



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR ENERGY

The Director-General

Ref. Ares(2017)3141661 - 22/06/2017

Brussels, **22 JUN 2017**
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Mr Pascoe Sabido
Corporate Europe Observatory
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Brussels 1050
Belgium

Advance copy by email:
ask+request-4131-ab6c8384@asktheeu.or

Subject: Your application for access to documents – Ref GestDem No 2017/1997

Dear Mr Sabido,

We refer to your e-mail dated 31 March 2017 in which you make a request for access to documents, registered on 31 March 2017 under the above mentioned reference number.

In your application submitted under Regulation (EC) No 1049/2001 regarding public access to documents, you request access to the following documents:

- "- a list of all meetings between DG Energy and other European Union bodies and/or third parties on the Paldiski LNG Terminal between January 2016 and 30 March 2017*
- the minutes and all related documents of all meetings between DG Energy and other European Union bodies and/or third parties on the Paldiski LNG Terminal between January 2016 and 30 March 2017*
- all correspondence (written, email) between DG Energy and other European Union bodies and/or third parties on the Paldiski LNG Terminal between January 2016 and 30 March 2017".*

The documents which are subject to your application are listed in the annex to this letter.

Having examined the requested documents, I have come to the conclusion that they may be partially disclosed. Some parts of the documents have been blanked out as the third party with which the documents in question were exchanged has indicated that redacted parts of the documents contain commercially sensitive information of the company, are protected by

intellectual property rights, and/or relate to an ongoing court proceeding. According to Article 4(2) of Regulation (EC) No 1049/2001, the Commission shall refuse access to a document where disclosure would undermine the protection of commercial interests of a natural or legal person, including intellectual property, and court proceedings and legal advice.

The exceptions laid down in Article 4(2) of Regulation (EC) No 1049/2001 apply unless there is an overriding public interest in disclosure of the documents. I have examined whether there could be an overriding public interest in disclosure, but I have not been able to identify such an interest.

Regarding the meetings, I would like to refer you to the transparency register (<http://ec.europa.eu/transparencyinitiative/meetings/meeting.do?host=61569260-525e-42f8-aa52-51d7bfc30d4f>) that is open to the public.

In accordance with Article 7(2) of Regulation 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 5/282
B-1049 Brussels

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

Sincerely yours,

Dominique Ristori



Encl.: List of the documents subject to the application GestDem No 2017/1997