

MEMORANDUM

CONCERNING

COMPUTER EMERGENCY RESPONSE TEAM / COMPUTER SECURITY INCIDENT RESPONSE TEAM CZECH REPUBLIC

Czech Republic - National Security Authority

Na Popelce 2/16

150 06 Prague 5

ID No.: 68403569

represented by Ing. Dusan Navratil, director of the National Security Authority
("NSA")

and

CZ.NIC, z.s.p.o.

Americká 23

120 00 Prague 2

ID No.: 67985726

represented by Mgr. Ondřej Filip, MBA, director of the Association, on the basis of power of
attorney
("the CZ.NIC Association")

WHEREAS

- A. the NSA, on the basis of Czech Government Resolution No. 781 from 19 October 2011, is the cyber security coordinator as well as the national authority for this area;
- B. the CZ.NIC Association is a special interest association of legal entities associating significant legal entities operating in the Czech Republic in the area of domain names and on the electronic communications market which operates the top-level domestic domain .cz (ccTLD .cz) and is engaged in the area of internet security and computer security;

- C. the internet and data networks are an essential component of the State's critical infrastructure and their safety is important both for the activity of the public administration and for private legal entities;

the Parties conclude, on the day, month, and year stated below, this Memorandum.

I. NATIONAL CSIRT TEAM OF THE CZECH REPUBLIC

1. The NSA and the CZ.NIC Association agree that the CZ.NIC Association will continue to build and expand the agenda of the national "Computer Security Incident Response Team" of the Czech Republic (hereinafter "**CSIRT.CZ**").
2. As a national team, CSIRT.CZ will take part in resolving incidents related to cybernetic security in the networks operated in the Czech Republic (incident response). In resolving incidents, CSIRT.CZ will provide coordination and assistance but no physical support, and this assistance will not be provided directly to end users. CSIRT.CZ will collect and evaluate data on reported incidents and pass those reported incidents on to the persons responsible for the operation of the network/service where the incident has occurred, according to the gravity of the incident.
3. CSIRT.CZ will fulfil the role of the national Point of Contact for the area of information technology; it will be a centre for education on the subject of cybernetic security; it will facilitate cooperation on the national and international level, the exchange of experience and information and will assist with the establishment of CERT/CSIRT teams in networks operated in the Czech Republic and help them in establishing collaboration with global security platforms. The exchange of information, both on a national and international level, between CSIRT.CZ and other CERT/CSIRT teams will take place according to the sensitivity and gravity of the situation in accordance with applicable legal regulations and practices to prevent the unauthorised use thereof.
4. In its activities, CSIRT.CZ will cooperate closely with the public administration's CSIRT Team established within the NSA, whose competences will cover incidents relating to cybernetic security in the networks of the public administration of the Czech Republic (hereinafter the "**Governmental CERT/CSIRT**"). Until the establishment of the Governmental CERT/CSIRT, but not later than until 31 August 2012, the CZ.NIC Association will fulfil the function of the PoC (Point of Contact) for the networks of the public administration of the Czech Republic.
5. The activity of CSIRT.CZ will be realised in accordance with operating documents issued by the CZ.NIC Association on the basis of the consideration of their proposals with the NSA and after any consultations of their proposals with the professional public (hereinafter the "**Operating Documents**").

II. CONCEPTUAL MANAGEMENT OF CSIRT.CZ

6. The activity of CSIRT.CZ will be managed in accordance with the Operating Documents.
7. For the effective conceptual management of the CSIRT.CZ, one or more bodies can be established with members from the ranks of workers from the CZ.NIC Association (CSIRT.CZ),

the NSA (governmental CERT/CSIRT) as well as other individuals from the professional community, representatives of academia and the non-profit sector.

III. FINANCING THE OPERATION OF CSIRT.CZ

8. The expenses incidental to the operation of CSIRT.CZ will be borne by the CZ.NIC Association.
9. The NSA will not contribute to the financing of CSIRT.CZ. However, the possibility of obtaining a grant for the operation of CSIRT.CZ, should such a grant be announced and should the CZ.NIC Association meet the requirements for the awarding thereof, is not ruled out.
10. The NSA will support the CZ.NIC Association if there is an opportunity to obtain or support financing of CSIRT.CZ from the funds of the European Union or international organisations.

