procedures

11 (2014) 29 – 36

Electronic evidence and electronic discovery in the Hong Kong Special Administrative Region, People's Republic of China

13 (2016) 26 – 43

Zaharis, Alexandros

Hiding illegal content in the SWF format and spreading through social network services: a legal approach

7 (2010) 116 – 121

Zangl, Fabrice

Lexecute: visualisation and representation of legal procedures

3 (2006) 19 – 29

Zaqashvili, Ucha

Problems of legal regulation and investigation of computer crimes in Georgia

7 (2010) 53 – 66

Zibuschka, Jan

Integrating qualified electronic signatures with password legacy systems

4 (2007) 7 – 13

Znotiņa, Ilze

Electronic evidence in Latvia: a general overview

8 (2011) 60 – 69

Table of cases

England & Wales, Transcripts

Regina v Seema Misra, T20090070, In the Crown Court at Guilford, Trial dates: 11, 12, 13, 14, 15, 18, 19, 20, 21 October and 11 November 2010, His Honour Judge N. A. Stewart and a jury

England & Wales; theft; electronic evidence; Post Office Horizon System; 'reliability' of computers

12 (2015) Documents Supplement

Alan Bates v Post Office Limited, TLQ17/0455, Before Mr Justice Fraser, 11 March 2019 – 2 July 2019; 16 December 2019

England & Wales; electronic evidence; Post Office Horizon System; 'reliability' of computers

18 (2021) Documents Supplement

England & Wales, Appeal Judgments

R v Trousdale A20200057 in the Crown Court at Southwark before Her Honour Judge Taylor

England & Wales; appeal; electronic evidence; Post Office Horizon System

18 (2021) Documents Supplement

Bates v Post Office Ltd (No.4: Recusal Application) Judgment by Coulson LJ on the application by the Post Office Limited to appeal the recusal decision, 9 May 2019 (A1/2019/0855), Court of Appeal, not reported

18 (2021), Documents Supplement

Bates v Post Office Ltd ((No 3) Common Issues) Judgment by Coulson LJ on the application by the Post Office Limited to appeal against the decision in *Bates v Post Office Ltd ((No 3) Common Issues)* [2019] EWHC 606 (QB), (Case No A1/2019/1387/PTA), not reported

18 (2021), Documents Supplement

England & Wales, Judgments

Job v Halifax PLC (not reported) Case number 7BQ00307, commentary by Alistair Kelman

ATM; electronic signature (PIN); proof for civil proceedings

6 (2009) 235 – 245

R v LR (not reported) Indictment number T20090048

Abusive images of children; judicial order to provide copies of images to defence; refusal by prosecution; reasonableness of judicial order and practical arrangements

7 (2010) 125 – 129

Shojibur Rahman v Barclays Bank PLC, commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof; events taking place before the Payment Services Regulations 2009 in force

10 (2013) 169 – 174

Shojibur Rahman v Barclays Bank PLC (on appeal from the judgment of Her Honour District Judge Millard dated 24 October 2012), commentary by Stephen Mason and Nicholas Bohm

Bank card; PIN; electronic signature; verification of customer; negligence of the bank; negligence of the customer; fraud; burden of proof

10 (2013) 175 – 187

Bates v The Post Office Ltd (No 6: Horizon Issues) Rev 1 16 December 2019 Approved handing down of Judgment by Fraser J, No. QB-2016-004710

18 (2021), Documents Supplement

England & Wales, Rulings

R v Cahill; R v Pugh 14 October 2014, Crown Court at Cardiff, T20141094 and T20141061 before HHJ Crowther QC

England & Wales; digital evidence; glucose testing; handheld device; Electronic Patient Record; efficacy of evidence

14 (2017) 67 – 71

United States of America, Central District of California, Orders

Case Protective Order

In re: Toyota Motor Corp. Unintended Acceleration Marketing, Sales Practices and Products Liability Litigation, Case Number: 8:10ML2151 JVS (FMOx)

Protective Order: Redacted stipulated protective order governing the exchange and handling of source code and source code related material

15 (2018) 98 – 119

Translations

Austria

OGH judgment of 29.06.2000, 2 Ob 133/99v – Liability for misuse of ATM cards, commentary by Dr Clemens Thiele

Liability; bank cards; ATM; misuse; electronic signature (PIN)

6 (2009) 223 – 231

Belgium

AR n° 2002/71, Ghent Labour Court of Appeal (Bruges department, 7th chamber), 23 September 2003, Patrick Van Eecke and Elisabeth Verbrugge

Evidence of agreement; e-mail correspondence between the parties

5 (2008) 98

CSWARE bvba v Pepijn Descamps, 2007/AR/462, Ghent Court of Appeal, Chamber 7bis, 10 March 2008, commentary by Patrick Van Eecke and Elisabeth Verbrugge

Claim the e-mails are not authentic; evidence of authenticity; e-mails sent without qualified electronic signatures; assessment of evidence; burden of proof

5 (2008) 99 – 102

Corr. Dendermonde 2 maart 2009, onuitg. (Rechtbank van Eerste Aanleg te Dendermonde (The Court of First Instance in Dendermonde)), by Johan Vandendriessche

Investigation of credit card fraud; provider of e-mail services in the United States of America; users of the service in Belgium; jurisdiction; virtual presence in a jurisdiction; Mutual Legal Assistance in Criminal Matters; whether provider of service is required to provide identification and registration data of the person who registered e-mail accounts, including the IP address, date and time of the registration; the e-mail address associated with the profile; any other relevant personal information that could lead to identification of the user; electronic communications network; provider of an electronic communications service

8 (2011) 196 – 207

Gent 30 juni 2010, onuitg. (Hof van Beroep (The Court of Appeal in Ghent, third chamber, sitting in criminal matters)), by Johan Vandendriessche

Web based e-mail; meaning of 'operator of an electronic communication service' and 'provider of an electronic communications service'; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 208 – 215

Cass. 18 januari 2011, nr. P.10.1347.N (Hof van Cassatie (Court of Cassation of Belgium)), by Johan Vandendriessche

Web based e-mail; whether meaning of 'operator of an electronic communication service' and 'provider of an electronic communications service' is relevant; ability of a Belgian Public Prosecutor to obtain e-mails from another jurisdiction outside the scope of Mutual Legal Assistance in Criminal Matters

8 (2011) 216 – 218

Brussel 12 oktober 2011, onuitg, Hof van Beroep te Brussel (The Court of Appeal in Brussels, thirteenth chamber, sitting in criminal matters), by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

9 (2012) 102 – 105

P. 11.1906.N/1, commentary by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

10 (2013) 155 – 157

Antwerpen 20 november 2013, 2012/CO/1054 Yahoo! Inc., translated by Johan Vandendriessche

