

*Title 2 — Mutual assistance regarding investigative powers*

**Article 31 - Mutual assistance regarding accessing of stored computer data**

- 1 A Party may request another Party to search or similarly access, seize or similarly secure, and disclose data stored by means of a computer system located within the territory of the requested Party, including data that has been preserved pursuant to Article 29.
- 2 The requested Party shall respond to the request through the application of international instruments, arrangements and laws referred to in Article 23, and in accordance with other relevant provisions of this chapter.
- 3 The request shall be responded to on an expedited basis where:
  - a there are grounds to believe that relevant data is particularly vulnerable to loss or modification; or
  - b the instruments, arrangements and laws referred to in paragraph 2 otherwise provide for expedited co-operation.

**Article 32 - Transborder access to stored computer data with consent or where publicly available**

A Party may, without the authorisation of another Party:

- a access publicly available (open source) stored computer data, regardless of where the data is located geographically; or
- b access or receive, through a computer system in its territory, stored computer data located in another Party, if the Party obtains the lawful and voluntary consent of the person who has the lawful authority to disclose the data to the Party through that computer system.

**Article 33 - Mutual assistance in the real-time collection of traffic data**

- 1 The Parties shall provide mutual assistance to each other in the real-time collection of traffic data associated with specified communications in their territory transmitted by means of a computer system. Subject to the provisions of paragraph 2, this assistance shall be governed by the conditions and procedures provided for under domestic law.
- 2 Each Party shall provide such assistance at least with respect to criminal offences for which real-time collection of traffic data would be available in a similar domestic case.

**Article 34 - Mutual assistance regarding the interception of content data**

The Parties shall provide mutual assistance to each other in the real-time collection or recording of content data of specified communications transmitted by means of a computer system to the extent permitted under their applicable treaties and domestic laws.