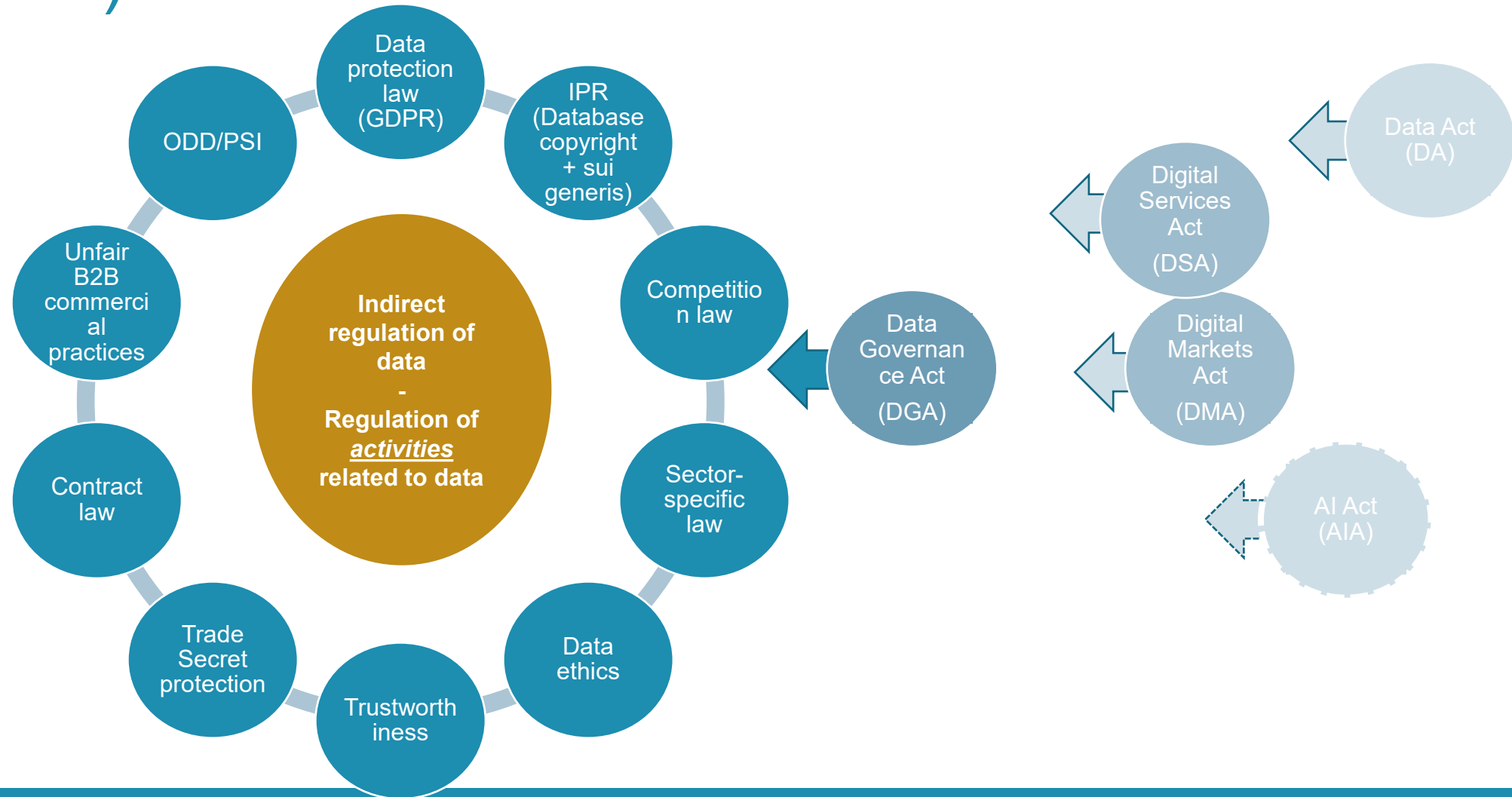


Data regulation – not GDPR

Charlotte Ducuing – Natalie Bertels
www.citip.be

Legal and ethical frameworks related to data (context-specific!)



An increased legislative focus on ‘data’

EC Communication
“Building a
European Data
Economy”

a.o. MMTIS

a.o. Electricity
Directive

EC Data
strategy

EC Data
Governance
Act proposal

EC Data Act
proposal

2016

2017

2019

2020

2020

2022

Regulatory *options* laid
down (i.a.):

- *Data producer’s
right*
- (and/or) data
access rights

Sectoral data access and sharing
obligations

- E.g. EU-wide multimodal travel
information services (transport
modes)
- Electricity data sharing

2-tiered approach

- Horizontal (+/-)
- Sectoral – data
spaces

PSBs
DSSPs
Data altruism org.

