

Political solutions to technical problems?

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Agenda

- 1. Tech problems
- 2. Political approaches
- 3. What would actually make sense?

We recently discovered devastating and embarrassing security issues

Goto fail;

Discovered: February 2014

Age at discovery:

- 1.5 years (iOS)
- 5 months (Mac OS)

Time till fix:

- Same day (iOS)
- 5 days (Mac OS)

Special feature

Only the latest U2 album was pushed to Apple users even faster

Heartbleed

Discovered: April 2014

Age at discovery:

2 years

Time till fix:

Same day

Special feature

First bug with its own logo

Shellshock

Discovered: September 2014

Age at discovery:

25 years

Time till fix:

- Same day
- 5 days (Mac OS)

Special feature

So far the oldest CVSS 10 known to mankind (older than Windows' IP stack)

The often proclaimed self-healing powers of OSS failed – and so did economic incentives

Example companies & Industries affected by heartbleed

Company	Industry	Annual turnover			
Facebook	Social "network"	8 billion			
Google	Web search	60 billion 35 billion 75 billion <1 billion			
Deutsche Bank	Banking				
Amazon	Shopping				
Dropbox	Cloudy storage				

Social dilemma: Investments into open source security software audits and improvements are costly, yet benefit everybody: Parasitizing is incentivized

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OSI-layer

3

2

1

9 Organization
8 User
7 Application
6 Presentation
5 Session
4 Transport

Network

Physical

Data

Lack of competence

If politicians could fix the buffer overflow, they probably would not be politicians.

Strong pressure to "finally do something"

As the solution must be visible, "Security Theater" is the most tempting option.

OSI-layer

- **10** Politics
- **9** Organization
- 8 User
- **7** Application
- **6** Presentation
- **5** Session
- 4 Transport
- 3 Network
- **2** Data
- **1** Physical

Lack of resources

State of the art security research requires strong

Dysfunctional KPIs

Strongest incentive is to cover one's own ass by fulfilling regulations.

Social dilemma

As long as we're as good as the others, we're fine.

OSI-layer Politics 10 Organization 9 Oh, dear! 8 User **Application** 7 6 Presentation 5 Session Transport 4 Network 3 2 Data

Physical

1

OSI-layer

- **10** Politics
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- 3 Network
- **2** Data
- **1** Physical

This is where your vuln might be. Maybe.

The German IT security law makes changes in 5 legal domains

Core changes Law Critical infrastructure: Mandatory reporting to BSI **BSI** Minimal baseline security standards SPOCs for security issues Minimal baseline security standards **Online services** Adequate authentication methods Data retention for diagnostic purposes Mandatory reporting to BNetzA **Telecommunication** Data retention for diagnostic purposes Export regulations similar to military products **Exports** Federal LEA authority over cybercrime Law enforcement Federal LEA authority for attacks on federal institutions

A Operators of critical infrastructures will be subject to strict overview and regulation

Interior Ministry

- Nominates operators of critical infrastructures
- Publishes yearly threat level report

BSI

- Defines Minimal baseline sec. standards based on operators' inputs
- Consults operators on how to fulfill the standards that they suggested themselves
- Audits operators and my
 - publish results
 - set mitigation deadlines

BNetzA

Recommend MBSS's

based on industry consolidation

Proof of compliance

every two years, send complete overview of

- Audits
- Tests and
- Certifications

Reporting duties

Immediately report

- interferences (anonymously)
- outages

Yearly threat level report

on vulnerabilities, malware, attempted and successful attacks

Exception: Telcos report to their regulatory body

Operators of critical infrastructurs

Organisations operating services, whose outage would have dramatic consequences.

Energy

Health

Media & Culture

Water

Nutrition

Transport

Finance & Insurences

State & administration

IT & Telecommunication

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A Self-regulation lacks incentives to step beyond current standards

Comparability: Different incompatible MBSS's must be aligned						Consolidation: A unified MBSS must be agreed on					
	Corp. A		Corp. B		Corp. C			Option A		Option B	
	Rule 1		Rule 1		Rule 1		\			Rule 1	
	Rule 2		Rule 2		Rule 2					Rule 2	
	Rule 3		Rule 3		Rule 3					Rule 3	
	Rule 4		Rule 4		Rule 4			Rule 4		Rule 4	
	Rule 5		Rule 5		Rule 5					Rule 5	
	Rule 6		Rule 6		Rule 6					Rule 6	

Which outcome do you expect in a semi-democratic consolidation process? Either way, the bureaucratic cost for this slight increase in security is enormous.

