Electronic Signatures: the approach of the European Union

Directive 1999/93/EC

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Directive 1999/93/EC

Underlying Principles

- technology neutral
- non-discrimination
- party autonomy / contractual freedom
- no harmonization of national civil law
Directive 1999/93/CE

Market access

- No prior authorisation
- Voluntary accreditation
Form Conditions

For:

- Qualified Certificates (Annex I)

- Certification service providers (Annex II)

- Requirements for secure signature-creation devices (Annex III)
Directive 1999/93/EC

Legal Recognition

Electronic Signature

Adv. Electronic Signature

Non discrimination

Fulfil form requirements in National laws
Liability

- Principle of negligence

- Revised burden of proof

- Minimum liability rules
Third country certificates

Non discrimination
Art. 5 (2)

Legal recognition
Article 7

Directive 1999/93/EC
Directive 1999/93/EC

Time-frame

19 January 2000: Entry into force of the directive

19 July 2001: Implementation into national laws

For more Information:
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