



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
HUMAN RESOURCES AND SECURITY
Director-General

Brussels, **09 SEP. 2014**
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Ms Vicky Cann
CEO
Rue d'Edimbourg 26
1050 Bruxelles
By email: ask+request-1384-
b1fb8889@asktheeu.org

Subject: Your application for access to documents – Ref GestDem No 2014/3220

Dear Ms Cann,

We refer to your e-mail dated 9 July 2014 in which you make a request for access to documents, registered on 10 July 2014.

Your application concerns *"all documents which relate to any article 16 (staff regulations) applications made by Tobias McKenney, including to work for Google."* In particular, you request *"a note of all Mr McKenney's job titles at the Commission including dates held; copies of any application(s) that Mr McKenney has made under article 16 to undertake a new professional activity; and all documents (correspondence, emails, meeting notes etc) related to the authorisation of the new role or roles."*

I have examined your request under the provisions of Regulation No 1049/2001 regarding public access to European Parliament, Council and Commission documents.

We have not identified any document neither relating to Article 16 declarations of Mr McKenney nor a note of Mr McKenney's job titles in the Commission. Therefore I am not in a position to send you any document that corresponds to your request.

I can provide you nevertheless with some information on the post held by Mr McKenney during the last three years prior to his departure from the Commission. As any potential conflict of interest would be evaluated against the activities of the last three years of service within the framework of Article 16 of the Staff Regulations, any further processing relating to the job descriptions of Mr McKenney would be disproportionate. From 2009 to 2011 Mr McKenney held a post of a policy officer in the field of copyright in DG MARKT and from 2011 to April 2012 he held a post of an administrative coordination assistant in the field of the application of the Single Market Law and the relations with the European Parliament in the same DG.

Please be informed that a copy of this letter will be sent to the person concerned.

In accordance with Article 7(2) of Regulation 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
Secretary-General
Transparency unit SG-B-5
BERL 5/327
B-1049 Brussels

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

Yours faithfully



Irene SOUKA