

Open Science and EOSC in ERA Action 1

EOSC Symposium 2022

Session: "Policy alignment & progress - where EOSC sits towards the 20 ERA Actions"

Prague, 15 November 2022

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DG R&I, European Commission

Open Science and EOSC in the ERA Policy Agenda

ERA Priority Area:

"Deepening a truly functioning internal market for knowledge



Action 1 (out of 20):

"Enable the open sharing of knowledge and the re-use of research outputs, including through the development of the European Open Science Cloud"



- Commitments by 25/27 MS
 Three outcomes by end of 2024 (see next slides)
 Synergies with other ERA actions:

Data legislative framework for research Reform of the Research Assessment Research Infrastructures International cooperation Empower higher education institutions ERA monitoring mechanism

1. Deploy Open Science principles & identify best practices

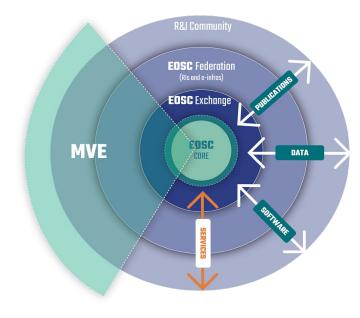
Motivation: Open Science (OS) practices and skills become the 'new normal'.

The action includes the following types of activities:

- Mainstream OS across national <u>research funding programmes</u>;
- Co-develop a <u>catalogue of Open Science best practices</u> across the Member States and Associated Countries;
- Intensify EOSC outreach and engagement including through national EOSC tripartite events:
- Establish a critical mass of <u>data scientists</u>, <u>data stewards</u> and general FAIR data-literacy in Europe;
- Provide services, tools and data on the usage, quality and impact of research outputs and on the uptake of open science practices.

2. Deploy the EOSC platform, federate data infrastructures in Europe and improve interoperability of research data

Motivation: Provide all European researchers with seamless access to a rich portfolio of FAIR data and services in all relevant domains (from data handling to computing, processing, analysis and storing).



The action includes the following types of activities:

- Procure the 'EU node' of the EOSC federation with functionalities available 24/7;
- Increase the connection of national/regional research infrastructures to the EOSC federation;
- Develop community frameworks for interoperability of research data and quality control of EOSC resources;
- Develop sustainability options over the long-term to evolve the platform and advance the Web of FAIR research data

3. Establishment a monitoring capacity to support MS/AC and other EOSC stakeholders in tracking EOSC contributions

Motivation: Assess trends over time of the uptake of Open science practices across Europe. Elaborate or adjust policies



Four layers of data to support EOSC/Open Science monitoring in Europe:

- EOSC-readiness by the member states and associated countries
 (national policies and investments to the EOSC via surveys co-defined with MS and AC);
- 2. <u>Progress of the EOSC European Partnership</u> along on its Key Performance Indicators;
- 3. <u>In-kind contributions by the EOSC Association and its members</u> to the EOSC partnership;
- 4. Other Open Science practices, policies, infrastructures, data and services in Europe

EOSC in the international context of Open Science

EOSC is global in scope and European by focus

- EOSC is a multilateral initiative involving more than 40 participating countries including the EU member States and countries associated to Horizon Europe
- EOSC can be seen as a <u>European contribution to a global open research commons</u>:
 - ☐ EOSC operates in a global ecosystem to avoid the creation of Open Science silos;
 - ☐ EOSC interoperability options are inspired from or validated with the international research community including through the Research Data Alliance (RDA).
- EOSC is a European contribution to Open Science initiatives in the G7, United Nations and CODATA-WDS context.
- EOSC will enshrine a number of principles regarding international cooperation including:
 - Openness: third-country participants participate voluntarily in EOSC as users or service providers in compliance with EOSC rules of participation;
 - Digital sovereignty in compliance with relevant EU/national legislation;
 - Interoperability in compliance with the FAIR principles;
 - ☐ Reciprocity: access to other commons to enhance the free flow of data and services.

