



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

Directorate R. Management of resources
Director

Brussels,
R/GH/R. /RW D(2015) 5777742

Access Info Europa
Cava San Miguel 8, 4ºcentro
28005 Madrid Spain

***By registered letter with
acknowledgment of receipt***

Advance copy by email:

ask+request-2321-2c49189e@asktheeu.org

Subject: Your application for access to documents – Ref GestDem No 2015/3137

Dear Access Info Europe,

We refer to your request for access to documents, registered under the above mentioned reference number and our response of 4/11/2015.

Your application concerns documents exchanged between Commission officials and organisations between 1 July 2012 and 18 October 2012, related to biofuels and indirect land-use change.

You have already received 10 documents in our first response. I would like to inform you that we have identified two more documents relevant to your request. Please find enclosed a copy of them. Please note that the last annex of Commission document on the meeting with OXFAM has been removed as it is not relevant to your request.

The documents to which you have requested access contain personal data.

Pursuant to Article 4(1) (b) of Regulation (EC) No 1049/2001, access to a document has to be refused if its disclosure would undermine the protection of privacy and the integrity of the individual, in particular in accordance with Community legislation regarding the protection of personal data. The applicable legislation in this field is Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data¹.

When access is requested to documents containing personal data, Regulation (EC) No 45/2001 becomes fully applicable².

¹ OJ L 8 of 12.1.2001, p. 1

² Judgment of the Court of Justice of the EU of 29 June 2010 in case 28/08 P, Commission/The Bavarian Lager Co. Ltd, ECR 2010 I-06055.

According to Article 8(b) of this Regulation, personal data shall only be transferred to recipients if they establish the necessity of having the data transferred to them and if there is no reason to assume that the legitimate rights of the persons concerned might be prejudiced.

We consider that, with the information available, the necessity of disclosing the aforementioned personal data to you has not been established and/or that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the persons concerned. Therefore, we are disclosing the documents requested expunged from this personal data.


In case you would disagree with the assessment that the expunged data are personal data which can only be disclosed if such disclosure is legitimate under the rules of personal data protection, you are entitled, in accordance with Article 7(2) of Regulation 1049/2001, 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-4
BERL 5/327
B-1049 Bruxelles

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

Yours faithfully,



Georg HAEUSLER

Annex: 2 documents