



EUROPEAN COMMISSION

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

General Affairs

Policy planning and implementation, inter-institutional relations

Brussels, 08/05/2019
FISMA.A.2/ah/ARES/s.(2019)2872918

Mr Brian O'Connor
40 Bermondsey Street – London
Great Britain

By registered letter with
acknowledgement of receipt

Advanced copy per e-mail

Subject: Your request for access to documents (our ref. GESTDEM: 2019/2240)

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:

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 BlackRock (BLK) and Olivier Guersent, FISMA Director-General on the 9th of November, 2017.*
- 2. Between CaixaBank, S.A. (CaixaBank) and Olivier Guersent, FISMA Director-General on the 26th of April, 2018.*
- 3. Between Assicurazioni Generali S.p.A and Olivier Guersent, FISMA Director-General on the 17th of May, 2018.*
- 4. Between Swiss Re Ltd. and Olivier Guersent, FISMA Director-General on the 24th of May, 2018.*
- 5. Between Aegon NV and Olivier Guersent, FISMA Director-General on the 19th of June, 2018.*

6. *Between Amundi AM and Olivier Guersent, FISMA Director-General on the 19th of July, 2018.*

7. *Between Société Générale (SG) and Olivier Guersent, FISMA Director-General on the 6th of September, 2018.*

8. *Between Crédit Agricole S.A. and Olivier Guersent, FISMA Director-General on the 11th of September, 2018.*

9. *Between Morgan Stanley (MS) and Olivier Guersent, FISMA Director-General on the 4th of October, 2018.*

10. *Between Hitachi Corporate Office, Europe (Hitachi) and Olivier Guersent, FISMA Director-General on the 11th of October, 2018.*

11. *Between CaixaBank, S.A. (CaixaBank) and Olivier Guersent, FISMA Director-General on the 18th of January, 2019.*

12. *Between AMISA2 and Olivier Guersent, FISMA Director-General on the 23rd of January, 2019.*

After a search, minutes from only ten meetings have been identified as falling within the scope of your request. Unfortunately, we were not able to identify documents for all the meetings specified in the request. For one, DG Guersent was a guest speaker.

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:

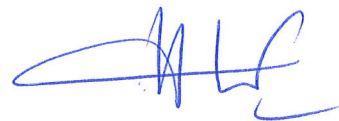
European Commission
Secretariat-General

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,



Olivier GUERSENT

Enclosure:

1. Minutes from the meeting between BlackRock (BLK) and Olivier Guersent, FISMA Director-General held on 9 November 2017.
2. Minutes from the meeting between CaixaBank, S.A. (CaixaBank) and Olivier Guersent, FISMA Director-General held on 26 April 2018.
3. Minutes from the meeting between Assicurazioni Generali S.p.A and Olivier Guersent, FISMA Director-General held on 17 May 2018.
4. Minutes from the meeting between Amundi AM and Olivier Guersent, FISMA Director-General held on 19 July 2018.
5. Minutes from the meeting between Société Générale (SG) and Olivier Guersent, FISMA Director-General held on 6 September 2018.
6. Minutes from the meeting between Crédit Agricole S.A. and Olivier Guersent, FISMA Director-General held on the 11 September 2018.
7. Minutes from the meeting between Morgan Stanley (MS) and Olivier Guersent, FISMA Director-General held on the 4 October 2018.
8. Minutes from the meeting between CaixaBank, S.A. (CaixaBank) and Olivier Guersent, FISMA Director-General held on 18 January 2019.
9. Minutes from the meeting between Aegon NV and Olivier Guersent, FISMA Director-General on the 19th of June, 2018
10. Minutes from the meeting between Hitachi Corporate Office, Europe (Hitachi) and Olivier Guersent, FISMA Director-General on the 11th of October, 2018