



**EUROPEAN COMMISSION**

DIRECTORATE-GENERAL FOR INTERNAL MARKET, INDUSTRY, ENTREPRENEURSHIP  
AND SMES

The Director-General

Brussels  
GROW.G.2/grow.g.2(2023)2102884

Ms Lora VERHEECKE  
9 rue du Bronze  
1070 Brussels

By email: ask+request-12545-  
49632081@asktheeu.org

**Subject: Your application for access to documents – 2023/0740**

Dear Ms Verheecke,

We refer to your e-mail received on 3 February 2023 in which you make a request for access to documents addressed to the Directorate General for Internal Market, Industry, Entrepreneurship and SMEs (DG GROW), which was registered on 3 February 2023 under the above-mentioned reference number.

You request access to:

- 1. Any documents, including correspondence (email or other), between RSB (Regulatory Scrutiny Board) and DG GROW on the proposal for a Corporate Sustainability Due Diligence Directive since 1st January 2020.*
- 2. A list of meetings, as well as agendas and minutes or any other reports of such meetings, since 1st January 2020, between officials/representatives/experts of RSB (Regulatory Scrutiny Board) and DG GROW related directly or indirectly to the proposal for a Corporate Sustainability Due Diligence Directive.*

Following your request, it is important to stress that the decision to involve DG GROW together with DG JUST concerning the preparatory work underpinning the proposal for a Directive on Sustainable Corporate Governance was taken in May 2021. Therefore, we consider that our searches for the requested documents shall cover the period from May 2021 to present.

We also would like to point out that the correspondence and reports of the meetings with RSB regarding the preparation of the proposal were handled by colleagues in DG Justice.

In line with this, we regret to inform you that, following our searches, the Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs (DG GROW) 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 GROW, DG GROW is 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](mailto:sg-acc-doc@ec.europa.eu)

Yours faithfully,

Kerstin Jorna  
Director-General