B Online service providers are now obliged to be secure



Online service providers

ARE: Content- und Hosting-Providers

MUST:

- Apply appropriate organizational & technical measures to protect systems, components and processes
- Use appropriate authentication procedures

MAY:

- Store usage data to diagnose and detect abuse. For 6 months.
 - \rightarrow New § 15 (9) TMG, similar to § 100 (1) TKG

Sounds good.

At least, it introduces liability for careless security.

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Sound good, or does it?

This is not about 2FA, this a about showing your ID when signing up.

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6 months?

This is not about threat detection, this is about law enforcement.

B Data retention: Where there's a trough, the pigs ain't far...

New § 15 (9) TMG

Motivation:

To diagnose and detect issues

Extent:

- Unscharf definiert als "Nutzungsdaten"
- Daten, die über den für Betrieb und Funktionalität notwendigen Umfang hinausgehen

Length: 6 months

Access:

 Data collected in accordance with § 100 (1) TKG is regularly used for prosecution and copyright infringements cease-and-desist orders.

Former EU policy 2006/24/EG *

Motivation:

Law enforcement

Extent:

 All metadata of [mobile,online] telephony services

Length: 6 months

Access:

- Criminal prosecution
- LEA immediately demanded to use data for prevention as well

^{*)} German data retention laws were rules unconstitutional by BVerfG in March 2010; EU-policy was dropped by EuGH in April 2014

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C TelCos get the same "security" regulations, plus additional reporting duties to their dedicated regulatory body



Telecommunication service providers

ARE: Landline and mobile phone operators

MUST:

- Apply appropriate organizational & technical measures to protect systems, components and processes
- Use appropriate authentication procedures
- Report issues to their regulatory body (BNetzA)

MAY:

- Store usage data to diagnose and detect abuse.
 For 6 months.
 - → well established § 100 (1) TKG

BNetzA

- Can force operator to inform public about probable breach
- Forward security issues to BSI or European Agency for Network and Information Security (ENISA)
- Issues a yearly report to BSI & ENISA

D Surveillance equipment will be subject to export regulations



Extension of § 4/5 Außenhandelsgesetz

Extended to cover Lawful Intercept equipment:

Vendors and Service providers of LI equipment according to § 110 TKG

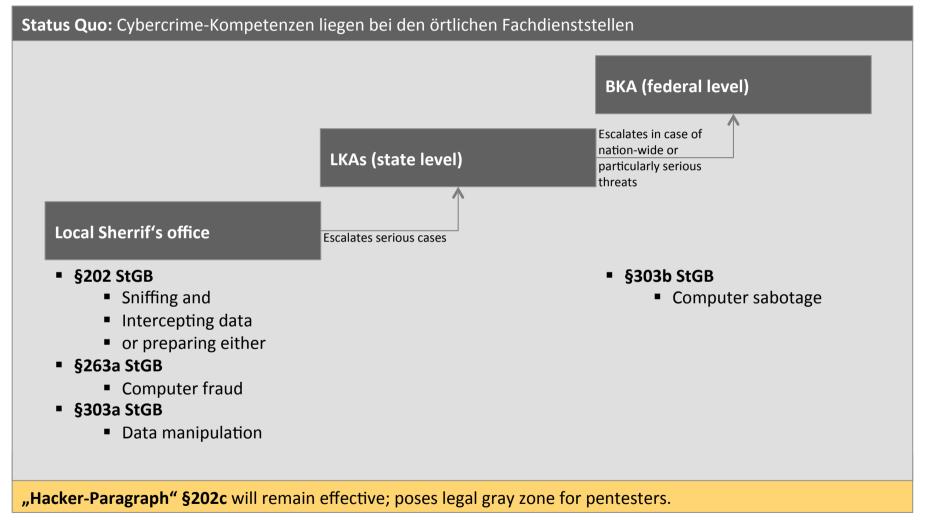
Allows government to issue legal decrees

Limitations and shall ensure confidentiality in lawful intercept.

