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**COUNCIL OF MINISTERS REGULATION No. 250/2011**

COUNCIL OF MINISTERS REGULATION TO PROVIDE FOR THE RE-ESTABLISHMENT OF THE INFORMATION NETWORK SECURITY AGENCY

This Regulation is issued by the Council of Ministers pursuant to Article 5 and Article 34 of the Definition of Powers and Duties of the Executive Organs of the Federal Democratic Republic of Ethiopia Proclamation No. 691/2010.

1. **Short Title**

   This Regulation may be cited as the “Information Network Security Agency Re-establishment Council of Ministers Regulation No. 250/2011”.

2. **Definitions**

   In this Regulation, unless the context otherwise requires:

   1/ “information” means a resource generated from any raw data obtained in the form of audio, texts, visual, map or orchestrated in any form;

   2/ “raw data” means a source of information unprocessed and undefined that could be put in use;
3/ "information security" means securing information from attacks that obliterate its integrity, confidentiality and availability while collecting, processing, preserving and communicating;

4/ "information infrastructure" includes telecommunications, information communication technology, geospatial information and electromagnetic communication systems and public key infrastructure;

5/ "information attack" means attack against the national interest, constitutional order and nation's psychology by using cyber and electromagnetic technologies and systems;

6/ "cryptography" means a science of coding messages so that they cannot be read or altered by anyone other than the intended recipient;

7/ "public key infrastructure" means critical security infrastructure that enable to secure the transferred message integrity and verify the identity of the sender and recipient;

8/ "critical infrastructure" means a critical infrastructure that will have considerable damage on the national interest and public safety if its information and information infrastructure security become vulnerable to a threat;

9/ "audit" means monitoring and evaluating information and information infrastructure security to assess the adequacy of system control to ensure that the institutional information security policies and operational procedures comply with national standards and that necessary measures are taken;

10/ "assessment" includes conducting penetration test and similar activities to ensure the vulnerability of information and information infrastructure security;

11/ any expression in the masculine gender includes the feminine.
F. Duties of the Agency

1. The Information Network Security Agency shall have the powers and duties to:

   a. Advise the government on information and information infrastructure security; create information security awareness through formal and informal ways in collaboration with the concerned authorities;

   b. Based on research and development, build the capacity of critical infrastructures on the areas of information infrastructure security and information operation technologies;

   c. Formulate national policies, laws and standards that enable to ensure information and information infrastructure security and monitor their enforcement upon approval;

   d. Support critical infrastructures to develop information security policy and standards based on national information security policy and standards; conduct, at any time, auditing and assessment, and provide security standards approval certificate or delegate other bodies to perform such functions; and in addition, provide appropriate support for institutions other than critical infrastructures;

   e. Administer crypto keys that exist in the country and monitor crypto products and movements;

   f. In cooperation with the concerned authorities, control the import and export of information communication, information sensor and information attack technologies with respect to avoidance of threat to national security;

   g. Interdict critical offices and other bodies to perform such functions; and in addition, provide appropriate support for institutions other than critical infrastructures;

   h. Interdict critical offices and other bodies to perform such functions; and in addition, provide appropriate support for institutions other than critical infrastructures.

2. The Information Network Security Agency shall be accountable to the Prime Minister.

3. Re-establishment

   1. The Information Network Security Agency (hereinafter the “Agency”) is hereby re-established as an autonomous public agency having its own legal personality.

   2. The Agency shall have the following objectives:

      a. To defend and take counter measures against information attacks targeted at the national interest;

      b. To ensure the security of information and information infrastructures to facilitate their use for the implementation of the country’s peace, democratization, good governance and development programs.

6. Powers and Duties of the Agency

   The Agency shall have the following objectives:

   1. Advise the government on information and information infrastructure security; create information security awareness through formal and informal ways in collaboration with the concerned authorities;

   2. Based on research and development, build the capacity of critical infrastructures on the areas of information infrastructure security and information operation technologies;

   3. Formulate national policies, laws and standards that enable to ensure information and information infrastructure security and monitor their enforcement upon approval;

   4. Support critical infrastructures to develop information security policy and standards based on national information security policy and standards; conduct, at any time, auditing and assessment, and provide security standards approval certificate or delegate other bodies to perform such functions; and in addition, provide appropriate support for institutions other than critical infrastructures;

   5. Administer crypto keys that exist in the country and monitor crypto products and movements;

   6. In cooperation with the concerned authorities, control the import and export of information communication, information sensor and information attack technologies with respect to avoidance of threat to national security;
7/ take appropriate measures to defend attacks made against national interest and public safety using electromagnetic and communication technologies; collect, analyze, and disseminate filtered information on a selected cross-border intelligence, terror and war threats and provide technical support for security forces;

8/ cooperate with and provide support to the appropriate bodies in monitoring and investigating complex crimes committed using information communication technology and telecommunication and in bringing suspects before the law; and provide, upon request, digital forensic investigation support to them;

9/ establish national computer and computer network emergency readiness and response task force;

10/ create national and international collaboration considering its mission;

11/ charge, in accordance with directive to be issued by the government, commensurate fee for the information and information infrastructure security products and services it provides;

12/ own properties, enter in to contracts, sue and be sued in its own name;

13/ perform such other related activities conducive to the fulfillment of its objectives.

7. Organization of the Agency

The Agency shall have:

1/ a Director General and, as may be necessary, Deputy Director Generals to be appointed by the government; and

2/ the necessary staff.

8. Powers and Duties of the Director General

1/ The Director General shall be the chief executive officer of the Agency and shall direct and administer the activities of the Agency.

2/ Without limiting the generality stated in sub-art (1) of this Article, the Director General shall:

a) exercise the powers and duties of the Agency specified under Article 6 of this Regulation;

b) employ and administer employees of the Agency in accordance with the federal civil service laws and, in the case of employees engaged in the core functions of the Agency, in accordance with directive approved by the government following the basic principles of the federal civil service laws;
1. The Director General may delegate part of his powers and duties to other officers and employees of the Agency to the extent necessary for the efficient performance of the activities of the Agency.

9. Budget
The Agency’s budget shall be allocated by the government.

10. Books of Accounts
1/ The Agency shall keep complete and accurate books of accounts.
2/ The books of account and financial documents of the Agency shall be audited annually by the Auditor General or by auditors designated by the Auditor General.

11. Repealed Regulation
The Information Network Security Agency Establishment Council of Ministers Regulation No. 130/2006 is hereby repealed.

12. Duty to Cooperate
Every concerned body shall have the obligation to cooperate with the Agency in exercising its powers and duties pursuant to this Regulation.

13. Effective date
This Regulation shall enter into force on the date of publication in the Federal Negarit Gazette.

Done at Addis Ababa, this 29th day of August, 2011
MELES ZENA WI
PRIME MINISTER OF THE FEDERAL DEMOCRATIC
REPUBLIC OF ETHIOPIA