



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR FINANCIAL STABILITY, FINANCIAL SERVICES AND CAPITAL MARKETS UNION

General Affairs

Policy planning and implementation, inter-institutional relations

Brussels, 25/07/2019

FISMA.A.2/ah/ARES/s.(2019) s.4997410

Mr Brian O'Connor
40 Bermondsey Street – London
The United Kingdom

By registered letter with
acknowledgement of receipt

Advanced copy per e-mail

Subject: Your request for access to documents (our ref. GESTDEM: 2019/2231)

Dear Mr O'Connor,

Thank you very much for your e-mail dated 9 April 2019, in which you make a request for access to documents, registered under the above mentioned reference number.

Your request is as follows:

Dear Financial Stability, Financial Services and Capital Markets Union,

Under the right of access to documents in the EU treaties, as developed in Regulation 1049/2001, I am requesting documents which contain the following information:

All documentation (including but not limited to all email correspondence, attendance lists, agendas, background papers, and minutes/notes) relating to the meetings listed below:

- 1. Between the Association for Financial Markets in Europe (AFME) and Andrea Beltramello, FISMA Member of Cabinet on the 23rd of March, 2018.*
- 2. Between Allianz SE and Andrea Beltramello, FISMA Member of Cabinet on the 6th of April, 2018.*
- 3. Between Insurance Europe and Andrea Beltramello, FISMA Member of Cabinet on the 27th of September, 2018.*
- 4. Between Amundi AM and Andrea Beltramello, FISMA Member of Cabinet on the 26th of October, 2018.*
- 5. Between NATIXIS and Andrea Beltramello, FISMA Member of Cabinet on the 8th of November, 2018.*

6. *Between Amundi AM and Andrea Beltramello, FISMA Member of Cabinet on the 29th of November, 2018.*

7. *Between Banco Bilbao Vizcaya Argentaria (BBVA) and Andrea Beltramello, FISMA Member of Cabinet, and Elina Melngaile, FISMA Member of Cabinet on the 10th of December, 2018.*

8. *Between AIG Europe Ltd (AIG) and Andrea Beltramello, FISMA Member of Cabinet on the 26th of February, 2019.*

9. *Between Invesco Asset Management Limited (IAML) and Andrea Beltramello, FISMA Member of Cabinet on the, 2019.*

Please produce the documents on a rolling basis. I would prefer that the Commission's search and deliberations concerning particular documents not delay the production of documents the Commissions has already retrieved and decided to produce.

After a search, 13 documents from the corresponding meetings have been identified as falling within the scope of your request.

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I have come to the conclusion that they may be only partially disclosed as they contain personal data, in particular names and contact details. Therefore, some parts of the documents have been blanked out and their disclosure is prevented by exception to the right of access laid down in Article 4 of this Regulation, for data protection reasons.

Personal data can only be transmitted under specific exceptional conditions, including if *'the recipient establishes that it is necessary to have the data transmitted for a specific purpose in the public interest.* According to Article 9(1)(b) of Regulation 2018/1725, the European Commission also only has to examine the further conditions for a lawful processing of personal data if the recipient has established that it is necessary to have the data transmitted for a specific purpose in the public interest. In your request, you do not put forward any arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

Notwithstanding the above, please note that there are reasons to assume that the legitimate interests of the data subjects concerned would be prejudiced by disclosure of the personal data reflected in the documents.

Consequently, I conclude that, pursuant to Article 4(1)(b) of Regulation 1049/2001, access cannot be granted to the personal data, as the need to obtain access thereto for a purpose in the public interest has not been substantiated and there is no reason to think that the legitimate interests of the individuals concerned would not be prejudiced by disclosure of the personal data concerned.

Should you disagree with the assessment that the redacted data are personal data which can only be disclosed if such disclosure is legitimate under the applicable rules on the protection of personal data, you are entitled, in accordance with Article 7(2) of Regulation 1049/2001, to submit 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 Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Unit C.1. 'Transparency, Document Management and Access to Documents'
BERL 7/076
B-1049 Bruxelles, or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,



Dorota Kalina ZALIWSKA

Enclosure:

1. Minutes from the meeting between the Association for Financial Markets in Europe (AFME), SIFMA AMG and DG FISMA held on 23 March 2018.
2. Exchange of e-mails concerning the meeting between the Associations for Financial Markets in Europe (AFME) and Andrea Beltramello, FISMA Member of Cabinet, on 23 March 2018.
3. Exchange of e-mails concerning the meeting between the Associations for Financial Markets in Europe (AFME) and Andrea Beltramello, FISMA Member of Cabinet, on 23 March 2018.
4. Exchange of e-mails (three attachments included) concerning the meeting between the Associations for Financial Markets in Europe (AFME) and Andrea Beltramello, FISMA Member of Cabinet, on 23 March 2018.
5. Exchange of e-mails with SIFMA AMG concerning the joint meeting with the Association for Financial Markets in Europe (AFME) and Andrea Beltramello, FISMA Member of Cabinet, on 23 March 2018.
6. Exchange of e-mails concerning the meeting between Allianz SE and Andrea Beltramello, FISMA Member of Cabinet, on 6 April 2018.
7. Exchange of e-mails concerning the meeting between Insurance Europe and Andrea Beltramello, FISMA Member of Cabinet, on 27 September 2018.
8. Exchange of e-mails concerning the meeting between Amundi AM and Andrea Beltramello, FISMA Member of Cabinet, on 26 October 2018.
9. Exchange of e-mails concerning the meeting between NATIXIS and Andrea Beltramello, FISMA Member of Cabinet, on 8 of November 2018.
10. Exchange of e-mails concerning the meeting between Amundi AM and Andrea Beltramello, FISMA Member of Cabinet, on 29 November 2018.

11. Exchange of e-mails concerning the meeting between Banco Bilbao Vizcaya Argentaria (BBVA) and Andrea Beltramello and Elina Melngaile, FISMA Members of Cabinet, on 10 December 2018.
12. Exchange of e-mails concerning the meeting between AIG Europe Ltd (AIG) and Andrea Beltramello, FISMA Member of Cabinet, on 26 February 2019.
13. Exchange of e-mails (two attachments included) concerning the meeting between Invesco Asset Management Limited (IAML) and Andrea Beltramello, FISMA Member of Cabinet, on 11 February 2019.