



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR FINANCIAL STABILITY, FINANCIAL SERVICES AND CAPITAL
MARKETS UNION

The Director-General

Brussels

FISMA.B.1/CE/ 1675

Ms Greta Rosén Fondahn
Cava de San Miguel 8, 4º c.
28005 Madrid, Spain

Email: [ask+request-10871-
58cafd04@asktheeu.org](mailto:ask+request-10871-58cafd04@asktheeu.org)

Subject: Your application for access to documents – Ref GestDem No 2022/1675

Dear Madam,

We refer to your e-mail dated 22/03/2022, in which you make a request for access to documents, registered on 23/03/2022 under the above mentioned reference number.

You request access to all declarations of interests (DOI) submitted by Type A members of the Commission Informal Expert Group - High Level Forum on Capital Markets Union.

We have identified 12 documents which fall within the scope of your application.

In this context, we would like to inform you that the earlier publication of the declarations of interests in the Register of Commission Expert Groups was limited to the period of the appointment and until the group was closed.

Following an examination of the identified documents under the provisions of Regulation (EC) No 1049/2001, we regret to inform you that access to the identified documents cannot be granted. Their disclosure is prevented by the exception concerning the protection of privacy and integrity of the individual outlined in Article 4(1)(b) Regulation (EC) No 1049/2001, since they contain the following personal data: names, handwritten signatures, CV details and information about the activity of natural persons.

Article 9(1)(b) of Regulation (EU) No 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions 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 substantiate 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) 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. We have also considered whether partial access could be granted to these documents. However, partial access is not possible considering that the documents concerned are covered in their entirety by the abovementioned exception of Article 4 of Regulation 1049/2001.

In accordance with Article 7(2) of Regulation (EC) No 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 Secretary-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 e-mail to: sg-acc-doc@ec.europa.eu

Yours faithfully,

Electronically signed

John BERRIGAN