

Questionnaire: DG MARE Study to support Impact Assessment on Marine Knowledge 2020

Purpose

The purpose of this questionnaire is to collect information from national authorities regarding the re-use of marine data assembled for undertaking licensed activities. When preparing applications for marine licences operators from the sectors of aquaculture, renewable energy, minerals extraction, oil exploration and exploitation, port, harbour and marine development and cable and pipeline laying collect marine data. This meteorological, bathymetric, geological and marine data could be re-used by public authorities, e.g. for reporting under the Marine Strategy Framework Directive. In the context of the Marine Knowledge 2020 strategy DG MARE is undertaking a study to determine current practices in the Member States and in Croatia, Iceland and Norway regarding the re-use by public authorities of marine data assembled by operators for undertaking licensed activities.

Your participation and contribution is very important and will be highly appreciated.

Questions and coverage

Practical information

Please send the filled-out questionnaire to jtey@cowi.dk. If you fill out the questionnaire by hand, please scan it and use the same email address.

We would appreciate if you could return the questionnaire to us by 18 October 2012.

If you have any questions, don't hesitate to contact Ms Malene Sand Jespersen (msj@cowi.dk and +45 5640 1239) or Ms Julia Teysen (jtey@cowi.dk and +45 5640 4266) by email or phone.

Question 1

Is the licensee obliged to hand over to public authorities the data collected or acquired in order to plan, develop or engage in licensed activities in

- > Aquaculture,
- > Renewable Energy,
- > Minerals extraction (including sand gravel),
- > Oil exploration,
- > Oil exploitation,
- > Port, harbour and marina development,
- > Cable and pipeline laying?

Aim: To collect information from the licensing authorities on current practices regarding marine data collected for license applications.

Request: Please indicate for each of the listed sectors whether licensees are obliged to hand over collected or acquired data from licensing and monitoring activities.

Obligation to hand over data

	Aquaculture		Renewable energy		Minerals extraction		Oil exploration		Oil exploitation		Port, harbour or marina development		Cable and pipeline laying	
	from licensing activities Yes/No	from monitoring activities Yes/No	from licensing activities Yes/No	from monitoring activities Yes/No	from licensing activities Yes/No	from monitoring activities Yes/No	from licensing activities Yes/No	from monitoring activities Yes/No	from licensing activities Yes/No	from monitoring activities Yes/No	from licensing activities Yes/No	from monitoring activities Yes/No	from licensing activities Yes/No	from monitoring activities Yes/No
Meteorological data														
Oceanographic/Hydrographic data														
Water quality data														
Bathymetry data														
Sediment and geological data														
Plankton data														
Benthic vegetation data														
Benthic fauna data														
Fish data														
Birds data														
Marine Mammal data														
Other data														

If the answer to the previous question was "yes" in any of the sectors, please proceed to the next question, otherwise continue with question 18.

If there are differences in the data hand-over obligation between sectors and between data from licensing and monitoring, please indicate these differences in your replies to the questions below.

Question 2

Does the obligation depend on any special circumstances? (e.g. closeness to marine protected areas or economic value activity)

Request: Please describe in the field below the circumstances on which the obligation to hand over data depends for each of the sectors.

Aquaculture	
Renewable Energy	
Minerals extraction (including sand gravel)	
Oil exploration	
Oil exploitation	
Port, harbour and marina development	
Cable and pipeline laying	

Question 3

What types of data are concerned? For instance physical, chemical, biological or acoustic measurements of water column and sediments

Request: Please indicate which kind of data the obligation covers.

Obligation covers:	Aquaculture	Renewable Energy	Minerals extraction	Oil exploration	Oil exploitation	Port, harbour & marina development	Cable and pipeline laying
Physical data							
Chemical data							
Biological data							
Acoustic measurements of water column and sediments							
Others:							

Question 4

Does the obligation only cover data collected by the project or also those acquired from third parties?

Request: Please indicate whether the obligation to hand over data covers data collected by the project and/or data acquired from third parties.

Obligation covers:	Aquaculture	Renewable Energy	Minerals extraction	Oil exploration	Oil exploitation	Port, harbour & marina development	Cable and pipeline laying
Data collected							

by the project							
Data acquired from third parties							

Question 5

Does the obligation cover all phases of the project? Siting, design, construction and operation?

Request: Please indicate data from which phases of projects the obligation covers.

