

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

CHAPTER III
TRUST SERVICES

SECTION 2

Supervision

Article 17

Supervisory body

^{F1}1

^{F2}2

3 The role of the supervisory body [^{F3}(as assigned to the Information Commissioner by regulation 3 of the Electronic Identification and Trust Services for Electronic Transactions Regulations 2016 (S.I. 2016/696))] shall be the following:

- a to supervise qualified trust service providers established in the [^{F4}United Kingdom] to ensure, through *ex ante* and *ex post* supervisory activities, that those qualified trust service providers and the qualified trust services that they provide meet the requirements laid down in this Regulation;
- b to take action if necessary, in relation to non-qualified trust service providers established in the [^{F5}United Kingdom], through *ex post* supervisory activities, when informed that those non-qualified trust service providers or the trust services they provide allegedly do not meet the requirements laid down in this Regulation.

4 For the purposes of paragraph 3 and subject to the limitations provided therein, the tasks of the supervisory body shall include in particular:

^{F6}a

- b to analyse the conformity assessment reports referred to in Articles 20(1) and 21(1);
- c to inform ^{F7}... the public about breaches of security or loss of integrity in accordance with Article 19(2);

^{F8}d

- e to carry out audits or request a conformity assessment body to perform a conformity assessment of the qualified trust service providers in accordance with Article 20(2);
- f to cooperate with the data protection authorities, in particular, by informing them without undue delay, about the results of audits of qualified trust service providers, where personal data protection rules appear to have been breached;
- g to grant qualified status to trust service providers and to the services they provide and to withdraw this status in accordance with Articles 20 and 21;

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 910/2014 of the European Parliament and of the Council, Article 17. (See end of Document for details)

- h to inform the body responsible for the ^{F9}... trusted list referred to in Article 22(3) about its decisions to grant or to withdraw qualified status, unless that body is also the supervisory body;
- i to verify the existence and correct application of provisions on termination plans in cases where the qualified trust service provider ceases its activities, including how information is kept accessible in accordance with point (h) of Article 24(2);
- j to require that trust service providers remedy any failure to fulfil the requirements laid down in this Regulation.

[^{F105} The Secretary of State may give directions to the supervisory body requiring it to establish, maintain and update a trust infrastructure in accordance with the directions.]

^{F116}

^{F117}

^{F118}

Textual Amendments

- F1** Art. 17(1) omitted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(2)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Art. 17(2) omitted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(2)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 17(3) inserted (31.12.2020) by [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(3)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Art. 17(3)(a) substituted (31.12.2020) by [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(3)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in Art. 17(3)(b) substituted (31.12.2020) by [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(3)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Art. 17(4)(a) omitted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(4)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Words in Art. 17(4)(c) omitted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(4)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F8** Art. 17(4)(d) omitted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(4)(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F9** Word in Art. 17(4)(h) omitted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(4)(d)**; 2020 c. 1, Sch. 5 para. 1(1)
- F10** Art. 17(5) substituted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(5)**; 2020 c. 1, Sch. 5 para. 1(1)
- F11** Art. 17(6)-(8) omitted (31.12.2020) by virtue of [The Electronic Identification and Trust Services for Electronic Transactions \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/89\)](#), reg. 1(2), **Sch. para. 12(6)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EU) No 910/2014 of the European Parliament and of the Council, Article 17.