



EUROPEAN COMMISSION  
DIRECTORATE-GENERAL FOR ENERGY

The Director-General

Brussels, 03/01/2023  
MP ener.a.1(2022)9903658

Ms Frida Kieninger  
Food & Water Action Europe  
Rue d'Edimbourg 26  
1050 Brussels

By email: [ask+request-10993-  
ac8ffed5@asktheeu.org](mailto:ask+request-10993-ac8ffed5@asktheeu.org)

**Subject: Your application for access to documents – GESTDEM 2022/2127**

Dear Ms Kieninger,

We refer to your e-mail of 11 April 2022 in which you make a request for access to documents, registered on 12 April 2022 under the above-mentioned reference number.

You request access to

- 1. all correspondence (including email, SMS, private twitter and WhatsApp) since 1 February 2022 between Commissioner Simson, and/or her cabinet and/or officials from DG Energy with representatives from the oil and gas industry, namely ENTSO-G and ENTSO-G members such as SNAM, Enagas, Gazsystem, Engie, Thüga, Bulgartransgaz, Fluxys, Gasunie, Ontras, Conexus Baltic Grid, Amber Grid, Ren gasodutos and Reganosa as well as Plinacro, Alexela, HEP, Gasunie, Buss Group, Trafigura, Vopak, Enel, Mediterranean Gas, Nord-West-Ölleitung, Tree Energy Solutions, JSC Skulte LNG Terminal, Gastrade, LNG Medgas and HEH (Fluxys, Buss Group, Partners Group) in which the EU's response to Ukraine invasion, particularly the RePowerEU communication was discussed.*
- 2. any briefings prepared for Commissioner Simson, and/or her cabinet and/or officials from DG Energy for meetings since 1 February 2022 with representatives from the oil and gas industry, namely ENTSO-G and ENTSO-G members such as SNAM, Enagas, Gazsystem, Engie, Thüga, Bulgartransgaz, Fluxys, Gasunie, Ontras, Conexus Baltic Grid, Amber Grid, Ren gasodutos and Reganosa as well as Plinacro, Alexela, HEP, Gasunie, Buss Group, Trafigura, Vopak, Enel, Mediterranean Gas, Nord-West-Ölleitung, Tree Energy Solutions, JSC Skulte LNG Terminal, Gastrade, LNG Medgas and HEH (Fluxys, Buss Group, Partners Group) in which the EU's response to Ukraine invasion, particularly the RePowerEU communication was discussed.*

3. *list of meetings since since 1 February 2022 between with representatives from the oil and gas industry, namely ENTSO-G and ENTSO-G members such as SNAM, Enagas, Gazsystem, Engie, Thüga, Bulgartransgaz, Fluxys, Gasunie, Ontras, Conexus Baltic Grid, Amber Grid, Ren gasodutos and Reganosa as well as Plinacro, Alexela, HEP, Gasunie, Buss Group, Trafigura, Vopak, Enel, Mediterranean Gas, Nord-West-Ölleitung, Tree Energy Solutions, JSC Skulte LNG Terminal, Gastrade, LNG Medgas and HEH (Fluxys, Buss Group, Partners Group) in which the EU's response to Ukraine invasion, particularly the RePowerEU communication was discussed.*
4. *minutes of the meetings mentioned above*
5. *any briefings prepared ahead of meetings between Commissioner Simson, and/or her cabinet and/or officials from DG Energy with representatives from the oil and gas industry, namely ENTSO-G and ENTSO-G members such as SNAM, Enagas, Gazsystem, Engie, Thüga, Bulgartransgaz, Fluxys, Gasunie, Ontras, Conexus Baltic Grid, Amber Grid, Ren gasodutos and Reganosa as well as Plinacro, Alexela, HEP, Gasunie, Buss Group, Trafigura, Vopak, Enel, Mediterranean Gas, Nord-West-Ölleitung, Tree Energy Solutions, JSC Skulte LNG Terminal, Gastrade, LNG Medgas and HEH (Fluxys, Buss Group, Partners Group) in which the EU's response to Ukraine invasion, particularly the RePowerEU communication was discussed.*

The following documents fall within the scope of your application:

Nr	Stakeholder	Ares/Basis	Date	Title
1	Snam	Ares(2022)5796430	13/07/2022	Summary of the meeting with SNAM
2		Ares(2022)6255550	09/09/2022	Request of meeting with Snam EVP Patrizia Rutigliano
3		Ares(2022)6255574	09/09/2022	NEGATIVE REPLY: Request of meeting with Snam EVP Patrizia Rutigliano
4		Ares(2022)5863925	22/03/2022	Director-General for Energy -Mission to Rome -15-16 March 2022: - Detailed Report-Agenda
5		Ares(2022)2757780	22/03/2022	Mission in Italy, accompanying the Director-General of DG ENER -Rome, Italy
6	Engie	Ares(2022)3758527	13/05/2022	Taxation of energy in Italy - Incompatibility with EU law and RePower EU guidelines.

