



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR MARITIME AFFAIRS AND FISHERIES
General Affairs and Resources
Legal Affairs

Brussels

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By email: ask+request-11282-1fb6ac98@asktheeu.org

Subject: Your application for access to documents – GESTDEM 2022/2949

Dear Madam,

We refer to your e-mail of 23 May 2022 in which you make a request for access to documents, registered on the same day under the above-mentioned reference number. We also refer to our email of 16 June 2022 (*Ref. Ares(2022)4441578*) with which we extended the deadline to treat your request by 15 working days, in accordance with Article 7(3) of Regulation (EC) No 1049/2001.

You request access to:

Minutes and correspondence concerning the 01/04/2022 meeting between Commissioner Virginijus Sinkevičius and the following list of interest representatives:

Fédération des Organisations de producteurs de la Pêche Artisanale (FEDOPA) OCEANA Conselho Consultivo para as Regiões Ultraperiféricas (CC RUP) Pelagic Freezer-trawler Association (PFA) Associazione Generale Cooperative Italiane - Settore Agro-Ittico Alimentare (AGCI AGRITAL) European Association of Fish Producers Organisations (EAPO) ANFACO-CECOPECA Aquaculture Advisory Council (AAC) Association des entreprises de produits alimentaires élaborés (ADEPALE) Stichting Advisory Council for pelagic stocks (Pelagic AC / PelAC) Killybegs Fishermen's Organisation (KFO) MEDAC (MEDAC) Danish Fishers Producer Organisation (dkfisk) European Associations of Fish Processors and European Federation of National Organisations of Fish Importers and Exporters (AIPCE-CEP) Conseil Consultatif des eaux occidentales australes (CC SUD)

More specifically, concerning this meeting I am requesting all documents containing the following information:

- *Minutes, agendas, summaries, memos and any other reports of these meetings, issued both in preparation and after the meetings took place.*
- *Correspondence including annexes and attachments (i.e. any emails, correspondence or telephone call notes) and follow-ups, exchanged between any DG MARE officials, Commissioner Virginijus Sinkevičius and/or the Commissioner's cabinet, and the organizations or any intermediaries representing their interests.*
- *Documents exchanged during the course of the meetings, as well as before or after, between all concerned parties.*

Your application concerns the following documents:

1. Exchange of emails, Minutes of the meeting, “Sector’s meeting with commissioner”, DG MARE, 01/04/2022, *Ares(2022)4939812*
2. Exchange of emails, “State aid measures - de minimis”, Europeche – DG MARE, 01/04/2022, *Ares(2022)4939902*

With regard to the documents 1 and 2 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 the following 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;

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.

Therefore, the redacted versions of document 1 and document 2 are enclosed to this letter.

Please note that a document (document 2) originating from third parties is disclosed to you based on Regulation (EC) No 1049/2001. However, this disclosure is without prejudice to the rules on intellectual property, which may limit your right to reproduce or exploit the released document

without the agreement of the originator, who may hold an intellectual property right on it. The European Commission does not assume any responsibility from their reuse.

Document 1 was drawn up for internal use under the responsibility of the relevant services of the Directorate-General for Maritime Affairs and Fisheries. It solely reflects the service'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,

Martina DOPPELHAMMER
Head of Unit

Enclosure:

1. Minutes of the meeting, "Sector's meeting with commissioner", Redacted version
2. "State aid measures - de minimis", Redacted version