The success of EOSC will largely depend on a change of culture among the researchers towards openness. Research funders, like the Commission, are increasingly committed to foster open access, data management along the FAIR principles, as well as incentives and rewards.

Thank you





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An EU copyright & data legislative & regulatory framework fit for research

Alea López de San Román

Legal & Policy Officer, DG Research & Innovation European Commission

15 November 2022

#EUResearchArea

Research and Innovation

Council Conclusions on the Future Governance of the ERA, November 2021 ERA Policy Agenda 2022-24

ERA Actions	Outcomes
1. Enable the open sharing of knowledge and the re-use of research outputs, including through the development of the European Open Science Cloud (EOSC)	 Deploy Open Science principles and identify Open Science best practices Deploy the core components and services of EOSC and federate existing data infrastructures in Europe, working towards the interoperability of research data Establish a monitoring mechanism to collect data and benchmark investments, policies, digital research outputs, open science skills and infrastructure capacities related to EOSC
2. Propose a EU copyright and data legislative and regulatory framework fit for research	 Identify barriers and challenges to access and reuse of publicly funded R&I results and of publications and data for scientific purposes, and identify potential impacts on research, through an analysis of relevant provisions under EU copyright and data legislation and related regulatory frameworks, and of relevant institutional and national initiatives Propose legislative and non-legislative measures to improve the current EU copyright and data legislative and regulatory frameworks
3. Advance towards the reform of the Assessment System for research, researchers and institutions to improve their quality, performance and impact	 Analysis of legal and administrative barriers at national and trans-national level for a modern research assessment system Create a coalition of European research funders and research performers who agree on a new approach for research assessment, following wide and inclusive consultations at European and international level Implementation plan of the coalition to roll-out the new approach, including pilots in different domains



Overall objective

A **European Research Area** in which scientific knowledge and technology circulate freely -as ambitioned in Article 179 TFEU- implies that:

- scientific outputs are accessible and reusable,
- access and reuse of data for research purposes is supported.

An adequate legislative and regulatory framework fit for research is a necessary condition to deliver on this objective.



Some of the concerns expressed by stakeholders



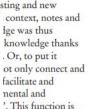
Protect independent and public knowledge

A concise version of this speech was delivered by Rector Magnificus Karen Maex in Dutch on 8 Janurary 2021 during the Dies Natalis.

1. Independent public knowledge: the role of libraries, monasteries and universities In the year 48 BC, the celebrated library at Alexandria both the sheer amount of knowledge and possibilities for its dissemination grew, large new public libraries began to emerge.

As well as gathering and disseminating knowledge in the form of texts and books, university libraries were also concerned with gathering existing and new

> lge was thus knowledge thanks Or, to put it ot only connect and facilitate and nental and





Which Role for Research in the Future Data Act?

Science Europe Response to the European Commission Inception Impact Assessment for a Data Act

Access, interoperability, and the use of high-quality data are cornerstones of research and innovation. Science Europe, therefore, welcomes the initiative of the European Commission, as outlined in the European Strategy for Data from 19 February 2020, to create a single market for data that would enable the digital transformation of society through more and better access to data.



21.12.2021

University Autonomy threatened by EU Data Policy?







Scientific knowledge must be protected to ensure a Europe fit for the digital age

Joint statement dated 24 January 2022

CESAER, COAR and LIBER welcome the strong focus of the European Commission towards a A Europe fit for the digital age as part of its priorities from 2019 to 2024.

We are convinced that the importance of research and education needs a strong focus within these initiatives and call upon the EU institutions to (i) acknowledge the unique position of universities and other research performing organisations in the provision of digital services and infrastructure directed towards the common good and (ii) provide for an overarching legal framework excluding university and research related repositories and corresponding infrastructures from market-oriented EU legislation, in order to prevent any unintended collateral damage from current and future EU legislation aimed at commercial players.

The range of policies and legislation proposed by the Commission aimed at shaping the digital transformation includes the Digital Services Act (DSA), the Regulation laying down harmonised rules on artificial intelligence, the Data Governance Act, the Data Act and the upcoming review of the Database Directive. These follow the Copyright in the Digital Single Market Directive, Open Data Directive and the General Data Protection Regulation.

