European Strategy for data

Fields marked with * are mandatory.

Introduction

Europe is undergoing a digital transition that is changing our societies and economies at an unprecedented speed. Data is at the core of this transformation. It has an impact on all economic sectors and also on the daily lives of citizens.

The aim of the European strategy for data is to create a single European data space: a genuine single market for data, where personal as well as non-personal data, including confidential data, are secure. This will make it easier for businesses and public authorities to access an almost infinite amount of high-quality data to boost growth and create value, while reducing the carbon footprint of the EU economy.

To fulfil this ambition, the EU can build its single market for data on a strong legal framework in terms of data protection, freedom to provide services and of establishment, fundamental rights, safety and cybersecurity – and this will be further stimulated by a large degree of interconnection in digital public services. In addition, the EU has a strong industrial base and a recognised technological capacity to build safe and reliable complex products and services, from aeronautics to energy, automotive, medical equipment and digital.

The Commission is putting forward a European data strategy that benefits society and the entire European digital economy. It puts the citizen at the centre of the data-driven economy while ensuring that European companies and public authorities can capitalise on the data they generate and also have better access to the data generated by others.

You can consult the European data strategy here. You are invited to read this document prior to completing the questionnaire.

This public consultation will help shape the future policy agenda on the EU data economy. It will feed into possible Commission initiatives on access to and re-use of data.

It is structured in two sections. The objective of Section 1 is to collect views on the data strategy as a whole. Section 2 is divided into sub-sections. It aims to collect information on three specific aspects announced in the data strategy:

- how data governance mechanisms and structures can best maximise the social and economic benefits of data usage in the EU
- the EU-wide list of high-value datasets that the Commission is to draw up under the recently adopted Open Data Directive
- the role of self-regulation to implement rules on data processing

Depending on your answers, the questionnaire may take approximately 10 minutes.

This consultation will close on 31 May 2020, end of the day.

About you

- *Language of my contribution
 - Bulgarian
 - Croatian
 - Czech
 - Danish
 - Dutch
 - English
 - Estonian
 - Finnish
 - French
 - Gaelic
 - German
 - Greek
 - Hungarian
 - Italian
 - Latvian
 - Lithuanian
 - Maltese
 - Polish
 - Portuguese
 - Romanian
 - Slovak
 - Slovenian
 - Spanish
 - Swedish
- *I am giving my contribution as
 - Academic/research institution
 - Business association
 - Company/business organisation
 - Consumer organisation
 - EU citizen
 - Environmental organisation
 - Non-EU citizen
 - Non-governmental organisation (NGO)
 - Public authority
 - Trade union
 - Other

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 Medium (50 to 2 	,		
Large (250 or me	ore)		
Transparency register	number		
255 character(s) maximum Check if your organisation is on the	ne transparency register. It's a vo	oluntary database for organisations	seeking to influence FU decision
making.	<u></u>		
* Country of origin Please add your country of origin,	or that of your organisation.		
Afghanistan	Djibouti	Libya	Saint Martin
Åland Islands	Dominica	Liechtenstein	 Saint Pierre
Albania	Dominican	Lithuania	and Miquelon Saint Vincent
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Andorra	El Salvador	Madagascar	©

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Angola	EquatorialGuinea	Malawi	Saudi Arabia
Anguilla	Eritrea	Malaysia	Senegal
Antarctica	Estonia	Maldives	Serbia
Antigua and Barbuda	Eswatini	Mali	Seychelles
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Aruba	Faroe Islands	Martinique	Sint Maarten
Australia	Fiji	Mauritania	Slovakia
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Bahamas	French Guiana	Mexico	Somalia
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Burkina FasoBurundi	HondurasHong Kong	Norfolk IslandNorthernMariana Jalanda	TokelauTonga
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Cayman Islands	Iran	Pakistan	Turks and
			Caicos Islands
Central African Republic	Iraq	Palau	Tuvalu
Chad	Ireland	Palestine	Uganda
Chile	Isle of Man	Panama	Ukraine
China	Israel	Papua New	United Arab
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^{*}Publication privacy settings

