

Brussels COMP.01/PD

Lora Verheecke rue du Bronze 9 1070 Brussels

Dear Madam,

Subject: Your application for access to documents – GESTDEM 2022/0152

We refer to your e-mail dated 8 January 2022 in which you make a request for access to documents, registered on 10 January 2022 under the above-mentioned reference number.

You requested access to "all documents—including but not limited to correspondence (including email and letters) containing substantive discussion relevant to the meeting topic, attendance lists, agendas, background papers, transcripts, recordings, minutes, notes, and meeting conclusions—relating to the meeting between Stellantis and Yizhou Ren on 12th November 2021".

The following documents fall within the scope of your application:

- "European Commission: Request for a call on semiconductors", emails exchanges to set up the meeting, 22 October 9 November 2022, Ares(2022)546020;
- Minutes of the call, 12 November 2021, Ares(2022)545908;
- Presentation by Stellantis, 12 November 2021, HT.6050;
- "Follow-up questions", email from Stellantis, 17 November 2021, HT.6050.

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I have come to the conclusion that documents No. 1-2 in the list above can be fully disclosed, with the exception of the names of the individuals employed by Stellantis or not occupying any senior management position within the Commission.

Document No. 3-4 in the list above may be only partially disclosed. Some parts of the documents No. 3-4 have been blanked out as their disclosure is prevented by exception to the right of access laid down in first indent of Article 4(2) of this Regulation.

The redacted parts of the documents contain commercially sensitive business information of the company that submitted it. Disclosure of these parts would undermine the protection of Stellantis's commercial interests.

The exceptions laid down in Article 4(2) and 4(3) of Regulation (EC) No 1049/2001 apply unless there is an overriding public interest in disclosure of the documents. We have not been able to identify such an interest, that would outweigh the harm disclosure would cause to the interest protected by the invoked exception.

Please note that document No. 2 was drawn up for internal use under the responsibility of the relevant member of the Cabinet and officials of the Directorate-General for Competition. It solely reflects the author's interpretation of the interventions made and does not set out any official position of the third parties to which the document refers, which was not consulted on its content. It does not reflect the position of the Commission and cannot be quoted as such.

Please note that documents No. 3 and 4 originating from third parties are disclosed to you based on Regulation (EC) No 1049/2001. However, this disclosure is without prejudice to the rules on intellectual property, which may limit your right to reproduce or exploit the released documents without the agreement of the originator, who may hold an intellectual property right on them. The European Commission does not assume any responsibility from their reuse.

In accordance with Article 7(2) of Regulation (EC) No 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 Secretary-General of the Commission at the following address:

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Brussels
or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

Electronically signed

Olivier GUERSENT

Enclosure: documents No. 1-4 as indicated above.