

Commission Communication on the review of the PSI Directive

PSI Group Meeting- Friday 12th June 2009

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Context

- Directive fully transposed – infringements launched –
- PSI re-use increasing (MICUS, GFII)
- Substitution of PSI
- Cambridge study: marginal costs recommended
- OBAMA Administration – data.gov
- New applications, explosion of web 2.0/ user created content – showmethebetterway, etc
- New sharing of information initiatives: OA, Wikis, SEIS, INSPIRE, Marine Data...



Input

- Member States on-line consultation
- Stakeholders Consultation
- Bilateral discussions; MS, Industrial associations, private re-users
- Study to assess PSI Re-use in the EU (MICUS)
- PSI Directive & Cultural Institutions (Rightscom Study)
- Meetings & seminars (OECD, ePSIplus, etc)



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- Changes brought by the PSI Directive
 - New re-use friendly legislation
 - Phasing out exclusive agreements
 - Charging
 - Conflict resolution mechanisms
- Impact of the Directive
 - Increase PSI re-use
 - Reusers claim that they still face many problems when trying to re-use PSI as:
 - » - PSI is not available for re-use, difficult to find
 - » - Charges are too high and not justified
 - » - Restrictive licensing agreements
 - » - Public task concerns
- Scope of Directive



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- **No intention to propose amendments to the Directive**

- **NEXT STEPS**

i) Member States:

- Ensure full and correct implementation and application of the Directive
- Transposition + Deployment + Industry involvement + Redress
- Terminate exclusive arrangements as prescribed by the Directive
- Apply licensing and charging models that facilitate the re-use of PSI
- Ensure fair competition between public sector bodies and re-users
- Promote the identification and ready availability of information resources
- To set up quick and inexpensive conflict resolution mechanisms.



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- **NEXT STEPS**

- ii) **Commission:**

- Closely monitor implementation and application of the Directive
 - Scrutinise exclusive arrangements (2009-10) in particular
 - Analyse the economic case for marginal costs
 - Encourage exchange of good practices (proactive re-use policies, public tasks, conflict resolution)
 - Further review by 2012, accompanied where appropriate by a proposal for amendments to the Directive



Conclusions

- PSI has enormous potential
 - Political support from the supply side is necessary;
 - Re-use barriers need to be eliminated
- Deployment measures are fundamental
- Re-users will make use and add value to the information if available and must fight for their rights
- Long term journey....

