



Publications Office
of the European Union

Director-General

Luxembourg, 31 March 2022

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Subject: Your application for access to documents – GESTDEM 2022/1048

Dear Ms Morcuende,

I refer to your e-mail dated 16 February 2022 (registered on 18 February 2022 under the reference GESTDEM 2022/1048) in which you make a request for access to documents.

The following documents fall within the scope of your application:

Open Data Maturity 2021 Questionnaires (in Excel format) filled in and provided by national open data representatives to the contractor of Data.europa.eu, Capgemini Invent, in the scope of yearly Open data maturity assessment.

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001, I have come to the conclusion that these questionnaires may be partially disclosed. Some parts of the documents have been redacted as their disclosure is prevented by exception to the right of access laid down in Article 4(1)(b) of this Regulation: “The institutions shall refuse access to a document where disclosure would undermine the protection of privacy and the integrity of the individual, in particular in accordance with Community legislation regarding the protection of personal data”.

The documents contain the replies from the representatives from the following European countries to the survey on the open data maturity: Belgium, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Georgia, Greece, Hungary, Ireland, Island, Italy, Latvia, Lithuania, Luxembourg, Malta, Montenegro, Netherlands, Norway, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, Switzerland and United Kingdom.

Poland and Austria have objected to the disclosure of the documents based on the Article 4(3) of Regulation (EC) No 1049/2001. The exception laid down in Article 4(3) of Regulation (EC) No 1049/2001 apply unless there is an overriding public interest in disclosure of the documents.

In accordance with Article 7(2) of Regulation (EC) No 1049/2001, you are entitled to make 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 Secretary-General of the Commission at the following address:

European Commission
Secretariat-General



Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Brussels

or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,

Director-General
Hilde HARDEMAN

Annexes: Questionnaires (in Excel format) from Belgium, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Georgia, Greece, Hungary, Ireland, Island, Italy, Latvia, Lithuania, Luxembourg, Malta, Montenegro, Netherlands, Norway, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, Switzerland, United Kingdom.