



## EUROPEAN COMMISSION

Directorate-General for Trade

Directorate E - Neighbouring countries, USA and Canada  
USA and Canada

The Head of Unit

Brussels, 1 July 2015  
trade.dga2.e.1 (2015) 3009865

***By registered letter with acknowledgment of receipt***

Ms Vicky Cann  
Corporate Europe Observatory (CEO)  
Rue d'Edimbourg 26  
1050 Brussels

***Advance copy by email:***

[ask+request-1540-53ce4e12@asktheeu.org](mailto:ask+request-1540-53ce4e12@asktheeu.org)

Dear Ms Cann,

**Subject:** Your application for access to documents – Ref GestDem No 2014/4951

We refer to your e-mail in which you make a request for access to documents under the above mentioned reference number.

Your application concerns the following documents:

*meeting agendas and minutes; emails and correspondence; consultation responses; and any others which involve the European federation for investment law and arbitration (EFILA) and the Transatlantic Trade and Investment Partnership – TTIP.*

We have identified one document falling under the scope of your request.

1. Meeting with EFILA - 21 October 2014

The document to which you have requested access contains personal data, in particular the names of Commission's official and of our interlocutors that have been removed in application of the exception concerning the protection of privacy (Art. 4.1(b) of the Regulation). Please note that parts of the report have been removed for not being relevant to your request.

Pursuant to Article 4(1) (b) of Regulation (EC) No 1049/2001, access to a document has to be refused if its disclosure would undermine the protection of privacy and the integrity of the individual, in particular in accordance with Community legislation regarding the protection of personal data. The applicable legislation in this field is Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data<sup>1</sup>.

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<sup>1</sup> OJ L 8 of 12.1.2001, p. 1

When access is requested to documents containing personal data, Regulation (EC) No 45/2001 becomes fully applicable<sup>2</sup>.

According to Article 8(b) of this Regulation, personal data shall only be transferred to recipients if they establish the necessity of having the data transferred to them and if there is no reason to assume that the legitimate rights of the persons concerned might be prejudiced.

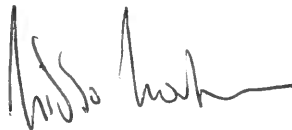
We consider that, with the information available, the necessity of disclosing the aforementioned personal data to you has not been established and/or that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the persons concerned. Therefore, we are disclosing the documents requested expunged from this personal data.

In case you would disagree with the assessment that the expunged data are personal data which can only be disclosed if such disclosure is legitimate under the rules of personal data protection, you are entitled, in accordance with Article 7(2) of Regulation 1049/2001, 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 Secretary-General of the Commission at the following address:

European Commission  
Secretary-General  
Transparency unit SG-B-4  
BERL 5/327  
B-1049 Bruxelles  
or by email to: [sg-acc-doc@ec.europa.eu](mailto:sg-acc-doc@ec.europa.eu)

Yours faithfully,



Hiddo Houben  
Head of Unit

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<sup>2</sup> Judgment of the Court of Justice of the EU of 29 June 2010 in case 28/08 P, Commission/The Bavarian Lager Co. Ltd, ECR 2010 I-06055.