



Basic information	
<b>2007/0291(COD)</b> COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
European Network and Information Security Agency (ENISA): duration	
Amending Regulation (EC) No 460/2004 <a href="#">2003/0032(COD)</a>	
<b>Subject</b> 8.40.08 Agencies and bodies of the EU	

Key players			
European Parliament	<b>Committee responsible</b>		<b>Rapporteur</b>
	<div>ITRE</div> Industry, Research and Energy		NIEBLER Angelika (PPE-DE)
	<b>Committee for opinion</b>		<b>Rapporteur for opinion</b>
	<div>LIBE</div> Civil Liberties, Justice and Home Affairs		The committee decided not to give an opinion.
Council of the European Union	<b>Council configuration</b>	<b>Meetings</b>	<b>Date</b>
	General Affairs	2888	2008-09-15
	Transport, Telecommunications and Energy	2877	2008-06-12
European Commission	<b>Commission DG</b>		<b>Commissioner</b>
	Communications Networks, Content and Technology		REDING Viviane

Key events			
Date	Event	Reference	Summary
20/12/2007	Legislative proposal published	COM(2007)0861 	Summary
15/01/2008	Committee referral announced in Parliament, 1st reading		
05/06/2008	Vote in committee, 1st reading		Summary
09/06/2008	Committee report tabled for plenary, 1st reading	A6-0245/2008	
12/06/2008	Debate in Council		Summary
17/06/2008	Decision by Parliament, 1st reading	T6-0263/2008	Summary

17/06/2008	Results of vote in Parliament		
15/09/2008	Act adopted by Council after Parliament's 1st reading		
24/09/2008	Final act signed		
24/09/2008	End of procedure in Parliament		
31/10/2008	Final act published in Official Journal		

#### Technical information

<b>Procedure reference</b>	2007/0291(COD)
<b>Procedure type</b>	COD - Ordinary legislative procedure (ex-codecision procedure)
<b>Procedure subtype</b>	Legislation
<b>Legislative instrument</b>	Regulation
<b>Amendments and repeals</b>	Amending Regulation (EC) No 460/2004 <a href="#">2003/0032(COD)</a>
<b>Legal basis</b>	EC Treaty (after Amsterdam) EC 095
<b>Stage reached in procedure</b>	Procedure completed
<b>Committee dossier</b>	ITRE/6/57798

#### Documentation gateway



##### European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		<a href="#">PE406.067</a>	14/05/2008	
Amendments tabled in committee		<a href="#">PE407.675</a>	30/05/2008	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A6-0245/2008</a>	09/06/2008	
Text adopted by Parliament, 1st reading/single reading		<a href="#">T6-0263/2008</a>	17/06/2008	<a href="#">Summary</a>

##### Council of the EU

Document type	Reference	Date	Summary
Draft final act	<a href="#">03643/2008/LEX</a>	24/09/2008	

##### European Commission

Document type	Reference	Date	Summary
Document attached to the procedure	<a href="#">COM(2007)0285</a> 	01/06/2007	
Legislative proposal	<a href="#">COM(2007)0861</a> 	20/12/2007	<a href="#">Summary</a>
Commission response to text adopted in plenary	<a href="#">SP(2008)4439</a>	16/07/2008	

Other institutions and bodies				
Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	<a href="#">CES0272/2008</a>	13/02/2008	

Additional information		
Source	Document	Date
National parliaments	<a href="#">IPEX</a>	
European Commission	<a href="#">EUR-Lex</a>	

Final act
<a href="#">Regulation 2008/1007</a> <a href="#">OJ L 293 31.10.2008, p. 0001</a> <span style="float: right;"><a href="#">Summary</a></span>

## European Network and Information Security Agency (ENISA): duration

2007/0291(COD) - 24/09/2008 - Final act

**PURPOSE:** to amend Regulation (EC) No 460/2004 establishing the European Network and Information Security Agency with a view to extending the duration of its mandate.

**LEGISLATIVE ACT:** Regulation (EC) No 1007/2008 of the European Parliament and of the Council amending Regulation (EC) No 460/2004 establishing the European Network and Information Security Agency as regards its duration.

**CONTENT:** in order to enhance the capability of the Community, the Member States and, as a consequence, the business community to prevent, address and respond to network and information security problems, the European Network and Information Security Agency (ENISA) was established in 2004 for a period of five years.

