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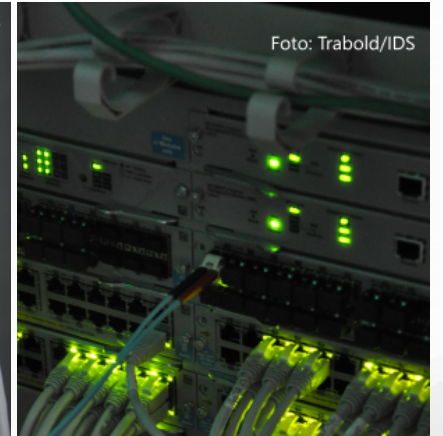


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EU DATA GOVERNANCE ACT: NEW OPPORTUNITIES AND NEW CHALLENGES FOR CLARIN

- European Strategy for Data:
 - European Commission's Communication of 19 February 2020
 - Stakeholders Consultation (until 31 May 2020)
 - Series of proposed Regulations:
 - The Data Governance Act (25 November 2020)
 - Regulation 2022/868 of 30 May 2022 (entry into application 24 September 2023)
 - The Digital Services Act (15 December 2020);
 - The Digital Markets Act (15 December 2020);
 - The Artificial Intelligence Act (21 April 2021);
 - The Data Act (23 February 2022).
 - Common European Data Spaces
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DGA: AN OVERVIEW

- Re-use of protected data held by Public Sector Bodies
 - Supervisory framework for the provision of Data Intermediation Services
 - Framework for Data Altruism Organisations
 - Establishment of a European Data Innovation Board
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RE-USE OF PROTECTED DATA HELD BY PUBLIC SECTOR BODIES

- DGA: protected data (copyright, personal data) held by public sector bodies should also be made available for re-use
 - Possible requirements:
 - access granted only to anonymised or otherwise pre-treated data
 - access only within a secure processing environment
 - Where re-use cannot be allowed, public sector bodies should provide assistance to potential re-users in seeking consent/permission
 - Each Member State shall designate at least one competent body to assist public sector bodies in fulfilling these tasks (incl. guidance and technical support)
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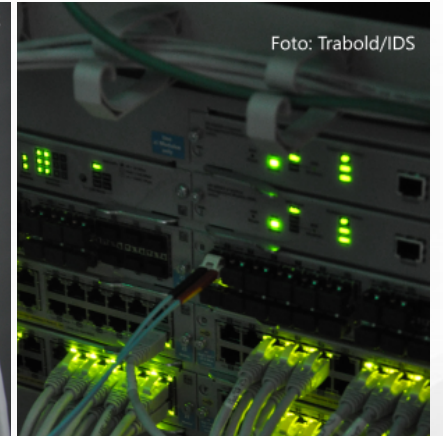
- Data Intermediation Services (DIS) include:
 - intermediation between data holders and data users, incl. provision of technical means to enable such services (platforms, databases, infrastructures)
 - Providers of DIS shall submit a notification to a competent authority
 - list of requirements, e.g. prohibition of re-use for own purposes
 - Exception: does not apply to not-for-profit entities whose activities consist of seeking data to collect for objectives of general interest, UNLESS they aim to establish commercial relationships between data holders and users.
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- Definition in the DGA: voluntary sharing of data on the basis of the consent of data subjects, or permissions of data holders without seeking or receiving a reward (beyond compensation related to the incurred costs), for objectives of general interest (e.g. scientific research)
 - Obligations of registered organisations:
 - transparency (detailed records, reporting)
 - prohibition to re-use data for other purposes than specified by the data holder
 - appropriate level of data security
 - tools to obtain necessary consent/authorisation, and to withdraw it
 - Competent authorities to monitor and supervise compliance
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- The European Commission shall adopt:
 - a Rulebook for data altruism organisations
 - information to give to data subjects/holders before they consent for data altruism
 - technical and security requirements
 - communication roadmap (taking a multi-disciplinary approach)
 - recommendations for interoperability standards
 - a European Data Altruism Consent Form
 - to enable collection of ‘altruism’ data across the EU in a uniform format
 - modular approach (customisation possible)
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- Experts from competent authorities and other experts
 - At least three subgroups:
 - advice on DGA (data intermediation services / data altruism organisations / re-use of protected data from public sector bodies)
 - technical discussions on standardisation, portability and interoperability
 - stakeholder involvement (academia, industry, common European data spaces)
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- CLARIN ERIC — a registered data altruism organisation:
 - receives and distributes data donated on the basis of altruism
 - works with the European Data Innovation Board
 - CLARIN centres:
 - provide public sector bodies with advice and support on data sharing
 - act as registered providers of Data Intermediation Services (some)
 - provide data to business
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