



EUROPEAN COMMISSION

Directorate-General for International Cooperation and Development

Director-General

Brussels,
devco.c.3(2018)7135870

Subject: Your application for access to documents – Ref GestDem No 2018/5753

Dear Ms Witteman,

I refer to your e-mail dated 2 November 2018, registered under the abovementioned reference number, in which you request:

(A) "... a list of all meetings held by DG Fisma with representatives of Philips since 1 January 2011, relating to (possible) EU-investments in Africa such as the development of the External Investment Plan and Trust Funds".

(B) "... emails, minutes and reports relating to those meetings".

In your e-mail of 5 November 2018 replying to our clarification request of the same date, you confirmed that your application concerns DG DEVCO and not DG FISMA.

1. REQUEST FOR ACCESS TO INFORMATION

I note that, for point (A) of your request, you also make reference to Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents. However, this part of your request does not concern access to one or more existing documents, but to information, which would have to be compiled and processed for this specific purpose. Therefore, for part (A) your request does not qualify as an application for access to documents under Regulation (EC) No 1049/2001, but as a request for access to information, which shall be handled under the Code of Good Administrative Behaviour.

To this end, please find attached the requested list of meetings and phone calls for the period 1 January 2011 – 2 November 2018.

Please note that the External Investment Plan was proposed by the Commission on 14 September 2016, therefore no meetings have taken place in this context before that

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date. Similarly, the EU Emergency Trust Fund for Africa was established at the Valletta Summit on Migration in November 2015, therefore no meetings have taken place before that date.

2. REQUEST FOR ACCESS TO DOCUMENTS

Point (B) of your request is handled as a request for access to documents under Regulation (EC) No 1049/2001. Based on your application we have identified one document, a copy of which we enclose to the present letter.

You may reuse the document requested free of charge for non-commercial and commercial purposes provided that the source is acknowledged, that you do not distort the original meaning or message of the document. Please note that the Commission does not assume liability stemming from the reuse.

We regret to inform you that the Commission does not hold any other documents that would correspond to the description given in your application.

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.

Given that no such documents, corresponding to the description given in your application, are held by the Commission, the Commission is not in a position to fulfil your request.

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 Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 5/282
B-1049 Brussels

or

by e-mail to: sg-acc-doc@ec.europa.eu

Yours sincerely,

[e-signed]
Stefano MANSERVISI

Enclosures: 1. List of meetings
2. Conclusions from the workshop in Brazzaville