

**THE ELECTRONIC IDENTIFICATION AND TRUST SERVICES FOR ELECTRONIC TRANSACTIONS  
REGULATIONS 2016**

**TRANSPOSITION NOTE FOR REGULATION (EU) 910/2014**

Article	Obligation	National provision
16	<p>Member States must lay down rules on penalties applicable to infringements of the Regulations.</p> <p>The penalties provided must be effective, proportionate and dissuasive.</p>	Regulation 3(3), Schedules 1 and 2.
17(1)	<p><u>Obligation 1:</u></p> <p>Member States must designate a supervisory body, established in the Member State, responsible for the supervisory body tasks.</p> <p><u>Obligation 2:</u></p> <p>Supervisory bodies must be given the necessary powers for the exercise of their tasks.</p> <p><u>Obligation 3:</u></p> <p>Supervisory bodies must be given adequate resources for the exercise of their tasks.</p>	<p><u>Obligation 1:</u></p> <p>Regulation 3(1) and (2).</p> <p><u>Obligation 2:</u></p> <p>Regulation 3(1) and (2), Schedules 1 and 2.</p> <p><u>Obligation 3:</u></p> <p>-</p>
25(1)	An electronic signature must not be denied legal effect and admissibility as evidence in legal proceedings solely on the grounds that it is in electronic form.	Schedule 3, paragraph 1
35(1)	An electronic seal must not be denied legal effect and admissibility as evidence in legal proceedings solely on the grounds that it is in electronic form.	Schedule 3, paragraph 1

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41(1)	An electronic time stamp must not be denied legal effect and admissibility as evidence in legal proceedings solely on the grounds that it is in electronic form.	Schedule 3, paragraph 1
43(1)	Data sent and received using an electronic registered delivery service must not be denied legal effect and admissibility as evidence in legal proceedings solely on the grounds that it is in electronic form.	Schedule 3, paragraph 1
46	An electronic document must not be denied legal effect and admissibility as evidence in legal proceedings solely on the grounds that it is in electronic form.	Schedule 3, paragraph 1
51(2)	Qualified certificates issued under Directive 1999/93/EC must be considered as qualified certificates for electronic signatures under this Regulation until they expire.	Regulation 4(2).