Possible restrictions are analogous to the export of weapons and military goods.

E Federal law enforcement will have Cybercrime jurisdiction





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The CCC recommends a carrot-and-stick approach to IT security regulation

Software quality

- Regular independent audits
- Bug bounties
- Liabilities

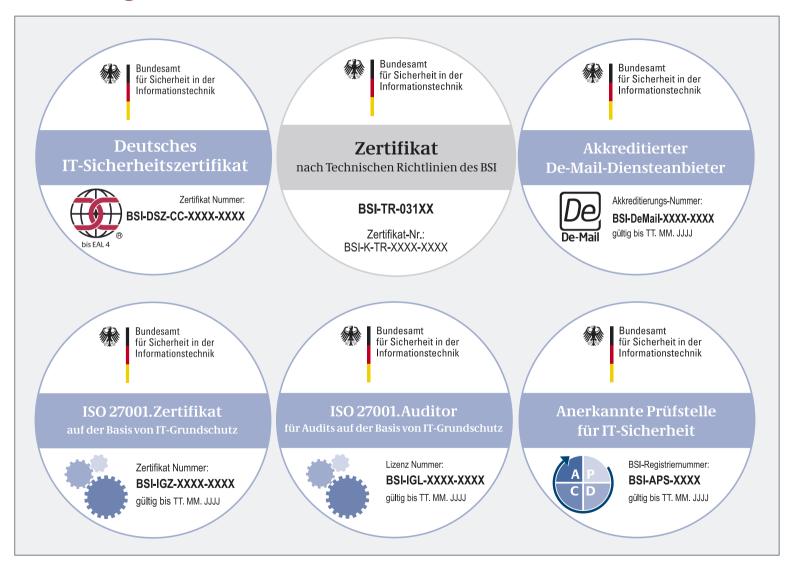
Secure infrastructure

- Decentralize infrastructure
- Apply strong standards
- Require e2e-crypto

Independent bodies and evidence-based laws

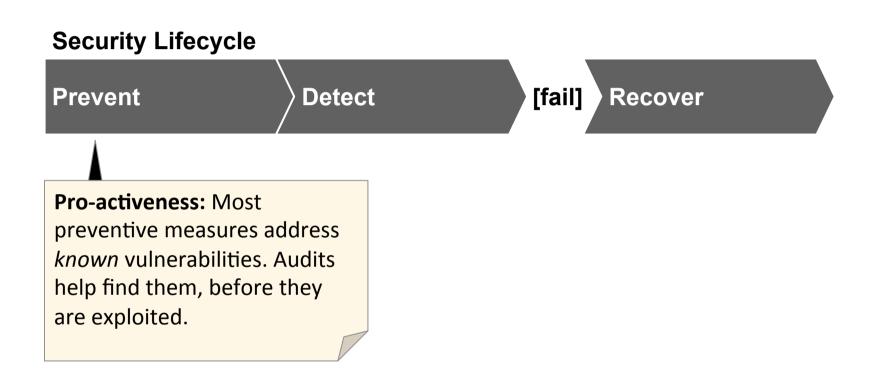
- Assess effectiveness of surveillance laws
- Provide independent IT security body

Will these signs make coders code better keep attackers from attacking?



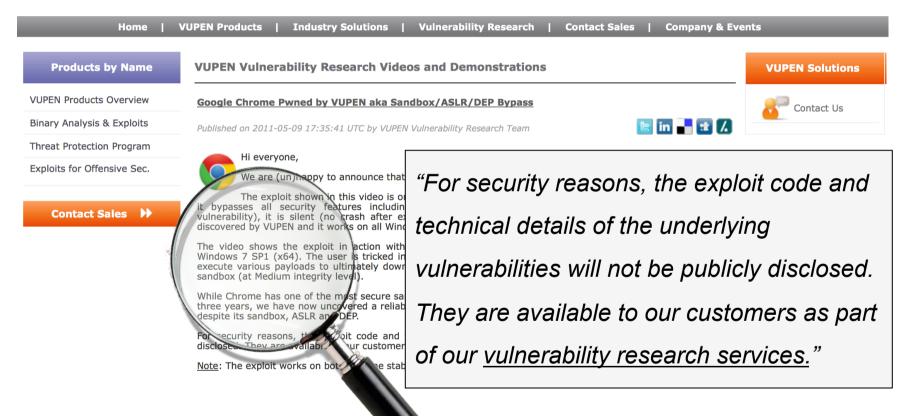
Source: BSI: Prüfstandards für IT-Sicherheit Technische Richtlinien und Schutzprofile

Open source software audits drive security evolution



Current bug bounty programs do not match black market's financial incentives





If everybody benefits, why shouldn't everybody pay their share?

