

From: SG TRANSPARENCY REGISTER
Sent: Friday, 29 March 2019 09:18
To: 'Republicat'; 'COMUNICACIO@REPUBLICAT.CAT'
Subject: RE: Quality check - TR ID 729121233642-85 - CATGlobal ASBL [mlp]

Follow Up Flag: Follow up
Due By: Friday, 12 April 2019 10:00
Flag Status: Flagged

Dear [REDACTED],

*datos
personales*

Dear [REDACTED],

We would be grateful to receive your clarifications concerning the issues raised in our email dated 28 March within 10 working days, i.e. **by 12/04/2019**. If we should not receive a reply by that date, the registration will be removed from the Transparency Register.

Please note that while your registration is currently suspended, you still have the possibility to access your registration using your user code and password. However, the registration will not be publicly visible during the suspension period.

Please acknowledge receipt of this email.

Should you have any questions, do not hesitate to respond to this email.

Sincerely,

Joint Transparency Register Secretariat
Web: <http://ec.europa.eu/transparencyregister>

From: SG TRANSPARENCY REGISTER <SG-TRANSPARENCY-REGISTER@ec.europa.eu>
Sent: Thursday, March 28, 2019 5:45 PM
To: 'Republicat' <operacions@republicat.cat>; 'COMUNICACIO@REPUBLICAT.CAT' <COMUNICACIO@REPUBLICAT.CAT>
Subject: RE: Quality check - TR ID 729121233642-85 - CATGlobal ASBL [mlp]

Dear [REDACTED],

*datos
personales*

Dear [REDACTED],

The Joint Transparency Register Secretariat (JTRS) is writing to you in relation to CATGlobal's registration in the Transparency Register (TR ID 729121233642-85) and its update of the registration on 5 March 2019.

I. JTRS request for review of information in CATGlobal's registration

In our e-mail from 20 February 2019, we have asked CATGlobal to review the following:

- (1) a possible discrepancy between the 'goals/remit' of your organisation (heading 8, first subheading) and 'main EU initiatives, policies and legislative files followed by your organisation' (heading 9, first subheading);
- (2) as regards 'main EU initiatives, policies and legislative files followed by your organisation' (heading 9, first subheading), the JTRS highlighted that activities relating solely to monitoring EU policies do not qualify as eligible activities for registration in the Transparency Register (i.e. they are not activities aimed at directly or indirectly influencing EU policy and decision-making pursuant to paragraph 7 of the [Interinstitutional Agreement](#));
- (3) the information relating to 'relevant policy implementation, public relations and communication activities such as projects, events and publications' (heading 9, second subheading);
- (4) the information relating to 'the person with legal responsibility' (heading 4), in accordance with CATGlobal's statutes.

II. Assessment by the JTRS

Having carefully reviewed the updated entry, we note the following:

1) CATGlobal has modified the text in heading 8 to read as follows:

'a) To promote, disseminate and carry out initiatives that enhance and support the civil, social and cultural Catalan State rights.

b) To promote dialogue and capacity of building initiatives based in human rights and fundamental freedoms.

c) to ease, boost and host all kind of democratic initiatives focused on the achievement of the goals above.'

In this context, as regards point a), we consider it necessary to highlight that, as specified in the [legal notice](#), the JTRS reserves the right to delete from the Register any entity whose values, goals, activities and/or actions contradict the fundamental values of the EU laid down in Article 2 of the Treaty on European Union. One of the EU's fundamental values is the respect for the rule of law.

It is worth underlining in this context that both the [European Parliament](#) and the [European Commission](#) have taken a clear and unambiguous positions as regards the referendum on the independence of Catalonia and its compatibility with the internal legal order of the Kingdom of Spain.

The European Parliament's position from October 2017 reads:

'The declaration of independence voted on today in the Catalan Parliament is a breach of the rule of law, the Spanish constitution and the Statute of Autonomy of Catalonia, which are part of the EU's legal framework.'

The European Commission's position from October 2017 reads:

'Under the Spanish Constitution, yesterday's vote in Catalonia was not legal.'

For the European Commission, as President Juncker has reiterated repeatedly, this is an internal matter for Spain that has to be dealt with in line with the constitutional order of Spain.'

It is important to recall that the Spanish Constitutional Court ruled that the referendum organised on 1 October 2017 was not legal. As a result, the JTRS considers that CATGlobal's declared core activities relating to promoting the intended aim of the referendum, i.e. civil, social and cultural rights of the Catalan State, are contrary to the rule of law principles and the constitutional order of an EU Member State.

For this reason, the JTRS cannot allow the registration of an entity, whose stated objective is '[t]o promote, disseminate and carry out initiatives that enhance and support the civil, social and cultural Catalan State rights' (underlining added). This position is reinforced by the factual context, in particular:

- (i) the CATGlobal website, whose title appears as selfdetermination.eu,
- (ii) the CATGlobal website's appearance with elements that appear to support the objectives contrary to the rule of law principles and the constitutional order of an EU Member State:



Picture 1



Picture 2

The only thing necessary for the triumph of evil
is for good people to do nothing

Picture 3

(iii) the internet domain 'republicat.cat' used for e-mail addresses and the signature 'República Catalana' used by CATGlobal:

From: Republicat <operacions@republicat.cat>
Sent: Wednesday, January 30, 2019 1:37 PM
To: SG TRANSPARENCY REGISTER <SG-TRANSPARENCY-REGISTER@ec.europa.eu>
Subject: Re: Quality check - TR ID 729121233642-85 - CATGlobal ASBL [mlp]

Good morning,

we have changed the required fields but we don't know where to upload the statutes.

