

9 January 2024

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**Council for Trade in Services**

Original: English

**NOTIFICATION PURSUANT TO ARTICLE III:3 OF THE  
GENERAL AGREEMENT ON TRADE IN SERVICES**

The following notification from the delegation of Ukraine, dated 14 December 2023, is being circulated to Members of the Council for Trade in Services.

**1 MEMBER NOTIFYING:**

Ukraine

**2 NOTIFICATION UNDER:**

Article III:3 of the General Agreement on Trade in Services

**3 DATE OF ENTRY INTO FORCE:**

31 December 2023

**3.1 Duration:**

Indefinite

**4 AGENCY RESPONSIBLE FOR ENFORCEMENT OF THE MEASURE:**

Ministry of Digital Transformation of Ukraine

**5 DESCRIPTION OF THE MEASURE:***Full title of the Law:*

The Law of Ukraine No. 2801-IX "On Amendments to Certain Legislative Acts of Ukraine to Ensure the Conclusion of the Agreement between Ukraine and the European Union on Mutual Recognition of Qualified Electronic Trust Services and Implementation of the European Union Legislation in the Field of Electronic Identification" of 01 December 2022.

*Brief summary of the content with a focus on potential effect on services trade:*

The Law aims to Ukraine's integration into the European Union's Digital Single Market and to approximate the provisions of national legislation in the field of electronic identification and electronic trust services to EU legislation.

The Law contributes to the improvement of state regulation in the field of electronic identification and electronic trust services, in particular, by revising and clarifying the provisions of the Law of Ukraine "On Electronic Trust Services" in terms of:

- supplementing with provisions on establishing the peculiarities of state regulation in the field of electronic identification, as well as the recognition of foreign schemes and means of electronic identification;

- determining the list of qualified electronic trust services, occasions of their mandatory use, as well as clarifying the procedures related to the provision of qualified electronic trust services;
- ensuring the possibility of distant identification of a person who has applied for the service of generating a qualified public key certificate;
- establishing requirements for an advanced electronic signature and seal;
- clarification of requirements for means of a qualified electronic signature or seal;
- ensuring the possibility of replacing the provider of electronic trust services by mutual agreement of the parties or in case of succession in order to ensure the continuous provision of qualified electronic trust services;
- the use of pseudonyms in the field of electronic identification and electronic trust services;
- clarification of the responsibilities of public authorities that carry out state regulation in the field of electronic identification and electronic trust services;
- supplementing the terminology.

**6 MEMBERS SPECIFICALLY AFFECTED, IF ANY:**

None

**7 TEXTS AVAILABLE FROM:**

Official website: <https://zakon.rada.gov.ua/laws/show/2801-20#Text> (available in Ukrainian)

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