

The Information Technology Act, 2000

Section 70B - Indian Computer Emergency Response Team to serve as national agency for incident response

¹70B. Indian Computer Emergency Response Team to serve as national agency for incident response.--

- (1) The Central Government shall, by notification in the Official Gazette, appoint an agency of the Government to be called the Indian Computer Emergency Response Team.
- (2) The Central Government shall provide the agency referred to in sub-section (1) with a Director General and such other officers and employees as may be prescribed.
- (3) The salary and allowances and terms and conditions of the Director-General and other officers and employees shall be such as may be prescribed.
- (4) The Indian Computer Emergency Response Team shall serve as the national agency for performing the following functions in the area of cyber security,-
- (a) collection, analysis and dissemination of information on cyber incidents;
 - (b) forecast and alerts of cyber security incidents;
 - (c) emergency measures for handling cyber security incidents;
 - (d) coordination of cyber incidents response activities;
 - (e) issue guidelines, advisories, vulnerability notes and white papers relating to information security practices, procedures, prevention, response and reporting of cyber incidents;
 - (f) such other functions relating to cyber security as may be prescribed.
- (5) The manner of performing functions and duties of the agency referred to in sub-section (1) shall be such as may be prescribed.
- (6) For carrying out the provisions of sub-section (4), the agency referred to in sub-section (1) may call for information and give direction to the service providers, intermediaries, data centres, body corporate and any other person.
- (7) Any service provider, intermediaries, data centres, body corporate or person who fails to provide the information called for or comply with the direction under sub-section (6), shall be punishable with imprisonment for a term which may extend to one year or with fine which may extend to ¹[one crore] rupees or with both.
- (8) No court shall take cognizance of any offence under this section, except on a complaint made by an officer authorised in this behalf by the agency referred to in sub-section (1).]

1. Subs. by Act 18 of 2023, s. 2 and Schedule, for "one lakh" (w.e.f. 30-11-2023).