



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
CLIMATE ACTION

Legal Affairs, Inter-Institutional Relations & Communication

Brussels

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Subject: Your application for access to documents – Ref GestDem No 2021/3066

Dear Ms Balanya ,

We refer to your e-mail dated in 6 May 2021 which you make a request for access to documents, registered on 10 May 2021 under the above-mentioned reference number.

You requested access to:

- i) *“All correspondence (including email) between 1st December 2020 and 6th May 2021 between Commissioner Simson, Commissioner Timmermans, Commissioner Breton, President van der Leyen, Commissioner Vălean, Commissioner Vestager, and/or their cabinets and/or officials from DG Energy, DG Clima, DG Grow, DG Move, DG Competition and Secretariat General and representatives of Hydrogen Europe on the other.*
- ii) *List of meetings/videocalls/calls between 1st December 2020 and 6th May 2021 between officials and representatives of the European Commission and representatives of Hydrogen Europe.*
- iii) *Minutes of the meetings/videocalls/calls mentioned above”.*

Your submitted an application for access to documents, which covers topics falling under the responsibility of different Commission services. In that regard, your request has been split into separate requests, whereby each part is attributed to the respective Commission service under a separate Gestdem reference number. Each Director-General service provides its own, separate reply which relates only to the documents held by that service. The scope of this reply covers only the documents from DG CLIMA and EVP Timmermans and his Cabinet.

DG CLIMA has identified the following documents:

	Author	Date	Reference
1	Hydrogen Europe	17 February 2021	Ares(2021)1344401
2	Hydrogen Europe	17 February 2021	Ares(2021)1344401
3	Hydrogen Europe	24 February 2021	Ares(2021)1577409
4	European Commission/Hydrogen Europe	3 March 2021	Ares(2021)1604108
5	European Commission/Hydrogen Europe	2 March 2021	Ares(2021)1577696
6	Hydrogen Europe	14 April 2021	Ares(2021)2349449
7	Hydrogen Europe	14 April 2021	Ares(2021)2349449
8	Hydrogen Europe	14 April 2021	Ares(2021)2349449
9	TNO	30 November 2020	Ares(2020)7200333
10	TNO	30 November 2020	Ares(2020)7200333
11	European Commission	10 December 2020	Ares(2020)7512139
12	European Commission/Hydrogen Europe	14 December 2020	Ares(2021)491605
13	European Commission/Hydrogen Europe	5 January 2021	Ares(2021)491605
14	European Commission/Hydrogen Europe	30 April 2021	Ares(2021)2891171
15	European	30 April 2021	Ares(2021)2891171

	Commission/Hydrogen Europe		
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Following an examination of identified documents under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents and taking into account the opinion of the third party, I regret to inform you that a complete disclosure of the documents 1-6 and 8-15 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: names and contact information of Commission staff members not pertaining to the senior management; names and contact details of other natural persons and other information relating to an identified or identifiable natural person.

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 documents 1-6, and 8-15, 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)

p.o. Anna JOHANSSON