



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

Directorate D - Twin Transition, Economic & Social Affairs
The Director

Brussels
SG.D.1

Venetia Roxburgh
40 Bermondsey Street
London
United Kingdom
By email: ask+request-9550-5aacfcc9@asktheeu.org

Subject: Your applications for access to documents – GESTDEM 2021/3445 and GESTDEM 2021/3446

Dear Madam,

We refer to your e-mail of 24 May 2021 in which you make a request for access to documents, registered on 26 May 2021 under the above-mentioned reference number.

You request access to all documentation (including but not limited to all email correspondence, attendance lists, agendas, background papers, transcripts, recordings and minutes/notes) relating to the meeting listed below:

- 1. Between Eurofer and Anthony Whelan, Cabinet member of President von der Leyen on the 26th June 2020;*
- 2. Between Eurofer and Linsey Mccallum, Cabinet member of Margrethe Vestager on the 5th May 2020;*
- 3. Between Eurofer and Vice President Frans Timmermans on the 29th January 2020.*

The application also concerns all documentation (including but not limited to all email correspondence, attendance lists, agendas, background papers, transcripts, recordings and minutes/notes) relating to the meeting listed below:

- 1. Between Eurofer and Diederik Samsom, Cabinet member of Frans Timmermans, on the 24th February 2021;*
- 2. Between Eurofer and Vice President Frans Timmermans, on the 26th January 2021;*
- 3. Between Eurofer and Antoine Colombani, Cabinet member of Frans Timmermans, on the 26th June 2020;*

4. Between Eurofer and Nele Eichhorn, Cabinet member of Margrethe Vestager and Vice President Margrethe Vestager, on the 15th June 2020;

Your application concerns the following documents:

- Ares 2020 1148390 Letter from EUROFER - Meeting request with the CEOs of the EU Steel industry - A Green Deal on Steel
- Briefing Eurofer_Redacted final after Cab
- 10. Ares 2020 3607940 - EUROFER - 13 05 2020 - amendment proposal
- 10. Cover email Cab Vestager to Eurofer 18.12.2021
- 11. Ares 2020 3607940 - EUROFER - 13 05 2020 – email
- 11. Email 15.6.2021
- 12. Ares 2020 3607940 - EUROFER - 25 05 2020 – email
- 12. Email 9.9.2021
- 13. Ares 2020 3608028 - EUROFER - 07 07 2020 – annex
- 13.a. Cover email Eurofer 7.7.2021
- 13.b. Annex to email Eurofer 7.7.2021
- 13.c. Annex to email Eurofer 7.7.2021
- 14. Ares 2020 3608028 - EUROFER - 07 07 2020 – email
- 14. Cover email Eurofer to Cab Vestager 27.4.2020
- 15. Ares 2020 3608028 - EUROFER - 07 07 2020 - proposed amendments
- 15. Cover email Cab Vestager to B. Nienaltowski 23.4.2020
- 16. a. Cover email to Eurofer 3.3.2020
- 16. Ares 2020 3647876 EUROFER meeting 26052020 on ETS State Aid guidelines
- 16. b. Annex to email to Eurofer 3.3.2020
- 17. a. Letter from EUROFER - cover email
- 17. b. Letter from EUROFER - attachment – letter
- 17. Email from EEAS to DG Eurofer + Cab Vestager 8.5.2020
- 18. a. Letter from EUROFER - Meeting request with the CEOs of the EU Steel industry - cover email
- 18. b. Letter from EUROFER - Meeting request with the CEOs of the EU Steel industry - attachment – letter
- 18. c. Letter from EUROFER - Meeting request with the CEOs of the EU Steel industry - attachment - discussion paper
- Ares 2020 1148390 Letter from EUROFER - Meeting request with the CEOs of the EU Steel industry- letter
- 20190913 EUROFER Discussion Paper_A Regulatory Framework for CO2-Lean Steel Produced in Europe
- 20191018 Letter to Commission Vice-President Frans Timmermans
- 20200505 - Minutes, Meeting with Eurofer_Redacted after Cab
- 20200615 Presentation Meeting Executive VP Vestager.pdf
- 20200625_Final EUROFER Amendments_Draft ETS Guidelines.docx
- 20210224 Samsom EU Industry Days local webinar - Green Deal and European steel .pdf
- 20210303 EUROFER & WV Stahl
- 21-01-26-EVP_Steel Industry.docx

