

Privacy of investigation of cyber-crimes

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Abstract:

Investigation is the second stage of penal procedures. Simultaneously, a public lawsuit is often initiated with it. It is primarily the jurisdiction of the public prosecution and secondarily the jurisdiction of the legal enforcement officer by virtue of an express authorization in pursuit of truth which is the basis of the judicial authority. These procedures also apply to modern legislations including Law number 15 of the year 2018 regarding cyber-crimes as well as provisions concerning the privacy of investigation.

It was concluded that there is inadequacy on part of the public prosecution with regard to investigation procedures into cyber-crimes on the grounds that they lack technical experience and technological facilities which are the basis of new crimes. This has lead law enforcement officers to enjoy larger powers thanks to their compatible knowledge and experience.

What makes investigation the fundamental stage is the reliance of the judiciary on the extracted conclusions in order to uncover the truth and fulfill justice. Thus, there should be jurisdiction in the public prosecution through experience and creation of more procedures in cyber cases.

The study reached several outcomes and recommendations stated in the conclusion.