



> Retouradres Postbus 20101 2500 EC Den Haag

**Directoraat-generaal voor
Energie en Telecom**
Directie ICT & Toepassing

Bezuidenhoutseweg 30
Postbus 20101
2500 EC Den Haag
T 070 379 8911 (algemeen)
www.ez.nl

Behandeld door

Aanleverpunt

Datum 02-02-2010

Betreft Antwoord op Wob-verzoek

Ons kenmerk
ET/IT / 10007520

Geachte

Bijlage(n)

1. Gerubriceerd overzicht van documenten
2. Wob-verzoek van dhr Hansen
3. Engelse samenvatting brief
4. Wob documenten

A English summary of this letter can be found in appendix 3. No rights can be derived from that summary.

Per e-mail heeft u, op 16 december 2009, op grond van de Wet openbaarheid van bestuur (hierna: de Wob), verzocht om kopieën van de bij mij aanwezige documenten die betrekking hebben ODF en OOXML. Het betreft de communicatie die in de twee maanden voorafgaande aan het verzoek aan de Deense overheid en de Deense politica Helle Thorning-Schmidt zijn gestuurd. U verwoordt dit in uw Wob-verzoek met kenmerk 10007877.

In de bijlage bij dit besluit treft u een gerubriceerd overzicht aan van de door u gevraagde documenten. In deze bijlage is aangegeven of het document geheel of gedeeltelijk openbaar is, onder vermelding van de van toepassing zijnde uitzonderingsgrond(en) van de Wob. Voor een nadere motivering van de uitzonderingsgronden verwijs ik u naar het hierna gestelde.

Op grond van artikel 3, eerste lid van de Wob kan een ieder een verzoek om informatie zoals neergelegd in documenten over een bestuurlijke aangelegenheid richten tot een bestuursorgaan. Artikel 3, vijfde lid, van de Wob bepaalt dat een verzoek om informatie wordt ingewilligd met inachtneming van het bepaalde onder artikel 10 en 11 van de Wob. In deze zaak zijn de navolgende uitzonderingsgronden aan de orde.

Het verstrekken van informatie blijft ingevolge artikel 10, tweede lid, onder e, van de Wob achterwege, voor zover het belang van openbaarheid niet opweegt tegen het belang van de eerbiediging van de persoonlijke levenssfeer. In dit geval betekent dit dat in alle documenten de namen en contactgegevens van de betrokken ambtenaren onleesbaar zijn gemaakt, omdat openbaarmaking daarvan niet opweegt tegen de eerbiediging van de persoonlijke levenssfeer.

Hoogachtend,
De Minister van Economische Zaken,
namens deze:

Yours sincerely,

drs. Chr. P. Buijink
secretaris-generaal

Tegen dit besluit kan degene, wiens belang rechtstreeks bij dit besluit is betrokken, binnen 6 weken na de dag waarop dit besluit is verzonden, een gemotiveerd bezwaarschrift indienen bij de Minister van Economische Zaken, Directie Wetgeving en Juridische Zaken (ALP: L/204), Postbus 20101, 2500 EC s'Gravenhage. Dit besluit is verzonden op de in de aanhef vermelde datum.

Bijlage 1: gerubriceerd overzicht van documenten

Nr.	Kenmerk	Omschrijving	Wel / Niet / Gedeeltelijk openbaar	Weigeringsgrond
1	6-11-09	e-mail	Gedeeltelijk openbaar	artikel 10, tweede lid onder e
2	9-11-09	e-mail	Gedeeltelijk openbaar	artikel 10, tweede lid onder e
3	24-11-09	e-mail	Gedeeltelijk openbaar	artikel 10, tweede lid onder e
4	2-12-09	e-mail	Gedeeltelijk openbaar	artikel 10, tweede lid onder e

Bijlage 2: Wob verzoek van

--- Original Message ---

From:

Received: 12/16/09 12:11:52 PM CET

Subject: MINEZ: Wob-request based on Dutch law for open government

Onderwerp: Wob-request based on Dutch law for open government decorators=

Vraag/opmerking: Hello

I am _____ who would like to make a "wob-request".

