

Affiliation Agreement

Digital Mail Authorisation System

DRAFT

1. The Parties to the Agreement:

This Agreement (the "Affiliation Agreement") regarding affiliation to the Digital Mail Authorisation System has been entered into between:

Digital Government Agency (Digg), corporate identity number 202100-6883, (the Providing Authority)

and

[Company name of the Supplier], corporate identity number [xxxxxx-xxxx] (the Supplier)

Together, the Parties.

2. Description of the Scope of the Digital Mail Authorisation System

By entering into an Affiliation Agreement, the Supplier becomes affiliated to the Digital Mail Authorisation System.

Through the affiliation to the Digital Mail Authorisation System, the Supplier obtains a non-exclusive right, as a Mailbox Operator, to offer, in return for remuneration by the Providing Authority, electronic mail delivery services and electronic mailboxes connected to the Digital Mail Infrastructure (My Messages), in accordance with the terms and conditions applicable to the Digital Mail Infrastructure.

3. Background

3.1 Digital Mail Authorisation System

According to the Act (2023:704) on Authorisation Systems for Electronic Identification Services and for Digital Mail, an authority must provide authorisation systems for, inter alia, digital mail services.

An authorisation system as defined by the Act means a system in which:

1. the authority providing the system approves that providers of electronic identification services for individuals or for digital mail may enter into an agreement within the system and enter into agreements with each of the approved providers for the provision of such services;
2. an individual has the right to choose the provider that will perform the services on behalf of the individual; and
3. a public operator may use the services in its activities under contract with the Providing Authority.

According to Ordinance (2023:709) on authorisation systems for electronic identification services and for digital mail, Digg has been designated as the Providing Authority of authorisation systems for digital mail.

3.2 Approval and Entry Into Agreements

It follows from the Act on Authorisation Systems that the Providing Authority shall approve an application to join an authorisation scheme for those providers who meet the requirements for approval.

Once the Providing Authority has approved an application for affiliation, it shall, as soon as possible, enter into an agreement with the Supplier for the provision of the service. Through the signature of the Agreement, the approval loses its effect and the Supplier will transition to being affiliated to the Authorisation System.

Therefore, a provider that terminates, or for any other reason ceases to be affiliated to, the Authorisation System, needs to reapply for approval, if it anew wishes to become affiliated to authorisation systems.

4. Term of the Agreement

The Affiliation Agreement shall enter into force on _____.

The date of entry into force presupposes that both Parties have signed the Affiliation Agreement.

The Affiliation Agreement shall thereafter remain in force until further notice.

The termination and cessation of the Affiliation Agreement are regulated in Annex 1 - General Terms and Conditions for the Digital Mail Authorisation System.

5. Contractual Documents and Order of Interpretation

The Affiliation Agreement and the Supplier's application for affiliation to the Digital Mail Authorisation System constitute the contractual documents.

The Affiliation Agreement includes this document (the 'Main Agreement'), any amendments and additions to the Main Agreement, and the version of Annexes 1 to 3 of the Affiliation Agreement in force at any time:

Annex 1 - General Terms and Conditions for Digital Mail Authorisation Systems

Annex 2 - Remuneration, Calculation and Invoicing

Annex 3 - Technical Specification for Calculation Data

If there are conflicting provisions in the documents constituting the Affiliation Agreement, the provisions of the main agreement shall prevail over those of the Annexes, unless the circumstances clearly require otherwise. The Annexes shall take precedence over each other in the order of their numbering. If the parties have decided on additions or amendments to the

main agreement, these amendments shall take precedence over the provisions of the Main Agreement.

The versions of Annexes 1 to 3 to the Affiliation Agreement in force at any time are available on the website designated by the Providing Authority.

6. Amendments and Additions to the Affiliation Agreement

Amendments and additions to the main agreement may only be made after dialogue between the Parties. The conditions for making amendments and additions to Annexes 1 to 3 of the Affiliation Agreement are regulated in Annex 1 - General Terms and Conditions for Digital Postal Authorisation Systems.

Signature

The Affiliation Agreement has been drawn up in two identical copies, of which each Party has received one.

The Providing Authority

The Supplier

Name
Title

Name
Title

Date

Date