

NIS2 AND TELECOMS

CASE STUDY OF THE POLISH LAW PROPOSAL



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INCIDENT REPORTING

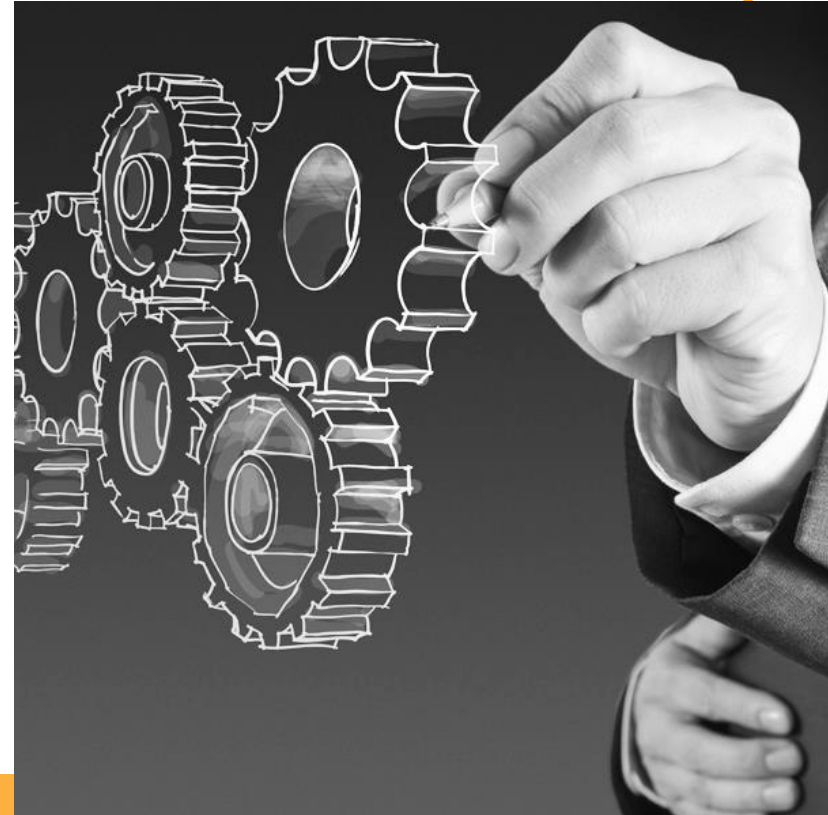
Technical issue or... crucial one?

