

DA.152 Exceptional need: Public emergency

Authors: Winfried Veil

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Art. 15 (1) (a) Data Act - Trialogue Agreement

An exceptional need to use data within the meaning of this Chapter shall be **limited in time and scope** and shall be deemed to exist only in any of the following circumstances:

(a) where the data requested is **necessary to respond to a public emergency** and the public sector body, the Commission, the European Central Bank or Union body is **unable to obtain such data by alternative means** in a timely and effective manner under equivalent conditions;

[...]

Art. 2 (10) Data Act - Trialogue Agreement

‘public emergency’ means an **exceptional situation**, limited in time such as public health emergencies, emergencies resulting from natural disasters, as well as human-induced major disasters, including major cybersecurity incidents, **negatively affecting the population** of the Union, a Member State or part of it, **with a risk of serious and lasting repercussions on** living conditions or economic stability, financial stability, or the substantial and immediate degradation of economic assets in the Union or the relevant Member State(s) and which is **determined or officially declared** according to the relevant procedures under Union or national law;