The information I would like sent - based on Dutch law for open goverment - is letters, mails, rappers, meeting-protocols ect. in the case of ODF/OOMXL.

That is al that the minister and ministry has sent to the danish goverment and the danish politician Helle Thorning-Schmidt within the last two mounth.

I would kindly like the information sent by email.

Achternaam:

Voorletter(s):

E-mailadres:

Bijlage 3: Engelse samenvatting incl. Engels gerubriceerd overzicht van documenten.

Dear

You have made a "wob-request" based on the Dutch law "Wet openbaarheid van bestuur" (wob). The request was made on the 16th of December 2009 and concerned letters, mails, rapports, meeting-protocols etc. about ODF/OOXML that the minister or ministry has sent to the Danish government or the Danish politician Helle Thorning-Schmidt within the two month previous to December 16th 2009.

All contact between Dutch and Danish government officials has been by e-mail and telephone.

Enclosed you will find an overview of the requested documents. In this enclosure is mentioned whether the document is fully or partially public. It is stated on which grounds of the Dutch 'wob' a document has only been made public partially.

Information is omitted in obedience with article 10, lid 2 sub e, when the importance of making the information public does not weigh up to the importance of respecting the personal interest of the involved civil servants. In that case all names and contact data of the involved civil servants have been made unreadable.

Yours faithfully,
The Minister of Economic Affairs,

on behalf of
drs. Chr. P. Buijink
secretary-general

Objection can be raised against this decision by persons directly involved in or touched by the decision. A motivated objection has to be raised within six weeks after this decision has been sent. It must be send to the minister of Economic Affairs, directorate for Law and Legal affairs. (ALP: L/204), Postbus 20101, 2500 EC s'Gravenhage The Netherlands. This decision has been sent on the, in the beginning of the letter, mentioned date.

Nr.	Mark	Description	Public / partially public / not public	Reason of omittance
1	6-11-09	e-mail	Partially public	article 10, lid 2 sub e
2	9-11-09	e-mail	Partially public	article 10, lid 2 sub e
3	24-11-09	e-mail	Partially public	article 10, lid 2 sub e
4	2-12-09	e-mail	Partially public	article 10, lid 2 sub e

Van:

Verzonden: vrijdag 8 januari 2010 15:52

Aan:

Onderwerp: FW: Questions regarding åben standards

Van:

Verzonden: vrijdag 6 november 2009 13:36

Aan:

Onderwerp: Questions regarding åben standards

Dear

I hope you can help me with some info on the Dutch experience with open standards for document format.

I am working in the National IT and Telecom Agency, Denmark.
Since 2008 it has been mandatory for danish government authorities to recieve both OOXML and ODF documents. The parliament is now discussing how to move on.

I can see in your action plan from 2007 that it has been mandatory from 2008 for Dutch government departmets to support ODF(both reading, writing and exchanging). In this regards it would help me a lot if you could help me answer the three questions below

- Has there been any evaluation on this decision since 2008?
- Has the financial consequences been calculated?
- What is the Dutch view on OOXML?

Best regards

Telephone:

E-mail:

Ministry of Science, Technology and Innovation

National IT and Telecom Agency, Denmark
Holsteinsgade 63
DK-2100 København Ø
Telefon:
Fax: -
E-mail:
www.itst.dk

15-1-2010

Van: [mailto:]
 Verzonden: maandag 9 november 2009 12:31
 Aan:
 CC:
 Onderwerp: RE: Proaktiv udveksling

Dear

how are you? I did not hear anything from you on the EIF 2.0 draft, did DK sent any comments? As I told you, the NL was not so pleased with the changes regarding the openness of standards.

