

## Regulation N. 528 of 14 December 2005 on the Physical Security and Certification of Technical Means

### **Legal disclaimer**

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The National Security Authority lays down the following according to S. 33 and S. 53(a), (c), (d), (f) and (j) of the Act N. 412/2005 Coll., on the Protection of Classified Information (hereinafter “the Act“):

### **Section 1 Subject of legislation**

This regulation has established a marks score of particular measures of physical security<sup>1</sup>, the lowest level of safeguarding of security areas<sup>2</sup> and of areas designated as the meeting room<sup>3</sup>, the fundamental method of risks assessment, other requirements concerning physical security measures and elements of technical means certification.

### **Section 2 Definition of terms**

The following definitions shall apply for the purposes of this Regulation

- a) facility – a building or other clearly defined and protected space housing security areas or areas designated as the meeting room;
- b) perimeter of the facility – outer facade of a building, physical barrier (perimeter fence) or otherwise visibly defined perimeter;
- c) perimeter of a security area or of an area designated as the meeting room – a constructional or otherwise visibly defined space;
- d) entry into a facility, into a security area or into an area designated as the meeting room – a point

- designed to serve as an entry and exit point of persons and vehicles;
- e) means of transport (vehicles) – ground, underground, air and water means of transport designed to transport persons, subjects and materials;
- f) user of a facility – a responsible person<sup>4</sup>, or a person authorised by him/her for this purpose;
- g) threat – possibility of disclosure or misuse of classified information in the case of breach of physical security;
- h) risk – likelihood of a specific threat actuation;
- i) emergency situation – a situation where a disclosure or misuse of classified information is an imminent possibility;
- j) technical means – a security element to prevent, to make difficult or to report a breach of the protection of a facility, security area or area designated as the meeting room, as well as to destroy classified information;
- k) container – a safe, lockable cabinet or other type of container as shown in Annex 1 to this Regulation;
- l) technical device – a military material<sup>5</sup>, in particular electronic, photo-technical, chemical, physico-chemical, radio-technical, optical and mechanical military technics and military equipment containing classified information.

### **Section 3 Safeguarding of a security area**

(1)The user of the facility shall determine the perimeter of a security area and its categorization<sup>6</sup>

<sup>1</sup> S. 27 of the Act N. 412/2005 Coll., on the Protection of Classified Information.

<sup>2</sup> S. 24 par. 3 of the Act N. 412/2005 Coll.

<sup>3</sup> S. 24 par. 4 of the Act N. 412/2005 Coll.

<sup>4</sup> S. 2(e) of the Act N. 412/2005 Coll.

<sup>5</sup> S. 2 par. 7 of the Act N. 219/1999 Coll., Armed Forces of the Czech Republic Act, as amended.

<sup>6</sup> S. 25 par. 1 of the Act N. 412/2005 Coll.

and classification. The user of the facility shall determine the perimeter of the facility.

(2) Safeguarding of the security area and of the perimeter of the facility shall be provided by a combination of protective physical security measures according to paragraphs 3 to 11 and S. 6 to 10.

(3) The range of application of technical means to safeguard the security area shall be determined with respect to the category and classification of a particular security area and the risk assessment according to S. 10 par. 3.

- a) for the RESTRICTED category – mechanical barriers;
- b) for the CONFIDENTIAL category – mechanical barriers and electronic alarm safeguards;
- c) for the SECRET and TOP SECRET categories – mechanical barriers, access control systems, electronic alarm safeguards, CCTV, electronic fire alarm systems.

(4) CCTV as outlined in paragraph 3(c) may be replaced by emergency systems.

(5) Marks score of the lowest level of safeguarding of security areas is laid down in Annex 1 to this Regulation.

(6) Security areas of the CONFIDENTIAL category and above, which are occupied by duty personnel on a 24-hour basis shall be safeguarded in particular by mechanical barriers and electronic alarm systems and/or by an emergency system. If these security areas are also stations of the permanent security guard they do not have to be equipped with electronic alarm safeguards. The protection of classified information shall not be affected when the CCTV is used.

(7) Certified technical means shall be used to provide protection of security areas. Uncertified technical means may only be used provided that the level of protection required for the given security classification will not be impaired.

(8) Classified information shall be stored in the security area or in the container depending on the marks score of the lowest level of safeguarding of the security area, which is laid down in Annex 1 to this Regulation.

(9) Safeguarding of the security area shall be further provided at the perimeter of the facility housing this area. The range of application of technical means shall be determined with respect to the highest category of the security area within the facility, on the basis of risks assessment according to S. 10 par. 3, as well as with respect to the nature of the facility perimeter

- a) for the RESTRICTED security area category – mechanical barriers;
- b) for the CONFIDENTIAL and SECRET security area categories – mechanical barriers and electronic alarm safeguards;
- c) for the TOP SECRET security area category – mechanical barriers, electronic alarm safeguards and CCTV.

