



EUROPEAN COMMISSION
Directorate-General for Communications Networks, Content and Technology

Deputy Director-General

Brussels,
CONNECT DDG/

Mrs Vicky Cann
CEO
Rue d'Edimbourg 26
1050 Bruxelles

By registered letter with acknowledgment of receipt

*Copy sent in advance by email:
ask+request-4623-bbdc88ed@asktheeu.org*

Subject: Your application for access to documents – Ref GestDem No 2017/5188

Dear Mrs Cann,

We refer to your email of 07/09/2017 in which you make a request for access to documents, registered on 08/09/2017 under the above mentioned reference number. We also refer to DG CNECT's request for clarification of 20/09/2017 (Ares(2017)4600370) and to your answer of 21/09/2017 (Ares(2017)4934739) in which you clarified the scope of your request. We finally refer to the holding reply of DG CNECT of 12/10/2017 (Ares(2017)4986957).

You request access to "a list of all meetings with external lobby organisations and stakeholders which discussed the policy content of, or attendance at, the Tallinn Digital Summit 29/09/2017." You state "I would like to receive the agendas, minutes and papers relating to those meetings. I would further like to receive all emails and letters between DG CNECT and external lobby organisations and stakeholders which discussed the policy content of, or attendance at, the Tallinn Digital Summit 29/07/2017".

We consider your request to cover documents held up to the date of your initial application, i.e. the 07/09/2017.

Your application concerns the following documents:

Annex 1 - Author: PwC, **Addressee:** Roberto Viola (CNECT), **Date:** 08/08/2017, **Subject:** Digital Europe - Towards an EU trusted digital framework - contribution for the first EU Digital Summit - Tallinn September 29th - Share your views – Urgent, **ARES ref:** Ares(2017)5110672

Annex 2 - Author: Digital Europe, *Addressee*: CNECT, *Date*: 29/08/2017, *Subject*: Communications DG CONNECT -- Digital Summit Tallinn, *ARES ref*: Ares(2017)5110886

Annex 3 - Author: CNECT, *Addressee*: ATOS, *Date*: 05/09/2017, *Subject*: FW Interest check Atos and Tallinn Digital Summit 29.09.2017, *ARES ref*: Ares(2017)5110944

Annex 4 - Author: CNECT, *Addressee*: CNECT, *Date*: 23/06/2017, *Title*: BTO – meeting between Roberto Viola and Cecilia Bonefeld-Dahl, DG of Digital Europe, 22/6/2017 Brussels, *ARES ref*: Ares(2017)5112494

Annex 5 - Author: CNECT, *Addressee*: CNECT, *Date*: 04/08/2017, *Title*: BTO - meeting with Telekom Austria Group and Vipnet Croatia – Roberto Viola, 3 August 2017, *ARES ref*: Ares(2017)5112677

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents (hereinafter "Regulation 1049/2001"), we have come to the conclusion that they may be disclosed after redaction of personal data.

Furthermore, some parts of the documents have been blanked out as they fall outside the scope of your request.

The documents to which you have requested access contain personal data.

Pursuant to Article 4(1) (b) of Regulation 1049/2001, access to a document has to be refused if its 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. The applicable legislation in this field is Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (hereinafter "Regulation 45/2001")¹.

When access is requested to documents containing personal data, Regulation 45/2001 becomes fully applicable².

According to Article 8(b) of this Regulation, personal data shall only be transferred to recipients if they establish the necessity of having the data transferred to them and if there is no reason to assume that the legitimate rights of the persons concerned might be prejudiced.

We consider that, with the information available, the necessity of disclosing the aforementioned personal data to you has not been established and that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the persons concerned. Therefore, we are disclosing the documents requested expunged from this personal data.

In case you would disagree with the assessment that the expunged data are personal data which can only be disclosed if such disclosure is legitimate under the rules of personal data protection, you are entitled, in accordance with Article 7(2) of Regulation 1049/2001, to make a confirmatory application requesting the Commission to review this position.

¹ Official Journal L 8 of 12.1.2001, p. 1

² Judgment of the Court of Justice of the EU of 29 June 2010 in case 28/08 P, Commission/The Bavarian Lager Co. Ltd, ECR 2010 I-06055.

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 Bruxelles

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

Yours sincerely,

Khalil Rouhana
Deputy Director-General

