# Implementation of the revised re-use Directive in Poland

Timisoara, 17 March 2015



## Challenges

- June 2013/37/EU Directive amending the 2003/98/EC Directive on the re-use of public sector information;
- July 2015 deadline for implementing the directive;
- Biggest change is the extension of the scope of the Directive to libraries, archives and museums



#### **Current situation**

- Re-use is currently regulated by the act on access to public information;
- Access regime to public information is not the same as access to resources held by libraries, archives, museums;
- Access to public information is, in principle, free whereas the new directive foresess possibility to charge for re-using the aforementioned resources.



#### What we want to acheive

- Re-use moved to a new act of law and based on access regimes regulated by specific acts;
- The re-use of documents held by public administration, libraries and archives will be, in principle, free of charge (possible direct costs);
- Museums will be allowed to calculate charges beyond direct costs (with a reasonable return on investment).



### Basically we want to do this

2014
Act on access to public information (chapter 2a – re-use)



2015
Act on the re-use of public sector information



## Why a separate act

- More precise and understandable (for reusers) distinction between access and re-use
- More convenient re-use regulated in one act and not 4 separate ones;
- Re-use considered economic right whereas access is civil right (specified in the Polish Constitution).



#### Re-use conditions

- One option is to make PSI available free of charge and without conditions;
- Possible conditions that can be imposed:
  - inform about the source and time of creating, obtaining information from public institution;
  - inform whether information was modified/processed;
  - responsibility of the obliged entity for the information made available.



## Re-use condictions (II)

- Libraries, archives and museums will be able to impose other re-use conditions than the aforementioned;
- These conditions may not, however, completely prevent the re-use of public sector information.



#### Where are we now?

- Draft legislative guidelines on the re-use of public sector information went through two rounds of public consultations;
- Recently passed by the Council of Ministers' Committee on Digitisation and Committee on European Affairs.



## Further steps (legislative guidelines)

- The Council of Ministers;
- Work on the legislative guidelines ends here.



## Further steps (bill)

- The Governmental Legislation Centre will draft bill on the re-use of public sector information based on the final version of the guidelines;
- Consultation phase of the bill;
- The Parliament;
- Signature by the President.



## When will it be ready

- Act on the re-use of public sector information ready before the deadline;
- Considering the vacatio legis, the new regulation should come into force early 2016.

 Manual for employees of cultural institutions explaining the new regulation.



## How to get information for re-use

- File a request;
- Public Information Bulletins maintained by each obliged entity;
- DanePubliczne.gov.pl open data portal launched in May 2014;





Resources Data providers About CRIP

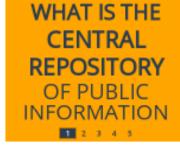
Search for information resources...











narodowe strategiczne ramy odniesienia, bluletyn, narodowa

















Central Repository of Public Information

Privacy policy | API | Accessibility



## New features soon (2.0)

- CKAN based;
- New responsive layout;
- WCAG 2.0;
- Knowledge base for publishers and re-users;
- Open source so others can use and improve it.



## Thank you

Jacek Wolszczak jacek.wolszczak@mac.gov.pl

