



Notification Number: 2017/526/E

PRELIMINARY DRAFT LAW ON CERTAIN ASPECTS OF ELECTRONIC TRUST SERVICES

Date received : 17/11/2017

End of Standstill : 19/02/2018

Message

Message 002

Communication from the Commission - TRIS/(2017) 02973

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2017/0526/E

No abre el plazo - Nezahajuje 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: 201702973.EN)

1. Structured Information Line

MSG 002 IND 2017 0526 E EN 17-11-2017 E NOTIF

2. Member State

E

3. Department Responsible

Subdirección General de Asuntos Industriales, Energéticos, de Transportes, Comunicaciones y Medio Ambiente.

Dirección General de Coordinación del Mercado Interior y Otras Políticas Comunitarias.

Secretaría de Estado de Asuntos Europeos.

Ministerio de Asuntos Exteriores y de Cooperación.

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3. Originating Department



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Secretaría de Estado para la Sociedad de la Información y la Agenda Digital.
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4. Notification Number

2017/0526/E - SERV10

5. Title

PRELIMINARY DRAFT LAW ON CERTAIN ASPECTS OF ELECTRONIC TRUST SERVICES

6. Products Concerned

Electronic trust services, pursuant to Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC

7. Notification Under Another Act

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8. Main Content

The Law on certain aspects of electronic trust services is being adopted to repeal Law 59/2003 of 19 December 2003 on electronic signatures and to supplement Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 28.8.2014). It governs the aspects that the European Regulation leaves to the discretion of the Member States, such as penalties applicable at national level, the legal effects of certain qualified services, the liability and risk forecast system for service providers, verification of the identity and qualifications of applicants for qualified certificates, inclusion of additional requirements at national level for qualified certificates, such as national IDs or maximum periods of validity, and the system for suspending certificates.

9. Brief Statement of Grounds

Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 28.8.2014) has been in force in full since 1 July 2016.

The objective of this draft is to replace Law 59/2003 of 19 December 2003 on electronic signatures, which shall expire since it transposed the repealed Directive, with a new law in line with the aforementioned Regulation. It also aims to eliminate the provisions that are incompatible with the Regulation in order to avoid them appearing legally valid and applicable, and to regulate certain aspects of electronic trust services that the Regulation leaves to Member States' discretion.

10. Reference Documents - Basic Texts

Reference(s) to basic text(s): The basic text is Regulation (EU) No 910/2014.

<http://eur-lex.europa.eu/legal-content/ES/TXT/PDF/?uri=CELEX:32014R0910&from=ES>



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 has no significant impact on international trade.

SPS aspect

No - the draft has no significant impact on international trade.

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

European Commission

Contact point Directive (EU) 2015/1535

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