



EUROPEAN COMMISSION

Brussels, **XXX**
[...] (2013) **XXX** draft

COMMISSION REGULATION (EU) No .../..

of **XXX**

**amending Regulation (EU) No 976/2009 as regards services allowing spatial data
services to be invoked**

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amending Regulation (EU) No 976/2009 as regards services allowing spatial data services to be invoked

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE)¹, and in particular Article 7(1) thereof,

Whereas:

- (1) Commission Regulation (EU) No 976/2009 of 19 October 2009 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards the Network Services² sets out the Rules for implementation for all network services except for the services allowing spatial data services to be invoked.
- (2) Following the definition in EN ISO 19119:2005, the interoperability of spatial data services can be characterised by the capability to communicate, execute or transfer data among them. A pre-requisite for the invocation of the spatial data services capability is the ability to access the relevant information. All spatial data services metadata, not only the ones specified in Regulation (EC) No 979/2009, should therefore be available from the discovery services mandated in Directive 2007/2/EC with rules for implementation in Commission Regulation (EU) No 976/2009.
- (3) Regulation (EU) No 976/2009 should therefore be amended accordingly.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 22 of Directive 2007/2/EC,

HAS ADOPTED THIS REGULATION:

¹ OJ L 108, 25.4.2007, p. 1.

² OJ L 274, 20/10.2009, p. 9.

Article 1

This Regulation sets out the the rules for implementation for services allowing spatial data services provided for in Article 16 of Directive 2007/2/EC.

Article 2

Regulation (EC) No 979/2009 is amended as follows:

(1) Article 2 is amended as follows:

(a) Point 7 is replaced by:

“7. ‘INSPIRE metadata element’ means a metadata element set out in the Regulation (EC) No 1205/2008 or in the annexes V, VI, VII and VIII of Regulation (EU) No 1089/2010.”

Article 3

This Regulation shall enter into force on the [twentieth] day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Commission
The President

On behalf of the President

[Position]