Industry associations

- Common interest
- Big business!

Suggested role: Sugar daddy

\$\$\$

BSI

- Responsible for citizens' security
- Limited funds

Suggested role: Management

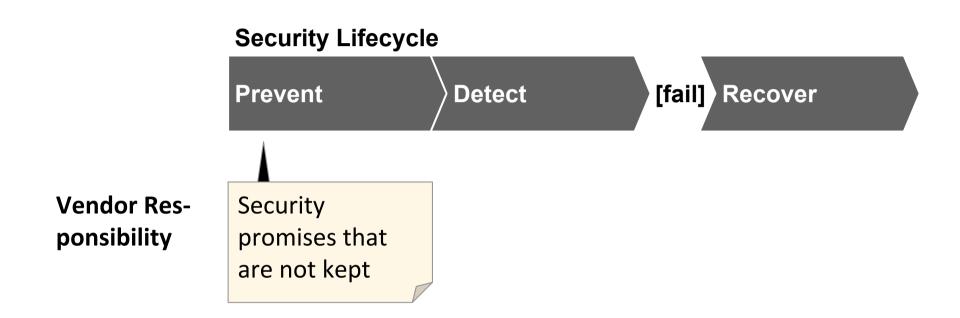
- Orders review interests by priority
- Issues bug bounties
- Organizes audits

Common open source security software fund

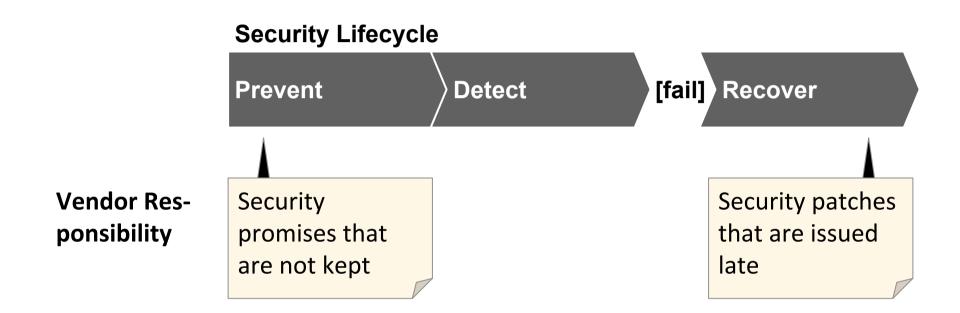
Liabilities are strong economic incentives...



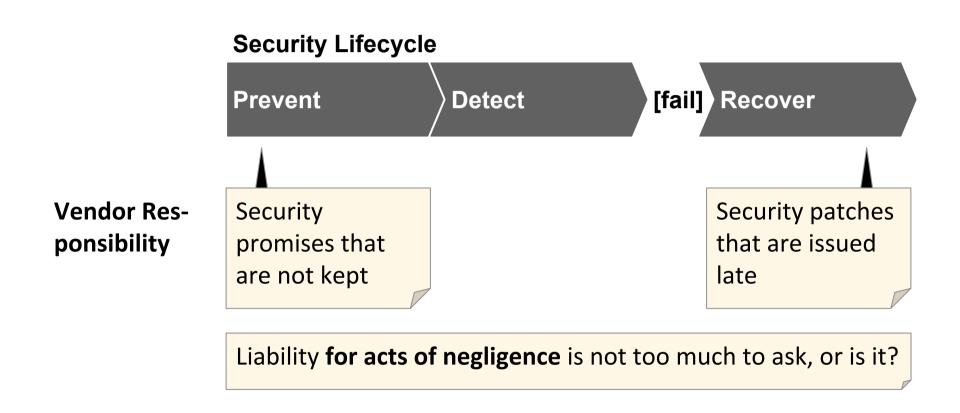
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Requirements should finally demand state-of-the art security instead of the bare minimum

Companies

want to maximize profit by minimizing cost.