Please find attach the statutes. If something else has to be ammended please, let us know.

Kind regards,

Àrea d'Operacions
Finances i Logística

República Catalana
www.defensaexili.org

*datos
personales*

Picture 4

Therefore and to the extent that the actual purpose of CATGlobal is to promote objectives contrary to the rule of law principles and the constitutional order of an EU Member State, it cannot be registered in the Transparency Register.

In any event, the JTRS also notes that the new text under heading 8 does not appear to correspond to the stated purpose of CATGlobal in the statutes establishing it as an association under Belgian law.

2) As regards 'main EU initiatives, policies and legislative files followed by your organisation' (heading 9, first subheading), you now replaced the previous information with 'European chart of Human Rights and fundamental freedoms, multilingualism and justice & Home Affairs'.

As mentioned in our previous e-mail, in order to be eligible for registration, the registrant should carry out relevant activities in accordance with paragraph 7 of the Interinstitutional Agreement. This is presently not evident from the text provided under the above sub-heading. In this context, you may find the guidance provided in the [Implementing Guidelines](#) (pages 11-12) useful.

3) As regards the information relating to 'relevant policy implementation, public relations and communication activities such as projects, events and publications' (heading 9, second subheading), we note that you have removed the previous information, without adding any new information.

(4) We note that CATGlobal has amended the information relating to 'the person with legal responsibility' (heading 4), in accordance with its statutes.

III. Request for CATGlobal's reaction

In view of the above elements, we would be grateful if CATGlobal could:

- provide us with its official position with regard to the issue raised under 1) above, namely whether CATGlobal intends to promote the objectives currently stated under heading 8, since those are contrary to the rule of law principles of the Union and the constitutional order of an EU Member State;
- review the information concerning the elements raised above under 2) and update the registration in accordance with the Implementing Guidelines.

We would be grateful to receive your clarifications concerning the above issues within 10 working days, i.e. by xx/04/2019. If we should not receive a reply by that date, the registration will be removed from the Transparency Register.

Once we receive your reply, we will carefully examine your entry in the Transparency Register in the light of your comments and updated information.

Please note that while your registration is currently suspended, you still have the possibility to access your registration using your user code and password. However, the registration will not be publicly visible during the suspension period.

Should you have any questions, do not hesitate to respond to this email.

Sincerely,

Joint Transparency Register Secretariat
Web: <http://ec.europa.eu/transparencyregister>

From: SG TRANSPARENCY REGISTER
Sent: Thursday, March 7, 2019 10:52 AM
To: 'Republicat' <operacions@republicat.cat>; 'COMUNICACIO@REPUBLICAT.CAT' <COMUNICACIO@REPUBLICAT.CAT>
Subject: RE: Quality check - TR ID 729121233642-85 - CATGlobal ASBL [mlp]

Dear Madam, Dear Sir,

We note you updated CATGlobal's registration in the Transparency Register on 05/03/2019. We will review it and you will receive a response within 15 working days, i.e. by 28/03/2019.

Sincerely,
Joint Transparency Register Secretariat
Web: <http://ec.europa.eu/transparencyregister>

From: SG TRANSPARENCY REGISTER
Sent: Wednesday, February 20, 2019 5:01 PM
To: 'Republicat' <operacions@republicat.cat>; 'COMUNICACIO@REPUBLICAT.CAT' <COMUNICACIO@REPUBLICAT.CAT>
Subject: RE: Quality check - TR ID 729121233642-85 - CATGlobal ASBL [mlp]

Dear [REDACTED],

*datos
personales*

Dear [REDACTED],

We are writing to you in relation to CATGlobal's registration in the Transparency Register (TR ID 729121233642-85).

We acknowledge receipt of the statutes of your association. We also note you updated the information under Heading 9 '*Specific activities covered by the Register*' and heading 10 '*Number of persons involved in the activities described under heading 9*'.

We have examined the updated registration and we would like you to clarify the following points:

- It appears that there is a discrepancy between a) the goals/remit of your organisation (*'favoriser, de diffuser et de réaliser des initiatives susceptibles de promouvoir, de valoriser et par là-même, de mieux promouvoir, de soutenir le développement et la réalité sociale de la*

communauté catalane' (heading 8) and b) EU initiatives, policies and legislative files followed by your organisation described under heading 9 (*'Political and juridical decisions on citizenship rights and specially affecting fundamental rights like freedom of speech. Our focus is to observe the differences between Euro Order Warrants in different countries'*). In particular, it is at present not clear in what way the elements declared under b) support the stated goals and remit of the organisation under a).

