



**EUROPEAN COMMISSION**  
DIRECTORATE-GENERAL  
ENVIRONMENT  
Directorate B - Circular Economy & Green Growth  
**ENV.B.3 - Waste Management & Secondary Materials**

Brussels, 13 November 2017  
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Mr Francis CARRIÈRE  
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**Subject: Your application for access to documents - GestDem No 2017/3603**

Dear Mr Carrière,

I refer to my reply of 16 October with reference Ares(2017)5032604, through which I sent you a number of documents originating from the Commission and informed you that, pursuant to Article 4, paragraph 4 of Regulation 1049/2001/EC we consulted Coca-cola on the release of the documents originating from Coca-cola that we could identify as falling within the scope of your request defined as follows:

- A. Circular Economy; Packaging and Packaging Waste; Waste Policy and Plastic Waste
- B. all correspondence (including emails), the list of meetings with detailed minutes and any other reports of such meetings
- C. between DG Environment and officials and representatives of: Coca-Cola Company and Coca Cola European Partners (CCEP)
- D. between January 2015 and June 2017

Coca-cola confirmed agreeing to the release of all the documents identified, therefore we sent you the following documents in two annexes:

- Annex 1:**
- e-mail of 1/04/2015 addressed to Director-General of DG Environment
  - e-mail of 25/06/2015 addressed to Director-General of DG Environment
  - e-mail of 25/06/2015 addressed to Commissioner for the Environment
  - Annex to e-mail of 25/06/2015: Press release by Coca-Cola
  - e-mail of 11/11/2016 addressed to DG Environment unit(s)
  - e-mail of 17/11/2016 addressed to DG Environment unit(s)
  - e-mail of 12/12/2016 addressed to DG Environment unit(s)
  - e-mail of 16/12/2016 addressed to DG Environment unit(s)
  - e-mail of 10/01/2017 addressed to DG Environment unit(s)
  - Annex to e-mail of 10/01/2017: "global deposit performance"

**Annex 2:** Annex to e-mail of 16/12/2016: 19 pages from a 65 page presentation available on Internet at: [https://www.google.be/url?sa=t&rct=j&q=&esrc=s&source=web&cd=1&ved=0ahUKEwid6qDMyqnXAhUC\\_qQKHZmIBEAQFggnMAA&url=http%3A%2F%2Fwww.foodnet.cz%2Fsoubor.php%3Fid%3D11315%26kontrola%3D47963ffea4a1dfa9745ec4015fa54aa%26foodnet%3D&usg=AOvVaw0rgAaNMIebHMqGzARxTcK5](https://www.google.be/url?sa=t&rct=j&q=&esrc=s&source=web&cd=1&ved=0ahUKEwid6qDMyqnXAhUC_qQKHZmIBEAQFggnMAA&url=http%3A%2F%2Fwww.foodnet.cz%2Fsoubor.php%3Fid%3D11315%26kontrola%3D47963ffea4a1dfa9745ec4015fa54aa%26foodnet%3D&usg=AOvVaw0rgAaNMIebHMqGzARxTcK5)

Please know that these documents contain personal data. 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>.

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 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. Only where personal data are included in documents that are already available to the public as a result of publication on the Internet, such as the press releases included in the briefing, these personal data are provided.

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](mailto:sg-acc-doc@ec.europa.eu)

Yours sincerely,



Sarah NELEN  
Head of Unit

Enclosures: 2 annexes

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

<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.