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**TELECOM 161  
PI 66  
RECH 265  
MI 411  
COMPET 409  
DATAPROTECT 107  
CYBER 119  
IA 161  
CODEC 923**

**'I' ITEM NOTE**

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 1)
No. Cion doc.:	8531/18 TELECOM 113 PI 48 RECH 156 MI 310 COMPET 266 DATAPROTECT 78 CYBER 80 IA 117 CODEC 674
Subject:	Proposal for a Directive of the European Parliament and of the Council on the re-use of public sector information (recast) Optional consultation of the Committee of the Regions <sup>1</sup>

1. On 25 April 2018, the Commission submitted to the Council the Proposal for a Directive of the European Parliament and of the Council on the re-use of public sector information<sup>2</sup> (PSI Directive).

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<sup>1</sup> The sole purpose of this note is to decide on the consultation of another institution/body and not on the substance.

<sup>2</sup> Doc. 8531/18.

2. The Directive contains an obligation to allow the re-use of public data, including documents from public libraries, museums and archives, established a default charging rule limited to the marginal cost for reproduction, provision and dissemination of the information, and obliges public sector bodies to be more transparent about the charging rules and conditions they apply.
3. The Proposal brings about changes in some new areas such as the extension of the scope to dynamic data sets, transport and research. Some types of data that have developed rapidly in the last few years, like dynamic data, real time data and the so called high value data sets are also included.
4. The Directive is based on Article 114 of the TFEU which provides for the European Parliament and for the Council to act in accordance with the ordinary legislative procedure and after consulting the Economic and Social Committee. Thus, in principle, the Opinion of the Committee of the Regions is not required. However, taking into account the subject matter of the proposal in question and its possible impact for public entities also on sub-national level, it would appear appropriate to consult the Committee of the Regions on the present Proposal.
5. The Permanent Representatives Committee is therefore invited to decide, in accordance with Article 19(7)(h) of the Council's Rules of Procedure, to consult the Committee of the Regions on the above Proposal and to request it to give its opinion as soon as possible.