Hereby the answers to your questions:

I noted that neither ODF nor OOXML appear on your list of assessed standards, could you enlighten me as to
 a) the status on the mandatory support for ODF in Holland (I understand that it became mandatory for authorities last year)

ODF is on the list of standards for comply or explain ("pas toe of leg uit" in Dutch), see http://www.forumstandaardisatie.nl/fileadmin/OVOS/OS_list_open_standarden_voor_pas_toe_of_leg Uit.pdf. This means that organizations in the semi-public sector should be able to open and read documents send to them in ODF or else explain why they can't.

We did an exploratory research a while ago on ODF and OOXML, see http://www.forumstandaardisatie.nl/fileadmin/OVOS/ODF_beleidsopties_-_engelse_versie.pdf. For more information about the policy of comply or explain see <http://www.noiv.nl/noiv/en>.

b) the status of OOXML in Holland - have you actively chosen not to use it or have you not yet assessed it?

It has not been assessed yet. We work "demand driven". Which means that if an organizations thinks a standard can contribute to the goals (more interop., less reliance on suppliers) he can submit an application for the standard. This has not been the case for OOXML (yet?).

c) do you have plans to assess OOXML at some point?

See b). Yes, if OOXML is submitted, and we think it has a fair chance to pass the selection procedure (this depends on how it scores on our criteria) we will assess it. This however means (among others) that there must be an OOXML implementation in the product of more than one vendor.

Hope this helps you out, if you need more info, don't hesitate to call [phone number] or mail me,

Kind regards,

Van: [mailto:]
 Verzonden: dondag 5 november 2009 11:29
 Aan:
 Onderwerp: SV: Proaktiv udveksling

Dear

We at NITA have been asked to provide the Danish Parliament with information about the ODF experiences of Norway, Belgium and The Netherlands

I noted that neither ODF nor OOXML appear on your list of assessed standards, could you enlighten me as to
 a) the status on the mandatory support for ODF in Holland (I understand that it became mandatory for authorities last year)
 b) the status of OOXML in Holland - have you actively chosen not to use it or have you not yet assessed it?
 c) do you have plans to assess OOXML at some point?

Could you inform me on these questions so that we can give our Parliament correct and complete information about your experiences with office document formats?

Thank you in advance.

Best regards

Special Adviser
 Direct extension:
 E-mail:

Ministry of Science,
 Technology and Innovation

National IT and Telecom Agency
 Holsteinsgade 63
 DK-2100 København Ø
 Denmark
 Teleph: [phone number]
 Fax:
 E-mail:
 www.itst.dk

Fra: [mailto:]
 Sendt: 7. oktober 2009 13:24
 Til:
 CC:
 Emne: RE: Proaktiv udveksling

To keep you happy [phone number], a none internal mail :-). Great work on the wiki, looks good. I'll look more in detail to the questions and categories this or the coming week (maybe I'll have some comments).

Regarding the assessment of the member states, some time ago I sent an excel sheet (attached) with these categories

Name standard	Version	Category	Application area/Business need	Assessment documentation	Country	Contact info
---------------	---------	----------	--------------------------------	--------------------------	---------	--------------

If every country would fill in such a sheet, using a uniform categorisation of the business need (I would be happy to use the Danish one), and have the relevant (we have a lot of Dutch profiles which are probably not so interesting) assessment translated, that would be a great starting point for me.

As for relating the already done assessment to the CAMSS framework, yes very valuable, however,

- we first must make the CAMSS framework final.
- not for every standard. In the NL we discern between two lists, for one we do a very thorough examination which hits a lot of the questions asked in CAMSS and one de facto list which we only examine on openness and if it indeed is de facto. For the last category a thorough CAMSS examination is not useful.
- like every country we have Dutch profiles. I wonder how useful it is to put these against the CAMSS criteria, since you don't have one and the same specification for every

country (we are then evaluating different specs which makes it hard to compare)

- The process by which the criteria are scored is essential. We have a very open process with a lot of involvement of stakeholders. If another country just scores the standard on a lazy afternoon by one government official or something the usefulness of the scoring is questionable.