~~thresholds for reporting~~

~~means of reporting~~

~~incident prevention & security audits~~

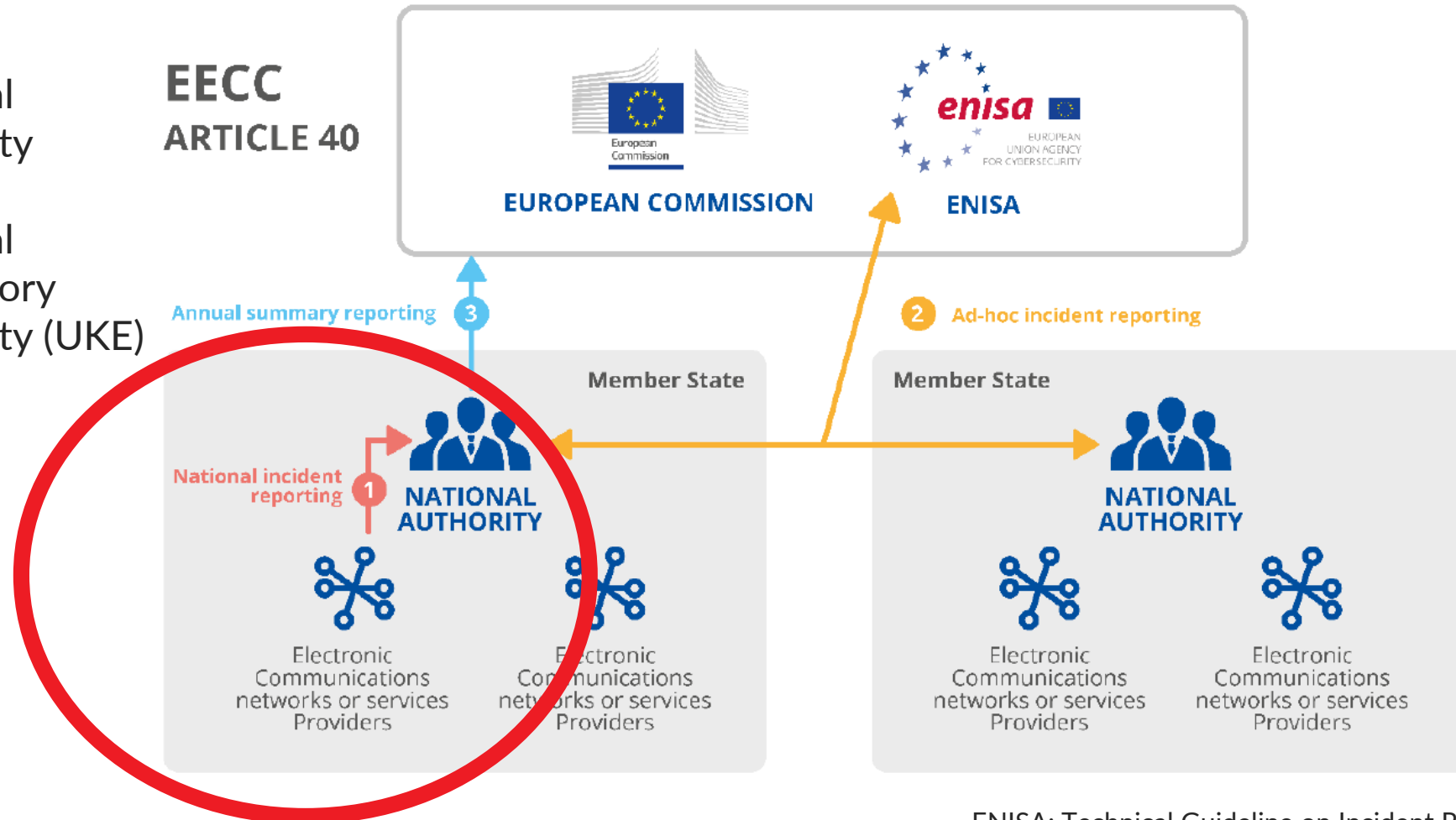
~~other issues i.e. informing the public etc.~~



