



Real Casa de la Moneda
Fábrica Nacional
de Moneda y Timbre

PKI FNMT – RCM DISCLOSURE STATEMENT

**TSU Certificates issued by AC
Unidades de Sellado de Tiempo**

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FNMT – RCM

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Trust Services Provider contact info

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<https://www.sede.fnmt.gob.es/>

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FNMT-RCM provides Subscribers, Relying Parties, Application Software Suppliers, and other third parties through the web site <https://www.sede.fnmt.gob.es/> with clear instructions for reporting suspected private key compromise, certificate misuse, or other types of fraud, compromise, misuse, inappropriate conduct, or any other matter related to certificates for website authentication.

Certificate types, validation procedures and usage

The Certification Authority “AC Unidades de Sellado de Tiempo” issues *TSU Certificates* to create *electronic time stamps*

The *TSU Certificates* are qualified according to the Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market.

These certificates can be validated through the certificate validation service provided by the FNMT - RCM through the OCSP protocol, available at the location specified in the certificate itself.

Limits of use

The TSU Certificates issued by the FNMT-RCM will have the validity established in their particular [Certification Practice Statements](#), counted from the moment the Certificate is issued, and as long as its validity is not extinguished. After this period and if the Certificate is still active, it will expire, and the issuance of a new one will be necessary in case you wish to continue using the services of the Trust Service Provider.

The TSU Certificate shall not be used when its period of validity expires, when its revocation is requested or if any of the other causes of extinction of its validity are fulfilled, established in the *Trust Services Practices and Electronic Certification General Statement* and in the particular [Certification Practice Statements](#).

The TSU Certificates include, following the recommendations of the ETSI EN 319 421 and ETSI EN 319 422 standards, the privateKeyUsagePeriod extension, which limits the use of the Private Key by establishing an expiration date earlier than that of the public key, so that ensure sufficient time for the renewal of the seals issued by a TSU before the expiration of the certificate.

The FNMT-RCM shall file those important events that are necessary to verify the activity of the Certification Authority for a period of no less than 15 years, according to the current legal regulations.

Obligations of subscribers

At [Certification Practice Statements](#) are defined the obligations of all the parties that act in relation to the use of these certificates.

Certificate status checking obligations for the relying parties

If a relying party is to reasonably rely upon a certificate it shall:

- Ensure that reliance on certificates issued under Certificate Policy is restricted to appropriate uses (see [Certification Practice Statements](#)).
- Verify the validity by ensuring that the certificate has not expired.
- Ensure that the certificate has not been suspended or revoked by accessing current revocation status information available at the location specified in the certificate to be relied upon.
- Determine that such certificate provides adequate assurances for its intended use.

Limitation of liability

The FNMT-RCM shall only be liable for deficiencies in the procedures that correspond to its activity as a Trust Services Provider, and pursuant to the terms of these Certification Practices and Policies. In no other case will it be liable for the actions or losses incurred by applicants, representatives, represented entities, user entities, or in such case, third parties involved, that are not due to errors that can be attributed to the FNMT-RCM in the aforementioned issuing procedures and/or management of the certificates.

For TSU Certificates belonging to third-party Time Stamping Authority, it is stated that the FNMT-RCM will not have any responsibility, nor will it guarantee, any aspect of the Time Stamping service offered by the entities holding such Certificates and Authorities of Time Stamping. In particular, the exemption of responsibility will reach the management of any of the aspects related to the information systems used by said Certificates or Authorities, as well as the validity of the time sources, or their synchronism, used in the service.

The FNMT-RCM shall not be liable in the case of acts of God, force majeure, terrorist attacks, illegal strikes, as well as in the cases that involve actions that constitute a crime or omission that affect its supplier infrastructure, except in the case of gross negligence by the entity.

The FNMT-RCM shall not be liable to persons whose behavior in the use of the Certificates has been negligent. For these purposes and in any case shall be considered negligence, the failure to observe the provisions set forth in the Certification Practices Statement, and especially in the stipulations in the sections referring to the obligations and liability of the parties.

In any case, and with the condition of penal clause, the quantity that the FNMT-RCM must pay for the concept of damages as ordered by the court to the harmed third parties or members of the Electronic Community, in the absence of specific regulation in the contracts or agreements, is limited to a maximum of SIX THOUSAND EUROS (6,000€).

In the event of termination of the activity as Certification Services Provider, the FNMT-RCM shall be governed by that stated in the electronic signature regulations. In any case, will inform this event, duly and sufficiently in advance, to the holders of the certificates, as well as the users of the affected services. The FNMT-RCM will transfer, with the express consent of the holders, those certificates which continue in force on the effective date of the cessation of the activity, to another Trust Services Provider which accepts them. If this transfer is not possible, the certificates shall be extinguished.

Applicable agreements, CPS, CP

The specific document of Certification Practices and Policy of TSU Certificates issued by AC Unidades de Sellado de Tiempo, accessible at <http://www.ceres.fnmt.es/dpcs/acap>, inform about the conditions and characteristics of the certification services and services for the issuing of electronic certificates by the FNMT-RCM as a Trust Services Provider. This document contains the obligations and procedures which agrees to comply in regards to the issuing of the certificates of representatives of legal entities, certificates of representatives of institutions with no legal entity and representative certificates for sole and joint administrators.

