

OFFICIAL GAZETTE
of the Republic of North Macedonia

Pursuant to Article 75, paragraphs (1) and (2) under the Constitution of the Republic of North Macedonia, the President of the Republic of North Macedonia and the President of the Assembly of the Republic of North Macedonia hereby issue this

DECREE ON PROMULGATION OF THE LAW ON AMENDING THE LAW ON ELECTRONIC DOCUMENTS, ELECTRONIC IDENTIFICATION AND TRUST SERVICES

The Law on Amending the Law on Electronic Documents, Electronic Identification and Trust Services, adopted by the Assembly of the Republic of North Macedonia at its session held on December 27 2019.

No. 08-7132/1
December 27, 2019
Skopje

President of the Republic of
North Macedonia
Stevo Pendarovski, h.s.

President
of the Assembly of the Republic of North Macedonia,
Talat Xhaferi, MA, h.s.

LAW ON AMENDING THE LAW ON ELECTRONIC DOCUMENTS, ELECTRONIC IDENTIFICATION AND TRUST SERVICES

Article 1

In the Law on Electronic Documents, Electronic Identification and Trust Services ("Official Gazette of the Republic of North Macedonia" No. 101/19), in Article 7 after paragraph (2), two new paragraphs (3) and (4) are added, and it shall read as follows:

(3) Electronic documents contain mandatory elements.

(4) The mandatory elements of the electronic documents shall be prescribed by the Minister of Information Society and Administration with a rulebook.

Article 2

Article 20 shall be amended and it shall read as follows:

„ (1) The Ministry of Information Society and Administration may register in the Register of trust service providers and electronic identification schemes foreign legal entities registered as trust service providers or issuers of electronic identification schemes at the European Union level or in a member state of the union;

(2) The Ministry of Information Society and Administration may also register in the Register electronic identification schemes corresponding to a high-level security, if that scheme is used by a member state of the European Union.

(3) The Ministry of Information Society and Administration may register in the Register of trust services providers and electronic identification schemes foreign legal entities registered as providers of trust services or as issuers of electronic identification schemes in another country that is not a member state of the European Union, on the basis of a previously concluded agreement which establishes reciprocity of the electronic identification schemes and / or the providers of trust services between the Republic of North Macedonia and the state in which the legal entity is registered“.

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Article 3

In article 56, after paragraph (1) a new paragraph (2) shall be added and it shall read as follows:
„ (2) A Qualified Certificate of Authenticity of Websites Issued by a Qualified Trust Service Provider Registered in the European Union or in a Member State of the Union is recognized as having been issued by a domestic legal entity “.

Article 4

Article 74 shall be amended and it shall read as follows:

„ (1) Electronic signatures, electronic seals and electronic time stamps issued until the day of commencement of the application of this Law in accordance with the Law on Electronic Data Form and Electronic Signature, continue to be valid until the expiration of their validity.
(2) The legal entities that perform activity until the day of starting the application of this Law in accordance with the Law on Electronic Data Form and Electronic Signature, with the entry into force of this Law will continue to issue electronic signatures and will provide services in accordance with the Law on Data in electronic form and electronic signature “.

Article 5

In article 75, paragraphs (1) and (2) shall be amended and it shall read as follows:

„ (1) The providers of trust service, i.e., the issuers of certificates that perform activity on the basis of the Law on Electronic Data Form and Electronic Signature are obliged to harmonize their operation with the provisions of this Law no later than September 1, 2020.
(2) In the period until harmonization with the provisions of this Law, the providers of trust service referred to in paragraph (1) of this Article, i.e., the issuers of certificates shall provide the services for issuance of certificates for electronic signatures, electronic seals and time stamps in accordance with the Law on Electronic Data Form and Electronic Signature “.

Article 6

In article 78 the words: „ and shall start to be applied within one year from the day of adoption of the bylaws determined by this Law “shall be replaced by the words: „ shall start to be applied from September 01, 2020, except as provided in Chapter II. Electronic document, which shall start to be applied from December 20, 2019 “.

Article 7

The Rulebook determined by Article 1 of this Law shall be adopted no later than the day this Law enters into force.

Article 8

This Law shall enter into force on the day following that of its publication in the Official Gazette of the Republic of North Macedonia.