As for future assessments, I am 100% in favour of assessing international standards together, as long as we do it using an open process. There are a bunch of very high impact standards that we all have to look at like XBRL 2.1, SEPA standards, WCO standards.

Hope to see you all in Amsterdam the 26th/27th of November. I'm afraid we will miss SEMIC since it's on the same day as our Forum Standardisation meeting.
Kind regards,

Van: [mailto:]
Verzonden: woensdag 7 oktober 2009 11:44
Aan: [mailto:]
CC: [mailto:]
Onderwerp: RE: Proaktiv udveksling

Buhu, no interaction but internal :(

See you in Brussels @ SEMIC workshop :)

From: [mailto:]
Sent: Wednesday, October 07, 2009 9:58 AM
To: [mailto:]
Cc: [mailto:]
Subject: SV: Proaktiv udveksling

Poor - does noone want to write to you? :(

I think that a forum for assessments would be useful - somewhere to post assessments for reuse and request information about specific specifications, e.g. "has anyone assessed KML yet?" (I did on Monday but haven't put it into the CAMSS mold yet). A little further down the line I think we should seriously consider using SEMIC or a similar platform for federating assessments from member countries (btw, will I see any of you at the workshop on reuse of SEMIC on Oct 14?) I have many ideas about what we can do and I look forward to discussing them with you all.

The relevant slide from my presentation to the Danish OIO Committee last Thursday is actually just a restatement of the ten functional areas that I have identified in the Danish NIF (the OIO Catalogue on www.digitaliser.dk).

I have attached the list of "domains" that I sent you on May 5 following the April CAMSS meeting.

The plan that I outlined at the OIO Committee meeting is to review the recommendations in each of the ten "top" areas within the next six months (or so I hope) in order to assess whether they are sufficiently described and documented and whether there are other relevant standards within each area which we should mention. We will also look at the level of recommendation for each standard and finally attempt to make a CAMSS style assessment document for each standard. That should give us (CAMSS) over 150 assessments to play with as there are currently 169 standards in the OIO Catalogue and some of them are probably duplicates or so irrelevant I won't bother to assess them fully.

I hope this is useful and I look forward to seeing you all in Bruxelles, Amsterdam, Oslo or wherever :-)

Best regards

Special Adviser
 Direct e-mail: [mailto:]
 E-mail: [mailto:]

Ministry of Science,
 Technology og Innovation

National IT and Telecom Agency
 Holsteinsgade 63
 DK-2100 København Ø
 Denmark
 Teleph: [tel:]
 Fax: [tel:]
 E-mail: [mailto:]
 www.itst.dk

Fra: [mailto:]
Sent: 7 oktober 2009 09:30
Til: [mailto:]
Cc: [mailto:]
Emne: RE: Proaktiv udveksling

The safest way of making sure you get a reply, is replying yourself :)

Perhaps you could share your drafts from the latest OIO Committee. The proposal on a new structure and the areas you would like to focus on, short term.

All the best

From: [mailto:]
Sent: Wednesday, October 07, 2009 9:23 AM
To: [mailto:]
Cc: [mailto:]
Subject: Proaktiv udveksling

Tak for i går :)

All the end in English

Hvordan kommer vi i gang med at proaktivt udveksle information om vores kommende undersøgelser?

Skal jeg etablere en mappe, Request for Assessments, på CAMSS CIRCA, hvor alle kan placere sine initiativer i et dokument per medlem?

Eller kun en e-mail liste?

Jeg prøver få med NL og DK

How should we go about proactively sharing information about our upcoming assessments?

Should I provide a map on CAMSS CIRCA, Request for Assessments, enabling all Members to upload a document on their upcoming assessments?

