

## **PKI Disclosure Statement**

### **eIDAS conform Qualified Certificates for Electronic Signature**

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## Introduction

This document is the PKI Disclosure Statement herein after referred to as the PDS. This PDS is an informational document which aims to provide information about PKI services.

The PDS does not substitute or replace the Certificate Policy/Certification Practice Statement (CP/CPS) under which digital certificates issued by Trans Sped, as Trust Service Provider – according to eIDAS Regulation and ETSI Standards, are issued. You must read the relevant CP/CPS at [www.transsped.ro/repository](http://www.transsped.ro/repository) before you apply or rely on a Certificate issued by Trans Sped.

This document is not intended to create contractual relationships between Trans Sped and any other person. Any person seeking to rely on Certificates or participate with the Trans Sped PKI must do so pursuant to definitive contractual documentation. This document is intended for use only in connection with Trans Sped and its business.

The PDS includes specific requirements for serviced provided for EU and USA citizens, without geographical restrictions.

### 1. Trust Service Provider contact details

Name	TRANS SPED S.R.L.
Head office	38 Despot Voda Street, 2 <sup>nd</sup> District, 020656, Bucharest, Romania
Website	<a href="http://www.transsped.ro">www.transsped.ro</a>
Phone number	+40 (021) 210.87.00 +40 (021) 210.87.02
Email	<a href="mailto:office@transsped.ro">office@transsped.ro</a>
Request for certificate revocation	<a href="mailto:support@transsped.ro">support@transsped.ro</a> <a href="mailto:support.cloudsignatures@transsped.ro">support.cloudsignatures@transsped.ro</a>

### 2. Certificate type, validation procedures and usage

Trans Sped issue certificates for the following Trust Services:

- qualified for electronic signatures
- qualified electronic seals
- qualified time stamps

Trans Sped issues Certificates for natural persons and legal persons. In case of Certificates issued to legal persons the authorized representative natural person or a trustee authorized by the representative need to act on behalf of the legal person.

The private keys belonging to the end-user Certificates issued by Trans Sped based on the present service can be used only for electronic signature creation, with the Certificates the electronic signature creator can verify the authenticity of the documents signed by him.

OID	1.3.6.1.4.1.39965.1.1.1
	1.3.6.1.4.1.39965.2.1.1
	1.3.6.1.4.1.39965.2.1.3
	1.3.6.1.4.1.39965.4.1.1

### 3. Reliance limits

Trans Sped logs its activities, protects the intactness and authenticity of log entries, moreover retains (archives) log data over the long term in the interest of allowing for the establishing, documenting, and evidencing of financial accountability, its proprietary liability related to damage it causes, as well as that of damage compensation due to it for damage it suffers.

Trans Sped preserves the archived data for the time periods below:

- Certification Practice Statement: 10 years after the repeal;
- All electronic and / or paper-based information relating to Certificates for at least:
  - 10 years after the validity expiration of the Certificate;
  - Until the completion of the dispute concerning the electronic signature generated with the certificate;

### 4. Obligations of subscribers

The subscribers are responsible to act in accordance with the contractual terms and regulations for the provisioning of Trans Sped Qualified Trust Services. The obligations of the Subscriber are detailed in the Certificate Policy and Certification Practice Statement, the service agreement and the standard policy conditions and other documents forming an integral part with it.

The Subscriber is responsible for:

- the authentication, accuracy and validity of the data provided during registration;
- the verification of the data indicated in the Certificate;
- to provide immediate information on the changes of its data;
- using its Electronic signature creation device, private key and Certificate according the regulations;
- the secure management of its private key and activation code;
- the secure management of the Electronic signature creation device;
-

- the correct and secure usage of the service in case of Server-Based Signature Service;
- for the immediate notification and for full information of Trans Sped in cases of dispute;
- to generally comply with its obligations.

### **Subject obligations**

The Subject shall:

