



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
HUMAN RESOURCES AND SECURITY
Directorate HR.E.- Legal Affairs & Partnerships
Ethics & Ombudsman
Head of Unit

Brussels, **14 JAN. 2016**

Ms Vicky Cann
CEO
Rue d'Edinburg 26
1050 Brussels
By email: ask+request-2469-
b9421118@asktheeu.org

Subject: Your application for access to documents – Ref /GestDem No 2015/6613

Dear Ms Cann,

I refer to your e-mail message dated 16 December 2015 and registered on the same day by which you make a request for access to documents under the above mentioned reference number.

In that message, you ask the following questions further to the publication of the Commission Communication C(2015)8473 :

*"- how many Staff Regulations Article 16 applications for authorisation from these named senior officials were received but not authorised?
- how many Staff Regulations Article 16 applications were received from Commission senior officials and dealt with in 2014 in total?"*

I note that, in your message, you refer to Regulation 1049/2001 regarding public access to European Parliament, Council and Commission documents. However, your request does not concern access to one or more existing documents, but access to information, which would have to be compiled and processed for this specific purpose. Therefore, your request does not qualify as an application for access to documents under Regulation 1049/2001, but qualifies as a request for information.

In this context, I can provide you with the following information.

As regards your first question, please note that, of all the applications for authorisation received pursuant to Article 16 of the Staff Regulations from the senior officials named in the Commission Communication C(2015)8473, only one was not answered positively. That application had been submitted by Mr Peter Faross. I would point out that you have already been informed thereof, in the context of your request for access to document GestDem No 2014/210, to which the Commission responded on 27 March 2014 (Ref. Ares(2014)953525).

As regards your second question, I would like to inform you that in 2014, the Commission issued 22 decisions concerning former senior officials, in the framework of Article 16 of the Staff Regulations.

Yours sincerely,

Nathalie CRESTE