

## DA.187 TOM for trade secrets

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Last update: 2023-08-09 21:52:36 | By: Winfried Veil

Created at: 2022-03-04 14:49:32

### Art. 19 (2) Data Act - Trialogue Agreement

Disclosure of trade secrets to a public sector body or to the Commission, the European Central Bank or Union body shall only be required to the extent that it is strictly necessary to achieve the purpose of a request under Article 15. In such a case, the data holder or the trade secret holder, if it is not the same shall identify the data which are protected as trade secrets, including the relevant metadata. The public sector body or the Commission, the European Central Bank or Union body shall take, prior to the disclosure, all necessary and appropriate technical and organizational measures, to preserve the confidentiality of those trade secrets, including as appropriate through the use of model contractual terms, technical standards and the application of codes of conduct.