

06 DEC 2018

Parma,
Ref. DD/NN/msi (2018) - out - 20332246

Jacoba Madigan-Stretton

E-mail: ask+request-6119-93d9bd1d@asktheeu.org

Re: Your request for public access to documents of 15 November 2018

Our ref.: PAD 2018/104

Dear Ms Madigan-Stretton,

I refer to your request of 15 November 2018, submitted from the website "AsktheEU.org", by means of which you requested access to "the document that outlines this proposed ban for 2021" as concerns "the prophylactic use of anticoccidial chemicals as feed additives".

Having duly considered your request for public access to documents in accordance with Regulation (EC) No 1049/2001¹ (hereinafter "the PAD Regulation") and after internal verification on the existence of any document pertaining to the scope you specified, I should inform you that EFSA is not in the possession of the relevant document concerning your request².

You may wish to contact the European Commission, Directorate-General Health and Food Safety (DG SANTE), Unit E5 Animal Nutrition, Veterinary Medicines, in order to obtain the document at issue.

Finally, please do not hesitate to contact us at the below address for future public access to documents request you may have concerning documents in EFSA's possession.

Further correspondence must be sent to:

EFSA

Dirk Detken, Head of the Legal and Assurance Services

Via Carlo Magno 1/A

I - 43126 Parma

E-mail: EFSA.public.access.to.documents@efsa.europa.eu

Yours sincerely,

[Signed]

Dirk Detken

Cc: M. Tiramani (EFSA)

¹ Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents, OJ L 145, 31.5.2001, p. 43-48.

² Please be informed that a presumption of legality is attached to any statement made by an institution concerning the non-existence of documents requested. See in this regard Case T-42/05, Williams v Commission, T-380/04, ECLI:EU:T:2008:325; Joined Cases T-110/03, Ioannis Terezakis v. Commission, ECLI:EU:T:2008:19; Case T-150/03, Sison v. Council [2005] ECLI:EU:T:2005:143.