Ongoing EC analysis: main EU data & digital legislation concerned

	Open Data Directive (ODD)	Data Governance Act (DGA)	Data Act (DA)	Digital Services Act (DSA)	Digital Markets Act (DMA)
State of play	Adopted in 2019. Transposition was due by 17 July 2021.	Published in the EU Official Journal on 3 June 2022.	EC proposal adopted on 23 February 2022.	Published in the EU Official Journal on 27 October 2022.	Published in the Official Journal of the EU on 12 October 2022.
Scope	The Open Data Directive replaces the Public Sector Information (PSI) Directive. It mandates that data held by public sector bodies must be made available for commercial and non-commercial re-use and introduces the concept of high-value datasets.	The Data Governance Act aims to create a framework that encourages greater reuse of data. It aims to facilitate the reuse of certain categories of protected public-sector data and foster data altruism across the EU.	The Data Act aims to facilitate access to and use of data, including business-to business, business-to-consumers and business-to-government. It aimed to review the Database Directive	The Digital Services Act regulates the obligations of digital services that act as intermediaries. It aims to create an EU-wide uniform framework on the handling of illegal or potentially harmful content online, the liability of online intermediaries and the protection of users' fundamental rights online.	The Digital Markets Act introduces rules for platforms that act as "gatekeepers" in the digital sector. It aims at preventing gatekeepers from imposing unfair conditions on businesses and consumers and at ensuring the openness of important digital services.
Main relevance for research	Article 10 on open access policies & publicly funded research data (+ recital 28).	Reuse of public sector data for scientific research purposes and reuse of data held by research organisations organised as public sector bodies.	B2B/B2C and B2G provisions.	Possible impact on research, researcher stakeholders' operations, infrastructures and services.	Possible impact on research, researcher stakeholders' operations, infrastructures and services.



Ongoing EC analysis: main EU copyright legislation concerned

	Database Directive	Information Society Directive	Copyright in the Digital Single Market Directive
State of play	Adopted in 1996.	Adopted in 2001.	Adopted in 2019. Transposition was due by 7 June 2021.
Scope	The Database Directive seeks to provide legal protection for databases which has two aspects: • copyright protection for the intellectual creation involved in the selection and arrangement of materials; • sui generis protection for a substantial investment (financial and in terms of human resources, effort and energy) in obtaining, verifying or presenting the contents of a database.	The directive harmonises key rights granted to authors and neighbouring rightholders (the reproduction right, the right of communication to the public and the distribution right) and — to a lesser degree — exceptions and limitations to these rights. It also harmonises the protection of technological measures and of rights management information, sanctions and remedies.	The directive has 3 main objectives: to adapt certain key exceptions to copyright to the digital and the cross-b order environment; to improve licensing practices and ensure wider access to content; and to achieve a well-functioning marketplace for copyright.
Main relevance for research	Exception for scientific research (article 5).	Exceptions to restricted acts (art. 6) and to the sui generis right (art. 9) for scientific research	Exceptions for Text and Data Mining (TDM) (arts. 3&4 and corresponding recitals). Exclusion of scientific repositories from the scope of article 17 on the use of protected content by online content-sharing service providers.



Outcomes

Identification of barriers, challenges and potential impacts of EU copyright and data legislation on research:

- Four independent experts' studies on EU copyright and access and reuse of publications and data and on data and digital legislation and research
 - Study on the Open Data Directive, Data Governance and Data Act and their possible impact on research
 - Study on the Digital Services Act and Digital Markets Act and their possible impact on research
 - Study on EU copyright and related rights and access to and reuse of data
 - Study on EU copyright and related rights and access to and reuse of scientific publications, including open access
- Two online workshops in June 2022
- Evidence gathering and meetings with experts
- Finalisation of the identification of barriers, challenges and potential impacts on research

Further expected outcomes

Study to assess the impacts of possible legislative & non-legislative measures in the field of EU copyright and data legislation