- read carefully the Certification Practice Statement before using the service;
- completely provide the data required by Trans Sped necessary for using the service and to provide truthful data;
- if the Subject becomes aware of the fact that the necessary data supplied for using the service - especially data indicated in the certificate have changed, it is obliged to immediately:
  - notify Trans Sped in writing,
  - request the suspension or revocation of the Certificate and
  - terminate the usage of the Certificate;
- use the service solely for the purposes allowed or not proscribed by legal regulations, according to the cited regulations and documents;
- ensure that no unauthorized individuals have access to data and tools (passwords, secret codes, signature-creation devices) necessary for using the service;
- notify Trans Sped in writing and without delay in case a legal dispute starts in connection with any of the electronic signature or the Certificates associated with the service;
- cooperate with Trans Sped in order to validate the data necessary for issuing certificates, and to do everything they can to allow the soonest possible completion of such verification;
- in case a Subject's private key, Electronic signature creation device or the secret codes necessary for activating the device end up in unauthorized hands or are destroyed, the Subject is obliged to report this fact to Trans Sped promptly and in writing, and will also be obliged to initiate the suspension and/or revoking of the Certificates and terminating the usage of the Certificate;
- the Subject shall answer to the requests of Trans Sped as soon as possible in case of key compromise or the suspicion of illegal use arises;
- acknowledge that the Subscriber is entitled to request the revocation and/or suspension of the Certificate;
- acknowledge that Trans Sped issues Certificates in the manner specified in the Certification Practice Statement, upon the completion of the validation steps described therein;
- acknowledge that Trans Sped only displays data that are corresponding to reality in issued Certificates. Accordingly, Trans Sped validates data to be entered in Certificates according to the Certification Practice Statement;
- acknowledge that Trans Sped revokes the issued Certificate in case it becomes aware that the data indicated in the Certificate do not correspond to the reality or the private key is not in the sole possession or usage of the Subject and in this case, the Subject is bound to terminate the usage of the Certificate;

- acknowledge that Trans Sped has the right to suspend, and revoke Certificates if the Subscriber fails to pay the fees of the services by the deadline;
- in case of requesting an Organizational Certificate, acknowledge that Trans Sped will issue the Certificate solely in the case of the consent of the Represented Organization;
- in case of requesting an Organizational Certificate, acknowledge that the Represented Organization has the right to request the revocation of the Certificate;
- acknowledge that Trans Sped has the right to suspend and revoke Certificate if the Subscriber violates the service agreement or Trans Sped becomes aware that the Certificate was used for an illegal activity.

## 5. Certificate status checking obligations of relying parties

The Relying Parties decide based on their discretion and/or their policies about the way of accepting and using the Certificate . During the verification of the validity for keeping the security level guaranteed by Trans Sped it is necessary for the Relying Party to act with caution, so it is particularly recommended to:

- comply with the requirements, regulations defined in the Certificate Policy and the corresponding Certification Practice Statement;
- use reliable IT environment and applications;
- verify the the Certificate revocation status based on the current CRL or OCSP response;
- take into consideration every restriction in relation to the Certificate usage which is included in the Certificate, in the Certificate Policy and the Certification Practice Statement.

## 6. Limited warranty and disclaimer/Limitations of liability

- Trans Sped is not responsible for damages that arise from the Relying Party failing to proceed as recommended according to effective legal regulations and Trans Sped's regulations in the course of validating and using certificates, moreover its failing to proceed as may be expected in the situation.
- Trans Sped shall only be liable for contractual and non-contractual damages connected to its services in relation to third parties with respect to provable damages that occur solely on account of the chargeable violation of its obligations.
- Trans Sped is not liable for damages that result from its inability to tend to its information provision and other communication related obligations due to the operational malfunction of the Internet or one of its components because of some kind of external incident beyond its control.
- Trans Sped engages in data comparison with an authentic database, before issuing a Subject's Certificate. Trans Sped will not assume any liability for damages arising out of the inaccuracy of information provided by such authentic databases.

- Trans Sped assumes liability solely for providing the services in accordance with the provisions of this Certification Practice Statement, as well as the documents to which reference is cited herein (Certification Policies, standards, recommendations), moreover with its proprietary internal regulations.

Trans Sped limits its liability as a Trust Service Provider to that provided by the eIDAS Regulation.

## 7. Applicable agreements, CPS, CP

All documents regarding the certificates issuance, applicable CPS and CP are publicly available and downloadable from the URL <https://www.transsped.ro/repository/>

## 8. Privacy policy

The applied privacy policy is public and downloadable from the [www.transsped.ro/repository](http://www.transsped.ro/repository). Trans Sped treats Client`s data according to legal regulations and in compliance with Regulation (EU) 2016/679 regarding general data protection.

## 9. Refund policy

The termination of the service agreement does not affect the fees paid by the *Subscriber*. Trans Sped does not issue refunds on fees that have already been paid, unless the service agreement expires due to Trans Sped`s fault, or if Trans Sped explicitly allows for this – for example in case of several packages.

## 10. Applicable law, complaints and dispute resolution

Trans Sped aims for the peaceful and negotiated settlement of the disputes arising from its operation. The settlement follows the principle of gradual approach.

Trans Sped and the Client mutually agree that in the case of any disputed issue or complaint arising whatsoever, they will attempt amicable consultation through negotiation before taking the dispute to legal channels. The initiating party will be obliged to notify every other affected party promptly and to inform them fully concerning all of the case`s implications.

Questions, objections, and complaints related to the activity of Trans Sped or the use of issued Certificates shall be addressed to the office in written form.

