



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR COMPETITION

Markets and cases I: Energy and Environment
State aid II

Brussels, 17/02/2022
COMP.B.3/MC/mp

Venetia Roxburgh
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London

By-email:
ask+request-10334-6ab8a3c6@asktheeu.org

Subject: Your application for access to documents – RefGestDem No 2021/7854

Dear Madam,

We refer to your email dated 06/12/2021 in which you make a request for access to documents, registered on 06/12/2021 under the above-mentioned reference number.

You request access to all documentation (including but not limited to all email correspondence, attendance lists, agendas, background papers, transcripts, recordings and minutes/notes) relating to the meetings listed below:

1. Between CEMBUREAU and Anne Funch Jensen, Cabinet member of Margrethe Vestager on the 21st September 2021
2. Between CEMBUREAU and Linsey McCallum, Cabinet member of Margrethe Vestager on the 15th May 2021
3. Between CEMBUREAU and Valdis Dombrovskis, Executive Vice-President; on the 29th June 2021
4. Between CEMBUREAU and Gints Freimanis, Cabinet member of Valdis Dombrovskis, on the 3rd June 2021

Please note that due to the wide scope of your request, covering also areas falling under the responsibility of other Directorates-General, parts of your request have been attributed to other Directorates-General¹. This reply relates only to the documents held by

¹ 2021/7865 - Split between SG D3 GESTDEM 2021/7865 and DG ECFIN 2021/7866.
2021/7854 - HT.6210, split within SG 2021/7854 for SG D1 and 2021/7856 for SG D3.
2021/7856 - SPLIT within SG 2021/7854 for SG D1 and 2021/7856 for SG D3

the Directorate-General for Competition. You received /will receive the replies from the other respective Directorates-General in due course.

Your application concerns the following documents:

1. Email regarding CEMBUREAU, and a conference call.
2. Email regarding, the draft Environmental and Energy State Aid Guidelines Cement 1
3. Email regarding, the draft Environmental and Energy State Aid Guidelines Cement 2
4. Summary of meeting between CAB – CEMBUREAU 21/09/2021
5. Minutes of meeting with CEMBUREAU. 15/05/2020

With regards to the documents 1, 2, 3, 4 and 5 listed above, a complete disclosure of the identified documents is prevented by the exception concerning the protection of privacy and the integrity of the individual outlined in Article 4(1)(b) of Regulation (EC) No 1049/2001, because they contain personal data:

- the names/initials and contact information of Commission staff members not pertaining to the senior management;
- the names/initials and contact details of other natural persons;
- handwritten signatures/abbreviated signatures of natural persons;

Article 9(1)(b) of the Data Protection Regulation does not allow the transmission of these personal data, except if you prove that it is necessary to have the data transmitted to you for a specific purpose in the public interest and where there is no reason to assume that the legitimate interests of the data subject might be prejudiced. In your request, you do not express any particular interest to have access to these personal data nor do you put forward any arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

Consequently, I conclude that, pursuant to Article 4(1)(b) of Regulation (EC) No 1049/2001, access cannot be granted to the personal data contained in the requested documents, as the need to obtain access thereto for a purpose in the public interest has not been substantiated and there is no reason to think that the legitimate interests of the individuals concerned would not be prejudiced by disclosure of the personal data concerned.

Disclaimer:

These documents were drawn up for internal use under the responsibility of the relevant officials of the Directorate-General for Competition. It solely reflects the author's interpretation of the interventions made and does not set out any official position of the third parties to which the document refers, which was not consulted on its content. It does not reflect the position of the Commission and cannot be quoted as such.

In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, to submit a confirmatory application requesting the Commission to review this position.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Unit C.1. 'Transparency, Document Management and Access to Documents'
BERL 7/076
B-1049 Brussels, or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

[e-signed]
Peer RITTER
Head of Unit