The Commission will publish the responses to this public consultation. You can choose whether you would like your details to be made public or to remain anonymous. Anonymous Only your type of respondent, country of origin and contribution will be published. All other personal details (name, organisation name and size, transparency register number) will not be published. Public Your personal details (name, organisation name and size, transparency register number, country of origin) will be published with your contribution. I agree with the personal data protection provisions Section 1: General questions on the data strategy Over the last few years, digital technologies have transformed our economy and society, affecting all sectors of activity and the daily lives of all Europeans. Data is at the centre of this transformation, and more is to come as the volume of data produced in the world is growing rapidly. Do you agree that the European Union needs an overarching data strategy to enable the digital transformation of the society? Yes No "More data should be available for the common good, for example for improving mobility, delivering personalised medicine, reducing energy consumption and making our society greener." To what extent do you agree with this statement? Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree I don't know / no opinion Do you think that it should be made easier for individuals to give access to existing data held about them, e.g. by online platform providers, car manufacturers, producers of wearables, voice assistants or smart home appliances, to new services providers of their choosing, in line with the GDPR? Yes No Which mechanism(s) do you think would help achieve this? A compelling offer to use the data that brings benefits to the individuals Practical solutions that allow individuals to exercise control, such as mobile and online dashboards or apps

Additional rights in law

I don't know / no opinion

Other

If other, please specify 200 character(s) maximum
Have you faced difficulties in recruiting data professionals (workers who collect, store, manage, analyse, interpret and visualise data as their primary or as a relevant part of their activity) during the last 2 years? Yes No
'General data literacy across the EU population is currently insufficient for everyone to benefit from data-driven innovation and to become more active agents in the data economy. 'To what extent do you agree with this statement? Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree I don't know / no opinion
One area of study are difficulties experienced in accessing and use data from other companies. With the following questions we seek to further examine the importance and the nature of data access issues in business-to-business situations.
Have you had difficulties in using data from other companies? YesNo
What was the nature of such difficulties? Impossibility to find companies to supply data of relevant quality Denied data access Prohibitive prices or other conditions considered unfair or prohibitive Technical aspects relating to both data interoperability and transfer mechanisms Other I don't know /no opinion
If other, please specify
200 character(s) maximum

A specific class of data are non-personal data generated by smart machines or devices connected to the Internet-of-Things in professional use, such as smart tractors used in farms or smart robots in use in a factory. Data generated by such machines or devices are typically 'co-generated' by several parties, such as: manufacturer of a smart device, lawful user of the smart machine or device etc.

'It is currently challenging to define solutions on the allocation of the rights to use data coming from smart machines or devices that are fair for all parties concerned'. To what extent do you agree with this statement?

- Strongly agree
- Somewhat agree
- Neutral
- Somewhat disagree
- Strongly disagree
- I don't know / no opinion

'The EU should make major investments in technologies and infrastructures that enhance data access and use, while giving individuals as well as public and private organisations full control over the data they generate.' To what extent do you agree with this statement?

- Strongly agree
- Somewhat agree
- Neutral
- Somewhat disagree
- Strongly disagree
- I don't know / no opinion

'The development of common European data spaces should be supported by the EU in strategic industry sectors and domains of public interest (industry /manufacturing, Green Deal, mobility, health, finance, energy, agriculture, public administration, skills).'To what extent do you agree with this statement?

- Strongly agree
- Somewhat agree
- Neutral
- Somewhat disagree
- Strongly disagree
- I don't know / no opinion

Are there general comments you would like to make about the data strategy?

3	300 character(s) maximum		

Section 2.1 - Specific questions on future actions: Data governance

The use of data in the society and the economy raises a series of questions of legal, ethical, organisational and technical nature. Many angles need to be looked at in order to fully reap the benefits of the use of data without harm.

With the term 'data governance' we seek to refer to the set of legal, organisational and technical rules, tools and processes that determine the use of data by the public sector, business, individuals, civil society organisations, researchers.

This may translate into establishing mechanisms for data governance at European level which may support data-driven innovation in different ways:

- At cross-sector level, it could identify the need for standards to facilitate data-sharing, including for the various actions to be taken in this regard (identification, authentication, access control). It could identify use cases in which cross-sector data re-use is supported by standardisation. It could provide technical guidance on technologies for lawful processing of data in accordance with data protection legislation, the need to protect of commercially sensitive information as well as competition law.
- At sector-specific level, data governance could be developed, building on existing structures and coordination mechanisms.

'Data governance mechanisms are needed to capture the enormous potential of data in particular for cross-sector data use.' To what extent do you agree with this statement?

