Registered letter with acknowledgement of receipt

**Subject:** Your application for access to documents - GestDem 2022/1935

Dear Mr Hurfurt,

We refer to your email of 31 March 2022 in which you make a 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’), registered on 8 April 2022 under the above-mentioned reference number.

By your application, you requested access to the following:

- ‘Copies of any contract, information sharing agreement, agreement, memorandum of understanding or similar between the Commission & its bodies and any of Facebook (and its subsidiaries), Twitter and YouTube in relation to any "trusted flagger " status held by or program enrolment by the Commission."

- Copies of any internal policy or guidance or similar outlining how the Commission recommends or flags content for removal/review by the aforementioned social media companies.’
We regret to inform you that DG CONNECT does not hold any documents that would correspond to the description given in your application.

As specified in Article 2(3) of Regulation (EC) No 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

Given that no such documents, corresponding to the description given in your application, are held by DG CONNECT, we are not in a position to fulfil your request.

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 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 Brussels

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

Yours sincerely,

Electronically signed

Roberto Viola