Trans Sped notifies submitting parties at the address they specify about having received a submission and the time required for investigation, within 3 business days calculated as of receiving a submission. Trans Sped is obliged to issue a written response to the submitter within the specified time limit. Trans Sped may request the provision of information required for giving a response from the submitter. Trans Sped investigates complaints within 30 days, and notifies submitters about the results thereof.

Should a submitter find the response inadequate or if the dispute which had arisen can not be settled based on it without getting Trans Sped involved, the submitter may initiate consultation with Trans Sped and the Relying Parties. All participants of such consultation shall be given written notice regarding the date of consultation 10 business days in advance thereof and the submission, Trans Sped's response, as well as any documents containing other required information shall be sent to them in writing.

Should consultation fail to achieve a result within 30 business days calculated as of a complaint being submitted, the submitter may file a lawsuit with respect to the issue. The Relying Parties shall subject themselves to the sole jurisdiction of the Court of Bucharest.

Trans Sped at all times operates in accordance with the Romanian legislation in force. The Romanian law is the proper law of Trans Sped contracts, regulations, and their execution, and they are to be construed by the Romanian law.

## 11. TSP and repository licenses, trust marks and audit

### Trans Sped repository

Trans Sped repository is available at <https://www.transsped.ro/repository/>

### List of Romanian trust services providers

- ✚ <https://webgate.ec.europa.eu/tl-browser/#/tl/RO>
- ✚ <https://www.comunicatii.gov.ro/semnatura-electronica/>
- ✚ <https://www.comunicatii.gov.ro/wp-content/uploads/2019/09/TrustedList-05092019.pdf>

### Safe-biopharma trusted list

- [https://www.safe-biopharma.org/SAFE\\_Trust\\_Lists.html](https://www.safe-biopharma.org/SAFE_Trust_Lists.html)



## Accreditations and certifications

In providing reliable services, Trans Sped holds several accreditations and certifications. These include:

- **eIDAS accreditation**

In accordance with the provisions of “Regulation (EU) No. 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and reliable services for electronic transactions on the internal market and repealing Directive 1999/93 / EC ”(in short the eIDAS Regulation), the providers of reliable services must to be audited every two years by an audit firm accredited at European level, thus verifying the conformity of the services provided with the requirements of eIDAS and of the technical standards ETSI.

Trans Sped is the first provider in Romania to successfully carry out such an audit, the qualified certificates and the qualified temporary marks issued are recognized in all EU countries.

- **U.S. cross-certification Federal Bridge**

Trans Sped has achieved the most important implementation of certification solutions for a Romanian organization on the competitive US market, with Trans Sped certificates becoming an integral part of the applications offered by Science Applications International Corporation - SAIC ([www.saic.com](http://www.saic.com)).

The recognition of the quality of Trans Sped's services and technologies is due to the fact that its authority has been cross-certified with the Federal Bridge of US, which confers the electronic signature certificates issued by it to be accepted in relation to all US government institutions.

- **ISO 9001**

By obtaining the ISO 9001 Trans Sped certification, it certifies the development, implementation and improvement of quality management systems. The standard has been implemented since 2004 and is identified by the trust our clients have in the products provided by us.

The ISO 9001 certification proves that Trans Sped assumes the following objectives:

- ❖ The prices of the products and services always reflect the quality offered to its customers;
- ❖ Permanently improves the quality of services and products offered;
- ❖ Periodically checks and improves the processes used;
- ❖ It has the necessary technology to ensure the clients the quality of the services provided.

- **ISO 27001**

The certification of ISO 27001 "Information Security Management Systems" was a priority for Trans Sped, being obtained in 2008, in order to guarantee our clients maximum security for the collection of data obtained from clients and to comply with the norms in the field. The Trans Sped policy contains the information necessary to identify the way of applying the "Information Security Management System", thus giving customers confidence and keeping up with the latest technologies in the field. We allocate efficiently and permanently all the resources necessary to maintain the high level of security for all the products and services offered.

- **ISO 14001**

Since 2011 Trans Sped has become a "Green" organization that reduces the impact on the environment. The certification for ISO 14001 Standard - "Environmental Management System" ensures that:

- Its environmental performance periodically improves.
- Comply with international environmental requirements.
- Improves internal procedures to ensure minimal environmental impact.
- Collaborates with companies and institutions that in turn have ISO 14001 certification.
- Management is involved in finding new solutions that reduce the impact on the environment.
- Employees follow the procedures that help reduce the environmental impact.

- **OHSAS 18001**

The standard "Occupational Health and Safety Management" is a complement to ISO 9001 "Quality Management" and ISO 14001 "Environmental Management System".

The certification we obtained in 2011 and focuses on continuous improvement integrating the company's processes in the loop Plan, Do, Check, Act.