- Under heading 9, sub-heading *'Main EU initiatives, policies and legislative files currently followed by your organisation'* you declared that your *'focus is to observe the differences between Euro Order Warrants in different countries'*. Please note that activities purely relating to monitoring EU policies do not require registration. As a matter of fact, in order to be eligible for registration, the registrant should carry out activities with the objective of directly or indirectly influencing the formulation or implementation of policy and the decision-making processes of the EU institutions, in accordance with paragraph 7 of the relevant [Interinstitutional Agreement](#). Similarly, it presently cannot be established in what way the other declared activities (*'Political and juridical decisions on citizenship rights and specially affecting fundamental rights like freedom of speech'*) constitute a relevant activity (i.e. influencing the formulation or implementation of policy and the decision-making processes of the EU institutions) covered by the Transparency Register .
- Under heading 9, sub-heading *'Relevant policy implementation, public relations and communication activities...'* you declared to observe certain policies and disseminate the findings. As with monitoring activities, dissemination activities do not require registration, as they do not involve influencing of formulation or implementation of policy and the decision-making processes of the EU institutions.
- In your registration, [REDACTED] is declared as the person with legal responsibility (heading 4). However, according to the statutes provided to us, [REDACTED] is in charge of [REDACTED]. In that context and pursuant to the Articles 5.3 and 5.4 of your statutes, it would appear that a [REDACTED] is not entitled to represent the association in judicial and extra-judicial procedures; this being reserved for the members of the 'Conseil d'administration' and the 'administrateur délégué à la représentation'

*datos
personales*

In view of the above elements, we would be grateful if you could carefully review the entirety of your registration and update it in accordance with the Guidelines. Once this is done, we will re-examine your entry and will inform you of our views as regards its eligibility and accuracy.

Please note that while your registration is currently suspended, you still have the possibility to access your registration using your user code and password. However, the registration will not be publicly visible during the suspension period.

We would be grateful to receive your clarifications concerning the above issues within 10 working days, i.e. **by 06/03/2019**. If we should not receive a reply by that date, the registration will be removed from the Transparency Register.

Should you have any questions, do not hesitate to respond to this email.

Sincerely,

Joint Transparency Register Secretariat

Tel. +32 2 299 11 21

Web: <http://ec.europa.eu/transparencyregister>

From: Republicat <operacions@republicat.cat>

Sent: Wednesday, January 30, 2019 1:37 PM

To: SG TRANSPARENCY REGISTER <SG-TRANSPARENCY-REGISTER@ec.europa.eu>

Subject: Re: Quality check - TR ID 729121233642-85 - CATGlobal ASBL [mlp]

Good morning,

we have changed the required fields but we don't know where to upload the statutes.

Please find attach the statutes. If something else has to be ammended please, let us know.

Kind regards,



Àrea d'Operacions
Finances i Logística

República Catalana

*datos
personales*

www.defensaexili.org

Sent with [ProtonMail](#) Secure Email.

----- Original Message -----

On Monday, January 14, 2019 4:06 PM, <SG-TRANSPARENCY-REGISTER@ec.europa.eu> wrote:

Dear Madam, Dear Sir,

We are writing to you regarding the registration of your organisation in the Transparency Register.

As part of our routine quality checks our services have identified the following inconsistencies in your registered data:

- Under **heading 9**, your organisation has not provided sufficient information on its activities in terms of interaction with the EU institutions, i.e. the titles of the particular EU policies or legislative proposals your organisation follows or the subject matter targeted. Furthermore, in order to understand better your mission and structure, please provide us with **establishment documents** of CATGlobal ASBL (statutes/official founding document/publication in the Official Gazette, i.e. Moniteur Belge). We referred to the website you have provided but this information does not seem to be available.
- Under **heading 10** the number of persons declared active seems to be very high (5.5 FTE). There may be some confusion between the numbers of persons declared as engaged in activities falling under the scope of the Transparency Register (i.e. interaction with the EU institutions, work around influencing policy-making, Public Affairs, etc) and the total staff/ members of your organisation.

Please provide an appropriate explanation or perform the necessary corrections within the deadline specified below, or your organisation will be suspended from the Register.

As part of this rectification we would encourage you to carefully review the entirety of your registration and, if necessary, to update it in accordance with the Guidelines, which are available in all EU official languages.

In order to update your data we invite you to log on to the Transparency Register and perform the required **changes within 10 working days, i.e. by 28/01/2019**. You can login to your account here.

Please note that if your registration is suspended, you still have the possibility to access your registration using your user code and password. However, the information will not be publicly available during the suspension period.

In order to avoid the entire deletion of your registration after which you will not be able to access and change your data, we advise you to perform the required changes by **11/02/2019** at the latest.

Please note that the suspension/removal of your registration due to the absence of any update of your registration within the given deadline might deprive you of the opportunity to:

- have certain meetings in the EU institutions;
- sit on Commission Expert groups;
- access the European Parliament's premises as an accredited interest group representative;
- be invited as a speaker at an EP committee hearing.

Should you have any questions, do not hesitate to respond to this email.

Sincerely,

Joint Transparency Register Secretariat

Tel. +32 2 299 11 21

Web: <http://ec.europa.eu/transparencyregister>