

Cybercrimes Act, 2020

ACT NO.	19 of 2020
CATEGORY	Data & Cyber

Summary

Creates cybercrime offences (hacking, unlawful interception, data interference, malicious communications) and victim protection orders.

Full text of the Act

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Cybercrimes Act 19 of 2020 (English / Afrikaans) | South African Government

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and energy: Electricity, nuclear and petroleumMinerals and energy: Mining and mineralsPostal affairsPublic enterprisesPublic servicePublic worksSafety and securityScience and technologySocial developmentSportTelecommunicationsTourismTrade and industry: CompaniesTrade and industry: CompetitionTrade and industry: Consumer protection, fair tradeTrade and industry: CooperativesTrade and industry: Departmental reportsTrade and industry: Economy, empowerment and investmentTrade and industry: Industrial developmentTrade and industry: International tradeTrade and industry: Patents, designs and copyrightTrade and industry: Regulated industriesTrade and industry: Weights, measures and standardsTransport: AirTransport: LandTransport: SeaWater

Start Date

End Date

Cybercrimes Act 19 of 2020 (English / Afrikaans)

Files

Attachment

Size

44651gon324.pdf

1.32 MB

19 of 2020

The Cybercrimes Act 19 of 2020 intends:

to create offences which have a bearing on cybercrime;

to criminalise the disclosure of data messages which are harmful and to provide for interim protection orders;

to further regulate jurisdiction in respect of cybercrimes;

to further regulate the powers to investigate cybercrimes;

to further regulate aspects relating to mutual assistance in respect of the investigation of cybercrimes;

to provide for the establishment of a designated Point of Contact; to further provide for the proof of certain facts by affidavit;

to impose obligations to report cybercrimes;

to provide for capacity building;

to provide that the Executive may enter into agreements with foreign States to promote measures aimed at the detection, prevention, mitigation and investigation of cybercrimes;

to delete and amend provisions of certain laws; and

to provide for matters connected therewith.

Amends

Criminal Procedure Act 51 of 1977

South African Police Service Act 68 of 1995

Films and Publications Act 65 of 1996

Criminal Law Amendment Act 105 of 1997

National Prosecuting Authority Act 32 of 1998

Correctional Services Act 111 of 1998

Financial Intelligence Centre Act 38 of 2001

Electronic Communications and Transactions Act 25 of 2002

Regulation of Interception of Communications and Provision of Communication related Information Act 70 of 2002

Criminal Law (Sexual Offences and Related Matters) Amendment Act 32 of 2007

Child Justice Act 75 of 2008

Commencement

1 December 2021: Chapter 1; Chapter 2 excl Part VI; Chapter 3; Chapter 4 excl sections 38(1)(d), (e) and (f), 40(3) and (4), 41 to 44;

Chapter 7; Chapter 8 excl section 54; Chapter 9 excl sections 11B to 11D and 56A(3)(c), (d) and (e) of Criminal Law (Sexual Offences and Related Matters) Amendment Act 32 of 2007 in Schedule of laws repealed or amended in terms of section 58 (Gazette 45562 of 30 November 2021)

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