



EUROPEAN COMMISSION
DIRECTORATE-GENERAL COMMUNICATION

Director-General

Brussels,
COMM.DG.01/AJ/MFC/acg

Mr. Klaus ZINSER
Hauptstraße 8 D
D 88427 Bad Schussenried
Deutschland

*By registered letter with
acknowledgment of receipt*

Subject: Your application for access to documents – Ref GestDem No 2015/4934 – DG
COMM

Dear Mr. Zinser,

I refer to your e-mail dated 15 September 2015 in which you make a request for access to documents, registered on 18 September 2015 under the above mentioned reference number.

Your request refers to 'All Spendings to: Coffey International Development Limited e.g tender, signed contract and delivered work'.

My services have identified the following documents, which fall within the scope of your request:

1. Provision of services in the field of evaluation of communication activities – Framework Service Contract (FWC) PO/2012-3/A3
2. Horizontal evaluation of the Management Partnerships - COMM-B1/2/2013 (FWC PO/2012-3/A3 - Lot 1);
3. Evaluation of the Europe Direct Contact Centre - COMM-C3/8/2013 (FWC PO/2012-3/A3 - Lot 1);

Commission européenne, B-1049 Bruxelles / Europese Commissie, B-1000 Brussel - Belgium. Telephone: +32 2 299 11 11
Office: LOI 56 06/007. Telephone: direct line +32 2 295 79 95

<http://ec.europa.eu/dgs/communication>

4. Evaluation of Share Europe Online project on social media - COMM-B2/13/2014 (FWC PO/2012-3/A3 - Lot 1);

5. Evaluation of DG COMM's Audiovisual Services for external communication - COMM-A4/14/2014 (FWC PO/2012-3/A3 - Lot 1);

6. Evaluation of the EC Corporate Communication Campaign - COMM-A1/20/2014 FWC PO/2012-3/A3 - Lot 1).

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding access to documents, I have come to the conclusions that you can have access to the following documents:

1.- Framework Service Contract PO/2012-3/A3:

The tender specifications and its annex 'Draft framework service contract'. I enclose a copy of these documents.

2. - Horizontal evaluation of the Management Partnerships - COMM-B1/2/2013:

The tender specifications and the signed contract. I enclose a copy of these documents.

The evaluation report is available online.

Please follow the link below to access the evaluation report through:
<http://ec.europa.eu/smart-regulation/evaluation/search/>

Or the direct link on this evaluation report:

<http://ec.europa.eu/smart-regulation/evaluation/search/download.do?documentId=10529698>

3. - Evaluation of the Europe Direct Contact Centre - COMM-C3/8/2013:

The tender specifications and the signed contract. I enclose a copy of these documents.

The evaluation report is directly available online under the following link:

<http://ec.europa.eu/smart-regulation/evaluation/search/download.do?documentId=14017597>

4. - Evaluation of Share Europe Online project on social media - COMM-B2/13/2014:

The tender specifications and the signed contract expunged from personal data. I enclose a copy of these documents.

According to Article 8(b) of Regulation (EC) No 45/2001, 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. 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.

The evaluation report is directly available online under the following link:

<http://ec.europa.eu/smart-regulation/evaluation/search/download.do?documentId=13926211>

5. - Evaluation of DG COMM's Audiovisual Services for external communication - COMM-A4/14/2014:

The tender specifications and the signed contract. I enclose a copy of these documents.

As the final evaluation report is not available through 'Europa', I enclose a copy of this document.

6. - Evaluation of the EC Corporate Communication Campaign - COMM-A1/20/2014:

The tender specifications and the signed contract. I enclose a copy of these documents.

The evaluation report is directly available online under the following link:

<http://ec.europa.eu/smart-regulation/evaluation/search/download.do?documentId=14626837>

7. Concerning the technical offers by Coffey International Development Limited related to the above mentioned Framework Service Contracts, access to these documents cannot be granted as they contain commercially sensitive business information of the company that submitted them.

Disclosure of these documents would undermine the protection of the commercial interests of the company that submitted them, as putting these information in the public domain would affect its competitive position on the market. Therefore the exception laid down in Article 4(2) first indent of Regulation (EC) No 1049/2001 applies to these documents.

The exceptions laid down in Article 4(2) of Regulation 1049/2001 apply unless there is an overriding public interest in disclosure of the documents. It is considered that, with the information available, the public interest in making the content of the documents public does not outweigh the harm disclosure would cause to the interests protected by the invoked exception.

In accordance with Article 7(2) of Regulation 1049/2001, you are entitled to make a confirmatory application requesting the Commission to review its position on your request (points 4 and 7 above).

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

I trust you will find this information helpful.

Yours sincerely,



Timo Pesonen