

Press Release

Brussels, 28 June 2023

European Parliament and Council reached a political agreement on Data Act

After all meetings at Commission/Parliament's levels, CECRA is pleased to see that Parliament and Council have reached a political agreement yesterday on the Data Act.

For CECRA several important points are present in the text. As mentioned in the press release of the Council, the regulation proposes new rules on who can access and use data generated in the EU across all economic sectors. It aims to:

- ensure fairness in the allocation of value from data among actors in the digital environment stimulate a competitive data market
- open opportunities for data-driven innovation, and
- make data more accessible to all.

The new legislation also aims to ease the switching of providers of data processing services, puts in place safeguards against unlawful data transfer by cloud service providers and provides for the development of interoperability standards for data to be reused between sectors.

The data act will give both individuals and businesses more control over their data through a reinforced portability right, copying or transferring data easily from across different services, where the data are generated through smart objects, machines, and devices. The new legislation will empower consumers and companies by giving them a say on what can be done with the data generated by their connected products.

With our colleagues of several other European associations members or having worked closely with AFCAR (Alliance for the Freedom of Car Repair in Europe), we have proposed **several amendments** and will now examine the end result more in detail. But already positive additional points - more will follow- are to be underlined such as :

- measures to prevent abuse of contractual imbalances in data sharing contracts due to unfair contractual terms imposed by a party with significantly stronger bargaining position
- additional guidance regarding the reasonable compensation of businesses for making the data available, as well as adequate dispute settlement mechanisms.

In addition to the Data Act, Sector specific rules are now urgently required to practically enable vehicle owners to effectively exert their right to access data generated through the use of their vehicle. This can only be secured by complementary automotive sector-specific legislation.

DG GROW is currently working on a principles-based legislative proposal intended for adoption in 2023. Given the extensive preparatory work done by the Commission over the past seven years, we hope that this work can move swiftly and maximise the time available to the co-legislators to scrutinise the Commission's proposal.



For more information

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CECRA, established in 1983, is the European federation bringing together national professional associations, which represent the interests of motor trade and repair businesses and European Dealer Councils. CECRA represents on a European scale 336,720 motor trade and repair businesses. Together they employ 2.9 million people.

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