Web based e-mail; the judicial authority of a Belgian Public Prosecutor; whether restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure

11 (2014) 137 – 143

P.13.2082.N, Yahoo! Inc., translated by Johan Vandendriessche

Belgium; Yahoo!; web based e-mail; the judicial authority of a Belgian Public Prosecutor; restricted to within the territory of Belgium; article 46bis, §2 of the Code of Criminal Procedure; Charter of the United Nations; United States of America; mutual assistance in criminal matters

13 (2016) 156 – 158

4 februari 2020 P.19.1086.N/1, Hof van Cassatie, tweede kamer (Court of Cassation, second chamber), translated by Professor dr. Joachim Meese

Belgium; encrypted data; right to silence; refusal to reveal key to authorities; criminal offence; article 6(2) European Court of Human Rights

17 (2020) 94 – 96

Court of Appeal of Antwerp, 2020/AR/1721, 12 June 2023 (unpublished), Court of Appeal of Antwerp, translated by Professor dr. Joachim Meese

Belgium; hidden defects Tesla S PI00 DL vehicle; disclosure/discovery; expert investigation frustrated and hampered; lack of loyal cooperation with the expert report and the evidence

21 (2024) 51 – 57

Bulgaria

Decision No 50, Haskovo District Court, Civil Division, II appellate civil panel, 20 January 2018, with a commentary by Kalina Ruseva

Bulgaria; Civil Procedure Code; formation of contract; electronic evidence; exchanges via social networking website; proof

16 (2019) 57 – 60

China

Yang Chunning v Han Ying (2005) hai min chu zi NO.4670, Beijing Hai Dian District People's Court, commentary by Jihong Chen

Proof of loan of money by exchange of text messages between mobile telephones; nature of the evidence; name of each party in text message a form of electronic signature

5 (2008) 103 – 105

Xinchuan Online (Beijing) Information Technology Co. Ltd. v Zigong Branch of China Network Communication Group (2008) Min Shen Zi No. 926, translation and commentary by Dr Jiong He

Intellectual property infringement; electronic evidence; probative force of notarial certificates; reliability of method of collecting electronic evidence

10 (2013) 158 – 161

Hangzhou Huatai Yimei Culture Media Co., Ltd. v. Shenzhen Daotong Technology Development Co., Ltd. (2018) Zhe 0192 Civil Case, First Court No. 81, Hangzhou Internet Court of the People's Republic of China, translated by Dr Jiong He

China; intellectual property infringement; authenticity of electronic evidence; screenshot of webpage; SHA256 hash value; blockchain related evidence; Bitcoin block chain; integrity of evidence; law of electronic signatures

16 (2019) 61 – 70

Denmark

U.2001.252Ø, [Østre Landsret](#) (Eastern Division of the Danish High Court)

Request for dissolution; Bankruptcy Court; signature; sufficiency of electronic signature with name typed on document

6 (2009) 232 – 233

U.2001.1980/1H, Højesteret (Supreme Court)

Request for dissolution; Bankruptcy Court; requirement for manuscript signature; sufficiency of electronic signature with name typed on document

6 (2009) 234

Poul Erik Gravgaard Larsen v IFPI Danmark, Case 27/2009, Højesterets Dom (Supreme Court), Per Overbeck is thanked for his help with this translation

Illegal file sharing of music over the internet; assessment of digital evidence

8 (2011) 219 – 230

U 2012.2614 H, commentary by Professor Lars Bo Langsted

Social media; publicly available information; police obtaining information of social media; interception of communications; jurisdiction; Denmark

10 (2013) 162 – 165

U.2011.2396V, translated by Helena Lybæk Guðmundsdóttir

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company to provide an accurate bearing on the location of the SIM card; Denmark

10 (2013) 166 – 168

U.2011.2396V, 11 May 2011, translated by Helena Lybæk Guðmundsdóttir

Stolen motor vehicle; SIM card inside the vehicle; powers of the police to require the telephone company

to provide an accurate bearing on the location of the SIM card

11 (2014) 144 – 146

U.2014.52 V, 6 September 2013, with a commentary by Professor Lars Bo Langsted

Denmark; digital signature; enforcement

11 (2014) 147 – 148

U.2014.712Ø, 13 November 2013

Denmark; digital signature; enforcement

11 (2014) 149 – 150

Dubai

Case number 2009/37784, Bur Dubai

Digital evidence; alleged defamatory comments published on the internet; police investigation; alteration of evidence

9 (2012) 106 – 107

Estonia

3-15-2557, Tallinna Ringkonnakohus (Tallinn Circuit Court), 12 January 2017, translation by Andres Kivi

Estonia; admissibility of digital evidence; trustworthiness of digital evidence; tax procedure

14 (2017) 72 – 78

1-11-12390/28, Tallinna Ringkonnakohus (Tallinn Circuit Court), translated and with a commentary by Stella Raudsepp

Estonia; admissibility of digital evidence; trustworthiness of digital evidence

15 (2018) 75 – 91

TlnRnKo 09.01.2017, 1-15-9051, Tallinna Ringkonnakohus (Tallinn Circuit Court)

Estonia; VAT on property; admissibility of evidence collected by surveillance; digital evidence guidelines; continuity of evidence (also known as chain of custody); MD5 hash – whether sufficient to prove evidence not altered; status of opinion of external expert (a lawyer)

16 (2019) 71 – 89

France

95-14251 Société Descamps, Banque Scalbert Dupont, Commercial Chamber of the Cour de cassation (Cour

de cassation chambre commerciale), Tuesday 2 December 1997, by Alistair McDonagh

Deed of acceptance of the assignment of a trade debt by facsimile transmission; whether constitutes a written document

5 (2008) 106 – 107

Appeal No. 07-17622 Court of Cassation – second civil chamber of 4 December 2008, by Philippe Bazin

Original document; copy of original; digital copy; evidence of logo on scanned letter regarding proof of receipt

6 (2009) 246

Appeal reference n°: 07-12545 (Not published in the Judgments Bulletin), Court of Cassation, 1st Civil Chamber of 25 June 2008, by Philippe Bazin

Digital evidence; bank transfers written in identical terms; commencement of proof in writing

6 (2009) 247

In re Advocate Christopher X, Cour de cassation chambre criminelle du 12 décembre 2007 n°07-83228

