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### Regulations of the Swedish Agency for Digital Government on requirements for provider applications for connection to authorisation systems for electronic identification and digital mail;

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By virtue of Section 6 of the Ordinance (2023:709) on authorisation systems for electronic identification and digital mail services, the Agency for Digital Government issues<sup>1</sup> the following regulations.

#### **Content of the regulations**

**Section 1** These regulations contain provisions on the requirements that must be met in order for a provider's application for connection to authorisation systems to be approved.

All the requirements that apply in order for a provider's application for connection to authorisation systems to be approved shall be published on the Agency for Digital Government's website, <a href="www.digg.se">www.digg.se</a>.

#### **Terms and concepts**

**Section 2** The terms and concepts used in these regulations have the same meaning as in the Act (2023:704) on authorisation systems for electronic identification and digital mail services.

For the purposes of these regulations, the following definitions apply:

- the connection agreement: the agreement concluded by the Agency for
  Digital Government with each of the approved providers on the implementation of electronic identification or digital mail services.
- *authorisation system*: the authorisation systems for electronic identification and digital mail services established by the Agency for Digital Government by virtue of the Act (2023:704) on authorisation systems for electronic identification and digital mail services.
- *authorisation system for digital mail*: the authorisation system for digital mail services established by the Agency for Digital Government.

<sup>&</sup>lt;sup>1</sup> See Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services.

- *authorisation system for electronic identification*: the authorisation system for electronic identification services established by the Agency for Digital Government.
- *mailbox operator*: provider of electronic mail delivery services and electronic mailboxes connected to the digital mail infrastructure.
- *digital mail infrastructure*: the infrastructure shared by public authorities for digital mail from public entities to individuals, provided by the Agency for Digital Government by virtue of the Ordinance (2018:357) on infrastructure shared by public authorities for digital mail.
- The trust framework for Swedish e-identification: the framework based on international standards setting out the requirements to be met in order to ensure the reliability of issued eIDs at specified assurance levels. The framework shall be published on the website of the Agency for Digital Government, <a href="https://www.digg.se">www.digg.se</a>.

### Provider's application for connection to authorisation systems

**Section 3** A provider shall apply to the Agency for Digital Government for connection to authorisation systems.

**Section 4** The application must be written in Swedish and signed by an authorised representative of the provider.

At the request of the Agency for Digital Government, the provider must be able to demonstrate the representative's right to represent the provider concerning the application for connection to the authorisation system.

**Section 5** In the application, the provider shall indicate the following:

- 1. name:
- 2. corporate identity number or equivalent identification number as shown on the registration certificate;
  - 3. postal address; and
  - 4. details of the authorised representative of the provider.

The provider shall also specify their contact person for matters concerning connection to an authorisation system. The provider shall indicate the name, organisation, e-mail address and telephone number of the contact person.

## Requirements for approval of a provider's application for connection to authorisation systems

**Section 6** A provider must be established and registered in a country within the European Economic Area, in accordance with the country's rules on registration, in the register of public limited liability companies, the commercial register or similar register.

At the request of the Agency for Digital Government, the provider shall submit documentation equivalent to a copy of the registration certificate issued by the competent official authority.

The documentation must not be more than two months old, calculated from the date of application.

**Section 7** If several providers join forces and jointly apply for connection to an authorisation system, the provider shall confirm that the collaboration, no later than when the connection agreement is concluded, will have been integrated into a legal person as is required to meet the requirement in Section 6, first paragraph.

The provider shall undertake to submit documentation in accordance with Section 6, second paragraph, at the request of the Agency for Digital Government, no later than when the connection agreement is concluded.

**Section 8** A provider shall meet the legal requirements for registration for taxes and duties in the home country.

At the request of the Agency for Digital Government, the provider shall submit documentation equivalent to a copy of the registration certificate issued by the competent official authority.

The documentation must not be more than two months old, calculated from the date of application.

**Section 9** A provider shall have the necessary economic and financial capacity to fulfil the obligations arising from the connection agreement for at least one year.

**Section 10** A provider meets the requirement in Section 9 by having at least a rating corresponding to low risk from a credit reporting agency.

If the provider cannot be checked by the credit reporting agency commissioned by the Agency for Digital Government, the provider shall, at the request of the Agency for Digital Government, demonstrate that it meets the requirement in Section 9 by submitting, within five working days of the request, documentation equivalent to a certificate from another credit reporting agency or equivalent institution showing that the provider has at least a rating corresponding to low risk.

The documentation must not be more than three months old, calculated from the date of application.

**Section 11** A provider that cannot demonstrate at least a rating corresponding to low risk in accordance with Section 10 shall, at the request of the Agency for Digital Government, provide an explanation for the divergent rating.

If the provider can furnish an acceptable explanation in accordance with the first paragraph, it may nevertheless be deemed to meet the requirement in Section 9.

**Section 12** A provider shall hold valid business and liability insurance or other similar guarantees adapted to the activities of the provider. The insurance or guarantees shall cover any claims for damages caused by the provider or its staff.

The provider shall, at the request of the Agency for Digital Government, submit documentation equivalent to a copy of the insurance policy or similar certificate to demonstrate that the provider meets the requirement in the first paragraph.

**Section 13** A provider shall undertake to conclude a connection agreement without reservation or objection to the content of the connection agreement.

### Providers in the process of being formed

**Section 14** A provider that is a company in the process of being formed shall be deemed to meet the requirements of Sections 6, 8 and 12 if the provider:

- 1. confirms that, no later than when the connection agreement is concluded, it will meet the requirements; and
- 2. undertakes to submit, no later than when the connection agreement is concluded, documentation demonstrating that it meets the requirements when the connection agreement is concluded.

## Special requirements for approval of a provider's application for connection to the Authorisation system for electronic identification

**Section 15** A provider applying for connection to the Authorisation system for electronic identification must be approved by the Agency for Digital Government in accordance with the Swedish e-identification trust framework for the relevant assurance level.

# Special requirements for approval of a provider's application for connection to the Authorisation system for digital mail

**Section 16** A provider applying for connection to the Authorisation system for digital mail shall be connected as a mailbox operator to the digital mail infrastructure.

These regulations enter into force on 5 May 2025.