|  |  |
| --- | --- |
|  | Brussels, 9 September 2015 |
| Mr Michael Bauer  Email: ask+request-2183-fc3a07a8@asktheeu.org | |
| Ref. 15/1932-mj/dm  Request made on: 29.07.2015  Extended on: 19.08.2015 | |
| Dear Mr Bauer, | |

Thank you for your request for access to documents of the Council of the European Union.[[1]](#footnote-1)

Please find attached document **5917/15** that you requested.

Document **10261/15** is a note of 24 June 2015 from General Secretariat of the Council to Delegations on CATS - Council of Europe meeting which took place in Brussels on 5 June 2015.

You may have access to this document except to the list of participants which is included in annex of this document. This part of the document contains personal data about identified persons. The personal data contained in this document are necessary for the organisation of the work of the Council.

The data protection rules at EU level[[2]](#footnote-2) provide that when the personal data collected is to be used for a different purpose, including disclosure to the public, a balance needs to be established between the public interest in having access to such data and the legitimate right of individuals to protect their personal data.[[3]](#footnote-3)

After carefully considering all the principles related to this request, on balance the General Secretariat has concluded that disclosure of the personal data contained in the document would undermine the protection of privacy and the integrity of the identified individuals. As a consequence, the General Secretariat has to refuse access to this part of the document.[[4]](#footnote-4)

However, as abovementioned, pursuant to Article 4(6) of the Regulation, you may have access to those parts of the document which are not covered by this exception.

You can ask the Council to review this decision within 15 working days of receiving this reply.[[5]](#footnote-5)

Yours sincerely,

Jakob THOMSEN

Enclosures

1. The General Secretariat of the Council has examined your request on the basis of the applicable rules: Regulation (EC) No 1049/2001 of the European Parliament and of the Council regarding public access to European Parliament, Council and Commission documents (OJ L 145, 31.5.2001, p. 43) and the specific provisions concerning public access to Council documents set out in Annex II to the Council's Rules of Procedure (Council Decision No 2009/937/EU, OJ L 325, 11.12.2009, p. 35). [↑](#footnote-ref-1)
2. 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 (OJ L 8, 12.1.2001, p. 1). [↑](#footnote-ref-2)
3. Article 8 of Regulation (EC) No 45/2001. [↑](#footnote-ref-3)
4. Article 4(1)(b) of Regulation (EC) No 1049/2001. [↑](#footnote-ref-4)
5. Article 7(2) of Regulation (EC) No 1049/2001.

   Council documents on confirmatory applications are made available to the public. According to data protection rules at EU level (Regulation (EC) No 45/2001), if you make a confirmatory application your name will only appear in related documents if you have given your explicit consent. [↑](#footnote-ref-5)