The activities that can be outsourced by FNMT-RCM in order to develop its activity as a Trust Services Provider are carried out according with the FNMT-RCM Certification Policies and Practices and the contracts/agreements signed with entities that perform such activities. In these cases, access to FNMT-RCM information by third parties follow the protocol defined in the Security Policy of this company, in terms of identifying risks, establishing security controls to protect access to information and formalization of the corresponding confidentiality agreements. If applicable, will be signed a contract for the treatment of personal data in compliance with current regulations.

Privacy policy

Basic information on the personal data collected. This information is made in two layers on the basis of European regulation (articles 13 and 14 of REGULATION (EU) 2016/679 - General Regulation of Data Protection) and Organic Law 3/2018, of December 5, of Protection of Personal Data and guarantee of digital rights

RESPONSABLE	FÁBRICA NACIONAL DE MONEDA Y TIMBRE-REAL CASA DE LA MONEDA, E.P.E., M.P. (FNMT-RCM)
PURPOSE	<i>Management of the provision of trusted services and other services of the electronic administration and information society, related and foreseen in the purpose of the Entity and in the current regulations.</i>

	<p>To manage the provision of the above service in all phases of their development and execution.</p> <p>Quality Management, surveys and opinion polls related to the trust services.</p>
LEGITIMATION	<p>The consent of the interested party.</p> <p>Law 6/2020, of November 11, regulating certain aspects of electronic trust services.</p>
DATA COMMUNICATION	<p>Public Administrations, agencies and related or dependent entities, within the scope of article 81 of Law 66/1997, of December 30, 1997, and all other cases contemplated in European and national regulations having the force of Law. Data communications will occur when the certificate serial number is included in the list of revoked certificates. In addition, the use of the certificate enables third parties to access data that you have provided us (name, surname and ID).</p> <p>Communications to the State Security Forces and Corps and judicial authority. No international transfers are made outside the EU.</p>
RIGHTS	<p>You can access, rectify, delete the data and exercise the other rights, as reported in https://www.fnmt.es/politica-privacidad (MAIN PAGE)</p>
SOURCE	<p>Unequivocal consent of the interested party. From companies and organizations where services are provided by those affected.</p>
SECURITY MEASURES	<p>Esquema Nacional de Seguridad. More information in the lower link.</p>
DATA CATEGORY	<p>Identifying data, of personal characteristics and social circumstances, as explained in the additional information of the Activities Register of the lower link.</p>
<p>You may consult additional and detailed information about this treatment in: https://www.fnmt.es/politica-privacidad (DATA PROCESSING Nº 13)</p>	

The interested parties authorize the FNMT-RCM to include the certificate serial number in the list of revoked certificates (data communication) so that it may be viewed by any user, whether or not the user has an electronic certificate, in both the public and private areas. We also inform you, and you agree that the use of the certificate for identification purposes or if you perform an electronic signature, entails the possibility that third parties may access the data you have provided to us that are included in the certificate.

Refund policy

It does not apply to these types of certificates.

Applicable law, complaints and dispute resolution

Provision of trusted services of the FNMT - RCM will be governed by the provisions of the Laws of the Kingdom of Spain.

In general, members of the Electronic Community and Users of the trust services of the FNMT-RCM accept that any litigation, discrepancy, question or claim resulting from the execution or interpretation of the Policies and / or Declarations of Service Practices Trust

and Electronic Certification or related to them, directly or indirectly, will be resolved in accordance with what is established in the corresponding contracts, general conditions and / or assignments or agreements, in the terms set forth in the Bylaw of the entity, approved by RD 51 / 2023, of January 31 (BOE nº 27 of February 1, 2023).

In the event that contracts, general conditions and / or parcels or agreements do not specify conflict resolution systems, all parties submit to the exclusive jurisdiction of the courts of the Spanish State in the city of Madrid.

Likewise, mediation or arbitration procedures may be agreed upon, subject to the approval of the competent bodies of the FNMT-RCM, in accordance with the applicable legislation.

CA and repository licenses, trust marks and audit

The FNMT – RCM has a long history in performing its industrial activities, as well as backing from the State. Since the entry in force of article 81 of the Fiscal, Administrative and Social Order Measures Act 66/1997, of 30th December, and its modifications, the FNMT-RCM has contributed to promoting the extension of the services to which it is authorized and has gained the recognition in the private environment in the sector of electronic certification and the data communications networks, becoming a significant player in the provision of certification services.

FNMT-RCM, as a Trusted Services Provider, holds several accreditations and certifications, such as:

- Issuing qualified certificates according to ETSI EN 319 411-2 “Requirements for trust service providers issuing EU qualified certificates”, ETSI EN 319 412-3 “Certificate profile for certificates issued to legal persons”, ETSI EN 319 421 “Policy and Security Requirements for Trust Service Providers issuing Time- Stamps” y ETSI EN 319 422 “Time stamping protocol and time-stamp token profiles”. This audit is performed on an annual basis by an Accredited Conformity Assessment Body.

Certificates issued by “AC Unidades de Sellado de Tiempo”, are issued as qualified certificates under the Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014, concerning electronic identification and trust services for electronic transactions in the internal market. Inclusion in the list of trusted certification service providers (TSL) of Spain can be seen through the link <https://sedediatid.mineco.gob.es/Prestadores/Paginas/Inicio.aspx>.