Obligation covers:	Aquaculture	Renewable Energy	Minerals extraction	Oil exploration	Oil exploitation	Port, harbour & marina development	Cable and pipeline laying
Siting							
Design							
Construction							
Operation							

Question 6

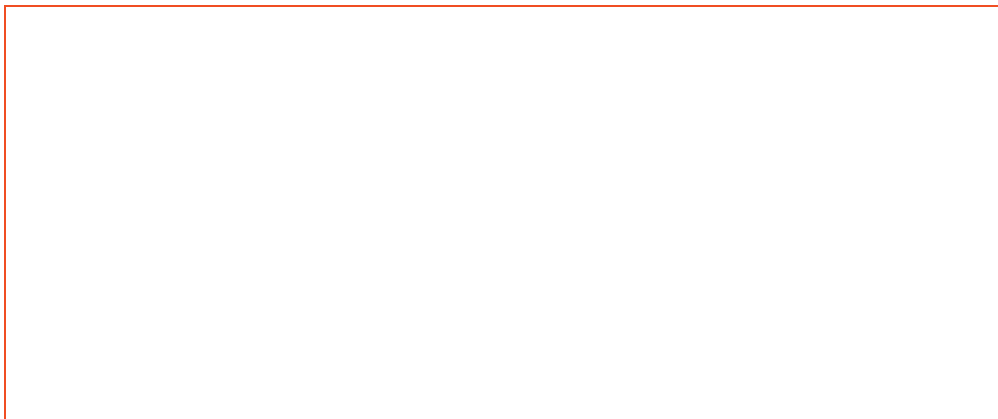
Are there any exceptions for small and medium enterprises?

Request: Please describe in the field below whether there are any exceptions for SMEs in handing over data from licensed activities.

Question 7

Do the data need to be transferred to any particular timetable?

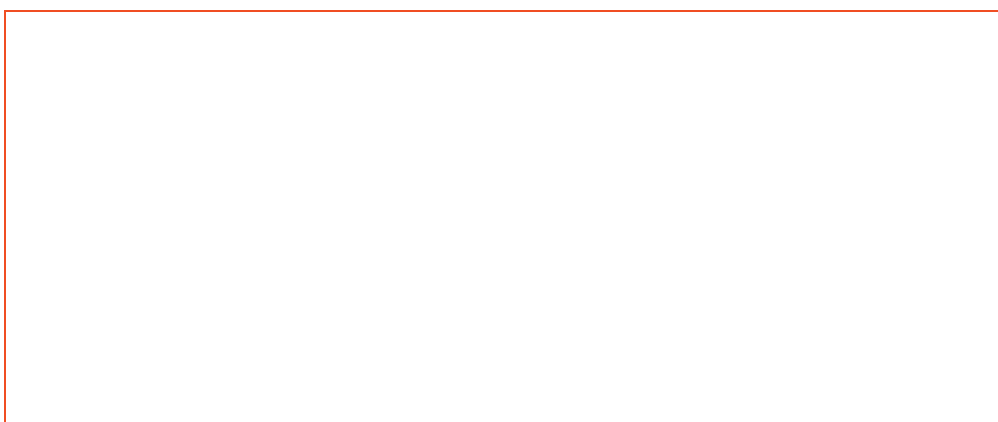
Request: Please describe whether operators are obliged to hand over data from licensed activities according to any particular timetable.



Question 8

What format is specified and does it comply with INSPIRE?

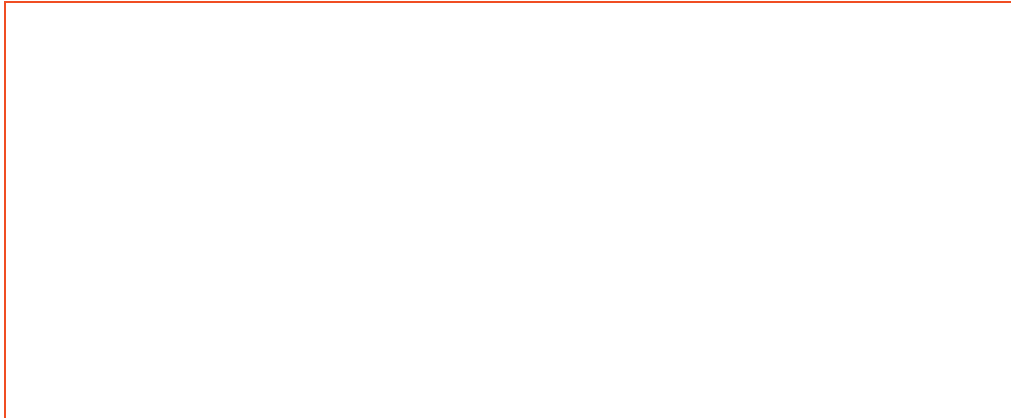
Request: Please indicate in which format the data needs to be handed over and whether this format is consistent with INSPIRE.



