Brussels CLIMA.A.1

Mr Barnaby PACE Global Witness Rue Belliard 53 B - 1000 Bruxelles

Email: ask+request-11500-2643f552@asktheeu.org

Subject: Your application for access to documents with ref. GestDem 2022/3751

Dear Sir,

We refer to your e-mail of 29 June 2022 in which you make a request for access to documents, registered on 30 June 2022 under the above-mentioned reference number.

You requested access to: All documents—including but not limited to correspondence, emails, minutes, notes (hand written or electronic), audio or video recordings, verbatim reports, operational conclusions, lines to take, briefings, and presentations—related to the meeting on June 9 between Frans Timmermans and Gasum Oy.

DG CLIMA has identified one document that falls under scope of the request:

1) Briefing related to Executive Vice-President Timmermans' mission to Finland.

The original briefing is made of 71 pages, of which two - pages 29 and 30, fall under the scope of your request.

Moreover, this document was drawn up for internal use under the responsibility of the relevant officials of the Directorate-General for Climate Action. It does not reflect the position of the Commission and cannot be quoted as such.

Following an examination of the document under the provisions of Regulation (EC) No 1049/2001, I regret to inform you that a complete disclosure of the identified document 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 it contains names of 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 document, 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
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Bruxelles
or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

(e-signed)
Luca DE CARLI
Head of Unit

p.p. Isobel FINDLAY