

# APPENDIX 6: KEY REGULATIONS RELATED TO OUTSOURCING

The most important provisions concerning outsourcing of ICT services in Norwegian regulations:

- ICT regulations, sections 2 and 12: <https://www.finanstilsynet.no/globalassets/laws-and-regulations/laws/regulations-on-use-of-information-and-communication-technology-ict.pdf>
- Guidance on outsourcing – Circular 7/2021 - <https://lovdata.no/static/RFT/rft-2021-0007.pdf> (in Norwegian only)
- The Financial Supervision Act (notification obligation provisions in section 4c) <https://www.finanstilsynet.no/globalassets/laws-and-regulations/laws/financial-supervision-act.pdf>

Key provisions in the EU financial sector legislation (EBA, EIOPA and ESMA) concern both the choice of service provider and requirements for the content of outsourcing agreements. In addition, guidelines elaborate on the regulations.

- EIOPA – European Insurance and Occupational Pensions Authority (EIOPA)
  - EIOPA – Guidelines on System of Governance – EIOPA-BoS-14/253 – [https://www.eiopa.europa.eu/sites/default/files/publications/eiopa\\_guidelines/eiopa-bos-14-253\\_gl\\_on\\_system\\_of\\_governance.pdf](https://www.eiopa.europa.eu/sites/default/files/publications/eiopa_guidelines/eiopa-bos-14-253_gl_on_system_of_governance.pdf)
  - EIOPA – Guidelines on Outsourcing to Cloud Service Providers – EIOPA-BoS-20-002 – [https://www.eiopa.europa.eu/sites/default/files/publications/eiopa\\_guidelines/guidelines\\_on\\_outsourcing\\_to\\_cloud\\_service\\_providers\\_en.pdf](https://www.eiopa.europa.eu/sites/default/files/publications/eiopa_guidelines/guidelines_on_outsourcing_to_cloud_service_providers_en.pdf)
- ESMA – European Securities and Markets Authority
  - ESMA – Guidelines on Outsourcing to Cloud Service Providers - [https://www.esma.europa.eu/sites/default/files/library/esma50-157-2403\\_cloud\\_guidelines.pdf](https://www.esma.europa.eu/sites/default/files/library/esma50-157-2403_cloud_guidelines.pdf)
- EBA – European Banking Authority
  - EBA – Guidelines on outsourcing arrangements – <https://www.eba.europa.eu/sites/default/documents/files/documents/10180/2551996/38c80601-f5d7-4855-8ba3-702423665479/EBA%20revised%20Guidelines%20on%20outsourcing%20arrangements.pdf?retry=1>
  - EBA – Guidelines on System of Governance – [https://www.eiopa.europa.eu/sites/default/files/publications/eiopa\\_guidelines/eiopa-bos-14-253\\_gl\\_on\\_system\\_of\\_governance.pdf](https://www.eiopa.europa.eu/sites/default/files/publications/eiopa_guidelines/eiopa-bos-14-253_gl_on_system_of_governance.pdf)