IoT co-generated
data
B2B unfair
commercial
clauses reg.
Cloud & edge
computing service
switching
Interop.

The broad picture: the Data Strategy of the EC



Horizontal legislation

(sector-) specific
legislation (data spaces)



Substantive rights

Control, access and sharing rights
(including data portability), incl.
B2B, B2C, B2G, G2B, ...

Institutional framework

(Financial) support to (technical)
data infrastructure +
Data governance regulation (DGA)

Ongoing proposals

Data Governance Act (DGA)

Governance framework for data access and use, increase trust among actors in the data value chain and promote availability of data.

Data Act (DA)

New substantive rights on data (allocation of access and/or control)

AI Act (AIA)

Regulation of different uses of AI with the aim of increasing trust in AI technology and promote their development and use in accordance with EU values

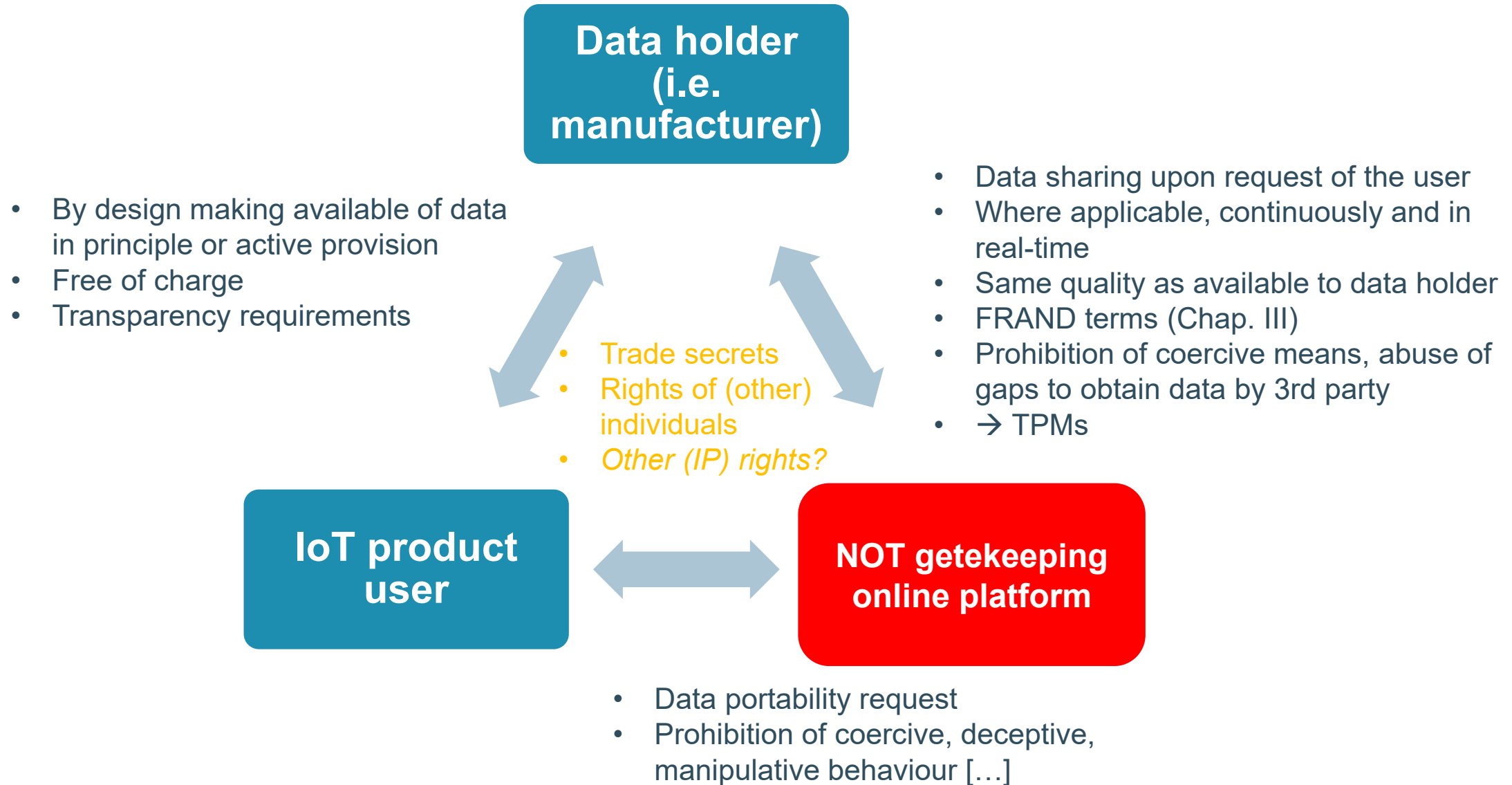
Digital Markets Act (DMA)

