

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

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	ITRE Industry, Research and Energy	NIEBLER Angelika (PPE-DE)	27/02/2008
	Committee for opinion	Rapporteur for opinion	Appointed
	LIBE Civil Liberties, Justice and Home Affairs	The committee decided not to give an opinion.	08/04/2008
Council of the European Union	Council configuration	Meetings	Date
	General Affairs	2888	2008-09-15
	Transport, Telecommunications and Energy	2877	2008-06-12
European Commission	Commission DG	Commissioner	
	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	
Procedure reference	2007/0291(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EC) No 460/2004 2003/0032(COD)
Legal basis	EC Treaty (after Amsterdam) EC 095
Stage reached in procedure	Procedure completed
Committee dossier	ITRE/6/57798

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee draft report		PE406.067	14/05/2008	
Amendments tabled in committee		PE407.675	30/05/2008	
Committee report tabled for plenary, 1st reading/single reading		A6-0245/2008	09/06/2008	
Text adopted by Parliament, 1st reading/single reading		T6-0263/2008	17/06/2008	Summary
Council of the EU				
Document type	Reference	Date	Summary	
Draft final act	03643/2008/LEX	24/09/2008		
European Commission				
Document type	Reference	Date	Summary	
Document attached to the procedure	COM(2007)0285 	01/06/2007		
Legislative proposal	COM(2007)0861 	20/12/2007	Summary	
Commission response to text adopted in plenary	SP(2008)4439	16/07/2008		

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0272/2008	13/02/2008	

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act

Regulation 2008/1007
OJ L 293 31.10.2008, p. 0001

[Summary](#)

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 460/2004 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.