Subject: Your access to documents request - RefGestDem 2022/0357

Dear Ms Hanna,

We refer to your request for access to documents pursuant to Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents (hereinafter ‘Regulation 1049/2001’), introduced via the email on 17 January 2022 and registered on the same date under the abovementioned reference number. We also refer to our email, dated 7 February 2022, our reference Ares(2022)871749, whereby we informed you that the time limit for handling your application was extended by 15 working days pursuant to Article 7(3) of Regulation 1049/2001.

1. **SCOPE OF THE APPLICATION**

In your application you requested access to the following document:

‘The final version of the COMMISSION STAFF WORKING DOCUMENT IMPACT ASSESSMENT Accompanying the document Proposal for a Commission Implementing Regulation laying down a list of High Value Datasets’

2. **DOCUMENTS FALLING WITHIN THE SCOPE OF THE REQUEST**

We regret to inform you that the Commission does not hold any documents that would correspond to the description given in your application.

Please note in this regard that the final version of COMMISSION STAFF WORKING DOCUMENT IMPACT ASSESSMENT Accompanying the document Proposal for a
Commission Implementing Regulation laying down a list of High Value Datasets will only exist at the moment of the adoption of the corresponding legal act. The corresponding legal act, the Commission Implementing Regulation, has not been adopted yet.

In accordance with Article 2(3) of Regulation (EC) No 1049/2001 the right of access provided for in that Regulation applies only to existing documents held by the institutions.

Against this background, the Commission is not in a position to fulfil your request.

3. **CONFIRMATORY APPLICATION**

In accordance with Article 7(2) of Regulation 1049/2001, you are entitled to make 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
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Bruxelles

or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,

(Electronically signed)

Roberto Viola