<b>7</b>		Ares(2022)3758620	17/05/2022	REPLY: Taxation of energy in Italy - Incompatibility with EU law and RePower EU guidelines.
<b>8</b>		Ares(2022)4916226	01/06/2022	ENER/349 - Meeting with ENGIE / Claire Waysand - Executive Vice President - General Secretary
<b>9</b>	Enel	Ares(2022)4882025	23/06/2022	Meeting with Enel on the Solar Strategy follow-up
<b>10</b>		Basis - Briefing_6791	16/09/2022	Meeting minutes  Enel's Proposals - Funding Instruments - Reshoring of the Solar PV Supply Chain
<b>11</b>		Basis Briefing_6791 -	06/09/2022	Invitation  RE Meeting request - Funding Instruments to Speed Up Investments in the PV Supply Chain
<b>12</b>		Ares(2022)5566975	03/08/2022	Enel's Proposals - Funding Instruments to Speed Up Investments in the PV Supply Chain
<b>13</b>		Ares(2022)5906832	24/08/2022	[Re] Enel's Proposals - Funding Instruments to Speed Up Investments in the PV Supply Chain
<b>14</b>		Ares(2022)5250792	08/07/2022	ENER/385 - C3 call with ENEL
<b>15</b>	Enagas	Ares(2022)1754411	09/03/2022	Email(23) and Annex
<b>16</b>		Ares(2022)6644218	27/09/2022	Email(24
<b>17</b>		Ares(2022)6644313	27/09/2022	RE_ Enagás_ Request for a meeting - Strategic Plan + EU Dossiers (11 October, time tbc)
<b>18</b>	Plinacro	Ares(2022)4445238	16/06/2022	Expansion of the capacity of the LNG terminal in

				Krk
<b>19</b>	Vopak	Ares(2022)4537172	20/06/2022	ENER/187 - Meeting with VOPAK
<b>20</b>	Gastrade	Ares(2022)5528525	02/08/2022	Gastrade - LNG FSRU Alexandroupolis. Invitation
<b>21</b>		Ares(2022)5528555	02/08/2022	NEGATIVE REPLY: Gastrade - LNG FSRU Alexandroupolis. Invitation
<b>22</b>	Gasunie	(2021)7090421	18/11/2021	MEETING REQUEST TMU 22-24/11/2021 or later with Gasunie representatives - enclosing Gasunie presentation as follow up to Hydrogen rountable 11/11/2021 <b>PARTIAL DISCLOSURE</b>
<b>23</b>	Thüga	(2021)7090617	17/11/2021	Thank you for intervention Thüga @ Hydrogen Roundtable 11/11/2021 20211111_Slides_Thuega_Hennig_final
<b>24</b>	Engie, Enel, Enagas	Ares(2022)3567203	04/05/2022	CCE Task Force Meeting

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I have come to the conclusion that the documents listed above may be partially disclosed.

In fact, 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.

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.

Moreover, having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I have come to the conclusion that documents n. 22 may be partially disclosed. Some parts of these have been blanked out as their disclosure is prevented by exception to the right of access laid down in Article 4(2) of this Regulation.

The redacted parts of the documents n. 22 contain commercially sensitive business information of the company that submitted it.

Disclosure of these parts would undermine the protection of commercial interests protected under this exception.

The exceptions laid down in Article 4(2) of Regulation (EC) No 1049/2001 apply unless there is an overriding public interest in disclosure of the documents. I have examined whether there could be an overriding public interest in disclosure, but that I have not been able to identify such an interest.

Please find enclosed redacted copies of the documents that can be published.

In addition, please note that documents originating from third parties, which have been consulted, 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.

Access is granted to minutes of meetings with external parties. These documents were drawn up for internal use under the responsibility of the relevant service. They solely reflect the service's interpretation of the interventions made and do not set out any official position of the third parties to which the documents refer. They do not reflect the position of the Commission and cannot be quoted as such.

With regard to documents originating from Commissioner Simson and/or her Cabinet, we are awaiting contribution from the Cabinet and will be able to complement this reply only once we receive it.

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](mailto:sg-acc-doc@ec.europa.eu)

Yours sincerely,

Ditte Juul Jørgensen

p.p. Matthew Baldwin