

## EUROPEAN EXTERNAL ACTION SERVICE



Head of Division

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Ms Myriam Douo  
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*Subject: Your requests for access to documents of 11 August 2017*  
*Our ref: 2017/102*

Dear Ms Douo,

Thank you for your request for access to documents, as referenced above, which the EEAS has examined in the framework of Regulation (EC) No 1049/2001<sup>1</sup>.

After consultation with the EU Delegation to the UN in Geneva and other international organizations in Geneva and after research in the EEAS database, we identified a number of documents matching your request, as outlined in Annex 1.

After examination by the services in charge, I am pleased to forward to you, attached to this letter, the documents listed in Annex 1, "A. *Full Disclosure*".

Furthermore, we enclose the documents listed in Annex 1, "B. *Partial Disclosure*". In these documents some data was expunged in order to respect the provisions on data protection i.e. names of staff members and of third parties, email addresses and other personal data pursuant to Art. 4(1)(b).

I kindly remind you that the documents may not be copied or reproduced for commercial purposes without prior consultation with the EEAS.

Both formal and informal exchanges with third parties require consent by the parties concerned prior to disclosure. In addition, our examination concluded that some of the documents you have requested contain information which is protected pursuant to exceptions laid down in Article 4 of the Regulation. The reports, non-papers and documents listed in Annex 1 "C. *Disclosure Prevented*" contain analyses reflecting other UN Member States views and positions, internal assessments, and/or other documents that are part of the ongoing process to formulate negotiation positions on draft decisions or UN texts that are not yet finalised or approved.

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<sup>1</sup> Regulation (EC) No 1049/2001 of the European Parliament and of the Council regarding public access to European Parliament, Council and Commission documents (hereafter the "Regulation").

Therefore we are not in a position to disclose the documents in Annex 1 "C. Disclosure Prevented", neither as a whole nor partially, since it could a) seriously undermine the institution's decision-making process a per Art 4(3)1<sup>st</sup> indent and b) risk undermining the international relations Art 4(1)(a)3<sup>rd</sup> indent of the Regulation.

Should you wish this position to be reviewed, you may confirm your initial request within 15 working days.

Yours sincerely,



Gabriele Visentin

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