Hague Convention of 18 March 1970 on the Taking of Evidence Abroad in Civil or Commercial Matter; liability of French lawyer for taking evidence without authority of the Hague Convention; articles 1134 of the Civil Code, 111-4 of the Penal Code, 1 bis of law No. 68-678 of 26 July 1968 amended by law No. 80-538 of 16 July 1980 (articles 1134 du code civil, 111-4 du code pénal, 1 bis de la loi n° 68-678 du 26 juillet 1968 modifiée par la loi n° 80-538 du 16 juillet 1980)

7 (2010) 130 – 133

Union des Etudiants Juifs de France and J'accuse! ... action internationale pour la justice v Twitter, Inc. (with voluntary interventions by Le Mouvement Contre Le Racisme et pour L'Amitié Entre Les Peuples, Association SOS Racisme-Touche pas a mon pote and La Ligue Internationale Contre Le Racisme et L'Antisémitisme), with a commentary by François Delerue

Host; ID; Twitter; responsibility; illegal content; author; Data Protection Law; communication; data; injunction; Article 145 of the CPC; French law; enforcement; jurisdiction

10 (2013) 188 – 197

Extract of the minutes of the Registry 1042/2011; RG No 11-11-00080 (not published), 12 December 2011

France; revolving credit; extensions of credit; failure to pay; digital evidence; electronic signature; civil procedure and time limit of application

11 (2014) 165 – 167

Arrêt No 442/12 of 14 February 2013 (not published)

France; revolving credit; extensions of credit; failure to pay; digital evidence; electronic signature; civil procedure and time limit of application

11 (2014) 168 – 170

n° 13DA00046 (not published at Recueil Lebon), 30 May 2013

France; penalty points driver's license; approved digital device; procedure; digital evidence; electronic signature; biodynamic version of a manuscript signature; proof

11 (2014) 171 – 173

Groupe Philippe Bosc/MMT, translated by Laura Ramkhalawan

12 (2015) 56 – 58

France; brand; web site; finding; search engine; parasitism; brands; source code; meta tag; proof; nullity

Arrêt n°211 du 26 février 2013 (12-14.771), translated by Laura Ramkhalawan

12 (2015) 59 – 60

France; tax authority; search and seizure; application of article L. 85 of the Book of Tax Procedures

Arrêt du 27 février 2013, translated by Laura Ramkhalawan

12 (2015) 61 – 66

France; copyright; probative value of official report; Afnor NFZ67-147 standard; software; internet; validity; co-author

26 June 2014 – no. 13/19600, translated by Laura Ramkhalawan

12 (2015) 67 – 70

France; special power of attorney issued online; electronic signature; reliability criteria regarding identification of the author of an electronic document;

décret du 30 mars 2001; articles 1316-1 et 1316-2 du Code civil; application of terms

Jugement du 19 décembre 2014, translated by Laura Ramkhalawan

France; procedure; electronic signature; validity; litigation; writ of summons; telephony; subscription

12 (2015) 71 – 75

15-10732 Cour de cassation, chambre civile 1, 6 April 2016, translated by Laura Ramkhalawan

France; electronic signature; validation of signature; formation of contract

13 (2016) 159 – 161

Décision n° 2018-696 QPC du 30 mars 2018, Le Conseil constitutionnel (Constitutional Court) translated by Pauline Martin

France; encrypted data; refusal to reveal key to authorities; criminal offence; constitutional position

15 (2018) 92 – 94

Germany

Ur19 U 16/02, OLG Köln, 6 September 2002, by Henriette Picot and Marlene Kast

E-mail; internet auction; proof the bidder is the same person as the owner of the e-mail account; burden of proof to prove fraudulent use; assessment of evidence to include security of the internet

5 (2008) 108 – 109

12 U 34/07, Court of Appeal Berlin (Kammergericht Berlin), 30 August 2007, commentary by Dr Martin Eßer

Whether print-outs from a private database constitutes an electronic document; requirement for qualified electronic signature; probative value of documentary evidence

5 (2008) 110 – 111

5 October 2004, XI ZR 210/03, published BGHZ 160, 308-321 Bundesgerichtshof (Federal Court of Justice), commentary by Dr Martin Eßer, further commentary by Dr Thomas Kritter

Electronic signature (PIN); ATM; card holder; theft of card; subsequently used by thief; liability

6 (2009) 248 – 254

XI ZR 91/14, Bundesgerichtshof (Federal Supreme Court of Germany), translated by Florian Büth

Germany; evidentiary principles regarding disputed payment orders in online banking

15 (2018) 95 – 97

Greece

Court Decision No. 5526/1999, by Fylla, Anastasia

Bank debit card stolen from customer; funds withdrawn from account without authorization using PIN; liability

4 (2007) 89 – 90

Case No. 1327/2001 – Payment Order, by Michael G. Rachavelias

Enforcement of payment order for debt; meaning of electronic document; evidential weight; exchange of e-mail correspondence; e-mail address as a form of electronic signature

3 (2006) 104 – 107

Case No 803/2004, Council of State for Suspensions, 15 September 2004, by Fylla, Anastasia; commentary by Michael G. Rachavelias

Administrative procedure; sending a document by computer from an electronic address with an e-mail; status of document

5 (2008) 112 – 116

Court Decision No. 9460/1999 (9460/1999 ΕΦ ΑΘ), by Michael G. Rachavelias

Banking; sending a card and electronic signature (Personal Identification Number (PIN)) through the national post; loss of items; liability for subsequent unauthorised withdrawals

7 (2010) 134 – 136

Payment Order 8444/2011, Court of First Instance of Athens, by Michael G. Rachavelias

Electronic documents; meaning and distinctions of electronic documents; evidential weight of an attested copy of an e-mail; whether it meets the requirements of article 623 of the Code of Civil Procedure for the issuance of a payment order

8 (2011) 231 – 234

Payment Order 1932/2011, translation and commentary by Michael G. Rachavelias

Definition and legal nature of electronic documents; evidential weight of an e-mail message; function of an e-mail address as an electronic signature; evidential weight of the printed copy of an e-mail; authenticity issues regarding electronic documents

10 (2013) 198 – 200

46/2014, translated by Michael G. Rachavelias

12 (2015) 76 – 80

Greece; private documents; definition of electronic document; e-mail address; articles 443 – 444 Greek Civil Procedure Code; control of property; prerequisites; trespass

Hungary

BH (Court Decisions) 2006/324, A Magyar Köztársaság Legfelsőbb Bíróságának (Supreme Court), by Szecskay Ügyvédi Iroda

Electronic documents; identifiable signature; unsigned e-mail; legal effect; requirement for an advanced electronic signature

8 (2011) 235 – 237

Italy

Judgement No. 11445 of 6 September 2001 (Cassazione civile, sez. lav., 6 settembre 2001, n. 11445), Supreme Court of Cassation – Work Section

Admissibility of digital documents; probative value of electronic or computer systems

