Commission Regulation (EU) No 821/2010 of 17 September 2010 implementing Regulation (EC) No 808/2004 of the European Parliament and of the Council concerning Community statistics on the information society (Text with EEA relevance)

COMMISSION REGULATION (EU) No 821/2010

of 17 September 2010

implementing Regulation (EC) No 808/2004 of the European Parliament and of the Council concerning Community statistics on the information society

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 808/2004 of the European Parliament and of the Council of 21 April 2004 concerning Community statistics on the information society[(1)], and in particular Article 8 thereof,

Whereas:

(1) Regulation (EC) No 808/2004 established a common framework for the systematic production of European statistics on the information society.

(2) Pursuant to Article 8(1) of Regulation (EC) No 808/2004, implementing measures are necessary to determine the data to be supplied for preparation of the statistics referred to in Articles 3 and 4 of that Regulation and the deadlines for their transmission.

(3) The measures provided for in this Regulation are in accordance with the opinion of the European Statistical System Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The data to be transmitted for the production of European statistics on the information society as referred to in Articles 3(2) and 4 of Regulation (EC) No 808/2004 shall be as specified in Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on the 20th day following 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.

Changes to legislation: Commission Regulation (EU) No 821/2010 is up to date with all changes known to be in force on or before 27 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Done at Brussels, 17 September 2010.

For the Commission

The President

José Manuel BARROSO

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ANNEX I

Module 1:Enterprises and the information society

1. SUBJECTS AND THEIR CHARACTERISTICS

(a) The subjects to be covered for the reference year 2011, selected from the list in Annex I to Regulation (EC) No 808/2004, are the following:

— ICT systems and their usage in enterprises,
— use of the Internet and other electronic networks by enterprises,
— e-commerce,
— e-business processes and organisational aspects,
— use of ICT by enterprises to exchange information and services with governments and public administrations (e-government),
— use of ICT and its impact on the environment (Green ICT),
— barriers to the use of ICT, the Internet and other electronic networks, e-commerce and e-business processes.

(b) The following enterprise characteristics are to be collected:

ICT systems and their usage in enterprises

Characteristics to be collected for all enterprises:

— computer usage.

Characteristics to be collected for enterprises that use computers:

— (optional) persons employed who use computers at least once a week,
— (optional) use of open-source software: operating systems,
— (optional) use of open-source software: Internet browser software,
— (optional) use of open-source software: office software,
— (optional) use of open-source software: web server software,
— (optional) use of open-source software: ERP (Enterprise resource Planning) or CRM (Customer Relationship Management) applications for business process automation,
— (optional) use of open-source software: other,
— electronic access to personal human resources services,
— use of RFID technologies.

Characteristics to be collected for enterprises that use RFID:

— use of RFID for person identification or access control,
— use of RFID as part of production and service delivery process,
— use of RFID for after-sales product identification.

Use of the Internet and other electronic networks by enterprises

Characteristics to be collected for enterprises that use computers:

— access to the Internet.

Characteristics to be collected for enterprises that have access to the Internet:

— (optional) persons employed who use computers connected to the World Wide Web at least once a week,
— Internet connection: traditional modem or ISDN,
— Internet connection: DSL,
— Internet connection: other fixed Internet connection,

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— Internet connection: mobile broadband connection,
— (optional) Internet connection: mobile broadband connection via handset with at least 3G technology,
— (optional) Internet connection: mobile broadband connection via portable computer using modem with at least 3G technology,
— Internet connection: other mobile connection,
— Internet connection: maximum contracted downstream speed of fastest Internet connection in MBit/s; ([0;< 2], [2;< 10], [10;< 30], [30;< 100], [>=100]),
— persons employed that are provided with a portable device accessing the Internet via mobile broadband connection,
— enterprises providing persons employed with a portable device to access the Internet via mobile broadband connection (at least 3G technology),
— use of website.

Characteristics to be collected for enterprises that have a website:
— provision of the following facility: online ordering or reservation or booking facility,
— (optional) provision of the following facility: privacy policy statement, privacy seal or certification of website safety,
— (optional) provision of the following facility: product catalogues or price lists,
— (optional) provision of the following facility: possibility for visitors to customise or design products,
— (optional) provision of the following facility: online order tracking facility,
— (optional) provision of the following facility: personalised content for regular/repeated visitors,
— (optional) provision of the following facility: advertisement of open job positions or online job application.

Use of ICT by enterprises to exchange information and services with governments and public administrations (e-government)

Characteristics to be collected for enterprises that have access to the Internet:
— Internet usage for obtaining information from public authorities' websites or home pages, in the previous calendar year,
— Internet usage for obtaining forms from public authorities' websites or home pages, in the previous calendar year,
— Internet usage for returning filled-in forms electronically to public authorities, in the previous calendar year,
— (optional) Internet usage for handling an administrative procedure completely electronically without the need for paperwork, in the previous calendar year,
— limitation of electronic interaction with public authorities: concerns related to data confidentiality and security,
— limitation of electronic interaction with public authorities: electronic procedures too complicated or time consuming,
— limitation of electronic interaction with public authorities: electronic procedures still require exchange of mail or physical presence,
— limitation of electronic interaction with public authorities: lack of awareness on availability of electronic procedures,
— Internet usage for accessing tender documents and specifications in a public electronic procurement system, in the previous calendar year,

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— Internet usage for offering goods or services in a national public electronic procurement system (eTendering), in the previous calendar year,
— Internet usage for offering goods or services in a public electronic procurement system (eTendering) in other EU Member States, in the previous calendar year,
— Internet usage for declaration of social contributions for persons employed, in the previous calendar year,
— Internet usage for declaration of corporate tax, in the previous calendar year,
— Internet usage for declaration of Value Added Tax (VAT), in the previous calendar year,
— Internet usage for declaration of customs/excise, in the previous calendar year.

Characteristics to be collected for enterprises that do not offer goods or services in a public electronic procurement system (eTendering) within their own country, in the previous calendar year:

— (optional) reasons for not offering goods or services: enterprise does not sell to the public sector,
— (optional) reasons for not offering goods or services: concerns related to data confidentiality and security,
— (optional) reasons for not offering goods or services: lack of awareness of electronic tendering relevant to the enterprise,
— (optional) reasons for not offering goods or services: other.

E-business processes

Characteristics to be collected for enterprises that use computers:

— use of automated data exchange, defined as the sending and/or receiving of messages via any computer networks in an agreed or standard format which allows their automatic processing without the individual message being typed manually,
— electronic and automatic sharing of relevant information about sales orders received (either electronically or not) with the inventory management function,
— electronic and automatic sharing of relevant information about sales orders received (either electronically or not) with the accounting function,
— electronic and automatic sharing of relevant information about sales orders received (either electronically or not) with the production or services management function,
— electronic and automatic sharing of relevant information about sales orders received (either electronically or not) with the distribution management function,
— electronic and automatic sharing of relevant information about purchase orders sent (either electronically or not) with the inventory management function,
— electronic and automatic sharing of relevant information about purchase orders sent (either electronically or not) with the accounting function,
— receiving e-invoices suitable for automatic processing,
— sending e-invoices suitable for automatic processing,
— sending of e-invoices not suitable for automatic processing.

Characteristics to be collected for enterprises that use automated data exchange:

— use of automated data exchange for: sending or receiving product information,
— use of automated data exchange for: sending or receiving transport documents,
— use of automated data exchange for: sending payment instructions to financial institutions,
— use of automated data exchange for: sending or receiving data to/from public authorities.

E-commerce