- Strongly agree
- Somewhat agree
- Neutral
- Somewhat disagree
- Strongly disagree
- I don't know / no opinion

Standardisation

Significant interoperability issues impede the combination of data from different sources within sectors, and even more so between sectors. One such issue is the absence of a consistent description of the data, including information on how it has been gathered. This can impact on data discoverability and on the capacity to evaluate data quality. Another issue is the differences between data models used for similar or identical information assets. This constitutes a barrier for re-users, both commercial and from academia. Standardisation is one of the means to respond to these challenges.

'The re-use of data in the economy and society would benefit greatly from standardisation to improve interoperability.' To what extent do you agree with this statement?

- Strongly agree
- Somewhat agree
- Neutral
- Somewhat disagree
- Strongly disagree
- I don't know / no opinion

 Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree I don't know / no opinion 	
Which of the following elements do you consider to be the most useful in terms of standardisation? Metadata schema Metadata variables (semantic interoperability at the metadata level), including ontologies, controlled vocabularies and agreed thesauri Data formats Common data models Data exchange protocols Application Programming Interfaces (APIs) Licences or licence terms Other I don't know / no opinion	
If other, please specify 200 character(s) maximum	
What role should EU or national government bodies take in standardisation? Provide necessary funding in order to ensure open standards Take an active role in the prioritisation and coordination of standardisation needs, creation and updates Be directly involved in defining standards Provide funding to test draft standards in practice and develop tools to implement them early-on Other Governments should not have a role in standardisation I don't know / no opinion	
If other, please specify 200 character(s) maximum	
200 onaraolor ₁ 0) maximum	_
Secondary use of data	_

'Future standardisation activities need to better address the use of data across sectors of the economy or domains of society.' To what extent do you agree with

this statement?

Sensitive data (e.g. health data) stored in public databases has a high potential for re-use for the public interest. However, it is normally not possible to open such data as 'open data' and specific efforts are

necessary on the side of the public sector data holder. Some statistical offices have put structures in place for processing of statistical micro-data for research. In some countries, similar approaches are taken for certain social services or health information. With these questions we seek to understand whether such approaches should be broadened to other types of data and what types of services should be offered.

'Public authorities should do more to make available a broader range of sensitive data for R&I purposes for the public interest, in full respect of data protection rights.' To what extent do you agree with this statement?

 Strongly agree Somewhat ag Neutral Somewhat dis Strongly disag I don't know / 	ree sagree gree		
 Help the re-us of data (one-s) Ensure that the deadlines Assess wheth others (of the use-cases) Be able to produce of the possion available, so the used 	ne request for data accertine re-use of the data persons/companies who wide anonymisation of stability to process data withat the user does not not enough the outset the legal rules course mechanisms to describe the second of the course mechanisms to describe the course mechanisms.	authority that is holdenss is processed faster a could potentially har ose data is being use specific data for concrithin a secure environed to obtain a copy on the purposes for w	r of a specific set r, within agreed rm the interests of d) for concrete ete use-cases ment it makes of the data which the data can
If other, please spe	•		

Data altruism

Data altruism is about making it easier for individuals to allow the use of the data they generate for the public good, if they wish to do so, in full compliance with the GDPR and namely on the basis of consent as a legal basis. This is sometimes referred to as 'data donation', a term that could be misunderstood to mean that the consent to the processing of such data in question cannot be withdrawn. Article 7 of the GDPR provides that consent can always be withdrawn and there is no intention to change this rule for 'data altruism'.

Do you think that law and technology should enable citizens to make available their data for the public interest, without any direct reward? O Yes O No O I don't know / no opinion
For which of the following purposes would you be willing to make data available: For health-related research For aspects relating to the city/municipality/region I live in, including for example improving mobility, to improve environmental challenges that can be addressed through action at local or regional level For other public interest purposes None of the above I don't know / no opinion
If for other public interest purposes, please specify 200 character(s) maximum
Do you think there are sufficient tools and mechanisms to "donate" your data? O Yes O No O I don't know / no opinion
In which of the following domains do you see potential for the use of 'contributed' data: For health-related research For aspects relating to the city/municipality/region I live in, including for example improving mobility, to improve environmental challenges that can be addressed through action at local or regional level For other public interest purposes None of the above I don't know / no opinion
If for other public interest purposes, please specify 200 character(s) maximum
What would support the usefulness of 'data altruism' mechanisms as a means to build up data pools for research and innovation: A standard form for obtaining consent (and, where necessary, requesting data portability) from the individual in line with the GDPR A European approach to obtaining consent that is compliant with the GDPR Public registers of persons that are willing to make available some of their data for research or innovation purposes