Or just a mailing list?

I'll try to get NO and DK onboard as well

- Interoperability in eGovernment

European Commission
Directorate for Informatics
European eGovernment Services (IDABC)

<http://ec.europa.eu/idabc>
<http://ec.europa.eu/dgs/informatics>

Be transparent – Sign up to the European Commission's Register of Interest Representatives <http://ec.europa.eu/transparency/legin>

Van: [e]

Verzonden: dinsdag 24 november 2009 13:38

Aan:

CC:

Onderwerp: FW: Questions from Denmark

Dear

I just talked to you colleague and explained him the following:

- I interpret this as a decision that ODF is a mandatory standard alongside DOC and other commonly used standards. Is this correct?

For revisable documents ODF is the standard for comply or explain. There is currently only the obligation for organizations in the semi public sector to be able to read and process ODF documents. They are not obligated to send documents in ODF. So government organizations can send and receive DOC documents as well, at the moment. We however see open standard as the norm and therefore strive on the long term not to permit closed standards (like DOC) if there are good open alternatives.

For non-revisable documents there is an obligation (comply or explain) to use PDF/a or PDF 1.7, depending on the richness of the document.

- Is the above mentioned action plan still the newest decision or has there been a new decision regarding open standards?

This is still the policy for open standards. The list for comply or explain is dynamic. New standards are added twice a year. See http://www.forumstandaardisatie.nl/fileadmin/OVOS/OS_lijst_open_standaarden_voor_pas_toe_of_leg_uit.pdf

Kind regards,

GBO.Overheid

Bureau Forum Standaardisatie
Wilhelmina van Pruisenweg 104
2508 AN Den Haag

T:

M:

E:

I: www.forumstandaardisatie.nl

www.gbo.overheid.nl

GBO.Overheid heet vanaf 11 januari 2010 Logius. Meer informatie op www.logius.nl.

Van: [mailto:]

Verzonden: dinsdag 24 november 2009 12:15

Aan:

CC:

Onderwerp: SV: Questions from Denmark

15-1-2010

Dear

If you have any questions, please don't hesitate to call me.
I will be out of office the next few hours so please call my cell-phone:

Best regards

Fra: [redacted]
Sendt: 24. november 2009 12:13
Til: [redacted]
Cc: [redacted]
Emne: Questions from Denmark

Dear

I called you earlier regarding the Netherlands action plan on open standards.

I have to give my minister a feedback later today, and I hope that you have the chance of getting back to me as early as possible.

In the action plan "The Netherlands in Open Connection" it is stated that

"ODF is currently available alongside and in addition to other, already-used, file formats (**such as DOC and PDF) and any new future open standards.**"

"The objective for ODF is that Central Government services will support ODF from April 2008, **along with the current file formats**, for the reading, writing and exchange of documents"

- I interpret this as a decision that ODF is a mandatory standard alongside DOC and other commonly used standards. Is this correct?
- Is the above mentioned action plan still the newest decision or has there been a new decision regarding open standards?

Best regards

Direkte telefon:
E-mail:

**Ministeriet for Videnskab,
Teknologi og Udvikling**

IT- og Telestyrelsen
Holsteinsgade 63
DK-2100 København Ø
Telefon:
Fax:
E-mail:
www.itst.dk

Van: [redacted]
Verzonden: woensdag 2 december 2009 21:48
Aan: [redacted]
CC: [redacted]
Onderwerp: SV: Confirmation of the ODF status in Holland

Dear [redacted]

I have now set up the telephone meeting for 10:15 tomorrow the 3rd december.

All you have to do is call the Danish number

When you have called the number you will (in danish) be asked to dial in a 7-digit code and end by pressing #
Then you should be connected to the telphoneconference.

The code is:

1138873 (followed by #)
(if relevant): 1138874 (followed by #)

If you have any problems with the above or have some questions before the meeting please call me.

