



EUROPEAN COMMISSION
EUROSTAT

Directorate G: Business and trade statistics
Unit G-2: European businesses

Luxembourg
ESTAT.G.2/CO

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By registered letter with
acknowledgment of receipt

Advance copy by email: ask+request-
7742-e809ff2a@asktheeu.org

Subject: PARTIAL ACCESS - Access granted to a redacted version of the documents requested – No personal data

Ref: Your application for access to documents – GESTDEM 2020/1708

Dear Sir,

We refer to your e-mail of 6 March 2020 in which you make a request for access to documents, registered on 26 March 2020 under the above-mentioned reference number.

You request access to agreement with collaborative economy platforms mentioned in the press release between the Commission and Airbnb, Booking, Expedia Group, Tripadvisor, announced in the press release https://ec.europa.eu/commission/presscorner/detail/en/ip_20_194.

Your application concerns the following documents, in the following referred to as “the documents”:

- Ares(2020)576142 - OUT - LETTER - Online Platform - Original signed - Non-disclosure agreement between Airbnb and Eurostat registered on 30/01/2020
- Ares(2020)575854 - OUT - LETTER - Online Platform - Original signed - Non-disclosure agreement between Booking.com and Eurostat registered on 30/01/2020
- Ares(2020)576083 - OUT - LETTER - Online Platform - Original signed - Non-disclosure agreement between Expedia and Eurostat registered on 30/01/2020
- Ares(2020)576417 - OUT - LETTER - Online Platform - Original signed - Non-disclosure agreement between TripAdvisor and Eurostat registered on 30/01/2020

Having examined the documents under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I have come to the conclusion that they may be partially disclosed. Some parts of the documents have been blanked out as their disclosure is prevented by exception to the right of access laid down in Article 4 of this Regulation.

A complete disclosure of the identified documents is prevented by the exception concerning the protection of privacy and the integrity of the individual outlined in Article 4(1)(b) of Regulation (EC) No 1049/2001, because they contain personal data related to the names/initials and contact information of Commission staff members and other natural persons, as well as handwritten signatures/abbreviated signatures of natural persons.

Article 9(1)(b) of the Data Protection Regulation does not allow the transmission of these personal data, except if you prove that it is necessary to have the data transmitted to you for a specific purpose in the public interest and where there is no reason to assume that the legitimate interests of the data subject might be prejudiced. In your request, you do not express any particular interest to have access to these personal data nor do you put forward any arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

Consequently, I conclude that, pursuant to Article 4(1)(b) of Regulation (EC) No 1049/2001, access cannot be granted to the personal data contained in the requested documents, as the need to obtain access thereto for a purpose in the public interest has not been substantiated and there is no reason to think that the legitimate interests of the individuals concerned would not be prejudiced by disclosure of the personal data concerned.

In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, to submit 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

Unit C.1. 'Transparency, Document Management and Access to Documents'

BERL 7/076

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

Yours sincerely,

(e-signed)
Carsten OLSSON
Head of Unit