Subject: Your application for access to documents EASE 2024/1065

Dear Mr. Doyle,

We refer to your request for access to European Commission documents registered on 26/02/2024 under the above-mentioned reference number, in which you request public access to documents pursuant to Regulation No 1049/2001 regarding public access to European Parliament, Council and Commission documents (hereafter ‘Regulation (EC) No 1049/2001’).

In your request, you asked the European Commission to “provide all documents created and received by the European Commission since 1 January 2024 in regards to breaches of state aid/subsidy control law in Tees Valley, England” as well as to “provide any documents created since 1 January 2023 which relate to the EU using its rights under 374 of the TCA”.

We regret to inform you that the Directorate General for Competition (DG COMP) does not hold any documents that would correspond to the description given in your application.

In this specific instance, DG COMP has searched for all information and relevant documents concerning the topic you requested, both within its own case database and by contacting all relevant units within our Directorate General, which could have dealt with your requested topic.

In addition, DG COMP had requested a similar search for documents from the Directorate General for Trade (DG TRADE) as well as the Secretariat General of the Commission (SG), which are both in charge of the EU/UK Trade Cooperation Agreement (TCA).

These efforts did not yield any result and no documents or exchanges on these issues were found.

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Given that no such documents, corresponding to the description given in your application, are held by the Commission, the Commission is therefore not in a position to fulfil your request.

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.

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 to the Secretariat-General of the Commission within 15 working days upon receipt of this letter. You can submit it by mail, to:

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Bruxelles

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

Yours faithfully,

s–igned

p.o. Linsey MCCALLUM
Olivier GUERSENT