Guidance for research organisations on EU data and digital legislation

Proposal of potential legislative & non-legislative measures

Possible measures could include:

- Compiling research-related provisions in a structured way
- Guidelines regarding the application of relevant legislative instruments
- ☐ Specific legislative initiatives (e.g. making research exceptions in copyright legislation mandatory, EU secondary publication right?)
- Sectoral directive and/or regulation amending existing legislation in the form of a "Digital Research or Knowledge Act"



For more info:

Commission's website on the European Research Area: https://research-and-innovation.ec.europa.eu/strategy/strategy-2020-2024/our-digital-future/europea n-research-area_en



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ERA Action 3: Advance towards the reform of research assessment

Research and

Need for reform of research assessment

- To reflect evolving research processes
 - ✓ Digital transition; Iterative and recursive; Collaborative and open
- To reflect increasing demands on research
 - ✓ Societal, environmental, economic challenges; Diversity of outputs
- To move away from inappropriate uses of journal- and publication-based metrics
 - ✓ Rewards quantity and publication venue rather than quality; does not reward sharing, collaboration and outputs other than publications
- To further support the quality of research and the attractiveness of research environments
 - ✓ Requires a system and cultural change, involving institutions, funders and researchers

Towards the Coalition for Advancing Research Assessment (CoARA)





The Coalition for Advancing

Research Assessment (CoARA) will bring support to the reform of research assessment. It will offer member organisations the possibility to exchange knowledge, work together, test and pilot, and be supported by peers, for advancing in the process of research assessment reform.

Agreement and Coalition - State of play

Agreement on Research Assessment

RESEARCH ASSESSMENT

Published on 20 July 2022



Opening of signature on 28 September 2022



EC signs the Agreement and DORA declaration 8 November 2022



Coalition for Advancing Research Assessment

Constitutive
Assembly on 1
December 2022

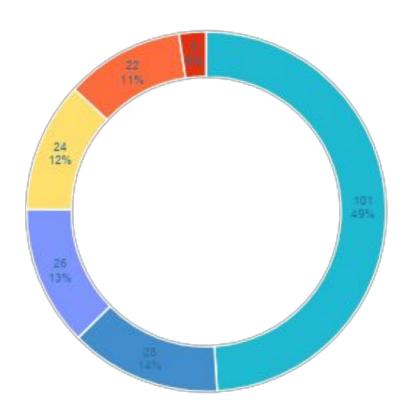


Agreement and Coalition – State of play



206 signatures to date

https://coara.eu/agreement/signatories/



Universities and their associations

Research centres, research infrastructures, and their associations

Public or private research funding organisations and their associations Academies, learned societies, and

their associations, and associations of researchers

Other relevant non-for-profit

organisations involved with research assessment, and their associations National/regional authorities or

agencies that implement some form of research assessment and their associations



Agreement on Reforming Research Assessment

4 Core commitments:

- 1. Recognise the **diversity of contributions to, and careers in research** according to the needs and the nature of the research
- Base research assessment primarily on qualitative evaluation for which peer-review is central, supported by responsible use of quantitative indicators
- 3. Abandon inappropriate uses in research assessment of journal- and publication-based metrics, in particular inappropriate uses of journal impact factor (JIF) and h-index
- 4. Avoid the use of rankings of research organisations in research assessment

6 Support commitments:

- Three commitments to enable the move towards new criteria, tools and processes for research assessment
- Three commitments to facilitate **mutual learning**, **communicate progress** and ensure that new approaches are **evidence-informed**



Agreement & Coalition: key considerations

- The reform process is an enabler for collaborative and Open Science (but not only!).
- European initiative; **global in scope**: organisations involved with research assessment from **across the world** welcome to join.
- Respectful of autonomy of organisations, which keep full control of their reform journey.
- Flexible and evolutive: assessment practices can vary according to the context, type and purpose of the evaluation
- Quantitative indicators: responsible use, not abandoning them
- **Timeframe**: Touch-base points in years 1 and 5 after signature to communicate progress, based on self-assessment
- Special attention to and involvement of young researchers
- CoARA operating as 'communities of practice' and offering space for mutual learning and collaboration
- Working Groups identified and proposed bottom-up by members.

