



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
HUMAN RESOURCES AND SECURITY
Directorate HR.B - HR Core Processes 1: Career
Ethics, Rights and Obligations

Brussels, 17 SEP. 2015

Ms Vicky Cann
CEO
Rue d'Edimbourg 26
1050 Brussels
By email: ask+request-2165-
7808a24a@asktheeu.org

Subject: Your application for access to documents – Ref GestDem No 2015/3849

Dear Ms Cann,

I refer to your e-mail dated 20 July 2015 in which you make a request for access to documents, registered on 22 July 2015 under the above-mentioned reference number.

Your application concerns *"all documents which relate to Tobias McKenney informing the Commission about his intention to work for Google and the Commission's authorisation of this, including all documents (correspondence, emails, meeting notes etc) and any assessment of possible conflicts of interest"*.

I regret to inform you that no documents were found that would correspond to the description given in your application.

Indeed, 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.

Given that no such documents have been identified, the Commission is not in a position to respond to your request.

I would like however to refer to a recent response sent to you on 16 July 2015 by Catherine Day on this matter with the reference Ares (2015)2998399 as well as our previous response sent to you on 9 September 2014 on a similar request with the reference GestDem No 2014/3220.

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 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 Brussels

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

Yours sincerely,



Thinam JAKOB

Head of Unit