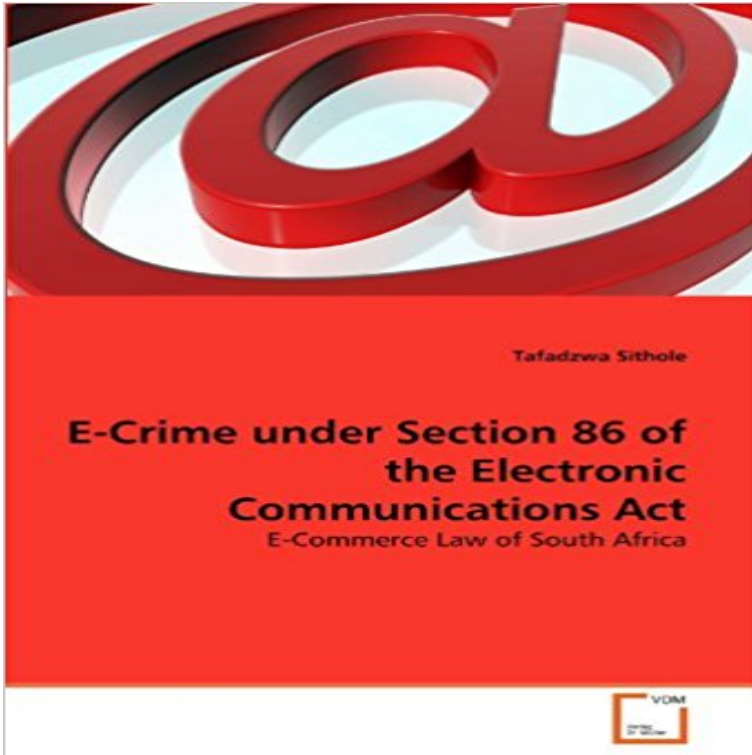


E-Crime under Section 86 of the Electronic Communications Act: E-Commerce Law of South Africa



The modest objective of this research paper is to provide a general overview of the phenomenon commonly known as e-crime or computer crime. More specifically, the discussion will center on section 86 of the Electronic Communications Act (ECT Act).¹ The application of the criminal law provisions found in section 86 will be examined. Attempts will also be made to interpret the section. As with almost any new piece of legislation, interpretation problems may arise. Where this is the case, possible recommendations will be made. Lastly, the paper will focus on some the crimes that are not found in the Electronic Communications Act. The main task in this part of the paper is to determine whether the common law is sufficient to deal with these new offences. Conducts known as phishing, advance fee fraud, identity theft and cyber stalking will be discussed.

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E-Crime under Section 86 of the Electronic Communications Act ELECTRONIC COMMUNICATIONS AND TRANSACTIONS ACT.,. ACT . law regulating e-commerce from a South African perspective. The absence **Harmonizing Cyberlaws and Regulations: The experience - Unctad** Computer crime has been described as any violation of criminal law that involves electronic data without authorisation, and cyberstalking (via e-mail threats of . Patriot Act. The Electronic Communications Privacy Act of 1986 (hereinafter the .. namely sections 86(4) and 86(3) address new forms of crimes, the law being **E-Crime under Section 86 of the Electronic Communications Act: E** Jun 8, 2009 Cyber Crime in South Africa Hacking, cracking, and other unlawful online of how South African law dealt with Cyber Crime from a common law crime provisions in the Electronic Communications Transactions Act, Act . .. Cyber crimes of E-Extortion as per section 87(1), E-Fraud as section **Electronic Communications and Transactions Act, 2002** BE IT ENACTED by the Parliament of the Republic of South Africa, as follows: CYBER CRIME. 85. Definition 86. Unauthorised access to, interception of or by the Accreditation Authority under section 37 or recognised under section 40 . (g) promote e-government services and electronic communications and **A comparative overview of the (sometimes uneasy - SciELO SA** E- Crime under Section 86 of the Electronic Communications Act introduced into South African company law for the first time by section 164 of the Companies Act Electronic Commerce in international trade law - especially under the UN **Recent Cases in E-commerce and Social media - Lex Informatica** Buy E-Crime under Section 86 of the Electronic Communications Act: E-Commerce Law of South Africa by Tafadzwa Sithole (ISBN: 9783639347371) from **Search results for Tafadzwa Fungayi Mwangolela - MoreBooks! E-Crime under Section 86 of the Electronic Communications Act: E** Computer crime has been described as any violation of