ERA Action 3 – Support from Member States

 22 Member States, 3 Associated Countries and 13 stakeholders in the ERA Forum have given support to ERA Action 3 to:



- Perform analysis of legal and administrative barriers for the reform process.
- Support the establishment of national framework conditions conducive to changes.
- The Commission will provide the link between the Coalition and national authorities, via the ERA Forum

Thank you!

www.coara.eu/sign



Sign the Agreement

While acknowledging that this Agreement does not have any legally binding effect, it represents a public commitment to contribute actively and constructively to reforming research assessment. The Agreement is open for signature by organisations from across the world, including organisations without legal personality. However the Agreement is not open for signature by individual persons.

First Name *	Last Name *		
Your first name	Your last name		
Full name of organisation •			
Full name of organisation			
Position with organisation *			
Position with organisation			



Action 8 - Strengthen sustainability, accessibility and resilience of research infrastructures in the ERA

EOSC Symposium 2022
Session: "Policy alignment & progress - where EOSC sits towards the 20 ERA Actions"

Head of Sector Research and Technology Infrastructures
Policy
DG Research & Innovation, European Commission



Priority Areas of the Pact: ERA Policy Agenda 2022-24



Deepening the ERA

- 1. Open sharing of knowledge, incl. EOSC
- 2. Data legislation fit for research
- 3. Reform of the research assessment system
- 4. Strengthen research careers
- 5. Gender equality and inclusiveness
- 6. Protect academic freedom
- 7. Better knowledge valorisation
- 8. Strengthen research infrastructures
- 9. Promote international cooperation



Widening the ERA

- 15. Regional and national R&I ecosystems
- 16. EU-wide access to excellence
- 17. Strategic capacity of Europe's public research performing organisations



Broadening the ERA

- 10. R&I Missions and Partnerships for ERA
- 11. Green energy transformation
- Green and digital transition of industrial ecosystems
- 13. Empower higher education institutions
- 14. Bring science closer to citizens



Prioritising investments and

- 18. Coordination national support for ERA
- 19. ERA monitoring mechanism
- 20. Prioritisation and coordination of R&I investments and reforms

ERA Policy Agenda: Research Infrastructures

Deepening a truly functioning internal market for knowledge

Action 8 and resilie

Action 8 - Strengthen sustainability, accessibility and resilience of research infrastructures in the ERA

Set of foreseen activities

- Strategic analysis of the European Research Infrastructure landscape;
- Broader and more sustainable access for all countries to European research infrastructures and their services and revision of the European Charter of Access to Research Infrastructures;
- Update of the ESFRI Roadmap and implementation of the research infrastructures performance monitoring framework;
- Report on the ERIC Framework;
- Increased cooperation between research infrastructures, e-infrastructures and stakeholders, including through EOSC;



