



EUROPEAN COMMISSION
Directorate-General Enlargement

The Director-General

27 01 14

Brussels,

Subject: Your application for access to documents – Ref GestDem No 6373-2013

Dear Mr Dohle,

Thank you for your e-mail dated 13 December 2013, registered on the same day under the above mentioned reference number, requesting access to a document under Regulation No 1049/2001¹ regarding public access to European Parliament, Council and Commission documents.

In our mail of 15 January 2014, we informed you that we would need more time in order to deal with your request.

As regards the letter from Commissioner Rehn to Vice-President Barrot from May 2005 concerning travel arrangements, a document dated 11 May 2005 has been found which corresponds to your request.

The letter of 11 May 2005 to which you have requested access is of a personal nature and contains personal data.

Pursuant to Article 4(1) (b) of Regulation (EC) No 1049/2001, access to documents 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 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 data².

Mr Arun Dohle

Email: ask+request-1023-422f0373@asktheeu.org

¹ OJ L145, 31.05.2001, page 43.

² OJ L 8 of 12.1.2001, p. 1

When access is requested to documents containing personal data, Regulation (EC) No 45/2001 becomes fully applicable³.

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 that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the person concerned.

If you wish to receive these personal data, we invite you to provide us with arguments showing the need for having these personal data transferred to you and the absence of adverse effects to the legitimate rights of the person whose personal data should be disclosed.

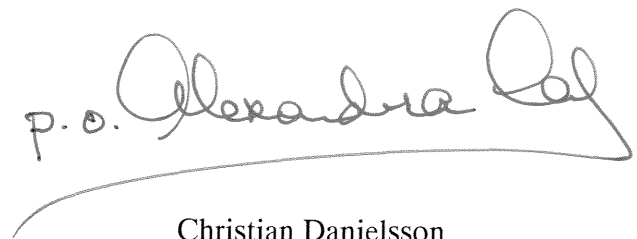
Partial access to the requested document was examined and deemed impossible as the sensitive elements are integral to them.

In case you would disagree with the assessment that the letter of 11 May 2005 to which you have requested access contains personal data which can only be disclosed if such disclosure is legitimate under the rules of personal data protection, 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-5
BERL 5/327
B-1049 Bruxelles
or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,



Christian Danielsson

³ Judgment of the Court of Justice of the EU of 29 June 2010 in case C-28/08 P, Commission/The Bavarian Lager Co. Ltd