



**EUROPEAN COMMISSION**  
DIRECTORATE-GENERAL FOR EMPLOYMENT, SOCIAL AFFAIRS AND INCLUSION  
Working Conditions and Social Dialogue  
**Spain, Malta**

Brussels,  
EMPL.C.4/RAA

Mr Maximilian Henning  
ask+request-12576-0913873d@asktheeu.org

**Subject: Your application for access to documents –EASE 2023/0891**

Dear Mr Henning,

I refer to your e-mail of 8 February 2023 (Ares(2023)926953) in which you make a request for access to documents, registered on the same day under the above-mentioned reference number. With my letter of 1 March 2023 (Ares(2023)1486261), I informed you that I extended the time limit of this request until 22 March 2023 in accordance with Article 7(3) of Regulation (EC) No 1049/2001.

You request access to all minutes, agendas, summaries, notes, or memos issued before or after; documents prepared for, issued in preparation for, or exchanged during; as well as all correspondence including attachments by either of the meeting parties related to the meeting held between Commissioner Schmit and representatives of the Spanish trade union Unión General de Trabajadoras y Trabajadores (UGT) on 31 January 2023.

I consider your request to cover documents held up to the date of your initial application, i.e., 8 February 2023. Therefore, your application concerns the following documents, that you will find attached in annex:

<b>Document 1</b>	Briefing drafted by relevant Commission services for Commissioner Schmit, of 27 January 2023.
<b>Document 2</b>	Country factsheet of Spain, annexed to the briefing.
<b>Document 3</b>	Exchange of emails between relevant members of the cabinet of Commissioner Schmit and relevant members of the office of the Member of the European Parliament (MEP) Alicia Homs to organise the meeting.
<b>Document 4</b>	First list of participants from UGT that was attached to the email sent by the office of MEP Alicia Homs on 10 January 2023.
<b>Document 5</b>	Second list of participants from UGT that was attached to the email sent by the office of MEP Alicia Homs on 30 January 2023

A complete disclosure of Documents 1 and 3-6 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 and contact information of European Commission and European Parliament staff members not pertaining to the senior management; and
- the names, contact details and job positions of members of UGT who are not public figures acting in their public capacity.

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.

Please note that Document 6 was drawn up for internal use under the responsibility of the relevant services of the Directorate-General for Employment, Social Affairs, and Inclusion of the Commission. 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. You can submit it in one of the following ways:

**by asking for a review via your portal account** (available only for initial requests submitted via the portal account),

**or by mail:**

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](mailto:sg-acc-doc@ec.europa.eu)

Yours sincerely,

Electronically signed

Maria IGLESIA  
Head of Unit