

Regulation (EU) 2017/1004 of the European Parliament and of the Council of 17 May 2017 on the establishment of a Union framework for the collection, management and use of data in the fisheries sector and support for scientific advice regarding the common fisheries policy and repealing Council Regulation (EC) No 199/2008 (recast)

## CHAPTER III

### USE OF DATA

#### *Article 17*

#### **Procedure for ensuring availability of detailed and aggregated data**

1 Member States shall set up adequate processes and electronic technologies to ensure an effective application of Article 25 of Regulation (EU) No 1380/2013 and of this Regulation. They shall refrain from any unnecessary restrictions to the dissemination of detailed and aggregated data to end-users of scientific data and other interested parties.

2 Member States shall ensure appropriate safeguards, in case data include information relating to identified or identifiable natural persons or legal entities. A Member State may refuse to transmit the relevant detailed and aggregated data if there is a risk of natural persons or legal entities being identified, in which case the Member State concerned shall propose alternative means to meet the needs identified by the end-users of scientific data which ensure anonymity.

3 In the case of requests made by end-users of scientific data in order to serve as a basis for advice to fisheries management, Member States shall ensure that relevant detailed and aggregated data are updated and made available to the relevant end-users of scientific data within the deadlines set in the request, which shall not be shorter than 1 month from the date of receipt of a request for those data.

4 In the case of requests other than those referred to in paragraph 3, Member States shall ensure that the relevant data are updated and made available to the relevant end-users of scientific data and other interested parties within a reasonable period of time. Within 2 months from the date of receipt of the request, the Member States shall inform the requesting party of the duration of such time, which shall be proportionate to the scope of the request, and of the possible need of additional processing of the data requested.

5 In cases where the data request by other end-users of scientific data than those referred to in paragraph 3 or other interested parties requires additional processing of already collected data, Member States may charge the requesting party the actual costs of the additional processing of data needed before their transmission.

6 In duly justified cases, the Commission may authorise the extension of the deadline referred to in paragraph 3.

7 Where detailed data are requested for scientific publication, Member States may, in order to protect the professional interests of data collectors designated by the body in charge of the implementation of the national work plan, require that the publication of data be delayed by 3 years from the date to which the data refer. Member States shall inform the end-users of scientific data and the Commission of any such decision and of the reasons therefor.

**Changes to legislation:**

There are outstanding changes not yet made to Regulation (EU) 2017/1004 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Art. 17(1) word substituted by [S.I. 2019/739 reg. 16\(15\)\(a\)\(ii\)](#)
- Art. 17(1) words substituted by [S.I. 2019/739 reg. 16\(15\)\(a\)\(i\)](#)
- Art. 17(2) words substituted by [S.I. 2019/739 reg. 16\(15\)\(b\)\(i\)](#)
- Art. 17(2) words substituted by [S.I. 2019/739 reg. 16\(15\)\(b\)\(ii\)](#)
- Art. 17(2) words substituted by [S.I. 2019/739 reg. 16\(15\)\(b\)\(iii\)](#)
- Art. 17(3) words substituted by [S.I. 2019/739 reg. 16\(15\)\(c\)](#)
- Art. 17(4) words substituted by [S.I. 2019/739 reg. 16\(15\)\(d\)\(i\)](#)
- Art. 17(4) words substituted by [S.I. 2019/739 reg. 16\(15\)\(d\)\(ii\)](#)
- Art. 17(5) words substituted by [S.I. 2019/739 reg. 16\(15\)\(e\)](#)
- Art. 17(6) omitted by [S.I. 2019/739 reg. 16\(15\)\(f\)](#)
- Art. 17(7) words omitted by [S.I. 2019/739 reg. 16\(15\)\(g\)\(iii\)](#)
- Art. 17(7) words substituted by [S.I. 2019/739 reg. 16\(15\)\(g\)\(i\)](#)
- Art. 17(7) words substituted by [S.I. 2019/739 reg. 16\(15\)\(g\)\(ii\)](#)

