



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

The Secretary-General

Brussels, 17. 7. 2015
SG.B.4/VD/mbp - sg.dsg2.b.4(2015)3322028

By registered mail:

Arun Dohle
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**DECISION OF THE SECRETARY GENERAL ON BEHALF OF THE COMMISSION PURSUANT
TO ARTICLE 4 OF THE IMPLEMENTING RULES TO REGULATION (EC) N° 1049/2001¹**

**Subject: Confirmatory application for access to documents under Regulation (EC)
No 1049/2001 - Ref. GestDem No. 2015/3226**

Dear Mr Dohle,

I am writing in reference to your email of 4 July 2015, registered on 6 July 2015, by which you lodge a confirmatory application in accordance with Article 7(2) of Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents² (hereafter Regulation 1049/2001).

In your initial application of 10 June 2015, you requested access to *all documents, correspondence, minutes etc. about the Certificate of Excellence given to SERA (Solidarité Enfants Roumains Abandonnés) for the implementation of the project "Improve the organisational efficiency of the Child Protection System in Romania" - Code SMIS 26554.*

In its initial reply dated 30 June 2015, the Commission's Directorate-General for Employment, Social Affairs and Inclusion (DG EMPL) informed you that the Commission is not in possession of any such documents.

¹ Official Journal L 345 of 29.12.2001, p. 94.

² Official Journal L 145 of 31.05.2001, p.43.

In your confirmatory application you maintain your request for access to documents as you consider that it is DG EMPL's task *to verify if a certificate of excellence was handed to the contractor in name of the European Union/European Commission by the Managing Authority.*

Following your confirmatory application, the Commission services have again conducted a thorough verification whether any documents exist that would fall under the scope of your application. Following that verification, I confirm that no documents mentioned in your request are held by the Commission. As the Commission is not in possession of the documents concerned, your request cannot be handled.

Finally, I would like to draw your attention to the means of redress that are available against this decision, that is, judicial proceedings and complaints to the Ombudsman under the conditions specified respectively in Articles 263 and 228 of the Treaty on the Functioning of the European Union.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Catherine Day', with a stylized flourish at the end.

Catherine Day