7 (2010) 137 – 140

Tribunale sez. V, Milano, 18/10/2016, n. 11402

Italy; evidence of contract; e-mail; validity of electronic signature; payment of invoices; Code of the Digital Administration decree 82/2005; Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC OJ L 257, 28.8.2014, p. 73–114

16 (2019) 90 – 92

Japan

Heisei 22 Nen (Wa) 5356 Gou

Prosecutor; alteration of digital evidence; criminal offence

9 (2012) 114 – 116

Showa 33 (Wa) No.681, 10 November 1962

Formation of contract; expressions of intent by letter and telex; cancellation of contract; liability

9 (2012) 109 – 113

Latvia

Case No. A42738909, Administratīvā rajona tiesa (Administrative District Court), with thanks to Sorainen Law Firm for helping with this translation

Calibration certificate of the measuring device submitted without a valid electronic signature; consideration of article 5(2) of Directive 1999/93/EC of the European Parliament and of the Council of 13 December 1999 on a Community framework for electronic signatures, OJ L 13, 19.01.2000, p. 12; submission of electronic documents to the competent authorities as evidence should not be denied solely on the grounds that the document is in electronic form and that does not have a secure electronic signature

8 (2011) 238 – 241

Lithuania

Ž.Š. v Lietuvos taupomasis bankas, Civil case No. 3K-3-390/2002, Supreme Court of Lithuania, translated by Sergejs Trofimovs

ATM; electronic signature (PIN); liability of the bank

6 (2009) 255 – 262

A-143-2740-12, 18 December 2012 with a commentary by Professor Mindaugas Kiškis

Electronic signatures; qualified certificate; advanced electronic signature; personal identification numbers; data protection

11 (2014) 152 – 164

Mexico

Jurisprudencia 24/2008, Criterio Contradiction Proceedings (Contradicción de Tesis) 261/2007 SS between the Third Collegiate Court for Administrative Matters and the Second Civil Court for Civil Matters in the Seventh Circuit, Second Chamber of the Mexican Supreme Court, February 13, 2008, commentary by César Martínez Alemán

Status of tax declaration submitted through electronic means; acknowledgment of receipt bearing a digital stamp

5 (2008) 117 – 133

The Netherlands

LJN; AY6903, Voorzieningenrechter In Kort Geding (Services Court Judge Amsterdam), 345291 / KG 06-1112 AB, commentary by Arnold Roosendaal

Protection of intellectual property rights; internet; illegal downloads; privacy of customer personal data; right of interested parties to require ISP to provide personal data

6 (2009) 263 – 269

Gerechtshof 's Gravenhage 9 maart 2011 LJN: BP7080, Gerechtshof te 's-Gravenhage meervoudige kamer voor strafzaken (Appeals Court at The Hague, Criminal bench). dossier number: 22-002281-10, with thanks to Dr Maurice Schellekens for help with this translation

Threats to kill posted on web site; accused posted comments by using the connection of a third party via wi fi without permission; whether using the computer of a third party without permission is an offence in Dutch law; electronic evidence

8 (2011) 242 – 248

Norway

LB-2006-27667, 20 August 2007, Borgarting appellate court – judgement, commentary by Professor Jon Bing

Succession law; lost testament; status of electronic copies sent by e-mail

5 (2008) 134 – 140

Journal number 04-016794TVI-TRON, *Bernt Petter Jørgensen v DnB NOR Bank ASA by the Chairman of the Board* (Trondheim District Court, 24 September 2004)

Bank card; theft of card; unauthorized use; PIN; electronic signature; burden of proof; liability; gross negligence

9 (2012) 117 – 123

HR-2012-2056-A, with thanks to Arve Føyen for reviewing this translation

Criminal offence; hacking; 'cloud' (online) storage of personal digital data; data protection; data controller; privacy

10 (2013) 201 – 208

Poland

Sygn. akt I KZP 39/08, Polish Supreme Court, 26 March 2009, commentary by Dr Arkadiusz Lach

Electronic document; secure electronic signature (digital signature); criminal procedure; Ustawa z dnia 18 września 2001 r. o podpisie elektronicznym (Law of 2001.09.18 on electronic signature); legal effect

6 (2009) 270 – 274

Sygn. akt I KZP 2/10, Sąd Najwyższy – Izba Karna w Warszawie (Supreme Court – Criminal Chamber in Warsaw), commentary by Dr Arkadiusz Lach

Authority to intercept telephone communications; admissibility of the records in other proceedings; refusal to give opinion on this subject because of lack of relevance

7 (2010) 141 – 147

Romania

Decizia nr. 1258 dated 8 October 2009, Curtea Constituțională a României (Constitutional Court), by Bogdan Manolea and Anca Argesiu

Constitutionality of law 298/2008 regarding the retention of the data generated or processed by the public electronic communications service providers or public network providers

7 (2010) 148 – 154

Spain

STS 2047/2015, Tribunal Supremo, Sala de lo Penal (Supreme Court, Criminal Chamber), 19 May 2015, translated by Patricia Ayodeji

Spain; sexual abuse of a minor; communications via social networks; authenticity

14 (2017) 79 – 87

Audiencia Provincial de Lleida, Sección 2ª, Sentencia 74/2021 de 29 Ene. 2021, Rec. 158/2020 (Provincial Court of Lleida, 2nd Section, Judgment 74/2021 of 29 Jan. 2021, Rec. 158/2020), translated by Claudia Morgado Marti

Spain; electronic signature; DocuSign system; credit agreement; private documents; proof of signature; burden of proof; certification of signature; qualified certificate; legally recognised digital signature certification entity

18 (2021) 68 – 72

Sweden

Case No. 11534-13

Sweden; advanced electronic signature; effectiveness; administrative proceedings

12 (2015) 103 – 106

Switzerland

PEN 17 16 DIP, 30 May 2018, Regionalgericht Emmental-Oberaargau, Strafabteilung (Regional Court Emmental-Oberaargau, Criminal Division), translated by Thierry Burnens

Switzerland; criminal law; traffic violation; collision; Tesla motor vehicle in 'Traffic-Aware Cruise Control' and 'Autosteer' mode; Convention on Road Traffic; driver must be in control of vehicle

17 (2020) 97 – 111

Turkey

Case number: 2009/11485, judgment number: 2011/4033

On-line banking; unauthorized transfers between accounts by unknown third party; negligence; liability of the bank

9 (2012) 124 – 127

Case notes

Austria

OGH Urteil vom 29.6.2000, 2 Ob 133/99v, Oberster Gerichtshof (Austrian Supreme Court), by Dr Wolfgang Freund and Mag. Lothar Farthofer

