



EUROPEAN COMMISSION
Competition DG

The Director General

Brussels, 09/10/2017
COMP/R1/BH/HT.1589/ (2017)/094800

By e-mail ask+request-4641-36264ef0@asktheeu.org

and registered mail:

Mihkel Poola
Kannikese tänav 10-20, Saku, Harju maakond, 75501,
Estonia

Subject: Your application for access to documents – Ref GestDem 2017/5476

Dear Mr. Poola,

We refer to your request dated 14/09/2017, in which you make a request for access to documents, registered on 18/09/2017 under the above mentioned reference number.

We have taken note that you filed identical applications related to the topic "Limits for contaminants in fertilizers (Commission Proposal COM/2016/157)" to several Directorates-General (DGs). Documents which are in the files of more than one DG will only be assessed by the lead Directorate-General.

In particular, as regards three documents identified in the files of DG Competition, the lead DG is DG Internal Market, Industry, Entrepreneurship and SMEs (DG GROW). Those documents will be covered by the reply to the request assigned to DG GROW (under the reference 2017/5418).

Apart from those three documents for which you will receive a reply from DG GROW in due course, we regret to inform you that DG Competition does not hold any documents that would correspond to the description given in your application and, therefore, it is not in a position to handle your request.

Indeed, as specified in Article 2(3) of Regulation 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

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 Bruxelles

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

Yours faithfully,



Johannes LAITENBERGER