



## EUROPEAN COMMISSION

Competition DG

Deputy Director General State aids  
State aid Case Support

Brussels, 23/02/2016  
COMP/03 –2016/019007

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By e-mail: [ask+request-2559-2c1354be@asktheeu.org](mailto:ask+request-2559-2c1354be@asktheeu.org)

**Subject: Your application for access to documents – Ref GestDem No 2016/0499**

Dear Mr. Fagan-Watson,

We refer to your e-mail dated 4 February 2016 in which you make a request for access to documents, registered on 15 February 2016 under the above mentioned reference number, regarding contacts between Commissioner Vestager, her Cabinet and various trade associations.

We enclose a copy of the documents requested.

Please note that this document was received by the Commission from Mr. Thiran on behalf of Eurometaux. It is disclosed for information only and cannot be re-used without the agreement of the originator. It does not reflect the position of the Commission and cannot be quoted as such.

In addition, some of the documents to which you have requested access contain personal data.

Therefore we enclose a copy of the documents requested, with the personal data expunged.

Pursuant to Article 4(1) (b) of Regulation (EC) No 1049/2001, access to a document (or sections of it) 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.

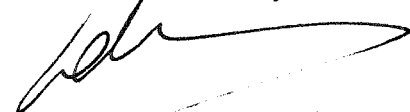
In case you would disagree with the assessment that the expunged data are personal data which can only be disclosed if such disclosure is legitimate under the rules of personal data protection, you are entitled, in accordance with Article 7(2) of Regulation 1049/2001, to make a confirmatory application 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 sincerely,



Koen Van de Castele  
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.