(10) Equipment for physical destruction of information carriers will be installed in the facility.

(11) If the facility perimeter corresponds with the security area perimeter, then the range of application of protective physical security measures shall be determined by requirements for a category of the given security area.

#### **Section 4**

##### **Safeguarding of areas designated as the meeting room**

(1) The user of the facility shall determine the perimeter of the area designated as the meeting room and the perimeter of the facility.

(2) Safeguarding of the area designated as the meeting room and of the perimeter of the facility shall be ensured by a combination of protective physical security measures according to paragraphs 3 to 11 and S. 6 to 10.

(3) The range of application of protective physical security measures to safeguard the area designated as the meeting room shall be determined with respect to the classification of classified information being regularly discussed in this area, and with respect to the risks assessment according to S. 10 par. 3.

(4) Areas designated as the meeting room where classified information classified SECRET and TOP SECRET is regularly discussed, shall be protected by mechanical barriers, access control systems, electronic alarm safeguards, CCTV, electronic fire

alarm systems, equipment for the protection against passive and active eavesdropping attacks.

(5) CCTV outlined in paragraph 4 may be replaced by emergency systems.

(6) Marks score of the lowest level of safeguarding of the area designated as the meeting room is set out in Annex 1 to this Regulation.

(7) Provisions in Annex 1 concerning safeguarding of the security area shall similarly apply to safeguarding of the area designated as the meeting room save as otherwise provided for in Annex 1 to this Regulation.

(8) Certified technical means shall be used to provide protection of areas designated as the meeting room. Uncertified technical means may only be used provided that the level of protection required for the given security classification will not be impaired.

(9) Safeguarding of the area designated as the meeting room shall be further provided at the perimeter of the facility housing this area. The range of application of technical means shall be determined with respect to the security classification of classified information being regularly discussed in the area designated as the meeting room, and on the basis of the risks assessment according to S. 10 par. 3, as well as with respect to the nature of the facility perimeter. Mechanical barriers, electronic alarm safeguards and CCTV shall safeguard the perimeter of the facility.

(10) Equipment for physical destruction of information carriers will be installed in the facility.

(11) If the facility perimeter corresponds with the perimeter of the area designated as the meeting room, the range of application of protective physical security measures shall be determined by requirements for safeguarding of the area designated as the meeting room.

### **Section 5 Technical devices**

Marks score of technical devices is set out in Annex 1 to this Regulation.

### **Section 6 Special handling arrangements**

(1) Special handling arrangements include the following

- a) determination of facility access authorizations of persons and means of transport, determination of the security area and the area designated as the meeting room access authorizations of persons and the method of control of these authorizations;
- b) control measures on entry into the facility, security areas and areas designated as the meeting room and the method of control of these measures;
- c) conditions and methods of control of the movement of persons throughout the facility, security area and the area designated as the meeting room and the method of control and removing classified information from the facility, security area and the area designated as the meeting room;
- d) mode of handling keys and identification data;
- e) modes of handling technical means and its application.

(2) Marks score of special handling arrangements is laid down in Annex 1 to this Regulation.

### **Section 7 Mode of movement of persons and vehicles**

(1) The list of persons and vehicles authorised to enter the facility, security area and the area designated as the meeting room shall be deposited with the user of the facility. The authorization to enter the facility, security area and the area designated as the meeting room will be issued by the user of the facility or by a person authorised by the user of the facility.

(2) Persons entering the facility housing the security area of the TOP SECRET category or the area designated as the meeting room in which information classified TOP SECRET is regularly discussed, who have no authorization to enter this facility, shall be screened by an equipment for searches for dangerous substances or subjects.

(3) The access control shall be conducted, to include recording details concerning visitors, and special control regime shall be established for permitting the visitor(s) escorted access only, on the entry into the facility housing CONFIDENTIAL, SECRET or TOP SECRET categories of the security area or the area designated as the meeting room in

which information classified SECRET or TOP SECRET is regularly discussed.

### **Section 8**

#### **Mode of handling of keys and identification data**

(1)The mode of handling of keys and identification data shall determine the system and method of their marking, allocation and handing over, keeping and recording, storage of duplicates and the method of their use.

(2)Keys and identification data to the security area, area designated as the meeting room and to the container shall be marked and stored in such a manner as to enable the control of their use, and their issuance shall be specially registered. The keys must be in the possession of the user of the facility or of the person authorised by him/her.

(3)The security area and the area designated as the meeting room must be kept locked when not occupied by persons authorised to access to this security area or area designated as the meeting room. The container must be locked for periods of absence of persons having access to classified information<sup>7</sup> stored therein. Persons who have in their possession the keys and identification data to security areas, areas designated as meeting rooms and containers shall store keys and identification data in the facility housing the security areas or areas designated as meeting rooms, unless another place of storage has been determined by the user of the facility or by the person authorised by him/her.

(4)The loss of keys and identification data shall be reported immediately to the user of the facility or to a person authorised by him/her, who shall take remedial and corrective actions.

