

Legal Alert

3/2017

Access to electronic mailboxes of commercial companies will ALSO be available to foreign persons

We recently informed you that the date of automatic activation of electronic mailboxes of all legal persons and branches was postponed until **1 August 2017**.

The person authorized to access the electronic mailbox is the commercial company itself, its statutory body or a member of the statutory body, the head of the incorporated branch or any person entrusted or empowered by such authorized person.

Since a valid ID card with an electronic chip (the so called eID card) and with the Online eID function activated or a residence permit with an electronic chip of foreign persons is required to access the electronic mailbox, a significant issue arose concerning the access of foreign persons who do not have a residence permit in Slovakia. Such issue has been resolved by the Decree of the Ministry of Interior of the Slovak Republic no. 29/2017 Coll., which specifies the details of an alternative authenticator (after this the "Decree"). Such Decree became effective on **1 March 2017**.

Based on the Decree, a natural person who is a statutory body, a member of a statutory body or a head of the incorporated branch of a legal person with its registered seat in the Slovak Republic may apply for an **alternative authenticator**, which substitutes an eID card. Applications for an alternative authenticator can be made only in person at the Slovak Police Department authority. The list of respective departments is published on the website of the Ministry of Interior of the Slovak Republic.

When applying for the alternative authenticator, an applicant has to submit an excerpt of the legal entity of which the applicant is a statutory body, a member of a statutory body or a head of the incorporated branch from the Slovak Commercial Register.

Contacts:

In case you have any questions with respect to the above matter, please do not hesitate to contact your contact person in our office, or JUDr. Marek Olekšák (marek.oleksak@bapol.cz).

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