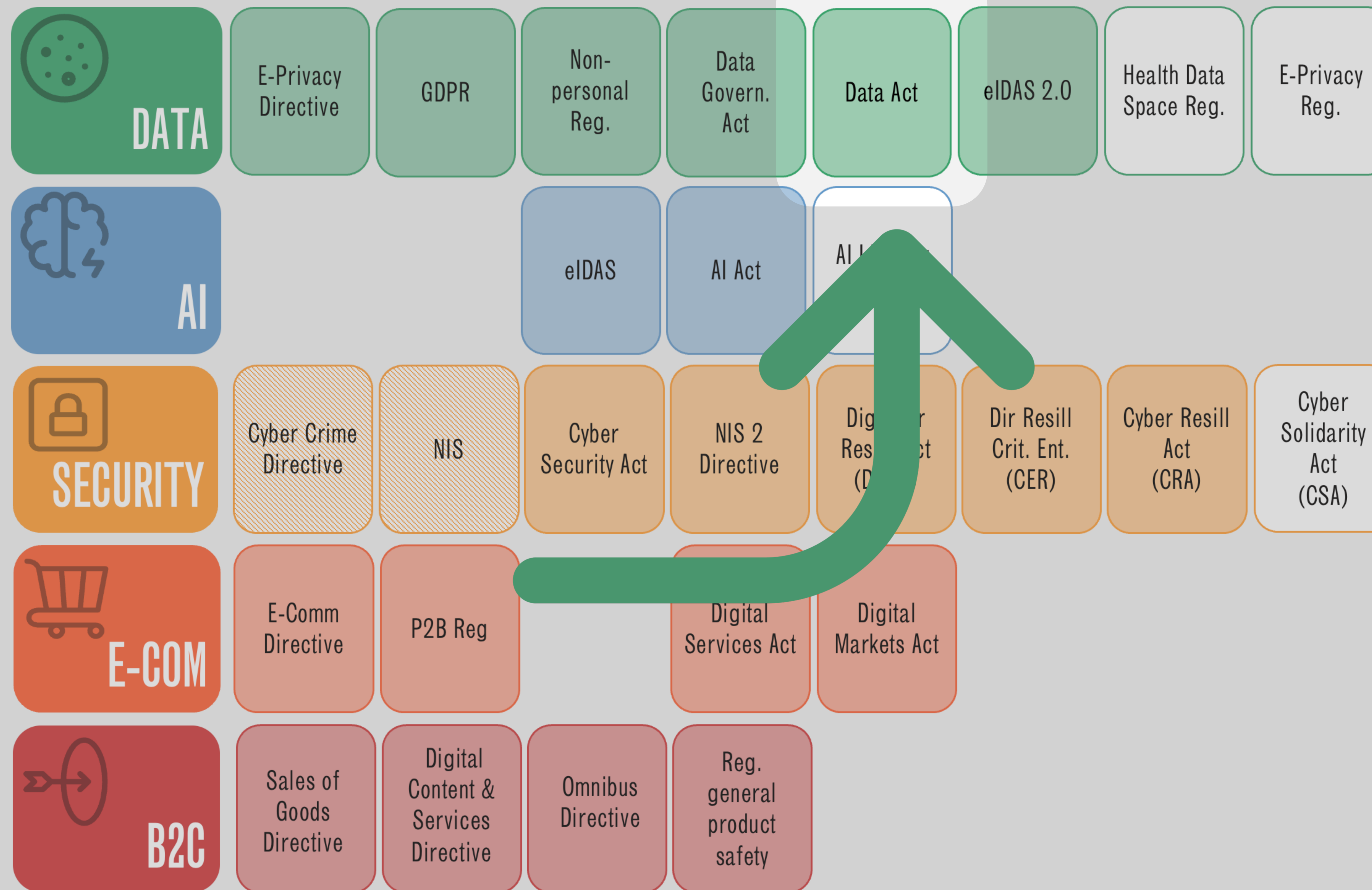


DATA ACT

PROJECT
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DATA ACT IN A NUTSHELL

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Objectives

Unlock unused data

Empower individuals and organizations to make better decisions on insights gleaned from data