### **Section 9**

#### **Guards**

The marks score of the facility security guards is determined in Annex 1 to this Regulation.

### **Section 10**

#### **Verification of protective physical security measures and risks assessment**

<sup>7</sup> S. 6 par. 1 and S. 11 par. 1 of the Act N. 412/2005 Coll.

(1)Verification of whether protective security measures implemented and risks assessment are in accordance with the physical security project and with the legal regulations in the area of protection of classified information shall be made by the user of the facility or by a person authorised by him/her on an on-going basis, but no less frequently than every 12 months.

(2)Operation test shall be conducted according to Annex 1 to this Regulation as the condition for verification according to paragraph 1, in the case of technical means outlined in S. 30 par. 1 of the Act.

(3)The assessment of risks shall be made on the basis of

- a) identification of classified information levels and determination of the amount of classified information that is or will be contained in the facility, in particular in the light of consequences of its disclosure or misuse;
- b) description and assessment of threats to this classified information;
- c) description and assessment of vulnerability of classified information to these threats;
- d) determination of the level of the risk as “small”, “medium” or “high” on the basis of assessment of threats to and vulnerabilities of classified information.

(4)When changes are made in the protective physical security measures, the user of the facility or a person authorised by him/her shall immediately ensure that provisions of the physical security project are complied with.

(5)The structure of the physical security project is laid down in Annex 1 to this Regulation.

### **Section 11**

#### **Elements of the request for technical means certification**

(1)The following shall be contained in the request for technical means certification

- a) the identification of an applicant by
  1. the name of the company or the name, location and registration number should the applicant be a legal person;

2. the name of the company or the name and surname or any differentiating affix, permanent residence address and the place of business activity if different from the permanent residence, date of birth and identification number should the applicant be a natural person pursuing business; or
  3. the name, location, registration number and the name and surname of the responsible person in the case of the State body;
- b) the listing and identification of technical means and the list of documents being submitted.

(2)The following shall be enclosed to the request according to paragraph 1

- a) the specification and description of the technical means;
- b) the declaration of absence of defects or declaration of compliance of the technical means<sup>8</sup>;
- c) the certificate of compliance or declaration of the same composition and design of the technical means, which contains the declaration of the producer that the technical means will be produced in the same composition and design as specified in evaluation according to S. 46 par. 14 of the Act;
- d) the evaluation according to S. 46 par. 14 of the Act.

### Section 12

The validity period of the certificate is based on the validity period of the evaluation according to S. 46 par. 14 of the Act.

### Section 13

The format of the certificate of the technical means is shown in Annex 2 to this Regulation.

### Section 14

Technical means as outlined in S. 30 par. 1 of the Act may be used on the expiry of the validity period

<sup>8</sup> Act N. 22/1997 Coll., to make provisions for technical requirements imposed on products and to alter and amend some other laws, as amended.  
Act. N. 102/2001 Coll., to make provisions for general security of products and to alter some other laws (Act on the General Security of Products), as amended.

of its certificate in a manner and under conditions laid down in Annex 1 to this Regulation.

### Section 15

#### Elements of the request for conclusion of a contract for providing services

The request for conclusion of a contract for providing services<sup>9</sup> shall contain the following

- a) the applicant identification according to S. 11 par. 1(a);
- b) the name and surname of a contact officer of the applicant and his/her contact address;
- c) identification of the corresponding specialized site of the applicant (the subject matter of activities and detailed specification of location of the site being charged, the name and surname of a contact officer and his/her contact address);
- d) the specification of activities, which are to be carried out according to the contract for providing services;
- e) the copy of an entry in the Commercial Register or of an entry in the Register of Trades and the verified copy of valid decision or clearance of:

1. The decision to grant authorization, where the scope of activities in assessment of the compliance involves the technical means as outlined in S. 30 par. 1 of the Act, which will be issued by the Office for Technical Standardisation, Metrology and State Quality Control<sup>10</sup>;
2. The certificate of accreditation including the annex, where the subject of accreditation involves certification of the technical means as outlined in S. 30 par. 1 of the Act, which will be issued by the Czech Institute for Accreditation<sup>11</sup>; or
3. The certificate of accreditation including the annex, where the subject of the accreditation involves the testing of technical means as outlined in S. 30 par. 1 of the Act, which will be issued by the Czech Institute for Accreditation<sup>11</sup>.

<sup>9</sup> S. 46 par. 15 and S. 52 of the Act N. 412/2005 Coll.

<sup>10</sup> S. 13 of the Act N. 505/1990 Coll., on Metrology, as amended.

<sup>11</sup> S. 14 of the Act N. 22/1997 Coll.

Notification of the Ministry of Industry and Commerce N. 272/1998 Coll.

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**Section 16**  
**Coming into force**

This Regulation shall come into effect on 1  
January 2006.

Director

Signed

Mgr. Mareš