



# THE PARLIAMENT OF THE CZECH REPUBLIC

## SENATE

### 8<sup>th</sup> TERM

#### 777<sup>th</sup> RESOLUTION

delivered on the 26<sup>th</sup> meeting held on 26<sup>th</sup> October 2012

**on the Proposal for a regulation of the European Parliament and of the Council on electronic identification and credible services for electronic transactions in the internal market /Senate Press no. N 166/08/**

#### The Senate

- I.**
- 1. Supports**  
in general the initiatives aiming for better cross-border recognition of electronic signatures and other means of electronic identification;
  - 2. Is of the opinion**  
that, given the diverse levels of e-Government in individual Member States of the European Union and different national customs in this sector, the objectives of the legislative act could be better achieved by means of a directive;
- II.**
- 1. Assumes also**  
that the current legislation sufficiently allows to sanction those Member States that do not comply with the provisions of the directive and in this way impede the functioning of the directive;
  - 2. Points out**  
to the necessity to preserve the principle of technological neutrality in the proposed legislative act, which will ensure that no technological solution gets priority from the legal point of view;
  - 3. Is convinced**  
that it is not suitable to resolve the issues of technical solution of electronic identification by means of delegated acts; it is necessary to establish these already in the proposed legislative act;
  - 4. Considers as fundamental**  
that citizen's personal data are strictly protected against abuse, while sensitive data, such as those concerning health, must not be accessed in any case through a public portal;
  - 5. Recommends**  
to extend the date of entry into force of the legislative act because of its significant impact on the legal systems of the Member States;
- III.**
- 1. Requests**  
the Government to inform the Senate about the way this position was taken into account and to provide the Senate with information on the further proceeding of negotiations;

**2. Authorises**

the President of the Senate to forward this Resolution to the president of the European Commission.

Milan Štěch  
sign manual  
President of the Senate

Miroslav Škaloud  
sign manual  
Senate Verifier