The existence of intermediary infrastructures such as personal data spaces /wallets/stores controlled by each individual from which the data could be retrieved
Additional EU legislation on data altruism relating to deceased persons
Information campaigns sensitising individuals on the subject matter, e.g. via clinical practitioners
Measures to mitigate inherent bias in the data collected through this means
Other
f other, please specify
200 character(s) maximum

Data intermediaries

In the data economy, novel intermediaries such as 'data marketplaces' or 'data brokers' are increasingly aiming to support business-to-business data sharing with a range of services such as match-making, offering dedicated sharing platforms, including technology on controlled access and use, as well as legal support.

'Such intermediaries are useful enablers of the data economy.' To what extent do you agree with this statement?

- Strongly agree
- Somewhat agree
- Neutral
- Somewhat disagree
- Strongly disagree
- I don't know / no opinion

Section 2.2 - Specific questions on future actions: identification of high-value datasets

The recently adopted <u>Directive 2019/1024/EU</u> (Open Data Directive) introduces the concept of high-value datasets (HVDs), defined as documents the re-use of which is associated with important benefits for society and the economy (e.g. job creation, new digital services, more efficient and evidence-based policy making). Under the directive, the Commission is required to adopt an implementing act setting out a list of specific high value datasets within the thematic categories listed in Annex I to the directive (geospatial; earth observation and environment; meteorological; statistics; companies and company ownership; mobility). The directive specifies that those datasets shall be made available for re-use free of charge, in machine-readable formats, provided via application programming interfaces (APIs) and, where relevant, as bulk download.

The answers to the questions below will help the Commission draw up an EU-wide list of specific high-value datasets.

'The establishment of a list of high-value datasets, to be made available free of
charge, without restrictions and via APIs, is a good way to ensure that public sector
data has a positive impact on the EU's economy and society.' To what extent do
you agree with this statement?

- Strongly agree
- Somewhat agree
- Neutral
- Somewhat disagree
- Strongly disagree
- I don't know / no opinion

Apart from the potential to generate socio-economic benefits, please indicate the relevance of the following additional factors to be taken into account when selecting datasets for the future list of high value datasets:

	Very relevant	Relevant	Neutral	Not relevant	Not relevant at all	I don't know / no opinion
The re-use of the dataset would increase if it was provided free of charge.	©	0	0	0	©	0
The dataset belongs to a thematic area in which there are few EU-level requirements for opening up data.	•	•	•	•	•	•
The re-use of the dataset would increase if its availability under uniform conditions was ensured across the entire EU.	•	0	•	•	•	•
The re-use of the dataset would increase if it was available via an application programming interface (API).	0	0	0	0	0	0

lf	other	factors:	please	specify
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20	200 character(s) maximum				

Under the Open Data Directive, specific high-value datasets will have to be available free of charge, in a machine-readable format, provided via APIs and, where relevant, provided as a bulk download. Please indicate the relevance of each of the other arrangements indicated below to improve the re-usability of

specific high-value datasets.

	Very relevant	Relevant	Neutral	Not relevant	Not relevant at all	I don't know / no opinion
Licensing and other terms applicable to re-use	0	©	0	0	0	0
Standardised formats of data and metadata	0	0	0	0	0	0
Possibility of user feedback	0	0	0	0	0	0
Specific technical arrangements for dissemination	0	0	0	0	0	0

If other arrangements, please specify:
200 character(s) maximum
Please specify which specific technical arrangements for dissemination:
200 character(s) maximum

EU programmes may provide funding to enhance the availability and re-use of high-value datasets across Europe. For each of the following activities, please indicate how relevant it is to support them.