Regulation of “gatekeeper” companies with the aim of ensuring a fairer digital market

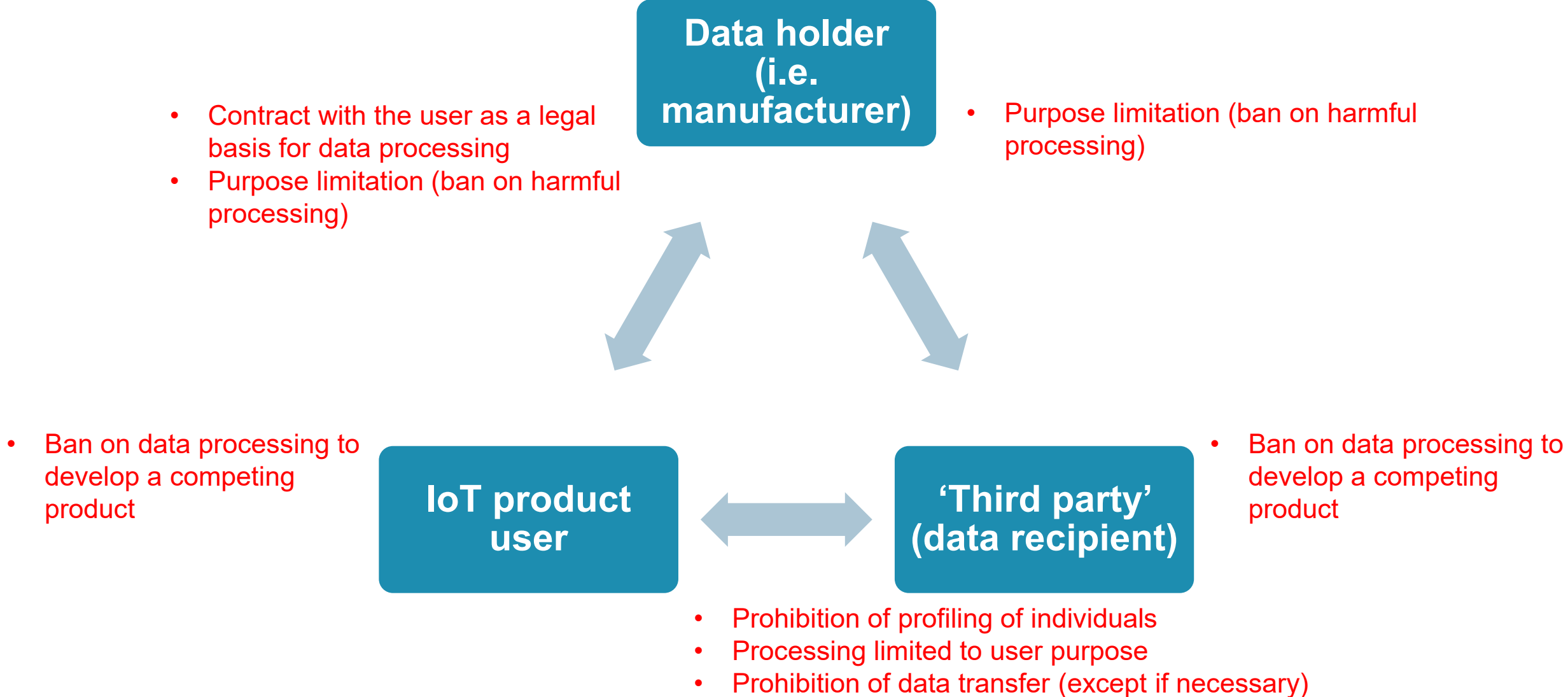
Digital Services Act (DSA)

Responsibilities and obligations for service providers in the online environment

Proposed Data Act: Chapter II – IoT product data



Chapter II – IoT product data



- **Increasing amount of ‘data’ regulations**
- **From ‘data ownership’ to *sui generis* ‘data rights’**
- **(Still) no legal status of data**
- **Personal data vs non-personal data**
- **Data portability gaining traction as a regulatory mechanism**
- **More to come with data spaces (see for instance the Health Data Space Regulation proposal)**
- **Still questions as for how the legal frameworks will interact one with the others**

Thank you for your attention!

Any questions or comments?

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