The Data Act will enable users to

Gain access to data generated by their connected devices

Share data with third parties for innovative services

Switch more easily between different cloud providers

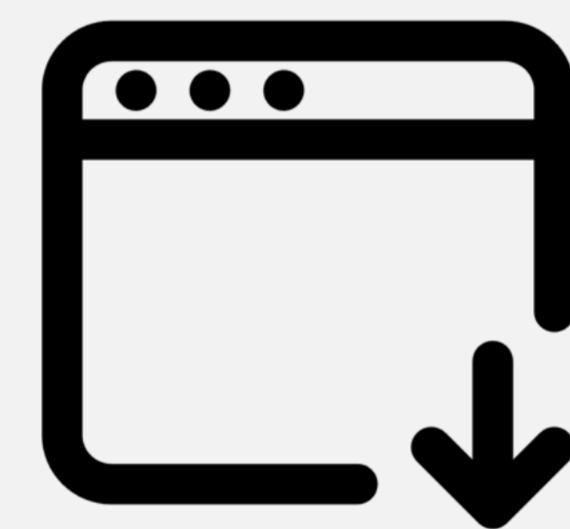


WHAT?

KEY COMPONENTS

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Derived data



Connected product
Can communicate
Collects data about
use/environment



Related service
Connected to
product



Product data
Designed to be
retrievable



**Related service
data**

Including raw and pre-processed data
Including meta data



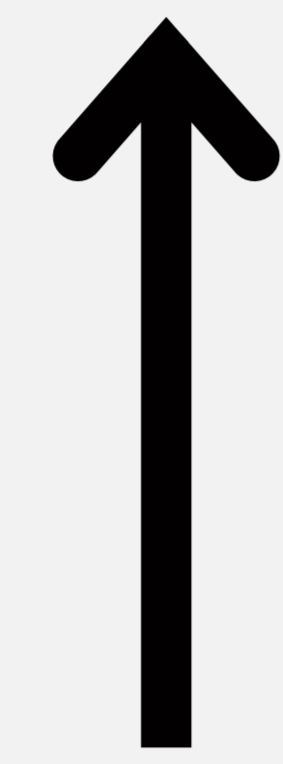
WHO? KEY ACTORS

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User

Owns or has right to use connected product or receives related service (consumers and businesses)



Value Added
Services



Business recipient
of data from data holder

Data recipient

Data holder

Has the statutory right or obligation to use and make available data



HOW?

Rights & Oblig.



Users

- ✔ Easy access to data free of charge
- ✔ Right to share data
- ✘ Violate contractual restrictions
- ✘ Develop competing products