5 (2008) 141

China

Rong-Shu-Xia Computer Ltd. v China Society Publisher, by Minyan Wang

4 (2007) 95

Beijing Han-Hua-Kai-Jie Technology development Ltd. v Chen Hong, by Minyan Wang

4 (2007) 96

Zhang Hua v Shanghai Danwei Information Consultation Co. Ltd, Shanghai People's Court of Jing'an District, by Dr Minyan Wang

6 (2009) 275 – 276

Brazil

RMS-AgR-ED 24257 DF, by Professor Carlos Alberto Rohrmann

3 (2006) 92 – 94

AI 564765 RJ, by Professor Carlos Alberto Rohrmann

3 (2006) 95 – 97

Colombia

Juan Carlos Samper Posada v Jaime Tapias, Hector Cediell and others, Decisión 73-624-40-89-002-2003-053-00 of 21 July 2003, by Ms Valeria Frigeri and Manuel F. Quinche

2 (2005) 95 – 102

Denmark

U.2000.1853V, Danish Western High Court, by Kromann Reumert

4 (2007) 98

U.2006.1341V, Danish Western High Court, by Kromann Reumert

4 (2007) 99

B-19-08 and B-52-08, Danish High Court (Østre Landsret), 5 September 2008, by Kromann Reumert

5 (2008) 142

U 1959.40/1H, by Professor Jon Bing and Jan Hvarre

6 (2009) 277

England & Wales

Donald Blaney v Person(s) unknown, (not reported), Thursday, 1 October 2009, Lewison J ChD, by Matthew Richardson

7 (2010) 155

Estonia

AS Valga Külmutusvagunite Depoo (in bankruptcy), by Viive Näslund

1 (2004) 75 – 79

France

Case number 235784 from the Conseil d'Etat, Elections municipales de la Commune d'Entre-Deux-Monts dated 28 December 2001, by Philippe Bazin

1 (2004) 81

Case number 00-46467 from the Cour de Cassation, chambre civile 2, Sté Chalets Boisson c/ M. X. dated 30 April 2003, by Philippe Bazin

1 (2004) 82

Germany

BGH of December 12, 2000 – XI ZR 138/00, by Alexander Duisberg

4 (2007) 93 – 94

FG Münster 11 K 990/05 F (Electronically signed statement of claim – On the interpretation of the term monetary limitation), by Dr Martin Eßer

3 (2006) 111 – 112

10 A 11741/05, by Dr Martin Eßer

4 (2007) 91 – 92

GmS-OGB 1/98, by Michael Knopp

2 (2005) 103 – 104

OLG Köln, 19 U 16/02; LG Konstanz, 2 O 141/01 A; AG Erfurt, 28 C 2354/01, by Knopp, Michael

2 (2005) 105 – 106

19 February 2009, IV R 97/06, by Dr Martin Eßer

6 (2009) 278

2 BvC 3/07, 2 BvC 4/07 Federal Constitutional Court of Germany, by Dr Zoi Opitz-Talidou

6 (2009) 279 – 280

Greece

Court Decision No. 1963/(2004), by Michael G. Rachavelias

2 (2005) 107 – 111

Court Decision No. 3279/(2004), by Michael G. Rachavelias

3 (2006) 101 – 103

Case number 1327/2001 – Payment Order from the Court of first instance of Athens, by Georgia Skouma

1 (2004) 83 – 86

Italy

Tribunale Mondovì, 7 giugno 2004, n. 375 (decr.), Giur. It. 2005, 1026 by Gian Paolo Coppola

4 (2007) 86 – 88

Decision no. 16556 dated 29-04-2010, La Corte Suprema di Cassazione Sezione Quinta Penale (Supreme Court of Cassation, 5th Criminal Section) 29 April 2010 (the hearing took place on 14 December 2009), by Dr Giuseppe Vaciago

Facts; seizure of copies of digital documents stored on a personal computer; law dispositive provisions; interception of electronic communications; proceedings; ratio decidendi

8 (2011) 249 – 252

Lithuania

Ž.Š. v AB Lietuva taupomasis bankas, Civil Case No. 3K-3-390/2002, Civil Chamber of the Supreme Court of Lithuania, by Sergejs Trofimovs

5 (2008) 143 – 145

Netherlands

21 November 2007, LJN BC0337, Rechtbank (Lower Court) Amsterdam, by Dr Simone van der Hof

5 (2008) 146

LJN BV5623 (appeal in cassation re Arnhem Appeal Court, 19 August 2010, LJN: BN4204)

Derogatory images on the internet; effectiveness of a disclaimer

10 (2013) 209

LJN BV4738 (appeal in cassation re Arnhem Appeal Court, 16 June 2010, LJN: MB8100)

Automatic Number Plate Recognition (ANPR) data; improperly obtained evidence; lack of reasoning for the decision by the Appeal Court

10 (2013) 210

LJN BW0103

Article 240a Netherlands Criminal Code; showing private parts/genitals to a juvenile via a webcam

10 (2013) 211

LJN: BW 3415

Virtual abusive images of children, sexually explicit images in cartoon format

10 (2013) 212

LJN BW 6444

Article 161sexies, paragraph 2 under a of the Criminal Code, mobile telephone jammer

10 (2013) 213

LJN BX0140

Analysis of seized mobile telephones

10 (2013) 214

LJN: BX0155

Money laundering; phishing; participation in a criminal organization which had the object of money laundering

10 (2013) 215

LJN BX0218

Evidence; data obtained from interception of an IP address; use in legal proceedings

10 (2013) 216

LJN BV8708

Article 248a Netherlands Criminal Code; evidence of MSN chat

10 (2013) 217

LJN BW9843

Threats via Twitter

10 (2013) 218

Poland

I KZP 29/06, Resolution of the Polish Supreme Court, commentary by Dr Arkadiusz Lach

5 (2008) 147 – 148

Sygn. akt I KZP 2/10, Sąd Najwyższy – Izba Karna w Warszawie (Supreme Court – Criminal Chamber in Warsaw), commentary by Dr Arkadiusz Lach

7 (2010) 141 – 147

Russian Federation

A12-3342/05-C11, The Federal Arbitration of the Povolzhsky District, by Gorodissky & Partners Limited

4 (2007) 83 – 85

Resolution of the Federal Arbitration Court of Moscow Region of 5 November 2003 N КГ-А 40/8531-03-П, by Olga I. Kudryavtseva

5 (2008) 149 – 151

Case No. A40-43946/08-93-94, Arbitrazh Court of Moscow

Case No. A40-19739/08-10-141, Arbitrazh Court of Moscow, by Alex Dolzhich

6 (2009) 281 – 283

Singapore

Chwee Kin Keong v Digilandmall.com Pte Ltd, case numbers Suit 202/2003/E (at first instance), CA/30/(2004) (for the appeal), by Bryan Tan

