



INSPIRE

Legal Transposition,

Report of a Workshop, Brussels April 2008



43 participants from 19 countries

63 questions processed



On Spatial Data

- Does INSPIRE only covers spatial data required at EU Level ?
- INSPIRE is without prejudice to the PSI directive. Does this mean that public access is limited to environmental information, or can the public access all spatial data under the INSPIRE scope?



On Spatial Data

- When is a data set “newly collected” or “extensively restructured”? Is an entire data set considered as “newly collected” when a single object in the data set is updated? Or does a certain percentage of the data set have to be updated to be considered as “newly collected”? Or does “newly collected” mean that a completely new data set is produced?
- What does “extensively” mean? Is a data set extensively restructured if a new referential system is introduced or if the data models are restructured?



On Spatial Data

- How do we understand the concept of “reference data” ? What if multiple data sets exist on the same theme, collected through different processes?
- How should the depiction and position of common features in cross-border situations between the MS be decided upon?



On Network Services

- Do third parties have the “right” to link their services and spatial data the network ?
- Art. 14(2): Does the possibility to apply charges for view services exclusively concern the producers of **very large volumes of frequently updated** data? In other words, what is the meaning of the word **especially** in this paragraph?



On Data Sharing

- Is “data sharing” the same as “providing” data ?
- In Art. 17 data sharing is limited for purposes of public tasks that may have an impact on the environment. Considering the wide scope of the themes listed in annexes of the Directive, how could "tasks that may have an impact on the environment" be understood to limit data sharing in practise?
- In Art. 13, the confidentiality of personal – commercial – industrial data, as is a reason to limit access Art. 13 (public access) but not in Art. 17 (sharing between public authorities) How should the confidentiality sharing this type of data between public authorities be seen?



On Data Sharing

- The sharing obligation will apply from May 2009, and not - as we had assumed - with the stepwise setting up of SDI in the MS (which means between 2011 and 2019). How should this work in practice? Which measures does the Commission expect the MS to take for guaranteeing the sharing of and access to data without the implementing rules (and thus the interoperability) already in place?



On Data Sharing

- Art.17(3) allows “charging”. What kind of costs are allowed? What is considered “a reasonable return on investment” ?
- What exactly considered a « practical obstacle », given that payment is not, in itself, an obstacle (article 17.3) ?
- The second sentence of Art.17(3) reads : « Any such charges and licenses must be fully compatible with the general aim of facilitating the sharing... ». How must this sentence be understood ? (given that the aim of charging and licensing, when applicable, is not to facilitate the sharing of data, but to finance data and services).



On Implementing Rules and procedures

- What type of legal acts are envisaged for the Implementing Rules?
- What is the process for adoption of Implementing Rules?
- How will the Commission ensure that the Implementing Rules are not a burden on the Member States or a restriction on the technological advances?
- Use of guidelines – will the Commission request the Member States to implement guidelines into national law ? If so, how can Member States make sure that the Commission does not issue rules that the Commission could not make in a Decision or Regulation?



On procedures

- Who will be the responsible on the Community level for data sharing policy controlling (especially in evaluation of licenses used in MS for INSPIRE purposes)?
- What will be the date the Commission will expect the MS will communicate the main provisions of national law which they adopt in the field covered by this Directive?



INSPIRE - Metadata Internet Locator provided by European Commission

INSPIRE DIRECTIVE

Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an infrastructure for Spatial Information in the European Community (INSPIRE) was published in the Official Journal on the 20th April 2007. The INSPIRE Directive entered into force on the 16th May 2007.

The directive is available in the official languages:
Official Journal of the European Union

Headline News

INSPIRE Draft Implementing Rules for Metadata open for public consultation

The INSPIRE Draft Implementing Rules for Metadata are now available for public view and comments. The call for comments is open for a period of eight weeks, until 21 December 2007. Only comments received by the deadline using the template provided will be considered. At the end of this phase of public consultation, the Commission will submit a revised proposal and submit it to the Regulatory Committee as required by the Directive.

Call for comments

The Methodology for the Development of Data Specifications (D 2/0) of the INSPIRE Working Team "Data Specifications" is now available for public view and for comments from SDICs and LMOs. Comments are restricted to registered SDICs and LMOs only.

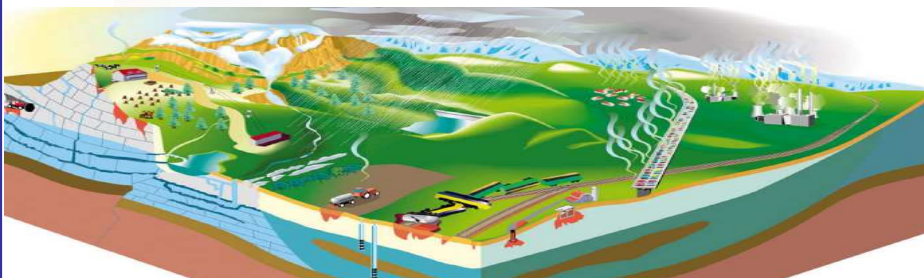
Registered SDICs/LMOs can find the instructions and comment template in the document attached area of this site. The deadline for comments is 31st October 2007.

Call to SDICs and LMOs for candidate specifications and experts

<http://www.ec-gis.org/inspire/>

THANK YOU !!

get to grips with
climate change



YOU CONTROL CLIMATE CHANGE.

TURN DOWN. SWITCH OFF. RECYCLE. WALK. CHANGE

