



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR FINANCIAL STABILITY, FINANCIAL SERVICES AND
CAPITAL MARKETS UNION

The Director-General

Brussels, 14 March 2022

***By registered letter with
acknowledgment of receipt***

Mr Maximilian HENNING
Cava de San Miguel 8, 4º centro,
28005 Madrid, Spain

Advance copy by email:
[ask+request-10762-
2f7200cd@asktheeu.org](mailto:ask+request-10762-2f7200cd@asktheeu.org)

Subject: Your application for access to documents – GESTDEM 2022/1164 – No documents held

Dear Mr Henning,

We refer to your letter in which you make a request for access to documents, registered on 24 February 2022 under the above-mentioned reference number.

You request access to: *“The report(s) and legislative proposal(s) required from the European Commission by Article 30(10) and Article 31(9) of Directive (EU) 2015/849 of the European Parliament and of the Council of 20 May 2015 on the prevention of the use of the financial system for money laundering or terrorist financing. If this information is already publicly available, please direct me to where I can find it. If this is not the correct address for this request, please redirect it there.”*

We regret to inform you that the Commission does not hold any documents that would correspond to the description given in your application.

The above-mentioned articles have been amended with Directive (EU) 2018/843 of the European Parliament and of the Council of 30 May 2018, which eliminated the legal basis to produce such report(s) or legislative proposal(s). Therefore, the requested documents were never produced.

As specified in Article 2(3) of Regulation (EC) No 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

Given that no such documents, corresponding to the description given in your application, are held by the Commission, the Commission is not in a position to fulfil your request.

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 Bruxelles

or by e-mail to: sg-acc-doc@ec.europa.eu.

Yours sincerely,

Electronically signed

John BERRIGAN