2 (2005) 114 – 115

SM Integrated Transware Pte Ltd v Schenker Singapore (Pte) Ltd [(2005)] SGHC 58, by Bryan Tan

2 (2005) 112 – 113

Alliance Management SA v Pendleton Lane P and Another (The First Case: [2007] SGHC 133), (The Second Case: [2008] SGHC 76), by Bryan Tan

5 (2008) 152 – 153

Public Prosecutor v Neo Khoo Sing [2008] SGDC 225, by Bryan Tan

6 (2009) 284 – 286

Sanae Achar v Sci-Gen Ltd [2011] SGHC 87, High Court, 8 April 2011, by Bryan Tan

Discovery; e-Discovery Practice Direction; electronically stored documents; relevance; whether necessary

8 (2011) 253 – 255

Surface Stone Pte. Ltd. v Tay Seng Leon and another [2011] SGHC 223, by Bryan Tan and Joyce Tor

Electronic discovery; discovery and inspection of compound documents; principle of proportionality; inspection protocol

9 (2012) 128 – 129

Slovenia

I Up 505/2003, The Supreme Court of the Republic of Slovenia, by Odvetniška družba Colja, Rojs & partnerji, o.p., d.n.o.

4 (2007) 97

Up-106/05-27, by Dr Liljana Selinšek

6 (2009) 287 – 289

Sweden

Case number 2572-2573-2002, by Anna Nordén

1 (2004) 80

Bonnier Audio AB, Earbooks AB, Norstedts
Förlagsgrupp AB, Piratförlaget AB and Storyside AB v
Perfect Communication Sweden AB (the Ephone case),
by Mathilda Andersson

6 (2009) 290 – 291

Thailand

No. 3046/2537 (1994) (Sale of Movable Property
(Section 456 of the Civil & Commercial Code)), by
Noppramart Thammateeradaycho

3 (2006) 108 – 110

Table of electronic signature law legislation

10 (2013) 233 – 248

15 (2018) 146 – 163

16 (2019) 135 – 155

20 (2023) 138 – 164

Table of statutes translated

Belgium

Belgian Law of 20 October 2000 and the Belgian Law
of 9 July 2001, unofficial English translation and
introduction

1 (2004) 67 – 74

Consolidated version Act of 8 December 1992 on the
protection of privacy in relation to the processing of
personal data, unofficial English translation

9 (2012) 130 – 151

Consolidated version Royal Decree of 13 February
2001 providing further details to the Act of 8
December 1992 on the protection of privacy in
relation to the processing of personal data, unofficial
English translation

9 (2012) 152 – 163

Consolidated version 9 July 2001 – Law determining
some rules concerning the legal framework of
electronic signatures and certification services,
unofficial English translation

9 (2012) 164 – 172

Consolidated version Belgian cybercrime provisions,
unofficial English translation

9 (2012) 173 – 177

Act of 21 March 2007 governing the installation and
the use of surveillance cameras, unofficial English
translation – Consolidated version

10 (2013) 219 – 223

Royal Decree of 2 July 2008 concerning the
notifications of the installation and the use of
surveillance cameras, unofficial English translation –
Consolidated version

10 (2013) 224 – 226

Royal Decree of 10 February 2008 establishing the
manner in which camera surveillance must be
notified, unofficial English translation – Consolidated
version

10 (2013) 227 – 228

Act of 8 December 1992 on the protection of privacy
in relation to the processing of personal data

Unofficial English translation – Consolidated version

11 (2014) 182 – 206

Act of 21 March 2007 governing the installation and
the use of surveillance cameras

Unofficial English translation – Consolidated version

13 (2016) 162 – 167

Belgian cybercrime provisions

Unofficial English translation – Consolidated version

13 (2016) 168 – 172

Act of 8 December 1992 on the protection of privacy
in relation to the processing of personal data

Unofficial English translation – Consolidated version

13 (2016) 173 – 198

Belgian Code of Economic Law – Book XII. The law of
the electronic economy

Unofficial English translation – Consolidated version

13 (2016) 199 – 207

Royal Decree of 13 February 2001 providing further
details to the Act of 8 December 1992 on the
protection of privacy in relation to the processing of
personal data

Unofficial English translation – Consolidated version

13 (2016) 208 – 218

China

Minyan Wang and Minju Wang

Electronic Signatures Law of China, translation and introduction

2 (2005) 79 – 85

Cyprus

Olga Georgiades

Cypriot law on electronic signatures

2 (2005) 86 – 94

Table of Books

Ihab Amro, *Online Arbitration in Theory and in Practice A Comparative Study of Cross-Border Commercial Transactions in Common Law and Civil Law Countries* (2019, Newcastle Upon Tyne, United Kingdom, Cambridge Scholars Publishing Limited)

16 (2019) 96 – 98

Sara Baase and Timothy M. Henry, *A Gift of Fire Social, Legal, and Ethical Issues for Computing Technology* (5th edn, United States of America, Pearson, 2017, 2018)

14 (2017) 97 – 101

Nicholas J. Bahr, *System Safety Engineering and Risk Management A Practical Approach* (United States of America, CRC Press, 2015)

13 (2016) 224

Jean-François Blanchette, *Burdens of Proof: Cryptographic Culture and Evidence Law in the Age of Electronic Documents* (Cambridge, Massachusetts, The MIT Press, 2012)

9 (2012) 181 – 182

Simon Blount, *Electronic Contracts* (2nd edn, Australia, LexisNexis Butterworths, 2015)

12 (2015) 113

Ben Bowling and James Sheptycki, *Global Policing* (London, Sage Publications Limited, 2012)

9 (2012) 179

Lorna Brazell, *Electronic Signatures and Identities: Law and Regulation* (3rd edn, 2018, London, Sweet & Maxwell)

16 (2019) 98 – 99

John Byers, *Artificial Intelligence The Practical Legal Issues* (United Kingdom, Law Brief Publishing, 2018)

15 (2018) 126 – 128

Ryan Calo, A. Michael Froomkin and Ian Kerr, eds, *Robot Law* (Cheltenham, United Kingdom and Northampton, United States of America, Edward Elgar Publishing, 2016)

13 (2016) 219 – 222

Eoghan Casey, BS, MA, with contributions from specialist authors, *Digital Evidence and Computer Crime: Forensic Science, Computers, and the Internet* (3rd edn, United States of America, Academic Press, 2011)

9 (2012) 180

George Cumming, *Expert Evidence Deficiencies in the Judgments of the Courts of the European Union and the European Court of Human Rights* (The Netherlands, Kluwer Law International, 2014)