- Ares 2020 1700597 Letter from EUROFER on the impact of COVID-19 on the steel industry and proposed urgent measures – letter
- Ares 2020 1736987 Reply to EUROFER
- Ares 2020 1893426 Letter from EUROFER concerning the impact of Covid-19 on the European Steel Industry – letter
- Ares 2020 3607717 - EUROFER - 12 05 2020 - Draft ETS SA Guidelines
- a. Cover email Cab Vestager to Dir Gen Eurofer 10.12.2019
- Ares 2020 3607717 - EUROFER - 12 05 2020 - position on the ETS SA Guidelines – annex
- 7. b. Annex to email Cab Vestager to Dir Gen Eurofer 10.12.2019
- Ares 2020 3607717 - EUROFER - 12 05 2020 - position on the ETS SA Guidelines - key messages
- 8.a. Email cover from Cab Vestager to Director General Eurofer 6.5.2021
- 8.b. Annex email from Cab Vestager to Director General Eurofer 6.5.2021
- 8.c. Annex email from Cab Vestager to Director General Eurofer 6.5.2021
- a. Cover email from Dir Gen Eurofer to Cab Vestager
- 9. Ares 2020 3607717 - EUROFER - 12 05 2020 - position on the ETS SA Guidelines
- Annex amendment industrial gases.docx
- Email Cab Timmermans to Eurofer 31.7.2020
- Email from Cab Timmerman to Eurofer 31 July 2020
- Email from Cab Timmermans to Dir Gen Eurofer 1 February 2021
- Email from Cab Timmermans to Dir Gen Eurofer 21 October 2020
- Email from Cab Timmermans to Eurofer 28 July 2020
- RE_ European steel industry s position on the draft ETS State Aid Guidelines.pdf

With regard to the certain documents listed above, a complete disclosure of the identified documents is prevented by the exception concerning the protection of privacy and the integrity of the individual outlined in Article 4(1)(b) of Regulation (EC) No 1049/2001, because they contain the following personal data:

- the names/initials and contact information of Commission staff members not pertaining to the senior management;
- the names/initials and contact details of other natural persons;
- handwritten signatures/abbreviated signatures of natural persons;
- other information relating to an identified or identifiable natural person .

In your application, you indicate that your address is in the United Kingdom. Transfers of personal data from the Commission to countries that are not members of the European Economic Area (EEA), or to international organisations are regulated under Chapter V of the Data Protection Regulation¹.

According to Article 47(1) of this Regulation, a transfer of personal data to a third country or an international organisation may take place where the Commission has decided that the third country, a territory or one or more specified sectors within that country, or the international organisation in question ensures an adequate level of protection and where the personal data are transferred solely to allow tasks within the competence of the controller to be carried out.

¹ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39.

Article 9(1)(b) of the Data Protection Regulation does not allow the transmission of these personal data, except if you prove that it is necessary to have the data transmitted to you for a specific purpose in the public interest and where there is no reason to assume that the legitimate interests of the data subject might be prejudiced. In your request, you do not express any particular interest to have access to these personal data nor do you put forward any arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

Consequently, I conclude that, pursuant to Article 4(1)(b) of Regulation (EC) No 1049/2001, access cannot be granted to the personal data contained in the requested documents, 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.

Please note that documents originating from third parties are disclosed to you based on Regulation (EC) No 1049/2001. However, this disclosure is without prejudice to the rules on intellectual property, which may limit your right to reproduce or exploit the released documents without the agreement of the originator, who may hold an intellectual property right on them. The European Commission does not assume any responsibility from their reuse.

The following documents (21-01-26-EVP_Steel Industry; 16. Ares 2020 3647876 EUROFER meeting 26052020 on ETS State Aid guidelines; 20200505 - Minutes, Meeting with Eurofer_Redacted after Cab; 11. Email 15.6.2021_Redacted) were drawn up for internal use under the responsibility of the relevant services of the Commission. It solely reflects the services' interpretation of the interventions made and does not set out any official position of the third parties to which the document refers, which was not consulted on its content. It does not reflect the position of the Commission and cannot be quoted as such. In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 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 Brussels, or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

(e-signed)

Elisabeth WERNER
Director (acting)

Annex: disclosed documents