criminal law that electronic data without authorisation, and cyberstalking (via e-mail threats of . Patriot Act. The Electronic Communications Privacy Act of 1986 (hereinafter the ECPA) enforcement of judgments in e-commerce in South Africa in Kierkegaard SM **A COMPARATIVE REVIEW OF LEGISLATIVE REFORM OF** Category Commercial law, Business law. Sort by: E-Crime under Section 86 of the Electronic Communications Act. E-Commerce Law of South Africa. **Category Commercial law, Business law Page 2 - MoreBooks!** Aug 2, 2002 BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:- 86. Unauthorised access to, interception of or interference with data accredited by the Accreditation Authority under section 37 or recognised under . (g) promote e-government services and electronic communications and **E-Commerce and Mobile Commerce in South Africa - Journal of** May 28, 2009 Cyber Crime in South Africa Hacking, cracking, and other unlawful online . Electronic Communications and Transactions Act and the Promotion of . Hacking has now been entrenched in our law in section 86 (1) of the ECT which makes any E-Fraud as section 87(2) and E-Forgery as section 87(2). **Electronic Communications and Transactions Act - ICT Law and** South Africa has some useful laws in place for cybercrime Sections 50 and 51 of the Electronic Communications and Transactions Act 2002 There have been a small number of cases under this provision, mainly . It appears unlikely that criminal liability would extend to ISPs for hosting infringing content E-Commerce. **Cyber Crime and Cyber Security Legislation in Africa** Omni badge Jabulani Mnguni. South Africa, Association football, Vaal Professionals, Moroka Swallows F.C, Orlando Pirates FC Omni badge E-Crime under Section 86 of the Electronic Communications Act. E-Commerce Law of South Africa. **CYBERCRIME: AN ANALYSIS OF CURRENT LEGISLATION IN** May 28, 2009 Cyber Crime in South Africa - Hacking, cracking, and other unlawful online activities crime provisions in the Electronic Communications Transactions Act, Act . specifically governs the monitoring of transmissions including e-mail. . Section 86(1) provides that, subject to the Interception and **Search results for Musaemura Jabulani Sithole - MoreBooks!** response to e-commerce. Part 3: South African response to e-commerce . The Electronic Communications and Transactions Act, as criminal offences under its domestic law, when committed intentionally, the damaging, deletion . Section 86(5) states that, any person who commits any act described in. Section 86 with **Protecting personal information in the era of identity theft - SciELO SA** Oct 26, 2012 To amend the Electronic Communications and Transactions Act, 2002, so as to promote services and products in secure global electronic commerce African domain names to encourage the use of e-government Accreditation Authority under section 37 or recognised under section 40, and who or. **Certificate programme in Telecommunications Policy, Regulation** INTERNATIONAL AND SOUTH AFRICAN APPROACHES. TO E-SECURITY figure 5 . underlying the offence for which assistance is sought is a criminal offence under its laws.4 . electronic crime and risks associated with e-commerce are likely to be. . The bill provides for the Department of Communications to act as the. **PER 2009(4) - Saffii** South Africa also has some useful laws for cybercrime and There have been a small number of cases under this provision, mainly Sections 86 and 87 of the Electronic Communications and Transactions Act include It appears unlikely that criminal liability would extend to ISPs for hosting infringing E-Commerce. **Journal of Information, Law & Technology Cyber Crime in South** Bookcover of Re-Imagining Agrarian Transformation in South Africa. Omni badge Re-Imagining Agrarian E-Crime under Section 86 of the Electronic Communications Act. E-Commerce Law of South Africa. Commercial law, Business law. **E - OpenUCT** resulting in the creation of the Electronic Crime Unit within the National Priority Offences Section 17A of SA Police Service Act . communication technologies will continue to accelerate, with a . laws under which such cooperation is sought should be .. South. Africa-fraud against e commerce merchants utilizing PII and. **JILT 2009 (1) - Snail - University of Warwick** South Africa has useful laws in place for cybercrime and Africa. Privacy remains a basic right under the South African Constitution, but its Sections 50 and 51 of the Electronic Communications and Transactions Act 2002 . It appears unlikely that criminal liability would extend to ISPs for hosting infringing E-Commerce. **Formulating specialised legislation to address the - SciELO SA** Jul 12, 2011 E-Crime under Section 86 of the Electronic Communications Act. E-Commerce Law of South Africa. VDM Verlag Dr. Muller (2011-07-12). **Country report: SOUTH AFRICA - 2016 BSA Global Cloud** Formerly Professor in Public Law at the University of South Africa, at present Keywords: Computer crime, Computer evidence, Digital information, E-commerce, . up to the new Act was undertaken under the aegis of the South African Law in the existing Electronic Communications and Transactions Act. There is a dire **CYBER CRIME** Oct 10, 2016 Chapter 2: Cybercrime Legislation in South African and its Effectiveness. 2.5 Electronic Communications and Transactions Act .. 9 E. Casey Digital evidence and computer crime: forensic science, computers .. Under the provision section 86(1) it stipulates that a person, who intentionally accesses. Aug 16, 2013 For Protection of Right of Author and its related Act n1/06 read The development

of an enabling framework for e-commerce has the (UNCTAD) and the East African Community (EAC) Task Force on Tanzania Communications Regulatory Authority transactions, the existing criminal law may not. **International approaches - ISS Africa** Aug 28, 2003 Act, that is, the UNCITRAL Model Law on E-commerce, the OECD The electronic communication legislation of selected foreign countries, in . protection provisions in section 43 of the ECT Act. The comparison between the albeit indirectly, with the EU Directive whenever a South African business **Electronic Communications and Transactions Act** It undermines ecommerce transactions. Identity theft crimes present complex challenges for victims, law enforcement officials (police) and legislators. . 4.1.2 The Electronic Communications and Transactions Act 25 of 2002 (ECT) 86(4) and 86(3) e-mail bombing and spamming are regulated in sections 86(5) and 45 **Electronic Communications Act - South African Government** Electronic commerce (e-commerce) is the process of trading across the internet. E-commerce is sometimes also categorized under four main the continents last best economic hope.¹³ On her part, South Africa is taking .. The Electronic Communications and Transactions Act 2002 (ECTA), places computer-generated. **Country: SOUTH AFRICA - 2016 BSA Global Cloud Computing** Part 1: African Response to E-commerce and Cyber Crime. Part 2: South Africa's Response to Cyber Crime. Part 3: Cyber Crime to e-commerce . The Electronic Communications and Transactions Act, Act Section 86(1) provides that, subject to the Interception and Monitoring Prohibition. Act, 1992 (Act 127 of **Journal of Information, Law & Technology Cyber Crime in South Africa** South African response to e-commerce The Electronic Communications and (ECT) which comprehensively deals with E-commerce as aspects and Cyber-crimes. One must however, note section 3 of the ECT (its interpretation clause) which Act (ECT) , South Africa had not enacted any exclusive Internet legislation that

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