Key Actors

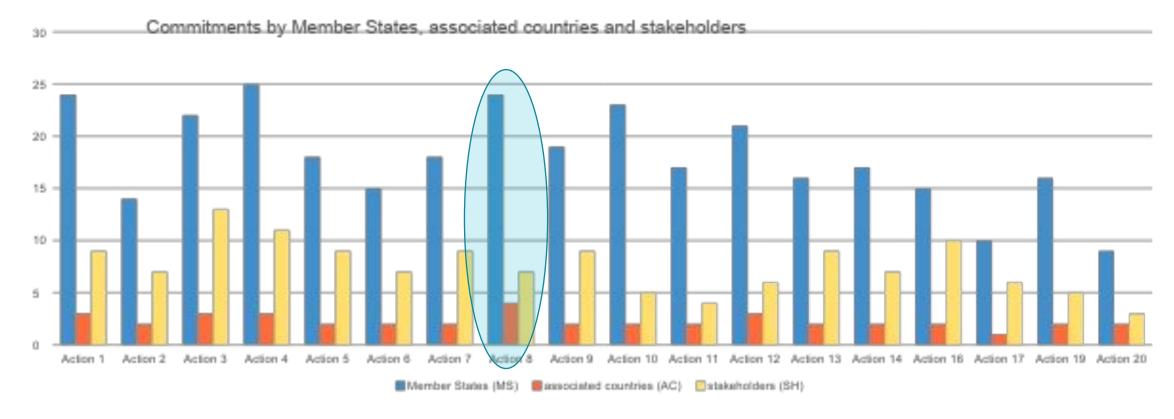
Coordination by

- Commission: ERIC Report, European Charter for Access to Research Infrastructures
- **ESFRI** (Member States and Commission): next research infrastructure roadmap, monitoring framework, consultation of stakeholders and associated/third countries as relevant
- Member States (Horizon Europe Programme Committee) and Commission: preparation of relevant Horizon Europe work programme actions

In addition, engagement of

- Member States (monitoring of national facilities and national nodes).
- Associated Countries in ESFRI in line with the new ERA and consulted (e.g. ERIC Report).
- Research infrastructures (notably ESFRI Landmarks, ESFRI Projects and ERICs), their umbrella organisations, such as the ERIC Forum, ERF, LEAPS, LENS, and other well as appropriate international organisations: consulted for all relevant activities.

Commitments by MS, AC & stakeholders



Overall, action 8 received commitments by 24 Member States; 4 Associated Countries; 7 Stakeholders





Workshop on Research and Innovation needs of RIs (March 2022)

- ✔ Participants from Member States, research infrastructures, research performing organisations
- Align RI policy and programmatic frameworks underpinning a long-term vision
- ✓ Roadmap-based methodologies to anticipate future R&I needs
 - Development of European research infrastructure landscape
 - Delivering services
 - Next generation of scientific instruments, tools, technologies and methods and digital solutions
 - Cooperation with industry and support to innovation



ESFRI Workshop on Landscape Analysis (April 2022)

- ✔ Participants: ESFRI Delegates, National Experts, Research Infrastructures
- Stakeholder consultation (online survey)
- Strengths and weaknesses of the ESFRI landscape analysis
- Future scope and intended audience

Issues to look into for preparing the next Landscape Analysis

- Analysing structure
- Analysing methodology
- Analysing tools and processes
- Defining the landscape outlook
- Long-term sustainability
- Establishing structural links with other processes



ESFRI Workshop on Monitoring (April 2022)

- ✔ Participants: ESFRI Delegates, ESFRI working groups, research infrastructures
- ✓ Context: request from Member States (Council concl. 2018) Action 8 of the ERA Policy Agenda

Main points:

- presenting the rationale, objectives and outline of the methodology for the monitoring of Landmarks,
- clarifying open questions, potential doubts and uncertainties around the monitoring process;
- learning from Landmarks and other stakeholders directly concerned by the monitoring process about the main added value of monitoring, perceived bottlenecks and challenges;
- preparing ground for **finalising the monitoring methodology**, which would then be presented in a separate workshop for Landmarks only to kick-start the monitoring process.



ESFRI Stakeholders Forum

- ESFRI Stakeholder Forum was launched in March 2022 with High-level event moderated by Jean-Eric Paquet.
- 1st Stakeholder Forum Meetup in Brussels on 15 September 2022.
- Fully booked event with 150 participants on site.
- Plenary sessions and four parallel sessions on Climate, Energy, Oceans, and Culture.
- Panels discussed good practices and bottlenecks hindering the enhanced use of RI's services or delivery.
- Needs and future opportunities were flagged.



Expected impact of ERA Action 8

- Strengthened research infrastructure **services**, better adapted to user needs (scientific challenges and EU policy priorities such as the green and digital transition)
- Sustainability of European research infrastructures (ERICs and others; system as a whole)
- Better accessibility of European research infrastructures and their services to users across the EU, including through the EOSC
- Stronger engagement of stakeholders in research infrastructures activities
- Robust priority setting for further investments in existing and new research infrastructures (evolving R&I landscape)
- Identification of opportunities for research infrastructure clustering
- Enhanced impact on society, skills and talents;
- Strengthened engagement with manufacturing industry and positive impact on economy





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Policy alignment & progress - where EOSC sits towards the 20 ERA actions

Panel Discussion – Opening Remarks Tuesday 15 November 2022 EOSC Symposium

Giovanni LAMANNA

How to pursue action 8 by leveraging action 1?

