



EUROPEAN COMMISSION
COMPETITION DG

Markets and cases II: Information, Communication and Media
Antitrust: IT, Internet and Consumer electronics

Brussels, 29 June 2021

COMP.C.3/MR/ET/HT.3524/GESTDEM
2021/3735

Subject: Your application for access to documents – Ref GestDem No 2021/3735

Dear Sir,

We refer to your e-mail dated 8/06/2021 in which you make a request for access to documents, registered on 8/06/2021 under the above mentioned reference number.

You request access to all documents related to a meeting between the cabinet of Vice-President Vestager and Google on 09/03/2021.

Your application concerns the following documents:

- E-mail exchange between the EVP's Cabinet and Google in order to set up the videoconference
- Report on the videoconference with Google, 9 March 2021

With regard to both 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 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.

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

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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.

Disclaimers:

This document was drawn up for internal use under the responsibility of the relevant services of the Directorate-General for Competition. 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,

Nicholas BANASEVIC
Head of Unit



Brice ALLIBERT
Deputy Head of Unit