



Notification Number: 2017/183/F

Decree setting out the specifications of electronic identification means presumed reliable, in accordance with Article 86(I) of Law No 2016-1321 of 7 October 2016 for a Digital Republic

Date received : 10/05/2017

End of Standstill : 11/08/2017

Message

Message 002

Communication from the Commission - TRIS/(2017) 01176

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2017/0183/F

No abre el plazo - Nezaahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201701176.EN)

1. Structured Information Line

MSG 002 IND 2017 0183 F EN 10-05-2017 F NOTIF

2. Member State

F

3. Department Responsible

Direction générale des entreprises – SQUALPI – Bât. Sieyès -Teledoc 151 – 61, Bd Vincent Auriol - 75703

PARIS Cedex 13

d9834.france@finances.gouv.fr

tél : 01 44 97 24 55

3. Originating Department

Ministère de l'économie et des finances

Direction générale des entreprises



67, rue Barbès – BP 80001
94201 Ivry-sur-Seine CEDEX
Téléphone : 01 79 84 37 68
chantal.rubin@finances.gouv.fr

4. Notification Number

2017/0183/F - SERV

5. Title

Decree setting out the specifications of electronic identification means presumed reliable, in accordance with Article 86(I) of Law No 2016-1321 of 7 October 2016 for a Digital Republic

6. Products Concerned

Information Society services

7. Notification Under Another Act

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8. Main Content

The draft decree is issued in accordance with Article 86(I) of Law No 2016-1321 of 7 October 2016 for a Digital Republic, which supplements Heading I of Book III of the Postal and Electronic Communications Code with a new Article L136. The latter provides that proof of identity for the purposes of accessing an online communications service may be submitted by an electronic identification means and that the latter shall be presumed reliable until there is evidence to the contrary, when it meets the requirements of the specifications established by the National Cybersecurity Agency of France. This decree lays down the contents of the specifications and establishes the level of reliability required of the electronic identification means for the purposes of qualifying for the legal presumption of reliability as laid down in Article L136, second paragraph of the Postal and Electronic Communications Code.

9. Brief Statement of Grounds

The draft decree is part of the general strategy to develop and facilitate electronic identification usage in France. Developing electronic identification usage, whether for individuals, businesses or public bodies, is closely linked to the trustworthiness and reliability of the electronic identification offers and solutions available on the market. French legislators have therefore envisaged a mechanism for the legal presumption of reliability, which, together with a repository of the precise technical requirements, will create an environment of trust for users that is conducive to electronic identification usage. The associated draft specifications retain the high assurance level defined by Commission Implementing Regulation (EU) 2015/1502 as the main requirement for the presumption of reliability.

10. Reference Documents - Basic Texts

Reference(s) to basic text(s): – Article 86(I) of Law No 2016-1321 of 7 October 2016 for a Digital Republic.

11. Invocation of the Emergency Procedure

No



12. Grounds for the Emergency

-

13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

-

16. TBT and SPS aspects

TBT aspect

No - the draft is neither a technical provision nor a conformity assessment procedure.

SPS aspect

No - the draft is neither a sanitary nor phytosanitary measure.

European Commission

Contact point Directive (EU) 2015/1535

Fax: +32 229 98043

email: grow-dir83-189-central@ec.europa.eu