Question 9

What is the legal basis of this obligation?

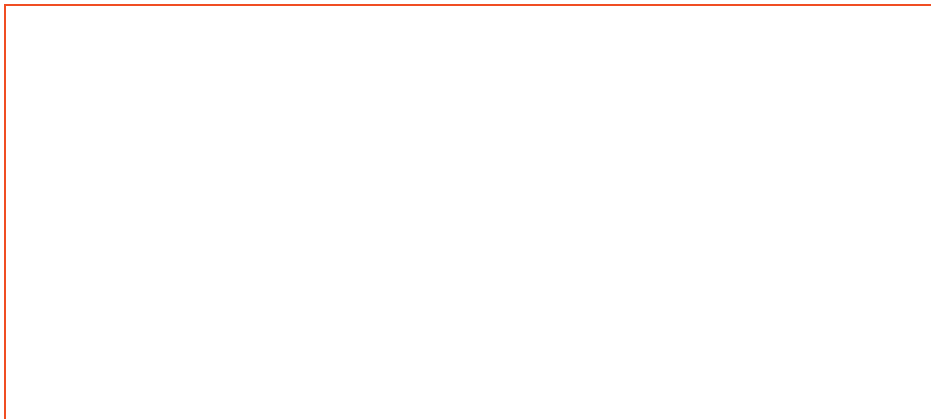
Request: Please indicate the legal basis for the obligation to hand over data collected or acquired in order to plan, develop or engage in licensed activities in the sectors mentioned in Question 1.



Question 10

Does the legal basis cover all national territory in the same way or are there regional differences?

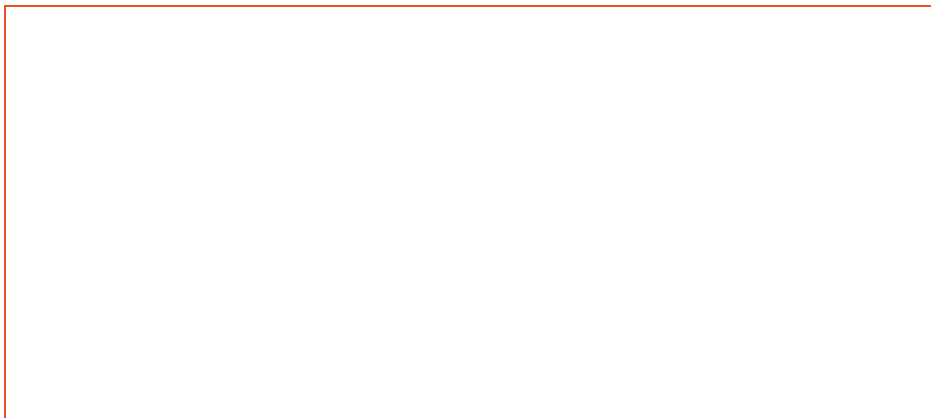
Request: Please indicate the geographical scope of the legal basis and potential regional differences.



Question 11

Who manages the data once it has been passed to a public authority?

Request: Please describe in the field below who is responsible for managing the handed over data from licensed activities.



Question 12

Are there any restrictions placed on re-use of these data? (for instance is any distinction made between academic use, public authority use or commercial use)

Request: Please describe in the field below the restrictions, if any, on the re-use of the handed over data.

Question 13

How does the public authority make the data available? (by request? through Internet?)

Request: Please describe in the field below how the data is made available for re-use by third parties.

Question 14

What costs are incurred by the licensee in provision of the data and the public authority in management of the data?

Request: Please indicate in the field below what costs the licensees incur when providing collected or acquired data to the public authority.

