



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

The Director-General

Brussels
AGRI/WB/I.1/CCL/IB D(2022)6277188

Clare Carlile
Ruppinerstr. 39,
Berlin 13355
Germany

ask+request-11636-8afe29d6@asktheeu.org

Subject: Your applications for access to documents – Ref GestDem No 2022/4240

Dear Madam

We refer to your e-mail of 22 July 2022 in which you make a request for access to documents, registered on 1 August 2022 under the above-mentioned reference number.

You request access to: “ *Information requested for the meetings listed below: Names of attendees at all meetings; names of organisations they represented; agendas from the meetings; minutes of meetings; details of the locations of meetings; presentation slides used, and any other materials shared or used (e.g. briefings, leaflets), including in preparation and after the meetings took place; names and organisations of any speakers or external guests for the following:*

Meetings:

- *COGECA with Janusz Wojciechowski, Commissioner Roberto Berutti, Cabinet member of Janusz Wojciechowski Agriculture on 28/04/2022*
- *CropLife Europe with Janusz Wojciechowski, Commissioner Andreas Schneider, Cabinet member of Janusz Wojciechowski Agriculture on 05/05/2022*
- *Yara Belgium S.A. with Joanna Stawowy, Cabinet member of Janusz Wojciechowski Agriculture on 13/05/2022*
- *Yara Belgium S.A with Wolfgang Burtscher , Director-General Director-General of Agriculture and Rural Development (AGRI) on 17/03/2022*
- *Syngenta Crop Protection AG with Janusz Wojciechowski, Commissioner Andreas Schneider, Cabinet member of Janusz Wojciechowski Agriculture on 05/05/2022*
- *COCERAL (Comité du commerce des céréales, aliments du bétail, oléagineux, huile d'olive, huiles et graisses et agrofournitures de l'U.E.) with Wolfgang Burtscher , Director-General Director-General of Agriculture and Rural Development (AGRI) on 07/07/2022*
- *Stichting Wageningen Research with Jorge Pinto Antunes, Cabinet member of Janusz Wojciechowski Janusz Wojciechowski, Commissioner Agriculture on 23/05/2022. “*

We have identified 19 documents with 4 annexes falling within the scope of your request. You will find enclosed a list of them and the documents identified, with the exception of document No 4, to which access cannot be given (see below).

With regard to the documents to which access is given, please note that a complete disclosure 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;
- 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, we 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.

You may reuse public documents, which have been produced by the European Commission or by public and private entities on its behalf based on the [Commission Decision on the reuse of Commission documents](#). You may reuse the documents disclosed free of charge and for non-commercial and commercial purposes provided that the source is acknowledged and that you do not distort the original meaning or message of the documents. Please note that the Commission does not assume liability stemming from the reuse.

- **Documents No 1 Cab, 2 Cab, 6 Cab, 7, 7a Cab, 16 Cab, 17 Cab, 1,1a DG**

Please note that documents originating from third parties mentioned above are 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 documents without the agreement of the originator, who may hold an intellectual property right on them. The European Commission does not assume any responsibility from their reuse.

- **Documents No 2 DG, 2 Cab, 6a Cab, 8 Cab, 11 Cab, 12 Cab, 15 Cab**

These documents were drawn up for internal use under the responsibility of the relevant services of the Directorate-General for Agriculture and Rural Development. They solely reflect the services' interpretation of the interventions made and do not set out any official position of the third parties, to which these documents refer, and which were not consulted on their content. They do not reflect the position of the Commission and cannot be quoted as such.

Refuse access: Document No 4 - *COCERAL with Wolfgang Burtscher ;Minutes from the request – Ares(2022)4512453*

Having examined the document No 4 under the provisions of Regulation (EC) No 1049/2001, I regret to inform you that your application as regards this document cannot be granted, as disclosure is prevented by exceptions to the right of access laid down in Article 4 of this Regulation.

The document, which you seek to obtain, contains reflections based on commercially sensitive business information of identifiable companies. Furthermore, in view of the current situation in Ukraine, disclosure of the aforementioned document could also undermine the international relations of the EU. Therefore, the exceptions laid down in Articles 4(1) and 4(2) first indent of Regulation (EC) No 1049/2001 apply to this document.

We have considered whether partial access could be granted to the document requested, but the sensitive information is diffused throughout the document, so we consider that the exception covers the document in its entirety.

The exceptions laid down in Article 4(2) and 4(3) of Regulation (EC) No 1049/2001 apply unless there is an overriding public interest in disclosure of the document. We have examined whether there could be an overriding public interest in disclosure, but we have not been able to identify such an interest.

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 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,



Mihail DUMITRU p.o.
Wolfgang BURTSCHER

Enclosure: List of documents and 19 documents with 4 annexes