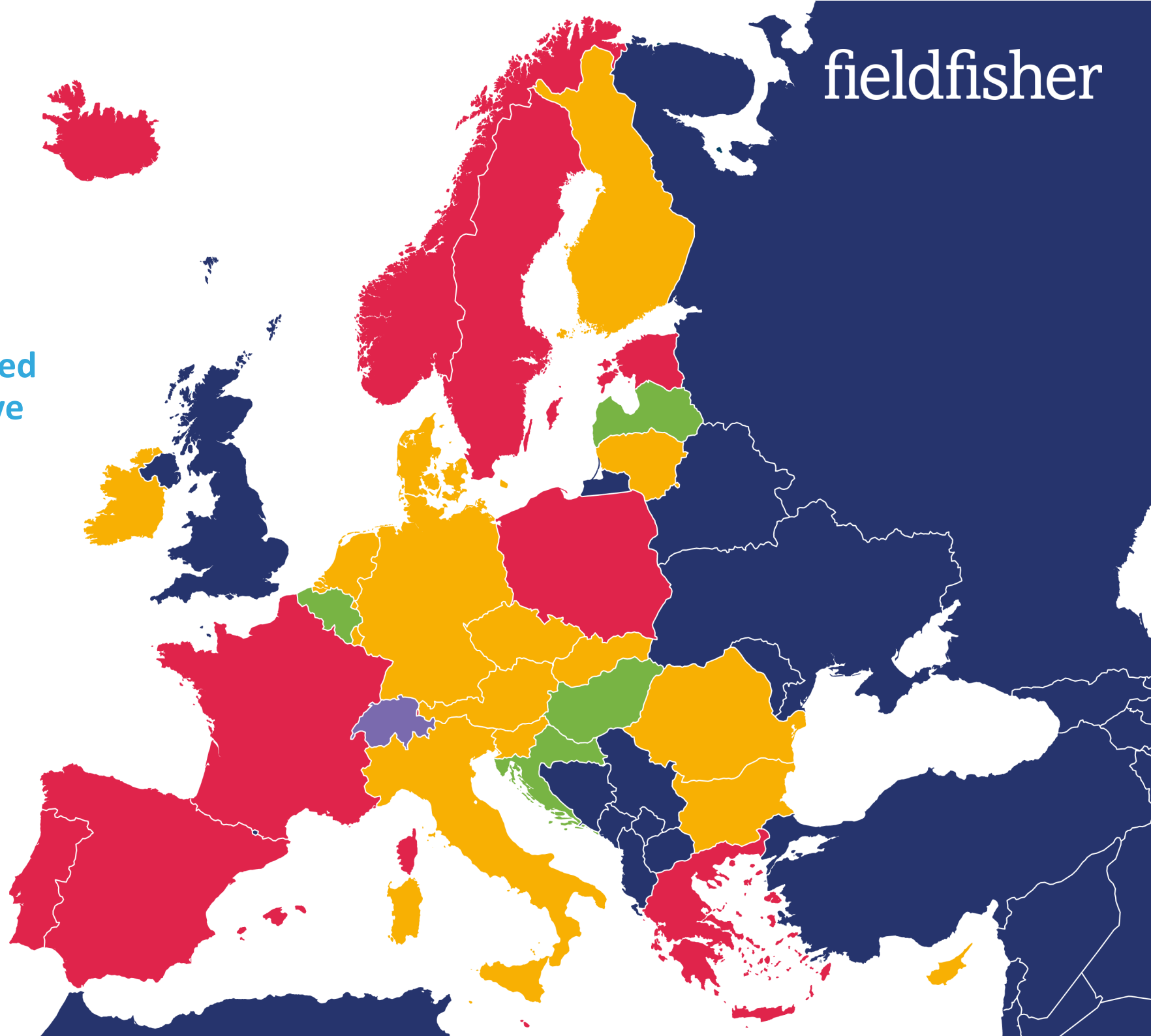


NIS2 across the EU

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Which countries
have implemented
the NIS2 Directive
into local law?

- Implemented
- Draft Published
- No Draft

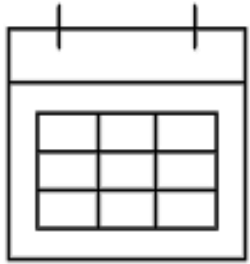


Accurate as at early September 2024

*Switzerland is subject to a separate bi-lateral trade agreement with the EU and has been pursuing its own reforms under the Information Security Act with various similar features to NIS2.

NIS2 across the EU

The implementation deadline for the EU's landmark Directive 2022/2555 on cybersecurity (NIS2) is fast approaching.



17 October 2024

Key changes: Among other features, NIS2:

- significantly widens the scope of entities and sectors that will be regulated for cyber security;
- imposes much more prescriptive requirements on cyber security risk-management compared to other legislation like the GDPR; and
- sets out new enforcement measures which could have significant impacts on management bodies.

Current implementation status: In collaboration with our relationship firms across the EU, our market-leading European Cybersecurity team is delighted to have produced this NIS2 status update. Our latest map (accurate as of early September) shows that many states are likely to miss the 17 October 2024 deadline to implement the Directive into local law.

Only 4 Member States have implemented NIS2 into local law and 8 Member States have not yet published a draft law. The other 15 Member States have published draft laws but it remains to be seen which ones will be implemented in time.

What next? Businesses operating or providing services in the EU need to assess if they are in scope of NIS2, what they need to do to comply and where they will need to register. These are not simple questions and different thresholds and tests apply to determine what local laws are relevant.

We will be following up with further commentary on some of the important features of these local laws as we near the 17 October deadline.

In the meantime, it has been interesting to see that Hungary is requiring all entities operating in Hungary to

register there, deviating from the 'main establishment' principle for certain providers set out in the NIS2 Directive. Also, it currently looks like the EEA countries of Norway, Iceland and Liechtenstein will implement NIS2 although this may still take several years.

How to get in touch. If you would like to receive updates on new developments or would like to speak with our cybersecurity legal experts, please contact Oliver Gray oliver.gray@fieldfisher.com



Fieldfisher Cybersecurity Team

Our multidisciplinary Cyber team works across the Fieldfisher network, advising on all issues around cyber-security and defence. We focus on areas as diverse as policies, cyber readiness and training, regulatory compliance, breach containment, insurance, mergers and acquisitions, litigation and regulatory outreach and defence.

We are particularly well versed in the range of new digital regulation coming into force across the UK and EU, including the Digital Operational Resilience Act (DORA), NIS2, the AI Act and other regimes focused on telecoms security and connected devices.

We have a pan-European network of offices and relationship firms with whom we are collaborating to bring you this status update and help with client queries in each Member State. Please see below for our key contacts on NIS 2 in each Member State.



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