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DIRECTORATE-GENERAL ENVIRONMENT
Directorate D - Implementation, Governance & Semester
ENV.D.4 - Governance, Information & Reporting
Head of Unit

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ENV.D.4/DF/st/ARES(2015) 1215808

Lora Verheecke
Corporate Europe Observatory
26 rue d'Edimbourg
1050 Brussels

By registered letter with
acknowledgment of receipt
Advance copy by email:
[ask+request-1766-
c66581fb@asktheeu.org](mailto:ask+request-1766-c66581fb@asktheeu.org)

Subject: Your application for access to documents – Ref GestDem No 2015/1076

Dear Ms Verheecke,

We refer to your e-mail dated 19/02/2015 in which you make a request for access to documents, registered on 23/02/2015 under the above mentioned reference number.

Your application related to the meeting between Commissioner Karmenu Vella and CEFIC on 4 December 2014 concerns the following documents: all communication, including emails, and documents (agenda, minutes, list of participants, etc.).

Please find enclosed a copy of the requested documents.

You may re-use these documents free of charge 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 re-use.¹

Some of the documents to which you have requested access contain personal data, in particular the names and contact details of individuals working for CEFIC, who did not attend at the meeting of 4 December 2014. CEFIC asked for the Commission not to unveil their names and details due to the protection of privacy and integrity of those individuals.

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

¹ See the Decision of the Commission of 12 December 2011 (2011/833/EU), OJ L 330/39 of 14 December 2011 for details; this Decision does not apply to documents for which third parties hold the copyrights, cf. Article 2 (2) (b).

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 data².

When access is requested to documents containing personal data, Regulation (EC) No 45/2001 becomes fully applicable³.

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

Yours faithfully,



Robert KONRAD

² OJ L 8 of 12.1.2001, p. 1

³ 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.

Enclosures:

- 1) letter from CEFIC to Vella of 24/10/2014
- 2) invitation to meet CEOs of the chemical industry of 05/11/2014
- 3) e-mail about meeting with Commissioner Vella of 03/12/2014
- 4) list of participants of meeting with Com. Vella of 04/12/2014
- 5) CEFIC Executive Committee Members – Biographies
- 6) note to the file regarding CEFIC meeting
- 7) email + letter regarding meeting with CEFIC CEOs on 04/12/2014 (sent by CEFIC by mail of 17/12/2014 after the meeting)
- 8) briefing paper on environmental policy (sent by CEFIC by mail of 17/12/2014 after the meeting)
- 9) CEFIC short introduction (sent by CEFIC by mail of 17/12/2014 after the meeting)