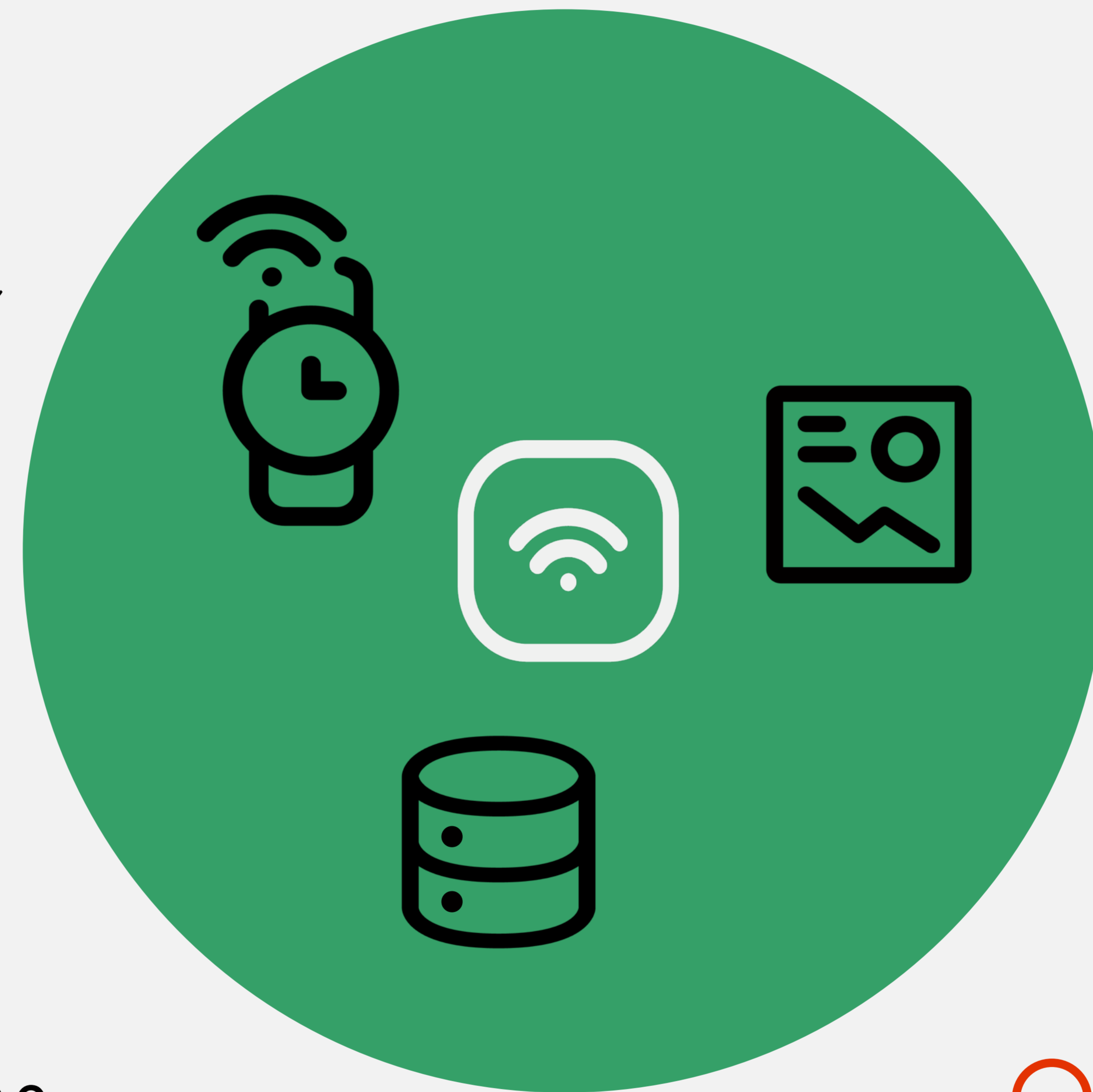


Vis à Vis



Data Holder

- ✔ Data access by design and by default
- ✔ Pre-contractual information
- ✘ Restricted use of non-personal data



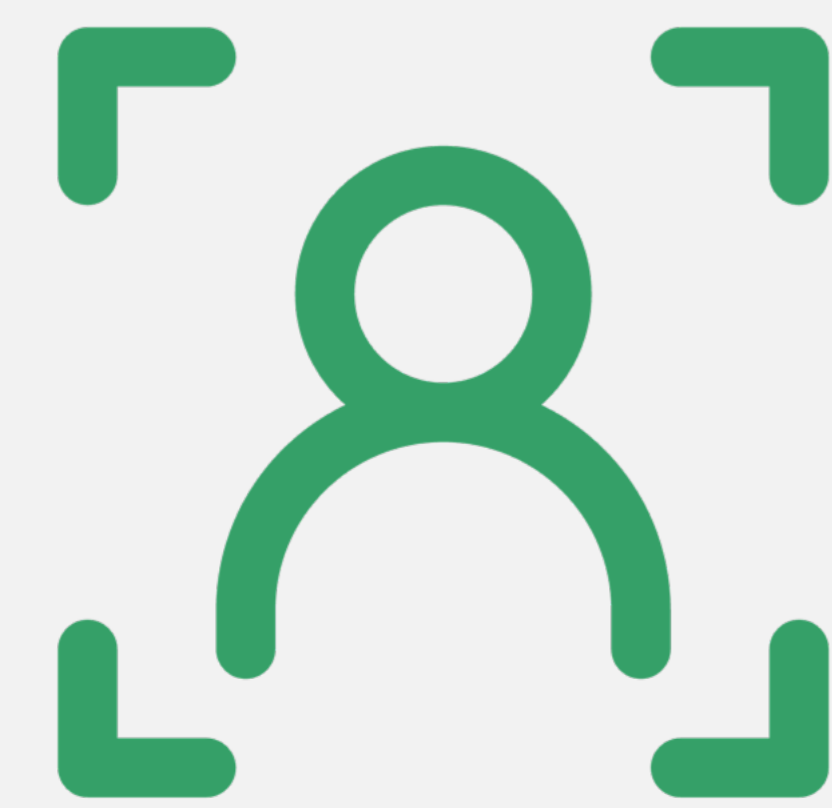
HOW?

Rights & Oblig.

