

EUROPEAN COMMISSION



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By registered letter with AR:

Ms Josefina Martí,
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**DECISION OF THE EUROPEAN COMMISSION PURSUANT TO ARTICLE 4 OF THE
IMPLEMENTING RULES TO REGULATION (EC) No 1049/2001¹**

**Subject: Your confirmatory application for access to documents under
Regulation (EC) No 1049/2001 - GESTDEM 2018/6527**

Dear Ms Martí,

I refer to your letter of 27 February 2019, registered on 28 February 2019, in which you submit a confirmatory application in accordance with Article 7(2) of Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents² (hereafter 'Regulation (EC) No 1049/2001').

In your initial application of 6 December 2018, addressed to the Directorate General for Trade, you requested access to:

- all the trade agreement drafts (and/ or proposals) submitted by both parties (EU- Mercosur) since October 2016;
- all the agendas/ minutes/ notes produced in the negotiation rounds since October 2016;

¹ Official Journal L 345 of 29.12.2001, p. 94.

² Official Journal L 145 of 31.5.2001, p. 43.

- a list of Commission services and officials as well as Mercosur regulatory agencies and officials who have been involved in EU-Mercosur discussions on regulatory issues in the context of the trade agreement, which started in October 2016;
- a list of meetings of DG Trade officials and/or representatives (including the Commissioner and her Cabinet) and representatives of individual companies and/or industry federations, in which EU-Mercosur trade relations and possible new negotiations have been discussed (since October 2016). The list should include the names of the individuals and organisations attending; the date; the place; and any agendas / minutes / notes produced;
- all correspondence (including emails) between DG Trade officials and/or representatives (including the Commissioner and her Cabinet) and representatives of companies and/ or industry federations, relating to EU-Mercosur trade relations and possible new negotiations (since October 2016).

As you did not receive any initial reply from the Directorate-General for Trade within the statutory deadlines, you submitted a confirmatory application on 27 February 2019, against the tacit refusal of access to the documents requested.

On 26 March 2019, the Directorate-General for Trade sent you an initial reply to your application, providing a partial access to documents 1, 2, 3, 4, 5, 6, 7 and 8 and refusing access to documents 9, 10 and 11.

The reason for your confirmatory application was the absence of any initial reply. As the Directorate-General for Trade has in the meantime replied to your application, the Secretariat-General will close your confirmatory application.

Yours sincerely,

María Oliván Avilés
Head of Unit