Preamble

A three-fold objective for "Open Science":

- Support FAIR data-intensive research (enhancing innovation, software developments and cross-fertilization among researchers, computer scientists and technologists).
- Involve fellow citizens in the scientific research process (thanks to digital objects and ICT technologies).
- Enhance the commitment of scientists in socio-economic challenges (from all domains).

Definition of ESOC:

- Science, research and innovation data space.

ERA action 8 - Strengthening RIs

My suggestions:

- "<u>Upgrade and sustain RIs that are already in operation</u>" deserve longer term investments for competitiveness.
- "Update structure, terms and scope of investments" for emerging RIs.
- "Challenge new models and frameworks" for economy of scale and for federating innovation capacities.
- "Adopt a forward-looking approach" of RIs for structural impacts on regional policies and society.

- ☐ Avenues to explore towards a global RI ecosystem pioneering Open Science (also though EOSC):
- 1) Design Study (DS), Preparatory and pre-construction phases (PP) of ESFRIs, need to be followed up with further phases, such as:

"Updating technologies and widening cooperation actions for ESFRI in operation".

Ex.: new countries willing to join an ERIC/ESFRI by taking in charge some upgrading or acting to enhance opportunities to access the RI.

It concerns also the virtual access to RIs, the digital innovation and therefore EOSC.

2) Include into DS and PP a request of an "Open Science Programme (OSP)" according to its three-fold objective. It would imply the gradual alignment of new emerging RIs into the EOSC ecosystem as well as the enhancement of researchers involved in EOSC.

3) Invest to support the <u>sustainability of Science Clusters</u> through the implementation of corresponding "<u>Domain-based Competence Centre (CC)</u>".

CCs to drive the OSP (as in item 2), to leverage the cross-cluster coordination as well as the EOSC Core and EOSC Exchange services (strengthening the adoption of commons).

The CCs are also "Science Cluster Instances delegated to operations".

RIs in a Science Cluster would second some common functionalities to a CC:

- a) data management services;
- b) user analysis platforms;
- c) scientific software and workflow catalogues;
- d) operate the domain-based data federation.

This approach avoids the support of repetitive functionalities per each RI, save single RI funding, avoid single RI's spending cuts on software/data/archive and innovation (as the most vulnerable items out of the list of expenditures and running costs) in case of budget restrictions. Consequences:

- I) more investments for the CC needed;
- II) gains by economy of scale (saving budget on a longer term);
- III) incentive to a global and continuous innovation in Open Science targeted to and brought by the scientific community at large that acts as a global "open science foundation";
- IV) a booster for EU member state institutes and research agencies (behind the CCs) that in any case are always part of the international consortia implementing and exploiting the RIs (and that finally pay for them).

- 4) A "Forward-looking approach chart" for socio-economic engagement both regionally (host and partner countries) and globally requested to each RI, integrated in their OSP and operated within EOSC.
 - RIs produce research digital objects to be fully articulated with the other sectoral data spaces defined in the European strategy for data.
 - This should facilitate or strengthen the capacities of RIs to engage through the EOSC with industry, government, politics and the labour market.
- 5) "EOSC strengthening legacy technology know-how to accelerate further innovation with and within RIs".
 - The Technology & Innovation (also produced by RIs) R&D published results have also a series of digital objects behind that potentially aimed at being FAIR and managed within the EOSC data federation.
 - This is one more way to foster the articulation of EOSC with the other sectoral data spaces defined in the European strategy for data.
 - The Science Cluster domain-based Competence Centre can be in charge of workout roadmaps and coordination among RIs for long-term technology and innovation prioritisation, coordination and direction of R&I investments for ERA ... as well as their FAIRness.