	Very relevant	Relevant	Neutral	Not relevant	Not relevant at all	I don't know / no opinion
Improving the quality (e.g. machine-readability) and interoperability of the data /metadata	0	•	0	•	•	•
Ensuring sustainable data provision via application programming interfaces (APIs)	0	0	0	0	0	0
Engaging with re-users (promoting the data, co-defining use-cases)	0	0	0	0	0	0

If other activities, please specify: 200 character(s) maximum According to your experience and the expected potential of concrete datasets, indicate up to three specific datasets that should be listed in each of the thematic categories of high-value datasets, as referred to in Article 13(1) of the Open Data Directive: Specific datasets Geospatial Earth observation and environment Meteorological **Statistics** Companies and company ownership **Mobility** Section 2.3 - Specific questions on future actions: the (self-/co-) regulatory context of cloud computing Data processing that underpins data sharing, in particular in common European data spaces will increasingly be performed in cloud and edge infrastructures. Such infrastructures can present cost-effective alternatives and, in the case of edge computing, enable real-time data processing in a connected device. Cloud and edge services are covered by European rules like the General Data Protection Regulation and the Free Flow of Non-personal Data Regulation, and implementation of these rules can happen by means of self-regulatory schemes like codes of conduct. To ensure that cloud and edge services offered in Europe are secure, user friendly and compliant with the rules, the applicable rules should be implemented by service providers in an appropriate and transparent way. Does your organisation use and/or provide cloud or edge services? Yes, my organisation uses cloud or edge services

Does your organisation use:

None of the two

Yes, my organisation provides cloud or edge services

- Cloud
- Edge
- Both cloud and edge

Does your organisation provide:

Cloud

EdgeBoth cloud and edge
Please explain why you do not use cloud, edge or neither of the two: 200 character(s) maximum
Do you believe the cloud market currently offers the technological solutions that you need to grow and innovate your business? O Yes No
Do you feel that your organisation's sensitive data is adequately protected and secured by the cloud services you use? Yes No
Please specify the problems 200 character(s) maximum
Have you experienced problems in the context of the current functioning and constitution of the market for cloud services in Europe? Yes No
Do these problems relate to: Cost of cloud services A limited possibility to switch providers, please specify Asymmetry of power of negotiation between customer and provide, please
 specify Contractual practice on the market, including unilateral change of terms and conditions, please specify Security risks, including leakage of data or intellectual property Other
Please specify 200 character(s) maximum
Do you perceive risks emerging from the current functioning and constitution of the market for cloud services in Europe? O Yes No

Do these risks relate to: Cost of cloud services A limited possibility to switch providers, please specify Asymmetry of power of negotiation between customer and provide, please specify Contractual practice on the market, including unilateral change of terms and conditions, please specify Security risks, including leakage of data or intellectual property Other
Please specify 200 character(s) maximum
Does your organisation have flexibility to procure/adopt new and innovative cloud
solutions if they emerge on the market? O Yes No
Is this related to: Technical barriers Legal/contractual barriers Economic/cost barriers Security barriers Other barriers
If technical barriers, please specify 200 character(s) maximum
If legal/contractual barriers, please specify 200 character(s) maximum
If economic/cost barriers, please specify 200 character(s) maximum
If acquirity barriers, places aposify
If security barriers, please specify 200 character(s) maximum
If other barriers, please specify 200 character(s) maximum

Is your organisation aware of self-regulatory schemes for cloud/edge services (for example, codes of conduct or certification schemes)? Yes No
Please indicate in which of the following areas you are aware of self-regulatory approaches: Data protection Data portability Security Energy efficiency Other
If other, please specify 200 character(s) maximum
Can you please name the specific schemes that you are familiar with? 200 character(s) maximum
How do you believe market awareness of these schemes could be raised? 300 character(s) maximum
Do you believe a self-regulatory approach is appropriate to identify best practices to apply EU legislation or self-regulation? O Yes No

If yes, do you believe a self-regulatory approach is appropriate to identify best practices to apply EU legislation or self-regulation relating to:

	Yes	No	I don't know / no opinion
Data protection	0	0	0
Data portability	0	0	0
Security	0	0	0
Energy-efficiency	0	0	0
Other	0	0	0

If other, please specify
200 character(s) maximum
Please explain why:
200 character(s) maximum
Would it be beneficial for your organisation if applicable rules for cloud and edge would be bundled and corresponding information made available by the European
Commission?
© Yes
© No
I don't know / no opinion
Thank you for your contribution to this questionnaire. In case you want to share further ideas on
these topics, you can upload a document below.
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Only files of the type pdf,txt,doc,docx,odt,rtf are allowed
Final comments