



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
ENVIRONMENT

The Director-General

Brussels
ENV.D.1

Mr Antoine HASDAY
(independent journalist)
France

sent by email to: ask+request-14703-170b5203@asktheeu.org

Subject: Your application for access to documents EASE 2024/3440

Dear Mr Hasday,

We refer to your request for access to European Commission documents of 28 June 2024, registered on 1 July 2024 under the above-mentioned reference number.

You request access to *all exchanges (including but not limited to contracts, reports, email correspondence, attendance lists, agendas, background papers, transcripts, recordings and minutes/notes) between DG ENV and Alinea Avocats Associés on behalf of its clients Association interprofessionnelle des fruits et des légumes, Association interprofessionnelle française du bétail et des viandes and Comité de Liaison des Interprofessions Agricoles et Agro-Alimentaires.*

We note that you have requested access to the same documents concerning the year 2022 on 14 June 2023. That request was registered under case number EASE 2023/3389. The European Commission replied to that request on 7 July 2023 in a joint reply to cases EASE 2023/3389 and EASE 2023/3470 (the latter referred to a different organisation), reference Ares(2023)4743735. It stated that the Directorate-General for Environment did not hold any documents that would correspond to the description given in your application. You did not introduce a confirmatory application asking the Commission to review this reply.

Therefore, we understand that your new request cover documents for the period from 1 January 2023 up to the date of your initial application, 28 June 2024.

We inform you that the Directorate-General for Environment has not undertaken any exchanges with the organisations mentioned in your request during that period. Therefore, it does not hold any documents that would correspond to the description given in your application.

As specified in Article 2(3) of Regulation (EC) No 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

Given that no such documents, corresponding to the description given in your application, are held by the Directorate-General for Environment, I am not in a position to fulfil your request.

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 to the Secretariat-General of the Commission 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 portal¹ 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 Bruxelles

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

Please note that the confirmatory review cannot however concern the earlier joint reply to cases EASE 2023/3389 and EASE 2023/3470, but only the current reply in view of the information that the Directorate-General for Environment does not hold any documents falling under the scope of this request for the period 1 January 2023 to 28 June 2024.

Yours sincerely,

Florika FINK-HOOIJER

¹ <https://www.ec.europa.eu/transparency/documents-request>