INCIDENT REPORTING IN EECC

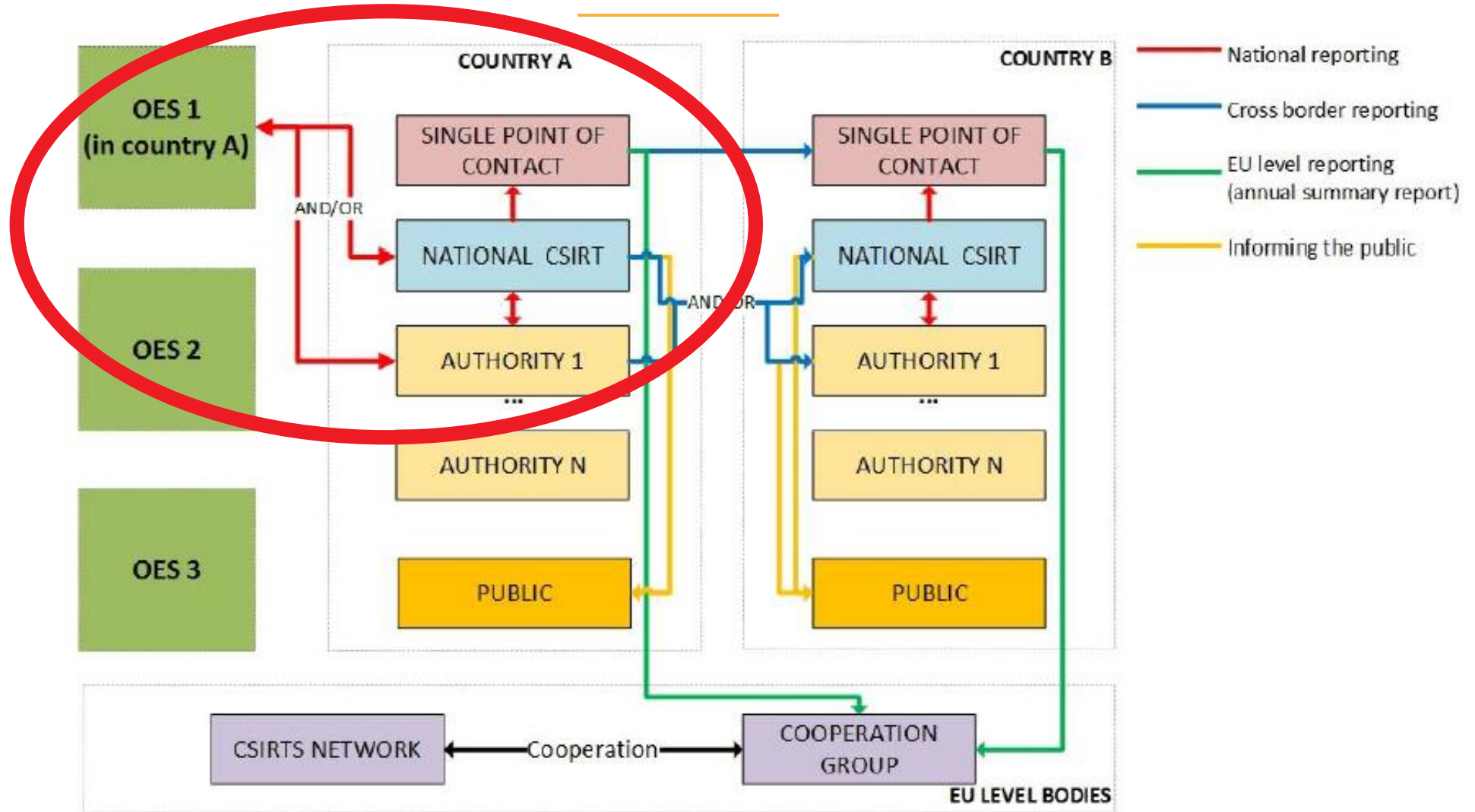
Figure 1: Three types of incident reporting in Article 40

PL:
National
Authority
=
National
Regulatory
Authority (UKE)