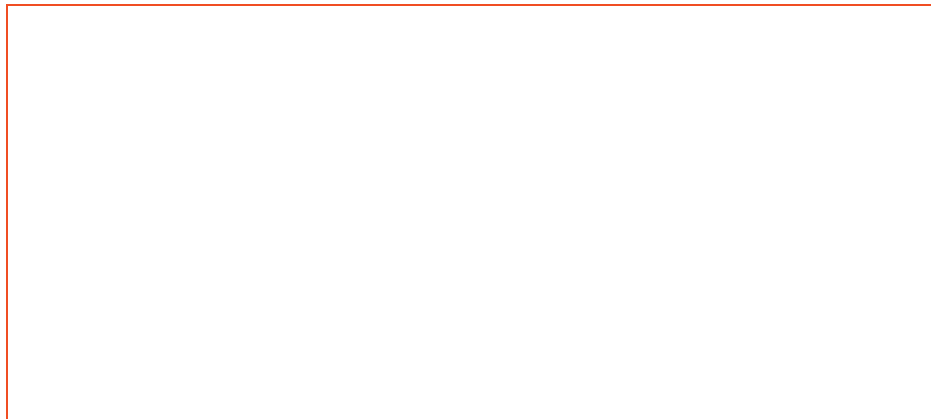
Furthermore please indicate the costs to the public authority in the management of this data.



Question 15

What feedback has been provided by users of the data?

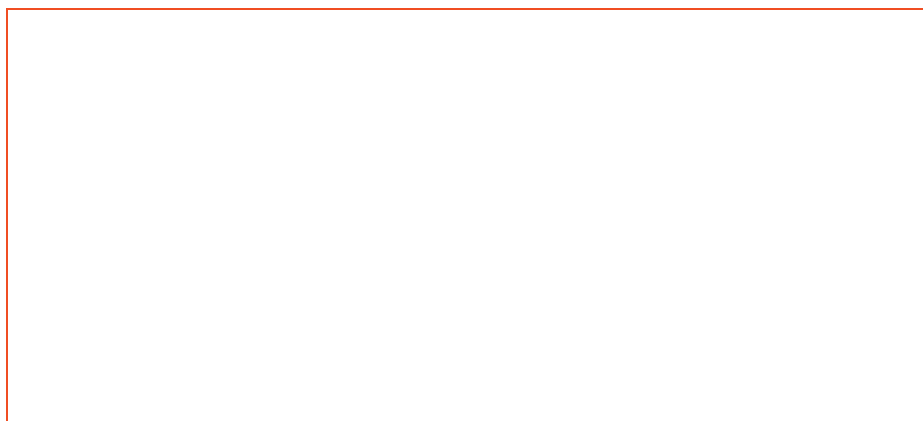
Request: Please describe in the field below whether the public authority has received feedback on the data it has made available and what feedback has been provided.



Question 16

Is it burdensome to comply with this legislation?

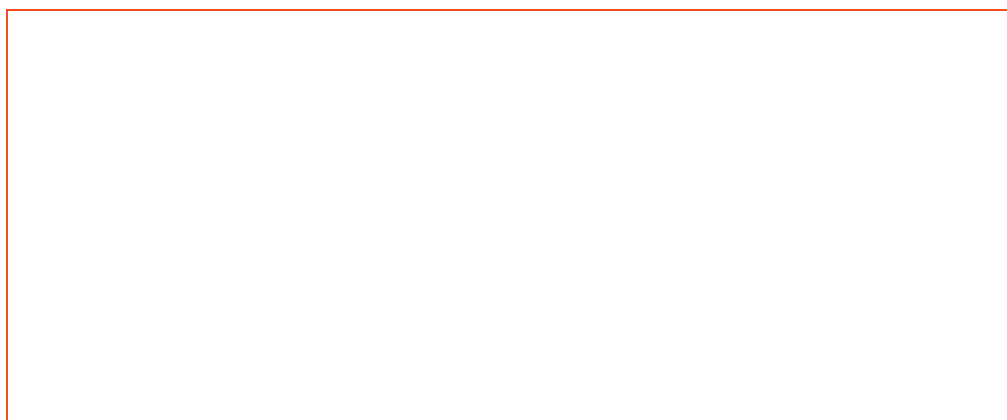
Request: Please describe in the field below whether it is burdensome for operators to comply with the obligation to hand over data from licensed activities.



Question 17

Are there plans to modify this obligation?

Request: Please indicate whether there are plans to modify the obligation to hand over data and if yes, what these plans are.



If your answer to the question 1 was "no", please answer the following question, otherwise please disregard it.

Question 18

Are there any plans to introduce such a requirement for operators of licensed activities to hand over to public authorities the data collected or acquired in order to plan, develop or engage in the licensed activities.

Request: Please indicate in the field below whether there are any plans and, if so, describe these plans.

