
Time Stamping Service – Terms of Use
Version 1.01 | 16-Jan-2020

emSign Time Stamping Services are provided by eMudhra (Represented by eMudhra Technologies Limited and its affiliates), hereinafter referred to as “emSign”. The purpose of these Terms of Use (ToU) is to define the conditions under which emSign provides the Time Stamping Service, hereinafter referred to as “Service”.

The term “User” includes the Subscribers and Relying Parties to this service. The acceptance of the User to this ToU is materialized by consuming or relying on the Service.

Before any use of the Service, the User shall acknowledge:

- that they have read these ToU;
- they have the legal capacity which enables them to commit to the terms of this ToU;
- that they accept the ToU without any reservation.

The purpose of this ToU is to define the conditions for accessing and using the Time-Stamping Service. They supplement the emSign Time Stamping Policy / Time Stamping Practice Statement (TSP/TSPS) which takes precedence. The acceptance of this ToU shall include the acceptance of emSign TSP/TSPS and other applicable policies defined there-in.

This ToU is made available to them by emSign on its website, or on demand.

The provisions of these ToU take precedence over any other terms or arrangements made during the purchase, consumption or relying on the service. In the case of modification of these terms, the User will be so informed through publication of new version of this ToU in emSign website.

The headings in this document are for reference purposes only and will not affect the meaning or construction of the terms of this document.

1. Definition

The definitions, unless explicitly defined in this document, shall be referred through emSign Time Stamping Policy and Time Stamping Practice Statement (TSP/TSPS).

2. The Service

The Service makes it possible to Time Stamp Documents using Time-Stamp Tokens issued according to the TSP/TSPS which describes more precisely the implementation and organization of the Service.

Access to the service requires necessary compatible software equipment and materials to access the Service. Use of the Service through the API may require the information system of the User to be configured in accordance with the requirements of the Service Documentation.

The User sends the Document (Time Stamp Request) to be Time-Stamped to the Service, through the API or through an online interface, in accordance with the corresponding documentation. In response to the User’s query, the Service sends a Time-Stamp Token (TST) as described in the TSP/TSPS.

The Service shall not be used in any unlawful or illegal manner, or in a way it would impact on the privacy or rights of a person / organization as may be prohibited by law.

3. Guarantees And Disclaimers

Subject to compliance by the User with the ToU, emSign guarantees the full compliance of the Time-Stamp Tokens created using the Service. The Time-Stamping performed through the Service benefits from a presumption of accuracy as regards the date and the time contained in the Time-stamp token and the integrity of the request (document) to which this Time-stamp token relates.

The Time-Stamp Service is synchronized with coordinated universal time so that the Time-stamp tokens are accurate to within one (1) second. The Time-stamp tokens are signed / sealed by corresponding TSU certificate, operated by TSSP in the name of TSA.

In the case of an event affecting the security of the Service and which could have an impact on the Time-stamp tokens, appropriate information will be made available to the Users through the publication in emSign website.

emSign does not guarantee that the Service is suited to the needs of the User. It is the responsibility of the User to verify this suitability, in particular by making sure that the provisions of the emSign TSP/TSPS meet their own requirements.

4. Obligations Of The User

The User undertakes to verify the validity of the Time-Stamp Tokens upon receipt in accordance with the verification procedure necessary. The Time-Stamp Tokens can be verified for a period of corresponding certificate validity from the date on which they were issued. The private keys of TSUs are changed every year along with corresponding TSU certificate, which will make the Time Stamp Token issued in the last second of Private Key Validity to be verifiable till one year lesser than TSU certificate validity period.

The User also undertakes to verify that the Time-Stamp Token received from the Service corresponds to the request sent.

The Service may not keep an archive of the Time-stamp Requests received and Time-Stamp Tokens issued, and hence, the User shall be obligated to archive the same, if necessary.

The User undertakes to provide emSign with accurate information for the use of the Service.