The Agency was set up with the main purpose of “ensuring a high and effective level of network and information security within the Community and in order to develop a culture of network and information security for the benefit of the citizens, consumers, enterprises and public sector organisations of the European Union, thus contributing to the smooth functioning of the internal market.”

Since the mandate of the Agency will expire on 13 March 2009 and in order to ensure consistency and continuity, it is necessary to adopt an extension which will enable further discussion about the Agency, reflecting the results of the Agency evaluation process, the Management Board recommendations and the ongoing review of the regulatory framework for electronic communications networks and services.

This extension will also allow further reflection on the general direction of the European efforts towards an increased network and information security.

The duration of the Agency should therefore be extended until **13 March 2012** instead of 13 March 2009.

**ENTRY INTO FORCE:** 1 November 2008.

## European Network and Information Security Agency (ENISA): duration

2007/0291(COD) - 17/06/2008 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted, by 581 votes to 17 and 30 abstentions, a legislative resolution making some amendments to the proposal for a regulation of the European Parliament and of the Council amending Regulation (EC) No 460/2004 establishing the European Network and Information Security Agency as regards its duration. The report had been tabled for consideration in plenary by Angelika **NIEBLER** (EPP-ED, DE), on behalf of the Committee on Industry, Research and Energy. The amendments were the result of a compromise between Parliament and the Council.

The mandate of the Agency will expire on 13 March 2009. It is necessary to adopt an extension which will enable further discussion on the ENISA. The discussion will reflect the results of the ENISA evaluation process, the Management Board recommendations and the ongoing review of the regulatory

framework for electronic communications networks and services. It will also allow further reflection on the general direction of the European efforts towards an increased network and information security.

The Agency shall be established from 14 March 2004 for a period of eight years (until **13 March 2012**).

## European Network and Information Security Agency (ENISA): duration

2007/0291(COD) - 20/12/2007 - Legislative proposal

PURPOSE: to amend Regulation (EC) No 460/2004 establishing the European Network and Information Security Agency with a view to extending its mandate by 2 years.

PROPOSED ACT: Regulation of the European Parliament and of the Council.

BACKGROUND: in order to enhance the capability of the Community, the Member States and, as a consequence, the business community to prevent, address and respond to network and information security problems, the European Network and Information Security Agency (ENISA) was established in 2004 for a period of five years.

The Agency was set up with the main purpose of "ensuring a high and effective level of network and information security within the Community and in order to develop a culture of network and information security for the benefit of the citizens, consumers, enterprises and public sector organisations of the European Union, thus contributing to the smooth functioning of the internal market."

- Article 25 of the Regulation establishing the Agency provides for the Commission to carry out an evaluation of the Agency by March 2007 in order to determine whether the duration of the Agency should be extended beyond 5 years. An independent evaluation was carried out by a panel of external experts, in accordance with terms of reference agreed with the ENISA Management Board, confirming that the original policy reasons for establishing the Agency and its original goals are still valid. In accordance with Article 25(3) of the Regulation establishing the Agency, the Management Board of the Agency issued recommendations following this evaluation. One of these was that the Regulation should be amended to **extend the mandate of the Agency** but that the scope of the Agency should not be materially changed.
- In addition, given that on 13 November 2007 the Commission proposed the establishment of a European Electronic Communications Market Authority (see [COD/2007/0249](#)) and that it should take over responsibility for the activities of ENISA from 14 March 2011, it is necessary to extend the mandate of the Agency to cover the two years between the scheduled expiry of the Agency (March 2009) and the date when the European Electronic Communications Market Authority will enter into force.

This proposal responds to this double requirement.

CONTENT: Since the mandate of the Agency will expire on 13 March 2009, in order to ensure continuity it will be necessary to adopt an interim measure for the two years between the scheduled expiry of the Agency and the date when the European Electronic Communications Market Authority will take over responsibility for its activities that fall within the scope of the Regulation establishing the Authority.

This proposal therefore aims to extend the duration of the mandate of the Agency until 13 March 2011, equivalent to an additional 2 years.

## European Network and Information Security Agency (ENISA): duration

2007/0291(COD) - 12/06/2008

The Council reached a **general approach** on a proposal for a regulation amending Regulation 460/2006 establishing the European Network and Information Security Agency (ENISA) as regards its duration (see *Council doc.* [10338/08](#)).

Ministers agreed to **extend the ENISA's mandate for 3 years**.

This time will be used to enable further discussions on ENISA and allow reflection on the general direction of the European efforts towards an increased network and information security.

The Commission was invited to contribute to these discussions.