Prevention of Electronic Crimes Act, 2016

Section 16: Unauthorised Use of Identity Information

(1) Whoever obtains, sells, possesses, transmits or uses another person's identity information without authorization shall be punished with imprisonment for a term which may extend to three years or with fine which may extend to five million rupees, or with both.

(2) Any person whose identity information is obtained, sold, possessed, used or transmitted may apply to the Authority for securing, destroying, blocking access or preventing transmission of identity information referred to in sub-section (1) and the Authority on receipt of such application may take such measures as deemed appropriate for securing, destroying or preventing transmission of such identity information.

Section 20: Offences against Dignity of a Person

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1. Whoever intentionally and publicly exhibits or displays or transmits any information through any information system, which he knows to be false, and intimidates or harms the reputation or privacy of a natural person, shall be punished with imprisonment for a term which may extend to three years or with fine which may extend lo one million rupees or with both:

Provided that nothing under this subsection shall apply to anything aired by a broadcast media or distribution service licensed under the Pakistan Electronic Media Regulatory Authority Ordinance, 2002 (XIll of2002).

2. Any aggrieved person or his guardian, where such person is a minor, may apply to the Authority for removal. destruction of or blocking access to such information referred to in sub-section (l) and the Authority on receipt of such application, shall forthwith pass such orders as deemed reasonable in the circumstances including an order for removal, destruction, preventing transmission of or blocking access to such information and the Authority may also direct any of its licensees to secure such information including traffic data.

Section 21: Offences against Modesty of a Natural Person and Minor

Whoever intentionally and publicly exhibits or displays or transmits any information which:

a. superimposes a photograph of the face of a natural person over any sexually explicit image or video; or
b. includes a photograph or a video of a natural person in sexually explicit conduct; or

c. intimidates a natural person with any sexual act, or any sexually explicit image or video of a natural person; or
d. cultivates, entices or induces a natural person to engage in a sexually explicit act,

through an information system to harm a natural person or his reputation, or to take revenge, or to create hatred or to blackmail, shall be punished with imprisonment for a term which may extend to five years or with fine which may extend to five million rupees or with both.

Section 24: Cyber Stalking

A person commits the offence of cyber stalking who, with the intent to coerce or intimidate or harass any person, uses information system, information system network, the Internet, website, electronic mail or any other similar means of communication to,

a. follow a person or contacts or attempts to contact such person to foster personal interaction repeatedly despite a clear indication of disinterest by such person;
b. monitor the use by a person of the internet, electronic mail, text message or any other form of electronic communication;
c. watch or spy upon a person in a manner that results in fear of violence or serious alarm or distress, in the mind of such person; or
d. take a photograph or make a video of any person and display or distribute it without his consent in a manner that harms a person, shall be punished with imprisonment for a term which may extend to three years or with fine which may extend to one million rupees or with both.

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