



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR HEALTH AND FOOD SAFETY

Director-General

Brussels
SANTE/E4/FM/ai(2022)8339988

Ms Julia Thibord
POLLINIS
10 rue Saint-Marc
75002 Paris
France

By e-mail with acknowledgment of receipt only¹:

ask+request-11957-
1c01a02a@asktheeu.org

Dear Ms Thibord,

Subject: Your application for access to documents – Ref. Access Request 2022/5906

We refer to your request dated 10 October 2022 in which you make a request for access to information and documents, registered on 17 October 2022 under the reference number Ares(2022)7171042. In particular, you request information and documents as follows:

“1. Are any open-air tests of techniques or products using new breeding technologies or biotechnologies for pest control purposes (including new genomic techniques, precision bred organisms, gene silencing, gene driving, RNAi-based pesticides, etc) being considered, planned and/or realised on the territory of the EU?

2. Are any open-air tests of techniques or products using new breeding technologies or biotechnologies for pest control purposes (including new genomic techniques, precision bred organisms, gene silencing, RNAi-based pesticides, etc) being considered, planned and/or realised outside the territory of the EU and to which the EU contributes, in whole or in part (financially or otherwise)?

If so, please provide all relevant information and documents within the meaning of Article 3(a) of Regulation 1049/2001.”

¹ According to the standard operational procedure, the reply is sent by e-mail only. We would therefore appreciate if you could explicitly confirm receipt of the e-mail within 5 working days by replying to SANTE-CONSULT-E4@ec.europa.eu.

With regard to your requests, we have not been informed about the consideration, planning, or realisation of any such open-air tests in the framework of Regulation (EC) 1107/2009.

Therefore, we regret to inform you that, in the framework of Regulation (EC) 1107/2009, the Commission 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 the Commission, the Commission is not in a position to fulfil your requests.

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 Bruxelles

or by e-mail: sg-acc-doc@ec.europa.eu

Yours sincerely,

[e-signed]
Sandra GALLINA