

# EnCaViBS

## WP 2: The NIS Directive and its transposition into national law.

Member State:

**The Netherlands**

**Decision concerning the allocation of the CSIRT for digital services and determining the implementation of the Network and Information Systems Act and the Network and Information Systems Security Decree**

### Important notice:

This text is an unofficial translation conducted at the SnT/ University of Luxembourg in the framework of the research project EnCaViBS.

The original legal acts which Member States notified to the European Commission as national execution measures were retrieved from official national databases. In order to focus on the core of the research project, only selected transpositions have been translated.

The translations only serve the purpose of being an information resource; there is no guarantee whatsoever that the translations correctly correspond to the original versions of the laws. Therefore, evidently, the texts have no legal value. The original, as well as the translated version of the legal acts, are available at [www.encavibs.uni.lu](http://www.encavibs.uni.lu), where additional information on the research project may be found.

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C18/IS/12639666/EnCaViBS/Cole,  
<https://www.fnr.lu/projects/the-eu-nis-directive-enhancing-cybersecurity-across-vital-business-sectors-encavibs/>.

## Member State: Netherlands

### Decision concerning the allocation of the CSIRT for digital services and determining the implementation of the Network and Information Systems Act and the Network and Information Systems Security Decree

Applicable as of 01-01-2019 up to and including the present date

Decision dated 30 October 2018, concerning the allocation of the CSIRT for digital services and the date the Network and Information Systems Security Decree will come into effect

We, Willem-Alexander, by the grace of God, King of The Netherlands, Prince of Oranje-Nassau, etc.

On the recommendation of Our Minister of Justice and Security dated 24 October 2018, no. 2392132, at the department of Legislation and Legal affairs, made in agreement with Our Minister of Economic Affairs and the Climate Policy;

Within the context of directive (EU) 2016/1148, implementing regulation (EU) 2018/151, articles 4, paragraph two, section b, and 35 of the Network and Information Systems Act and article 8 of the Network and Information Systems Decree;

We have approved and understand:

#### Article 1

Our Minister of Economic Affairs and Climate Policy is the CSIRT for digital services as referred to in article 4, paragraph two, section b of the Network and Information Systems Act.

#### Article 2

**1** As of 9 November 2018, the following will come into effect:

- a.** the Network and Information Systems Act, with the exception of articles 4, paragraph two, section b and paragraph four, 13, paragraph one, section a, 14, 17, paragraph three, 19, paragraphs one, four and paragraph five, section b to the extent that this section relates to the CSIRT for digital services and 21;
- b.** the Network and Information Systems Decree, with the exception of article 6, paragraph three.

**2** As of 1 January 2019, the following will come into effect:

- a.** article 1;
- b.** the articles 4, paragraph two, section b and paragraph four, 13, paragraph one, section a, 14, 17, paragraph three, 19, paragraphs one and four, and paragraph five, section b, to the extent it relates to the CSIRT for digital services and 21 of the Network and Information Systems Act;
- c.** article 6, paragraph three, of the Network and Information Systems Decree.

Our Minister of Justice and Security is instructed to implement this decree, which will be featured in the Official Gazette together with the accompanying explanatory memorandum.

Wassenaar, 30 October 2018

Willem-Alexander

The Minister of Justice and Security,  
F.B.J. Grapperhaus

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