



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
HUMAN RESOURCES AND SECURITY

Director-General

Brussels,
HR B.1/mms

20 DEC. 2012

Ms Rachel TANSEY

By e-mail only:

ask+request-258-4cadf829@sktheeu.org

Subject: Your request for access to documents – GESTDEM 2012/5259

Dear Ms Tansey,

I refer to your email of 7 November 2012 in which you ask, referring to Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents¹, access to "all documentation relating to Commission decisions about the external activities undertaken by Mr Jörgen Holmquist, former Director-General of MARKT. Specifically, you request :

- the date of his applications for permission to undertake new external activities in the two year post-employment notification period stipulated under Article 16 of the Staff Regulations;
- The dates of the Commission response;
- Whether or not the moves were approved;
- The reasons given;
- Any conditions that the Commission attached to the approval of these activities;
- all correspondence, including emails, related to the authorisation of such roles."

1. The following documents have been identified as falling within the scope of your request:

- (1) Application for authorisation to engage in an occupation after leaving the Commission introduced by Mr Jörgen HOLMQUIST
- (2) Consultation of DG MARKT and DG HR
- (3) Reply of DG MARKT and DG HR
- (4) Internal consultation of the Secretariat-General
- (5) Reply of the Secretariat General
- (6) Internal consultation of Legal Service

¹ OJ L145, 31.05.2001, p.43

- (7) Reply of Legal Service
- (8) Internal consultation of the COPAR
- (9) Reply of the COPAR
- (10) Decision of the Commission

For each of the following activities:

1. Adviser at Interel in Brussels
2. Chairman at ECGI (European Corporate Governance Institute)
3. Chairman at IESBA (International Ethics Standards Board for Accountants)

After a careful assessment of these documents I can inform you that a partial access can be granted to these documents.

The undisclosed parts in documents containing certain personal data such as the personal address and phone number, have to be refused on the basis of Article 4(1)(b) of the Regulation which provides that "*the institutions shall refuse access to a document where 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*".

By their very nature, disclosure of these personal data would undermine the protection of the privacy rights of the person concerned and cannot be made public.

If you wish this position to be reviewed, you should write to the Commission's Secretary-General at the address below, confirming your initial request. You have 15 working days in which to do so from receipt of this letter.

The Secretary-General will inform you of the result of this review within 15 working days from the registration of your request, either granting you access to all of the documents or confirming the partial access. In the latter case, you will be informed of how you can take further action.

All correspondence should be sent to the following address:

The Secretary-General
European Commission
B – 1049 BRUSSELS
E-mail : sg-acc-doc@ec.europa.eu

Yours sincerely,



Irene SOUKA

Enclosures: 20