13 (2016) 223

George Dimitrov, *Liability of Certification Service Providers: How the Providers of Certification Services Related to Electronic Signatures Could Manage their Liabilities* (VDM Verlag, 2008)

5 (2008) 154

B. S. Dhillon, *Robot System Reliability and Safety A Modern Approach* (United States of America, CRC Press, 2015)

13 (2016) 219

Ronald J. Deibert, *Reset Reclaiming the Internet for Civil Society* (Canada and the United States of America, House of Anansi Press Inc, 2020; 2021 United Kingdom, September Publishing, 2021)

18 (2021) 74 – 75

Martin Ebers and Susana Navas, *Algorithms and Law* (2020, Cambridge, United Kingdom, Cambridge University Press)

17 (2020) 115 (mention only)

Virginia Eubanks, *Automating Inequality: How High-Tech Tools Profile, Police, and Punish the Poor* (2018, New York, United States of America, St Martin's Press, 2018)

15 (2018) 120

Hany Farid, *Fake Photos* (2019, Cambridge, MA, United States of America, MIT Press)

17 (2020) 114 – 115

Neal Feigenson and Christina Spiesel, *Law on Display The Digital Transformation of Legal Persuasion and Judgment* (New York, New York University Press, 2011)

11 (2014) 226 – 227

Keith Frankish and William M. Ramsey, *The Cambridge Handbook of Artificial Intelligence* (United Kingdom, Cambridge University Press, 2014)

13 (2016) 225 – 226

Dr Freckelton, QC and Hugh Selby, *Expert Evidence: Law, Practice, Procedure and Advocacy* (5th edn, Australia, Thomson Reuters, 2013) (in particular Chapter: 101 *Digital Evidence* by Dr Bradley Schwartz)

11 (2014) 229 – 230

Daniel B. Garrie and Yoav M. Griver, with contributions from specialist authors, *Dispute Resolution and e-Discovery* (United States of America, West Thomson Reuters, 2011)

9 (2012) 179

Daniel B. Garrie and Francis M. Allegra, *Plugged in: Guidebook to Software and the Law* (United States of America, Thomson Reuters Westlaw, 2013)

11 (2014) 228 – 229

Vincent Gautrais, *La preuve technologique* (Canada, LexisNexis, 2014)

13 (2016) 223 – 224

Alex Glassbrook, *The Law of Driverless Cars An Introduction* (United Kingdom, Law Brief Publishing, 2017)

15 (2018) 131 – 133

Jay E. Grenig, Browning E. Marean, Matthew J. Stippich and Kelly H. Twigger, *Electronic Discovery and Records Management Guide: Rules, Checklists, and Forms*, (United States of America, West, Thompson Reuters, 2011-2012)

9 (2012) 179

Michael J. Hannon, *Digital evidence: computer forensics and legal issues arising from computer investigations* (Buffalo, New York, William S. Hein & Co, Inc., 2012)

9 (2012) 180

Assistant Professor DDr. Gerwin Haybäck, *Risikohaftung bei missbräuchlichen Bankomatbehebungen Ein österreichisch-deutscher Rechtsvergleich* (Neuer Wissenschaftlicher Verlag, 2008)

6 (2009) 292

Peter Hibbert, *The Electronic Evidence and E-Disclosure Handbook* (London, Sweet and Maxwell, 2016)

13 (2016) 222 – 223

Marie Hicks, *Programmed Inequality How Britain Discarded Women Technologists and Lost Its Edge in Computing* (Cambridge, Massachusetts, The MIT Press, 2017)

14 (2017) 93 – 95

David J. Howell, general editor, *Electronic Disclosure in International Arbitration* (JurisNet, LLC, 2008)

6 (2009) 292

Edward J. Imwinkelried, *Evidentiary Foundations* (9th edn, San Francisco, LexisNexis, 2015)

12 (2015) 108 – 110

Edward J. Imwinkelried, *Evidentiary Foundations* (11th edn, New York, LexisNexis, 2020)

17 (2020) 112 – 114

Professor Dr Angel Kalaydzhiev, Borislav Belazelkov, Dr Vessela Stancheva, George Dimitrov, Dimitar Markov and Dr Maria Yordanova, *Electronic Document and Electronic Signature: Legal Framework* (CIELA Soft and Publishing and CSD – Center for the Study of Democracy, Sofia, 2004)

1 (2004) 100

Nancy S. Kim, *Wrap Contracts Foundations and Ramifications* (United States of America, Oxford University Press, 2013)

13 (2016) 224 – 225

Tanel Kerikmäe and Addi Rull, *The Future of Law and eTechnologies* (Switzerland, Springer International Publishing, 2016)

14 (2017) 91 – 93

Susan Landau, *Listening In Cybersecurity in an Insecure Age* (United States of America, Yale University Press, 2017)

18 (2021) 73 – 74

Foong Cheng Leong, *Foong's Malaysia Cyber, Electronic Evidence and Information Technology Law* (Thomson Reuters Asia Sdn Bhd, 2020)

18 (2021) 76

Stephen Mason, *The Signature in Law From the Thirteenth Century to the Facsimile* (Institute of Advanced Legal Studies for the SAS Humanities Digital Library, School of Advanced Study, University of London, 2022)

19 (2022) 128 – 130

Stephen Mason, general editor, *Electronic Evidence: Disclosure, Discovery & Admissibility* (London, LexisNexis Butterworths, 2007)

4 (2007) 100 – 101

Stephen Mason, general editor, *Electronic Evidence* (2nd edn, London, LexisNexis Butterworths, 2010)

7 (2010) 166

Stephen Mason, general editor, *Electronic Evidence* (3rd edn, London, LexisNexis Butterworths, 20102)

9 (2012) 181

Stephen Mason and Daniel Seng, editors, *Electronic Evidence* (4th edn, London, Institute of Advanced Legal Studies for the SAS Humanities Digital Library, School of Advanced Study, University of London, 2017)

14 (2017) 88

Stephen Mason and Daniel Seng, editors, *Electronic Evidence and Electronic Signatures* (5th edn, Institute of Advanced Legal Studies for the SAS Humanities Digital Library, School of Advanced Study, University of London, 2021)

18 (2021) 75 – 76

Stephen Mason, *Electronic Disclosure A Casebook for Civil and Criminal Practitioners* (St Albans, PP Publishing, 2015)

12 (2015) 112

Stephen Mason, *Electronic Signatures in Law* (2nd edn, London Tottel Publishing Limited, 2007)

4 (2007) 102

Stephen Mason, *Electronic Signatures in Law* (3rd edn, Cambridge University Press, 2012)

