



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR MOBILITY AND TRANSPORT

Directorate C - Land
C.1 - Road Transport

Brussels,
MOVE/C1/LB 3791190

Mr Bryan CARTER
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Subject: Your application for access to documents – Ref GestDem No 2017/3427

Dear Mr Carter,

We refer to your e-mail dated 4 June 2017 in which you make a request for access to documents, registered on 8 June 2017 under the above mentioned reference number, and to our holding reply dated 23 June 2017.

You request the following documents:

The minutes and supporting documents (reports, presentations, etc.) of the meetings:

1. Between the European Transport Workers' Federation (ETF) and Commissioner Violeta Bulc on 26 April 2017
2. Between the Magyar Kozuti Fuvarozok Egyesulete (Hungarian Road Transport Association - MKFE) and head of cabinet Matej Zakonjsek on 10 May 2017
3. Between the International Road Transport Union Permanent Delegation to the EU (IRU) and deputy head of cabinet Jocelyn Fajardo on 27 April 2017

Having examined the requested documents, I am pleased to provide you with a copy of these documents.

Some of the documents to which you have requested access however, contain personal data, in particular names of individual participants.

Pursuant to Article 4(1) (b) of Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents¹, 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

¹ OJ L 145 of 31 May 2001, p. 43.

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 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 5/282
B-1049 Bruxelles
or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,

(e-signed)
Eddy LIÉGEOIS
Head of Unit

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.