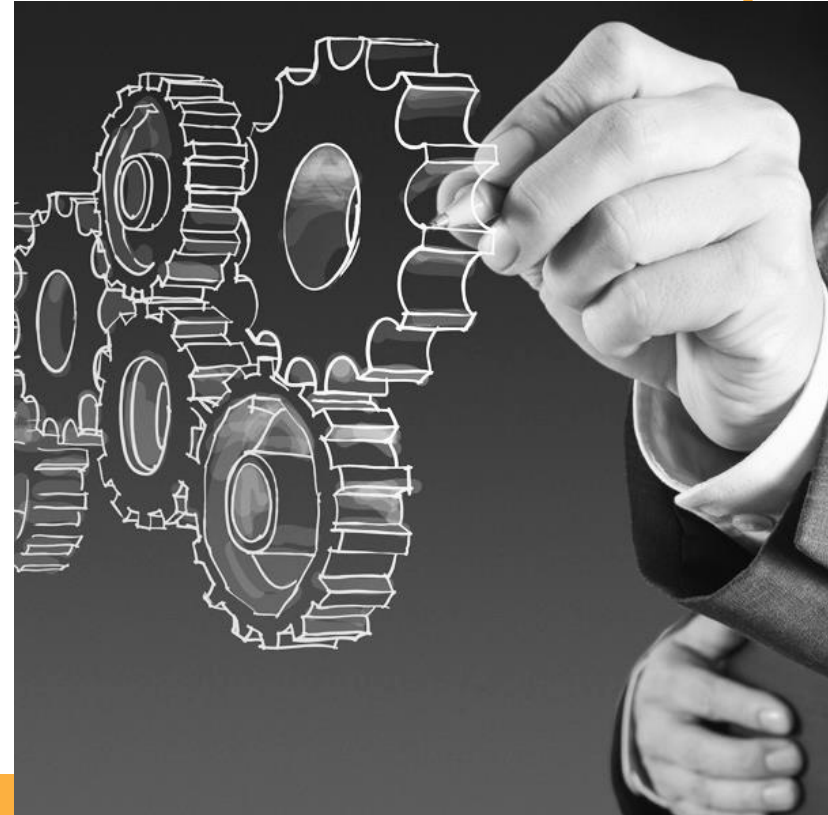
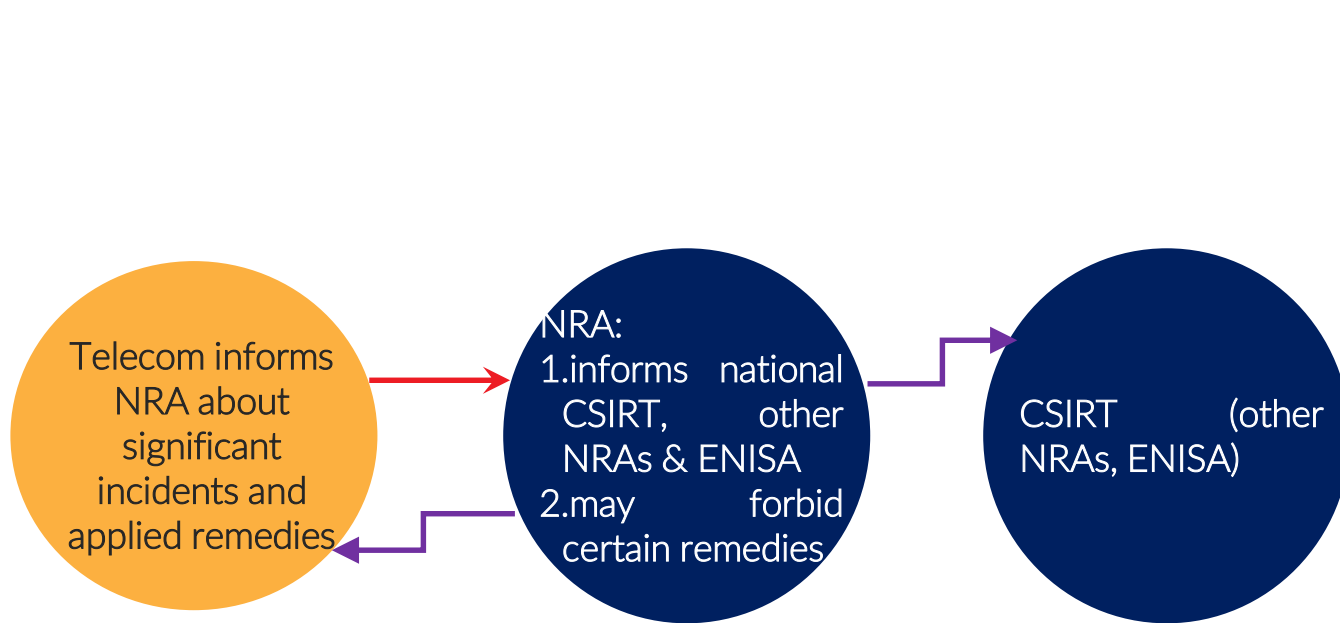


ENISA: Technical Guideline on Incident Reporting under EECC

INCIDENT REPORTING IN NISD (OES)



PL NOW: INCIDENT REPORTING AND RESPONSE (within the country)



NIS2 AND TELECOMS

- Telecoms, regardless of their size
(in PL: formally 4 124 entities, practically
~2000 entities, incl. local ISPs i.e. SMEs)