✔ Use data for purposes and on terms agreed with user

⊖ Prohibited acts (e.g. no competing products)

Data Recipient



Data Holder

⊕ Contract on Fair Reasonable and Non-Discriminatory terms (FRAND)

✔ Reasonable compensation for making data available



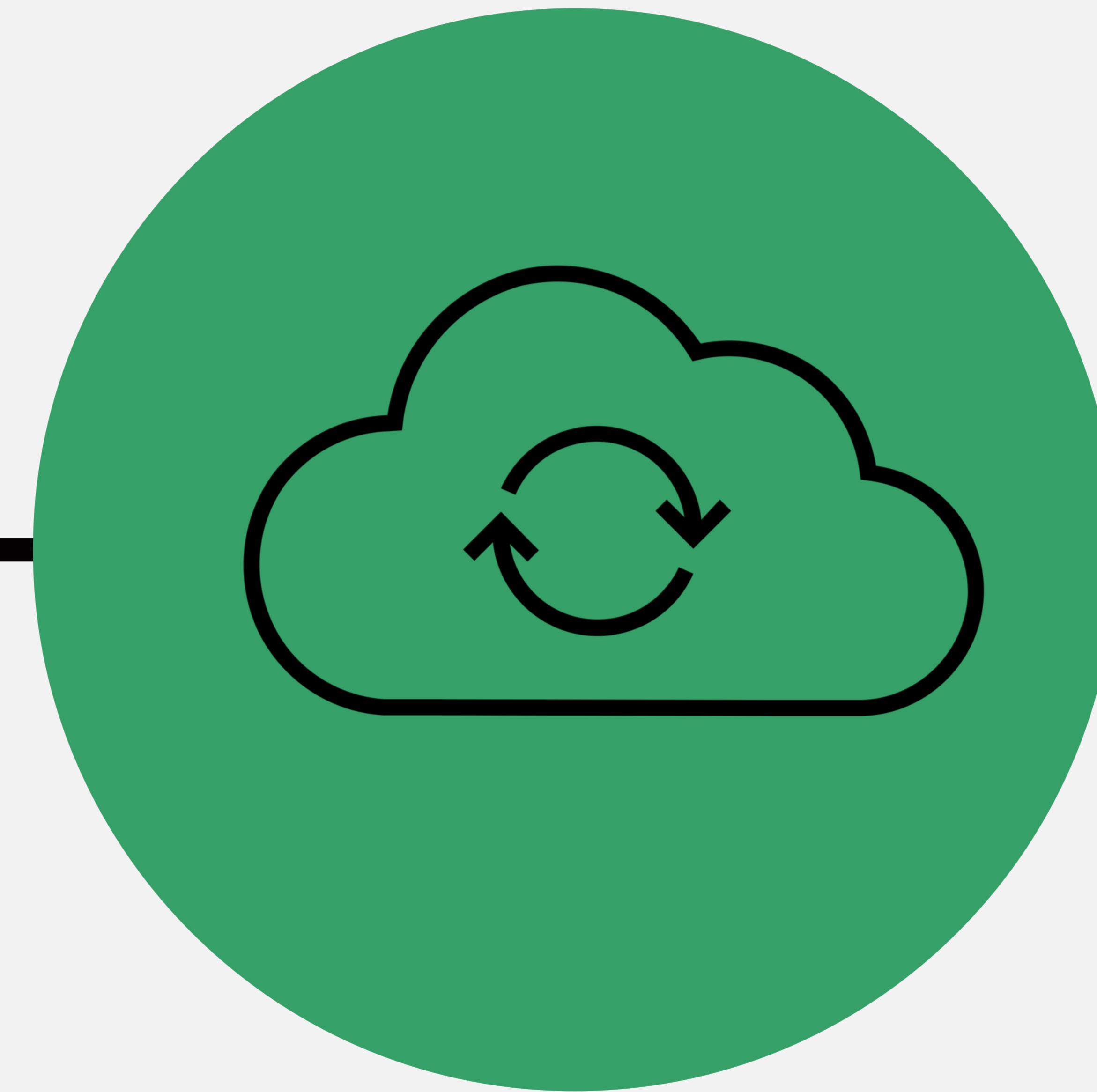
CLOUD

Rights & Oblig.

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Customers

- ✔ Minimal required switch contract terms



Data Processing Service Provider

- ➔ Enable customers to switch easily & remove obstacles
 - ➔ Transparency
- ➔ No switching charges
 - ⊖ Restriction on international transfers of non-personal data



AND?

Enforcement & scope

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Penalties

Set by Member States

Privacy related violations subject to penalty maximums GDPR

Supervisory authority

Designated by Member States

Protection of personal data involved: DPA

Member State where entity has main establishment

Broad territorial application

Irrespective of their origin, products made available on EU market must be compliant



WHEN?

KEY DEADLINES

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-  19 FEB 2020 A European Strategy for Data
-  23 FEB 2022 Proposal Data Act
-  11 JAN 2024 Entry into force Data Act
-  12 SEP 2025 General application Data Act, with some specific exceptions



**FOR MORE
CHECK [PROJECTMOORE.COM](https://projectmoore.com)**

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