IV. RIGHTS AND OBLIGATIONS OF THE CZ.NIC ASSOCIATION

11. The CZ.NIC Association declares that it has sufficient technical resources and the staffing necessary to ensure the smooth operation of CSIRT.CZ both in the Czech Republic and, for the purposes of cooperation and coordination, on the international level.
12. The CZ.NIC Association will secure the full technical operation and full functionality of CSIRT.CZ to the extent specified in this Memorandum, including all the necessary accreditations.
13. In the event that during the resolution of any of the incidents CSIRT.CZ is faced with a situation which has or may have a significant security impact on the public administration network (information regarding a managed attack, etc.), the CZ.NIC Association is required to immediately forward this information to the NSA (governmental CERT/CSIRT) and proceed to resolve the incident in cooperation with the authority.
14. The CZ.NIC Association is obliged to follow the instructions of the NSA or (governmental CERT/CSIRT) if this cooperation is required by circumstances that have a significant impact on the cybernetic security of the Czech Republic. It is also obliged, upon the NSA's request, to participate in international exercises or other possible activities relating to the operation of CSIRT.CZ.
15. The CZ.NIC Association is obliged to publish regular reports, at least once a year, on the activity of CSIRT.CZ. Prior to the publication of the report, the CZ.NIC Association will submit the report to the NSA for comments.

V. NSA SUPPORT

16. The NSA addresses the status of CERT/CSIRT type workplaces in the Czech legal code. The NSA will also support the incorporation of CSIRT.CZ into international structures, in particular by confirming the status of CSIRT.CZ as the national CSIRT team.
17. The NSA will comment on the Operating Documents of CSIRT.CZ and the CSIRT.CZ activity report submitted by the CZ.NIC Association.

18. The NSA is entitled to request the auditing of CSIRT.CZ activities. In such a case, the CZ.NIC Association will carry out the audit and inform the NSA of the results thereof.
19. The NSA evaluates information received from CSIRT.CZ if CSIRT.CZ suspects that an incident that has been resolved could affect the systems of the State or public administration.
20. The NSA coordinates the activity of CSIRT.CZ and the governmental CSIRT.

VI. MISCELLANEOUS

21. This Memorandum shall, upon the agreement of both parties, take effect on 1 April 2012 and expire on 31 December 2012. The Contracting Parties declare that by the date this Memorandum expires they shall endeavour to conclude a similar contractual relationship, the subject of which will be the operation of the CSIRT.CZ agenda to define the rights and obligations of both Parties.
22. Each Party is entitled to withdraw from this Memorandum in the event of a change in the circumstances of the mutual cooperation as described herein with which a Party disagrees. In such a case, the Parties are obliged to take the measures necessary in their mutual cooperation to ensure that the agenda of CSIRT.CZ can be handed over to a new operator without undue delay.
23. The Parties agree to inform one other of their attitudes on matters relating to their activity under this Memorandum and to consult each other about problems that may arise. For this purpose, each Party will designate a person representing a point of contact for the other Party.
24. The Parties will work together on the preparation and publication of a joint press release with a view toward ensuring positive media coverage of their cooperation. The Parties are entitled to publish the full text of the Memorandum.
25. Both Parties agree that each of the Parties will cover its own costs incidental to the realisation of the objectives specified in the Memorandum.
26. By signing this Memorandum, the Parties do not intend to create any mutual legal obligation other than that following from their mutual declaration on the manner of cooperation in the areas specified herein.

Czech Republic - National Security Authority

CZ.NIC, z.s.p.o.

Signature: _____

Name: Ing. Dusan Navratil

Signature: _____

Name: Mgr. Ondřej Filip, MBA

MEMORANDUM

Function: Director of the National Security
Authority
Date:

Function: Association director
Date: