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Subject:	Commission Regulation (EU) No .../.. of XXX amending Regulation (EC) No 976/2009 as regards the definition of an INSPIRE metadata element

Delegations will find attached document D032540/01.

Encl.: D032540/01



Brussels, **XXX**
D032540/01
[...] (2014) **XXX** draft

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

of **XXX**

**amending Regulation (EC) No 976/2009 as regards the definition of an INSPIRE
metadata element**

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

of **XXX**

amending Regulation (EC) No 976/2009 as regards the definition of an INSPIRE metadata element

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 (EC) No 976/2009² sets out the rules for implementation of all network services except for the services allowing spatial data services to be invoked.
- (2) The interoperability of spatial data services is characterised by the capability to communicate, execute or transfer data among them. A pre-requisite for the invocation of the spatial data services is the ability to access the relevant information. The Member States through the discovery services mandated in Directive 2007/2/EC, with rules for implementation in Commission Regulation (EC) No 976/2009, are making available the metadata elements mandated by Commission Regulation (EC) No 1205/2008³. The implementing rules for spatial data services in Regulation (EU) No 1089/2010 introduces new metadata elements for spatial data services, consequently the definition of a metadata element in Commission Regulation (EC) No 976/2009 needs to be updated to allow for the discovery and availability of the new metadata elements with the Member States discovery services.
- (3) Regulation (EC) 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 Commission Regulation (EC) No 976/2009 of 19 October 2009 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards the Network Services (OJ L 274, 20.10.2009, p. 9).

³ Commission Regulation (EC) No 1205/2008 of 3 December 2008 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards metadata (OJ L 326, 4.12.2008, p. 12).

Article 1

In Article 2 of Regulation (EC) No 976/2009 point 7 is replaced by the following:

“7. ‘INSPIRE metadata element’ means a metadata element set out in Part B of the Annex to Regulation (EC) No 1205/2008 or in Part B of Annex V, Part B of Annex VI and Part B of Annex VII to Commission Regulation (EU) No 1089/2010⁴;“.

Article 2

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

⁴ Commission Regulation (EU) No 1089/2010 of 23 November 2010 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards interoperability of spatial data sets and services (OJ L 323, 8.12.2010, p. 11).