**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Art. 3(3) word substituted by [S.I. 2019/739 reg. 16\(3\)\(a\)](#)
- Art. 3(3) words omitted by [S.I. 2019/739 reg. 16\(3\)\(b\)](#)
- Art. 5(1)(a) words substituted by [2020 c. 22 Sch. 11 para. 7\(3\)\(a\)](#)
- Art. 5(1)(b) words substituted by [S.I.2019/739, reg. 16\(6\)\(b\)\(ii\)](#) (as substituted) by [S.I. 2020/1542 reg. 8\(2\)\(a\)\(i\)](#)
- Art. 5(1)(c) word substituted by [S.I. 2019/739 reg. 16\(6\)\(b\)\(ii\)\(bb\)](#) (This amendment not applied to legislation.gov.uk. [Reg. 16\(6\)\(b\)\(ii\)](#) substituted immediately before IP completion day by [S.I. 2020/1542, reg. 8\(2\)\(a\)\(i\)](#))
- Art. 5(1)(c) words substituted by [S.I. 2019/739 reg. 16\(6\)\(b\)\(ii\)\(aa\)](#) (This amendment not applied to legislation.gov.uk. [Reg. 16\(6\)\(b\)\(ii\)](#) substituted immediately before IP completion day by [S.I. 2020/1542, reg. 8\(2\)\(a\)\(i\)](#))
- Art. 5(1)(c) words substituted by [S.I.2019/739, reg. 16\(6\)\(b\)\(iii\)](#) (as substituted) by [S.I. 2020/1542 reg. 8\(2\)\(a\)\(i\)](#)
- Art. 5(2)(a) word omitted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(i\)\(aa\)](#)
- Art. 5(2)(b) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(ii\)\(aa\)](#)
- Art. 5(2)(b) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(ii\)\(bb\)](#)
- Art. 5(2)(b) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(ii\)\(cc\)](#)
- Art. 5(2)(c) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(iii\)\(aa\)](#)
- Art. 5(2)(c) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(iii\)\(bb\)](#)
- Art. 5(2)(c) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(iii\)\(cc\)](#)
- Art. 5(2)(d) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(iv\)](#)
- Art. 5(2)(e) words substituted by [S.I. 2019/739 reg. 16\(6\)\(c\)\(v\)](#)
- Art. 5(4)(a) words omitted by [S.I. 2019/739 reg. 16\(6\)\(e\)\(iii\)\(bb\)](#)
- Art. 5(4)(a) words substituted by [2020 c. 22 Sch. 11 para. 7\(3\)\(b\)](#)
- Art. 5(4)(a) words substituted by [S.I. 2019/739 reg. 16\(6\)\(e\)\(iii\)\(aa\)](#)
- Art. 5(4)(c) words omitted by [S.I. 2019/739 reg. 16\(6\)\(e\)\(iv\)](#)
- Art. 5(4)(i) omitted by [S.I. 2019/739 reg. 16\(6\)\(e\)\(v\)](#)
- Art. 5(4)(j) words substituted by [S.I. 2019/739 reg. 16\(6\)\(e\)\(vi\)](#)
- Art. 5(5)(a) word substituted by [S.I. 2019/739 reg. 16\(6\)\(f\)\(i\)\(bb\)](#)
- Art. 5(5)(a) words substituted by [2020 c. 22 Sch. 11 para. 7\(3\)\(c\)](#)
- Art. 5(5)(a) words substituted by [S.I. 2019/739 reg. 16\(6\)\(f\)\(i\)\(aa\)](#)
- Art. 6(3)(a) word omitted by [S.I. 2019/739 reg. 16\(8\)\(c\)\(i\)](#)

- Art. 6(3)(g) words substituted by [S.I. 2019/739 reg. 16\(8\)\(c\)\(ii\)](#)
- Art. 6(5)-(9) inserted by [S.I.2019/739](#), [reg. 16\(8\)\(e\)](#) (as inserted) by [S.I. 2020/1542 reg. 8\(2\)\(b\)\(iv\)](#)
- Art. 14(2)(c) omitted by [S.I. 2019/739 reg. 16\(12\)\(b\)\(ii\)](#)
- Art. 20(1)(d) words substituted by [S.I. 2019/739 reg. 16\(17\)\(a\)\(i\)](#)
- Art. 20(1)(e) words substituted by [S.I. 2019/739 reg. 16\(17\)\(a\)\(ii\)](#)
- Art. 20(1)(f) words substituted by [S.I. 2019/739 reg. 16\(17\)\(a\)\(iii\)](#)