

[Art. 4.1 (b)] (TRADE)

From: [Art. 4.1 (b)] (TRADE)

Sent: Thursday, January 29, 2015 10:08 AM

To: [Art. 4.1 (b)] (TRADE)

Cc: SCHLEGELMILCH Rupert (TRADE); GARCIA BERCERO Ignacio (TRADE); [Art. 4.1 (b)] (TRADE); [Art. 4.1 (b)] (EEAS-WASHINGTON); [Art. 4.1 (b)] (TRADE)

Subject: Meeting with Deutsche Telekom on data / TTIP, 28 Jan 2015

*** for registration in Ares ***

Meeting with Deutsche Telekom, 28 Jan 2015

Deutsche Telekom (DT): Roland Doll (VP Intl Gvt Affairs, Bonn) [Art. 4.1 (b)] EU Affairs, Bxl)

COM: [Art. 4.1 (b)]

[Out of scope]

- Main point: they do not want the data protection rules currently under negotiation to be undermined by e.g. free data flow commitments under TTIP. Rules on free data flows need to be qualified by exceptions to allow for restrictions related to privacy or national security. Article 14 GATS needs to be included.
 - ⇒ COM replied this is precisely what is foreseen - Art XIV exception + clear announcement that personal data protection will not be negotiated under TTIP / separate track for Safe Harbour review, led by JUST
- DT also asks EU to keep policy space to be able to impose localisation requirements in future [such as a European cloud]. BT believes the EU should have rules to keep strategic information within Europe.

[Out of scope]

- DT also informed about the market access restraints in the US, where their subsidiary T-Mobile is every year under pressure to make concessions on access to data
- When asked if FCC would be able under TTIP to offer some concessions to EU companies regarding access or data localisation, DT said they expect both domestic and foreign companies in any event to be subject to data localisation requirements. Yet they promised to give it some thought.
- DT also complained about double standards used by US, e.g. when publishing the annual report to Congress on telecommunication (under Act 301)

Art. 4.2

[Art. 4.1 (b)]