Subject: Your application for access to documents - EASE 2024/1474

Dear Ms Von Minden,

We refer to your request for access to European Commission documents registered on 16 March 2024 under the above-mentioned reference number.

In your application, you request access to: All documentation (including but not limited to all email correspondence, attendance lists, agendas, background papers, transcripts, recordings and minutes/notes) relating to the meeting listed below: Between Yara Belgium S.A. and cabinet member of Mairead McGuinness, Peter Power, on 07 July 2022

Your application concerns the following documents:

1. Ares (2022)3077684 – E-mail Proposal for a meeting with Yara Ireland;
   1.1. Making every nutrient count
   1.2. Yara IE - meeting proposal
2. Ares (2022)5051906 Thank you letter and meeting minutes.

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 (hereinafter “the Regulation”) regarding public access to documents, I have come to the following conclusion:

Document 1.1 can be fully disclosed as it corresponds to a publicly available document and can be accessed through the following link: Making every nutrient count (yara.com).
A complete disclosure of documents 1, 1.2 and 2 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, as these documents contain personal data.

Article 9(1)(b) of the Data Protection Regulation (¹) does not allow the transmission of these personal data, unless 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.

Please note that documents 1, 1.2 and 2 originate partly or fully from third parties. The originators of the documents have been consulted in accordance with Article 4(4) of Regulation 1049/2001 to assess whether an exception provided for in Article 4 of that Regulation is applicable. The originators agree to disclose the documents with redaction of personal data and any other information that can allow the identification of data subjects.

Furthermore, please note that document 2 contains minutes which were drawn up for internal use under the responsibility of the relevant service of the Directorate-General for Financial Stability, Financial Services and Capital Markets Union. It solely reflects the service’s interpretation of the interventions made and does not set out any official position of the third parties to which the document refers, which was not consulted on its content. It does not reflect the position of the Commission and cannot be quoted as such.

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 to the Secretariat-General of the Commission within 15 working days upon receipt of this letter.

You can submit it by asking for a review via your portal (²) account, or by mail:

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)


(²) https://www.ec.europa.eu/transparency/documents-request
Yours sincerely,

John BERRIGAN

Electronically signed