



EUROPEAN COMMISSION
BUDGET

Resources
Communication

Brussels, 2 August 2018
BUDG.R.1/PMZ

Peter Teffer
EUobserver
Rue Montoyer 18B
1000 Brussels
Belgium

Subject: Your application for access to documents – Ref GestDem No 2018/2756

Dear Sir,

We refer to your e-mail dated 09/05/2018 in which you made a request for access to documents, registered on 18/05/2018 under the above mentioned reference number.

You requested access to:

- all documents related to the 21/11/2017 meeting between Commissioner Günther Oettinger and Robert Bosch GmbH, including but not limited to minutes, verbatim reports, e-mails, and presentations;
- all documents related to the 11/12/2017 meeting between Commissioner Günther Oettinger and The Goldman Sachs Group, Inc. (GS), including but not limited to minutes, verbatim reports, e-mails, and presentations;
- all documents related to the 29/11/2017 meeting between Commissioner Günther Oettinger and Deutscher Weinbauverband e.V. (Klaus Schneider), including but not limited to minutes, verbatim reports, e-mails, and presentations;
- all documents related to the 23/11/2017 meeting between Commissioner Günther Oettinger and EUROGAS aisbl (Eurogas), including but not limited to minutes, verbatim reports, e-mails, and presentations;
- all documents related to the 17/10/2017 meeting between Commissioner Günther Oettinger and Deutscher Bauernverband (DBV), including but not limited to minutes, verbatim reports, e-mails, and presentations;
- all documents related to the 6/9/2017 meeting between Commissioner Günther Oettinger and Association des Constructeurs Européens d'Automobiles (ACEA), including but not limited to minutes, verbatim reports, e-mails, and presentations;

– all documents related to the 15/6/2017 meeting(s) between Commissioner Günther Oettinger and Deutscher Bauernverband (DBV), European farmers (COPA), European agri-cooperatives (COGECA), including but not limited to minutes, verbatim reports, e-mails, and presentations.

Your application concerns the following documents, which you will find enclosed to this letter:

– mail from EU Affairs Office of Robert Bosch GmbH to Cabinet of Commissioner Günther Oettinger dated 17/10/2017 related to the 21/11/2017 meeting between commissioner Günther Oettinger and Robert Bosch GmbH, ref. Ares(2017)5218520;

– exchange of mails between Cabinet of Commissioner Günther Oettinger and Office of Dr. Ch. Brand, Goldman Sachs AG dated 11/07/2017 related to the 11/12/2017 meeting between commissioner Günther Oettinger and the Goldman Sachs Group, Inc. (GS), ref. Ares(2017)3492355;

– mails from Deutscher Weinbauverband e.V. to Cabinet of Commissioner Günther Oettinger dated from 24/06/2017 related to the 29/11/2017 meeting between commissioner Günther Oettinger and Deutscher Weinbauverband e.V. (Klaus Schneider), ref. Ares(2017)3719405;

– mails from Eurogas Secretary General to Cabinet of Commissioner Günther Oettinger dated from 06/09/2017 to 21/09/2017, including the letter of Eurogas President to the President of the European Commission dated 22/06/2017, related to the 23/11/2017 meeting between commissioner Günther Oettinger and EUROGAS aisbl (Eurogas), ref. Ares(2017)4688711;

– reply of the Director-General, Directorate-General for Energy, European Commission to Eurogas President answering the letter of the Eurogas President to the President of the European Commission, dated 03/08/2017, related to the 23/11/2017 meeting between commissioner Günther Oettinger and EUROGAS aisbl (Eurogas), ref. Ares(2017)3888980;

– exchange of mails between Cabinet of Commissioner Günther Oettinger and Deutscher Bauernverband (DBV) dated from 28/09/2017 to 29/09/2017 related to the 17/10/2017 meeting between commissioner Günther Oettinger and Deutscher Bauernverband (DBV), ref. Ares(2017)4791552;

– letter from the President of Deutscher Bauernverband (DBV) to Commissioner Günther Oettinger dated 17/03/2017 related to the 15/6/2017 meeting(s) between commissioner Günther Oettinger and Deutscher Bauernverband (DBV), European farmers (COPA), European agri-cooperatives (COGECA), ref. Ares(2017)1573904;

– exchange of mails between the Cabinet of Commissioner Günther Oettinger and Deutscher Bauernverband (DBV) dated from 13/04/2017 to 21/04/2017 related to the 15/6/2017 meeting(s) between commissioner Günther Oettinger and Deutscher Bauernverband (DBV), European farmers (COPA), European agri-cooperatives (COGECA), ref. Ares(2017)2061794;

– Commission document “Meeting between DBV and Commissioner Oettinger” dated 29/06/2017 related to the 15/6/2017 meeting(s) between commissioner Günther Oettinger and Deutscher Bauernverband (DBV), European farmers (COPA), European agri-cooperatives (COGECA), ref. Ares(2017)3273717;

– exchange of mails between the Cabinet of Commissioner Günther Oettinger and the Secretary General of European farmers (COPA) - European agri-cooperatives (COGECA) and Deutscher Bauernverband (DBV) dated from 07/03/2017 to 23/03/2017 related to the 15/6/2017 meeting(s) between commissioner Günther Oettinger and Deutscher Bauernverband (DBV), European farmers (COPA), European agri-cooperatives (COGECA);

– Commission document “Meeting with COPA-COGECA” dated related to the 15/6/2017 meeting(s) between commissioner Günther Oettinger and Deutscher Bauernverband (DBV), European farmers (COPA), European agri-cooperatives (COGECA); ref. Ares(2017)3273764.

Some of the documents to which you have requested access contain personal data, in particular names of Commission's staff, names of assistants and secretaries as well as personal contact information.

Pursuant to Article 4(1) (b) of Regulation (EC) No 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 data¹.

When access is requested to documents containing personal data, Regulation (EC) No 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/or that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the persons concerned. Therefore, we are disclosing a version of the documents requested in which these personal data have been redacted.

In case you would disagree with the assessment that the redacted data are personal data which can only be disclosed if such disclosure is legitimate under the applicable rules on the protection of personal data, 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.

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 5/288

B-1049 Bruxelles or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,



Petr Mooz

Head of Unit

Enclosures: 11

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.