

Notes from meeting with DG CNECT Data Unit

Present from the European Commission:

- Jirka Pilar, DG CNECT
- Szymon Lewandowski, DG CNECT
- Ramona Macelaru, DG CNECT

Present from FEBIS and ACCIS:

- Enrique Velazquez, DG ACCIS
- Silvia Amaral da Fonseca, MD FEBIS
- Stephanie Verilhac Marzin, Institutional and Regulatory Affairs Coordinator FEBIS

- First, introductions from all participants about the associations and their roles, and about the Commission unit – mainly focused on Data Policies and especially on G2B – government to business data - more particularly regarding Open Data and High Value Datasets
- Comments from FEBIS and ACCIS on the reasons for a Joint Paper, the expectations regarding EU data Strategy and the wish for a large and comprehensive data sector enabling data flows in the credit reporting sector.
- Comments from COM on G2B and Public Sector Data:
 - At the moment focusing on implementation of the Open Data Directive and on the draft Implementing Act on High Value Datasets.
 - HVD containing 6 categories among which company information. It will be enlarged to other data categories after the first Implementing Act is done.
 - Negative point: seeing big resistance from some Member States regarding data protection – leading to remove all personal data from the scope of the HVD.
 - HVDs will be available at no cost and machine readable + API, but not adding any items that are not currently already collected / available for re-use. To extend the scope of data in the HVD would be nice have, but also not possible due to it not being homogenously available through different registries/MS.
 - **COM looking for arguments on how to deal with Member States on the data protection issue with High Value Datasets – any help on experience, concrete practices, difficulties or practical solutions found in our sector would be welcomed by COM people.** Examples on the question about the charging model may also be included.

- B2G (Business to Government data):
 - Data from private sector which will be made available for common benefit
 - To be included in the Data Act 2021 – to be adopted at the end of 2021 – initial consultation and Impact Assessment will start early 2021
 - Aim to unlock potential and will be based on fairness to benefit SMEs
- B2B (business to business data sharing):
 - Will also be part of the Data Act 2021
 - Fair access but in full compliance of competition law and with potential example modalities on fairness
 - Access to data to be organised and incentivised on FRAND (Fair Reasonable and Non-Discriminatory) terms. This would technically rule out mandatory data sharing to ensure data is eventually shared, FRAND will be complemented by dispute settlement agreements.
- EU Common Data Spaces:
 - Part of the EU data Strategy and will also be part of the EU Data Governance plans
 - General framework for data spaces to be put in place: financial services space is one of them
 - Up to sectoral actors to put together rules of engagement and common features
 - All based on voluntary opening up
 - Digital EU programme will also be funding some of the EU Data Spaces (not financial services space at first)
- FEBIS and ACCIS ask for a common and holistic approach as our members struggle to access data within some legislative gaps/contradictions.
- COM: There will be no “Big Bang” in terms of data quantity, but there will be better access to data between sectors.