

Dear Ms Holdert,

**Re: Your application for access to documents – Ref 21-2785**

We refer to your e-mail dated 10 May 2021 in which you make a request for access to documents, registered on the same day under the above-mentioned reference number.

**I. Scope of your request**

You request access to:

*"I would like to retrieve all documents (including but not limited to emails, agendas, meetings, notes, reports) related to the topic of (herd) immunity regarding COVID-19 wherein (employees of) the Dutch Rijksinstituut voor Volksgezondheid en Milieu (RIVM) and/or Dutch officials and/or Dutch politicians and/or the Netherlands are mentioned and/or play some kind of role."*

In order to satisfy your request, we ran a search through the several functional mailboxes that ECDC has dedicated to manage all the correspondence related to COVID-19, looking for correspondence incurred between ECDC and email addresses ending with ".nl". Additionally, we conducted a search in the COVID-19 dedicated site of the Centre's document management system looking for documents under the scope of your request.

**II. Documents that ECDC has identified**

We have identified the documents listed below falling under the scope of your request:

**Emails found in the mailboxes dedicated to COVID-19 and attached documents, if applicable:**

1. EU-EEA NITAG COLLABORATION WEBINAR WEDNESDAY 24 MARCH 13:00 - 14:30 CET: VACCINATION GOALS AND VIRUS EVOLUTION - WILL VACCINATION END THE PANDEMIC?
  - 1.1. Attachment: OBJECTIVES\_XXXXX\_March 24 2021
  - 1.2. Attachment: Considerations on goals of COVID-19 vaccination\_final (003)

1.3. Attachment: 2021\_XXXXXX\_NITAG

1.4. Attachment: EU-EEA NITAG webinar by XXXXXX on 24.3.2021\_1

2. International newsletter on Health and the Environment, Issue 2 2020

3. To the NFPs and OCPs for Information\_ Slides from Joint ECDC\_WHO Europe network TC for updates on COVID-19

3.1. Attachment: JointCall 17 April

**Document found in the COVID-19 dedicated site of the Centre's document management system:**

4. SANTE Request 39 - Assessment of Dutch approach

### **III. Redaction of documents**

The documents to which you have requested access contain personal data, in particular the name and/or contact details of authors of the documents, and/or of staff members of ECDC and/or third parties (including Dutch authorities and/or other ECDC stakeholders, and/or WHO staff) that are mentioned in the documents or included in a specific correspondence.

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 Union legislation regarding the protection of personal data. The applicable legislation in this field is Regulation (EU) No 2018/1725.

When access is requested to documents containing personal data, Regulation (EU) No 2018/1725 becomes fully applicable. According to Article 9.1(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/or 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. In particular, we have redacted all the personal data of individuals included in the documents (names, contact details, emails, etc.), except where the personal data is already publicly available and known.

With regard to document number 4, we would like to mention that it is part of a broader document, a joint presentation by ECDC and WHO Europe, which does not fall under the scope of your request. Therefore, we have extracted from this document only the slides from Dutch Rijksinstituut voor Volksgezondheid en Milieu (RIVM), which we consider that fall under the scope of your request.

#### **IV. Means of redress**

In accordance with Article 7(2) of Regulation (EC) No 1049/2001, you are entitled to make a confirmatory application requesting the ECDC to review this position, for the part of the reply that has been processed as access to documents under Regulation (EC) 1049/2001.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the following address:

ECDC  
Legal Services  
Gustav III:s Boulevard 40  
16973 Solna  
Sweden

or by email to: [confirmatory.requests@ecdc.europa.eu](mailto:confirmatory.requests@ecdc.europa.eu).

Yours faithfully,



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Karl Ekdahl  
Head of Unit Disease Programmes

Encl.: Documents 1, 1.1, 1.2, 1.3, 1.4, 2, 3, 3.1, and 4.