Consumers

can't see, assess or verify security features

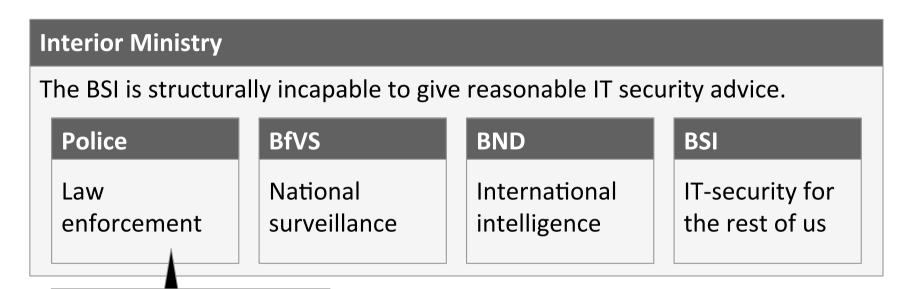
Security

is often times neglected

Requirements can make Security features mandatory

Secure infrastructure

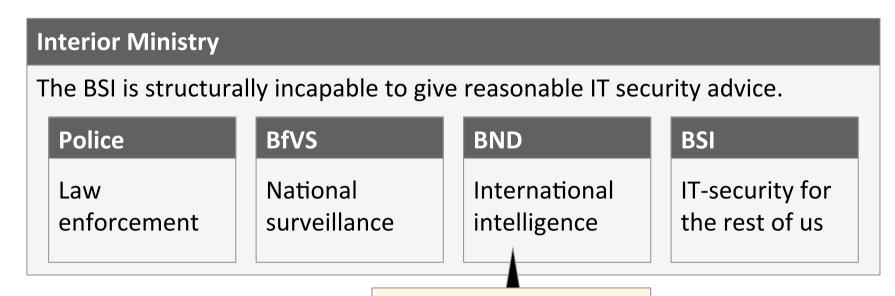
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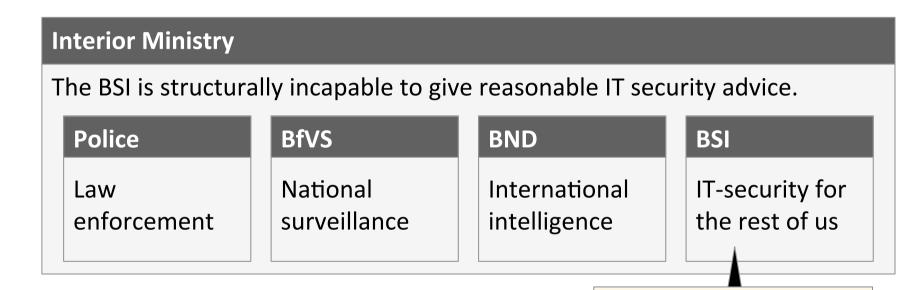
Mainly busy asking for data retention and other new toys



Mainly busy trying to convince us there is no US cyber spionage



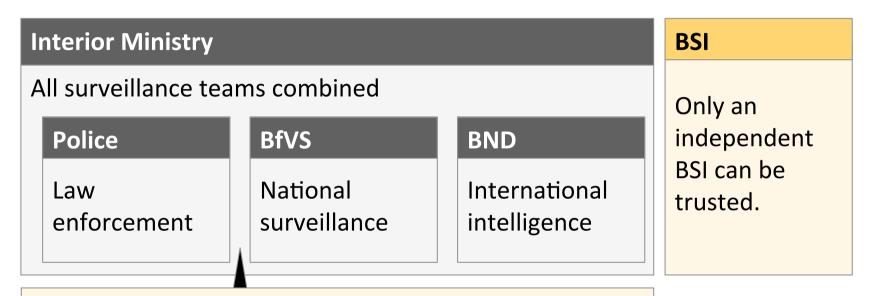
Recently asked for €4.5 Million budget to buy Odays



Publishes intentionally weakened "security standards"



...is supposed to eliminate the Odays that their colleagues buy?



All National security laws involving surveillance and other breaches of civil liberties should be regularly reviewed for effectiveness.