

Cyber Ethics and Internet Filtering: Challenges and Solutions in Iranian Legal System

Dr. Hassan Alipour¹

Dr. Mohammad Yekrangi²

Abstract

Since cyberspace has several special worldwide features and is a information highway, sources and foundations of cyber ethics are different from real world spaces. However, Iranian legal system considers the cyberspace the same as real space. Because of this, they apply the same criteria to these different spaces. Hence, cyber ethics, in Iran, is based on the cynical view of interconnected information technology in cyberspace. Therefore, to prevent the damages of this open space, Iranian law separates the data of internet to two different categories, clear and unclear or at least undoubtful or doubtful data. According to this separation, Iranian legal system has two solutions to keep these data apart: first, filtering doubtful sites to prevent the citizens from accessing to them and second, blocking the worldwide internet by creating the national intranet and replacing the worldwide internet with the national internet.

This paper will scrutinize this phenomenon in three sections, first, the relationship of cyber ethics and the internet filtering, then, the solutions of cyber ethics in confronting with the internet filtering and finally, challenges of Iranian legal system in the field of filtering and the national intranet.

Key words:

Cyber ethics, Cybercrimes, Criminal data, Filtering, National Intranet

¹. PhD in Criminal Law and Criminology from Shahid Beheshti University, Tehran, Iran; Assistant Professor of Shahrekord University; Author of fifteen papers and a book entitled "Cyber Crimes"; The main research field: "Offences against Peace and Security" and "Cybercrimes"; Member of Iranian association of penal law.

². PhD in Criminal Law and Criminology from Shahid Beheshti University, Tehran, Iran; Lecturer on Criminal law on the post-graduate level of Azad University; Author of eleven papers and a book entitled "Comparative Study of Crimes against the Administration of Justice"; The main research field: "Philosophy of law" and "International Criminal law"; Member of Iranian association of penal law.