

## Transport and Communications Agency's request for comments on draft regulation 72 on electronic identification and trusted services

Transport and Communications Agency (Traficom) request for comments on

- Draft regulation Doc. No Traficom/245890/03.04.05.00/2020 electronic identification and trust services (M72B/2022) and
- Explanatory notes to the regulation

Translations in English of draft regulation and explanatory notes can be found in webpage lausuntopalvelu.fi <https://www.lausuntopalvelu.fi/FI/Proposal/List>

This regulation repeals regulation Viestintävirasto 72 A/2018 (Regulation 72A/2018 on Electronic Identification and Trust Services) and issues a new, amended regulation.

- The current regulation on electronic identification and trust services was originally issued 2016 in connection with the entry into force of the EU eIDAS Regulation (EU) 910/2014
- The transition period of the regulation issued in 2016 was extended with an amendment 2018.

### Objective of the regulation and amendment

The specifications made to legal requirements with this Regulation make provisions foreseeable to operators and promote equal competition among operators. The Regulation aims to ensure the information security and interoperability of the services. From the point of view of customers of identification and trust services, regulation ensures information security and the protection of privacy by design.

Technological development, changes in information security threats, the progress in ETSI standards drafted for trust services, market development, application experiences from companies and the experiences of the Finnish Transport and Communications Agency on supervision require regular assessment of and changes to the requirements.

### Changes

Primary changes are compiled in explanatory notes chapter 2.2. The wording of the Regulation has been clarified in places according to implementation practise. The impacts are addressed in further detail in the provision-specific explanations.

The most essential changes are in provisions 6 and 8:

- A requirement to perform a special risk assessment on the identification means will be added to the Regulation. The assessment must evaluate the threats related to various authentication factors and the authentication mechanism separately and the measures in place as protection against these threats.
- Requirements, that identification request itemising data (*'session binding'*) and the name of the relying party, or e-service, must be displayed to the user, will be added to the Regulation. The purpose of the regulation is to ensure even better that the user has the possibility to realize and not authenticate any incorrect or fraudulent identification requests. The change is visible to users but it doesn't require any actions from them.

Reg. no.

TRAFICOM/245890/03.04.05.00/2020

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- Provision 8 contains requirements for communications party authentication in establishing and maintaining a trust relationship. The purpose of the requirements is to ensure that identification events are only relayed to organisations that have been reliably authenticated. The changes have an effect on relying parties, i.e. e-services using identification services (see explanatory notes 4.8.5.5)
- 6 and 12 month transition periods are drafted in provision 24 for new requirements in some cases.

### **Deadline**

Please submit the comments in webservice lausuntopalvelu.fi or send them in an electronic form to Traficom's registry at kirjaamo@traficom.fi by **10<sup>th</sup> December 2021**. Please include reference to reg. no. TRAFICOM/245890/03.04.05.00/2020 in the document.

### **Additional information**

For more information, please contact Chief Specialist Anne Lohtander, tel. +358 295 390 (legal aspects) or Senior Specialist Petteri Ihalainen, tel. + 358 295 390 302 (technical aspects). Email: eidas@traficom.fi

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### Distribution list

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### For information

Ministry of Transport and Communications  
Ministry of Finance (eGov)