Best regards

National IT and Telecom Agency, Denmark
Tel:

Fra: [redacted]
Sendt: 2. december 2009 17:27
Til: [redacted]
Cc: [redacted]
Emne: RE: Confirmation of the ODF status in Holland

Dear [redacted] count me in. Best time would be 10:15 hour.
Another policy advisor may want to join the conference call as well but I will know that only tomorrow.

kind regards,

Van: [redacted]
Verzonden: woensdag 2 december 2009 15:54
Aan: [redacted]
CC: [redacted]
Onderwerp: SV: Confirmation of the ODF status in Holland

Dear

As promised.

We would very much appreciate if we could arrange a telephone conference where we could get a detailed description on the Dutch decision on open standards and the experience with the decision so far.
We are these days revising the Danish strategy for open standards, and the input from the Netherlands is essential in this case.

Present from Denmark would be:

[redacted], National IT- and Telecom agency
[redacted] Ministry of finance

Who participate from MINEZ is up to you. I assume that the questions would be much the same as I have asked you earlier, but also focusing on the financial consequences of your decision.

15-1-2010

The best time of day tomorrow would be
10.15-11-45
12.45-14 or
14-17.

I can understand that you have a busy schedule, but I hope that you will be able to squeeze it in.

Best regards

Fra: [mailto:]
Sendt: 25. november 2009 11:31
Til:
Cc:
Emne: RE: Confirmation of the ODF status in Holland

Dear

Looks OK.

1) Be advised that "mandatory" is not a formal, legal obligation but based on a joint decision and agreement by all Cabinet's Ministers. In the official translation of our action plan, it is stated "support" rather than "be able to" - but that is a minor point.

3) "... has not been formally evaluated for use by public agencies. This means that Holland has no position (yet) on the use of OOXML by public agencies."

has sought contact with us, I assume it was on the same matter?

kind regards,

Van: [mailto:]
Verzonden: woensdag 25 november 2009 11:14
Aan:
CC:
Onderwerp: Confirmation of the ODF status in Holland

Dear

Thank you for taking the time to explain the situation in Holland to me.

In order to be able to communicate the facts correctly to the Danish politicians I would like you to confirm that:

- 1) It is mandatory for Dutch public agencies to be able to read, write and exchange ODF documents
- 2) The requirement to support ODF is not exclusive and agencies are allowed and expected to continue use of other formats along side ODF
- 3) OOXML has not been formally submitted for inclusion on the "comply or explain" list and has therefore not been evaluated. This means that Holland has no official position on OOXML.
- 4) It is a goal to only use open document standards by 2015 - but this is a strategic target more than a formal cut off date.

I would greatly appreciate your swift confirmation or correction of the above statements.

Thank you for your help.

Best regards

Direct extension:
E-mail:
**Ministry of Science,
Technology og Innovation**
National IT and Telecom Agency
Holsteinsgade 63
DK-2100 København Ø

Denmark
Telephone:
Fax:
E-mail:
www.itst.dk

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=====

Bezoekt u het kerndepartement van het ministerie van Economische Zaken of de Nederlandse Mededingingsautoriteit (NMa)? Houd er dan rekening mee dat u een geldig identiteitsbewijs (paspoort, ID-kaart of rijbewijs) dient te tonen. Indien u bij de receptie geen geldig identiteitsbewijs kunt tonen, wordt u geen toegang verleend. Legitimatiebewijzen en toegangspassen van andere organisaties worden niet geaccepteerd.

=====

Dit bericht kan informatie bevatten die niet voor u is bestemd. Indien u niet de geadresseerde bent of dit bericht abusievelijk aan u is toegezonden, wordt u verzocht dat aan de afzender te melden en het bericht te verwijderen. De Staat aanvaardt geen aansprakelijkheid voor schade, van welke aard ook, die verband houdt met risico's verbonden aan het elektronisch verzenden van berichten.

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=====