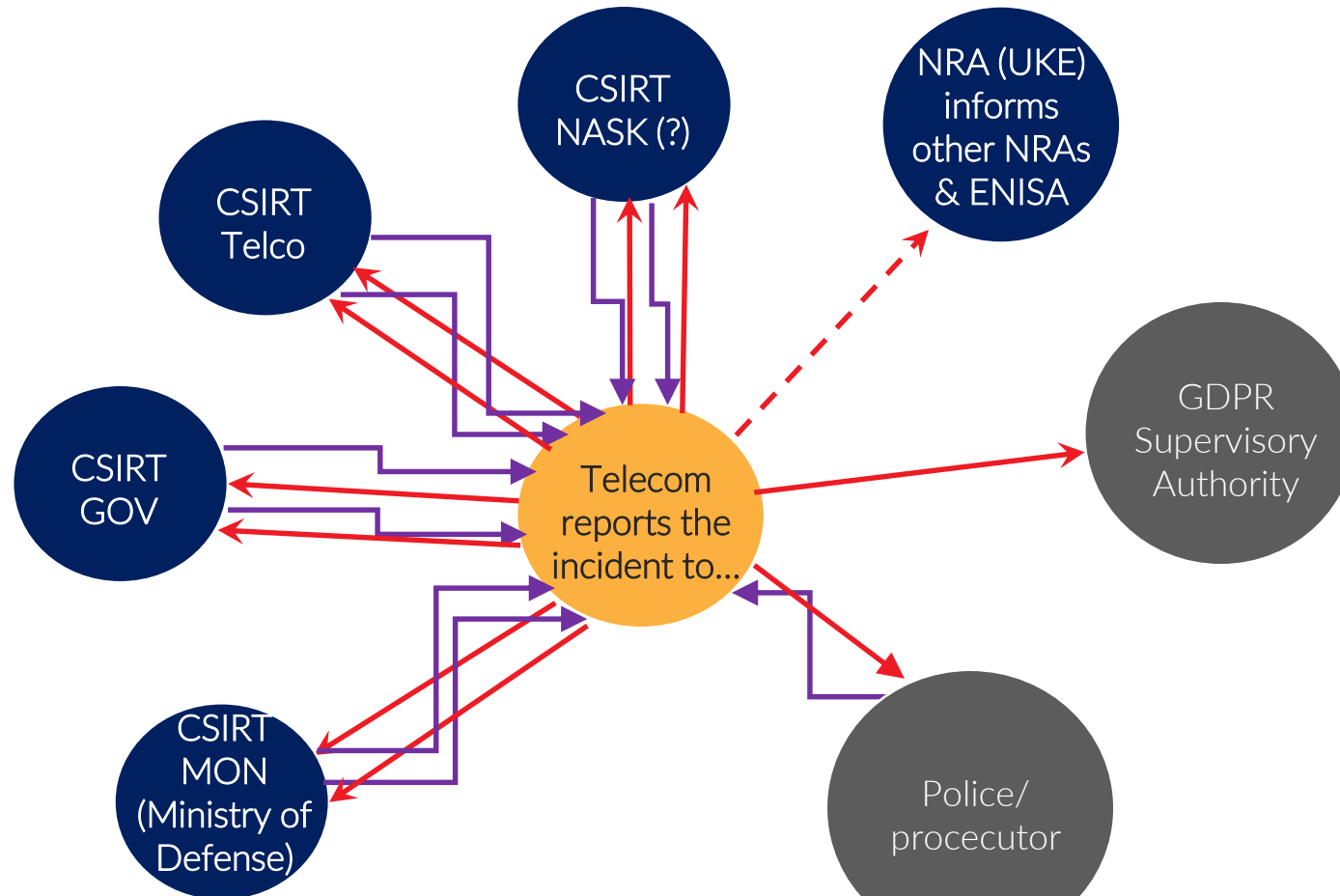
...and more...

- draft directive on the resilience of critical entities
- regulation 611/2013 on the measures applicable to the notification of personal data breaches under directive 2002/58/EC on privacy and electronic communications
- directive 2013/40/EU on attacks against information systems



5G TOOLBOX OR EARLY NIS2 „IMPLEMENTATION”?

- New draft Electronic Communications Law Act and Introductory Regulations to this draft act
Case study: significant personal data breach



TIME FOR MORE UNIFIED RULES?

Other possible solutions

- „single point of contact” for telecoms
- *Article 7 (2) of the directive on the resilience of critical entities*
2. In respect of the entities in the sectors referred to in points 3 and 4 of the Annex identified pursuant to paragraph 1, Member States shall ensure that, for the purposes of the application of Article 8(1), the authorities designated as competent authorities are the competent authorities designated pursuant to Article 41 of [DORA Regulation].





THANK YOU FOR YOUR ATTENTION

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