



EUROPEAN COMMISSION

Secretariat-General

Directorate C – Transparency, Efficiency and Resources
SG.C.1-Transparency, Document Management and Access to Documents

Brussels,
SG.C.1

Mr Pascoe Sabido

By email only - with request for explicit e-mail acknowledgment of receipt by email reply:

ask+request-10996-94b385a9@asktheeu.org

Subject: Your confirmatory application for access to documents under Regulation (EC) No 1049/2001 - GESTDEM 2022/2136

Dear Mr Sabido,

I refer to your e-mail of 23 November 2022, registered on 24 November 2022, by which you submit a confirmatory application in accordance with Article 7(4) of Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents¹ (hereafter ‘Regulation (EC) No 1049/2001’).

Your confirmatory application was submitted in relation to your initial application of 11 April 2022 in which you requested, I quote:

- 1. ‘All correspondence (including email, SMS, private twitter and WhatsApp) since 1st February 2022 between Commissioner Simson, and/or her cabinet and/or officials from DG Energy with representatives from Wintershall, Uniper Fortum, OMV, RWE, TotalEnergies, ExxonMobil, Shell, BP, Eni, Repsol, Galp in which the EU’s response to Ukraine invasion, particularly the rePower communication was discussed.*
- 2. Any briefings prepared for Commissioner Simson, and/or her cabinet and/or officials from DG Energy for meetings since 1st February 2022 with representatives from Wintershall, Uniper Fortum, OMV, RWE, TotalEnergies, ExxonMobil, Shell, BP, Eni, Repsol, Galp in which the EU’s*

¹ OJ L 145 of 31.5.2001, p. 43.

response to Ukraine invasion, particularly the rePower communication was discussed.

3. *List of meetings since since since 1st February 2022 between with representatives from Wintershall, Uniper Fortum, OMV, RWE, TotalEnergies, ExxonMobil, Shell, BP, Eni, Repsol, Galp in which the EU's response to Ukraine invasion, particularly the rePower communication was discussed.*
4. *Minutes of the meetings mentioned above.'*

The initial request was assigned to the Directorate-General for Energy. As you did not receive an initial reply from that Directorate-General within the statutory time limits, you submitted a confirmatory application on 23 November 2022.

In the meantime, the initial reply in question was sent to you on 03 January 2023 (registered under reference number Ares(2023)13627).

Against this background, the Secretariat-General will close your confirmatory application related to the lack of initial reply.

You remain entitled to submit a new confirmatory application in accordance with Article 7(2) of Regulation (EC) No 1049/2001, should you wish to request a review of the initial reply of 03 January 2023.

Yours sincerely,

Mariusz Daca
Deputy Head of Unit