8 (2011) 256

Stephen Mason, *Electronic Signatures in Law* (4th edn, London, Institute of Advanced Legal Studies for the SAS Humanities Digital Library, School of Advanced Study, University of London, 2016)

13 (2016) 230 – 231

Stephen Mason, general editor, *International Electronic Evidence* (London, British Institute of International and Comparative Law, 2008)

5 (2008) 155

Charles Morgan, editor, *Responsible AI A Global Policy Framework* (2019, United States of America, International Technology Law Association)

16 (2019) 107 – 113

Vincent C. Müller, ed, *Risks of Artificial Intelligence* (United States of America, CRC Press, Routledge Taylor & Francis Group, 2016)

13 (2016) 228 – 229

Patrick O'Beirne, *Spreadsheet Check and Control: 47 key practices to detect and prevent errors* (United Kingdom, System Publishing, 2005)

14 (2017) 90 – 91

Cathy O'Neil, *Weapons of Math Destruction How Big Data Increases Inequality and Threatens Democracy* (United States of America, Broadway Books, imprint of Crown Publishing Group, division of Penguin Random House LLC, 2016, 2017)

14 (2017) 95 – 97

Matt Parker, *Humble Pi A Comedy of Maths Errors* (2019, London, United Kingdom, Allen Lane)

16 (2019) 99 – 105

Derek Partridge, *What makes you clever The puzzle of intelligence* (Singapore, World Scientific, 2014)

12 (2015) 107 – 108

Derek Partridge, *The Seductive Computer Why IT Systems Always Fail* (London, Springer-Verlag, 2011)

12 (2015) 111 – 112

George L. Paul, general editor, *Foundations of Digital Evidence* (United States of America, American Bar Association, 2008)

6 (2009) 292

Caroline Criado Perez, *Invisible Women Exposing data bias in a world designed for men* (2019, London, Chatto & Windus)

16 (2019) 96

Ray Purdey and Denise Leung, editors, *Evidence from earth observation satellites* (Martinus Nijhoff, Leiden, 2013)

10 (2013) 229

Darren Quick, Ben Martini and Kim-Kwang Raymond Choo, *Cloud Storage Forensics* (Syngress, an imprint of Elsevier, 2014)

11 (2014) 227 – 228

Dr Gita Radhakrishna, *Electronic Evidence in Malaysia: Admissibility and Discovery* (Thomson Reuters Sweet and Maxwell, 2022, Malaysia)

19 (2022) 130 – 131

Stuart Russell, *Human Compatible AI and the Problem of Control* (2019, United Kingdom, Allen Lane)

16 (2019) 113 – 117

Leigh Sagar, *The Digital Estate* (United Kingdom, Sweet & Maxwell, 2018)

15 (2018) 128 – 131

Fausto Martin De Santics, *Technology-Enhanced Methods of Money Laundering Internet As Criminal Means* (2019, Switzerland, Springer)

17 (2020) 115 (mention only)

The Secret Barrister, *The Secret Barrister: Stories of the Law and How It's Broken* (London, Macmillan, 2018)

15 (2018) 120 – 122

Daniel M. Scanlan, *Digital Evidence in Criminal Law* (Thomson Reuters Canada Limited, 2011)

10 (2013) 229 – 231

Shira A. Scheindlin and The Sedona Conference, *Electronic Discovery and Digital Evidence in a Nutshell* (2nd edn, United States of America, West Academic Publishing, 2016)

15 (2018) 122 – 124

Bruce Schneier, *Click Here To Kill Everybody Security and Survival in a Hyper-connected World* (2018, New

York, United States of America, W. W. Norton & Company, Inc.)

16 (2019) 93 – 95

Leil Schneps and Coralie Colmez, *Math on Trial How Numbers Get Used and Abused in the Courtroom* (New York, Basic Books, 2013)

12 (2015) 110 – 111

Nigel Shadbolt and Roger Hampson, *The Digital Ape how to live (in peace) with smart machines* (Australia and the United Kingdom, Scribe publications, 2018)

15 (2018) 124 – 126

Herbert A. Simon, *The Sciences of the Artificial* (3rd edn, Cambridge Massachusetts and London, The MIT Press, 1996)

14 (2017) 88 – 90

Aashish Srivastava, *Electronic Signatures for B2B Contracts* (Springer, India, 2013)

10 (2013) 229

Allison Stanfield, *Computer Forensics, Electronic Discovery & Electronic Evidence* (Australia, LexisNexis Butterworths, 2009)

9 (2012) 179

Richard Susskind and Daniel Susskind, *The Future of the Professions How Technology Will Transform the Work of Human Experts* (United Kingdom, Oxford University Press, 2015)

13 (2016) 229 – 230

Quynh Anh Tran, *Electronic Evidence in Civil and Commercial Dispute Resolution A Comparative Perspective of UNCITRAL, the European Union, Germany and Vietnam* (Switzerland, Springer Nature Switzerland AG, 2022)

20 (2023) 120 – 125

Jacob Turner, *Robot Rules Regulating Artificial Intelligence* (2019, Switzerland, Palgrave Macmillan)

16 (2019) 105 – 107

Kevin Warwick, *Artificial Intelligence The Basics* (London, Routledge Taylor & Francis Group, 2012)

13 (2016) 226 – 228

Michael Wheeler and Charles Raffin, *Electronic Disclosure Law and Practice* (Oxford, United Kingdom, Oxford University Press, 2017)

14 (2017) 101 – 103

Svein Yngvar Willassen, *Methods for Enhancement of Timestamp Evidence in Digital Investigations* (Norwegian University of Science and Technology, Faculty of Information Technology, Mathematics and Electrical Engineering, 2008)

5 (2008) 154

Shoshana Zuboff, *The Age of Surveillance Capitalism The Fight for a Human Future at the New Frontier of Power* (2019, United States of America, Public Affairs, Hachette Book Group (published in Great Britain by Profile Books Limited))

16 (2019) 95 – 99

Miscellaneous books

Joint Technical Committee ISO/IEC JTC 1, Information technology, Subcommittee SC27, IT Security techniques, *Information technology – Security techniques – Guidelines for identification, collection, acquisition, and preservation of digital evidence; Technologies de l'information – Techniques de sécurité – Lignes directrices pour l'identification, la collecte, l'acquisition et la préservation de preuves numériques* (15 October 2012, Geneva), ISO/IEC 27037:2012

10 (2013) 232

United Nations, *Promoting Confidence in Electronic Commerce: Legal Issues on International Use of Electronic Authentication and Signature Methods* (Vienna, United Nations Commission on International Trade Law, 2009)

8 (2011) 256