



EUROPEAN COMMISSION

Directorate-General for Trade

The Director General

Brussels, **16 OCT. 2015**
TRADE A3/Is (2015) 4419558

Ms Lora Verheecke
CEO
Rue d'Edimbourg 26
1050, Brussels, Belgium

Dear Ms Verheecke,

Subject: Your application for access to documents – Ref GestDem No 2015/5038

We refer to your request for access to documents, registered under the above mentioned reference number.

We understand that you would like to have access to all communication, including emails and documents (agenda, minutes, list of participants, etc.) related to the meeting between Maria Asenius and Chamber of Commerce of the United States of America that took place on 16 September 2015.

1. EXAMINATION AND CONCLUSIONS UNDER REGULATION 1049/2001

We identified one document falling under the scope of your requests, to which we are pleased to grant you partial access.

You may reuse the document free of charge for non-commercial and commercial purposes provided that the source is acknowledged and that you do not distort the original meaning or message of the documents. Please note that the Commission does not assume liability stemming from the reuse.

1.1 Protection of the privacy and the integrity of the individual

Article 4.1(b) of Regulation 1049/2001 provides that the institutions shall refuse access to a document where disclosure would undermine the protection of privacy and the integrity of the individual, in particular in accordance with the EU legislation regarding the protection of personal data.

Pursuant to Article 4.1(b) of Regulation 1049/2001, access to a document has to be refused if its disclosure would undermine the protection of the privacy and integrity of the individual, in particular in accordance with the EU 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 of 18 December 2000 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 data¹.

When access is requested to documents concerning personal data, Regulation (EC) No 45/2001 becomes fully applicable². 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 persons concerned. Therefore, we are disclosing the requested document expunged of personal data which are not already public. We do disclose the names of the Members of the Cabinet, as well as the names of senior managers and chief officers of the private companies.

If you wish to receive the removed 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 persons whose personal data should be disclosed.

Should you wish this position to be reviewed, you should write to the Commission's Secretary-General at the address below, confirming your initial request. Following receipt of this letter you have fifteen working days to do so, after which your initial request will be deemed to have been withdrawn.

The Secretary-General will inform you of the result of this review within fifteen working days from the registration of your request, either granting you access to the document or confirming the refusal.

All correspondence should be sent to the following address:

European Commission
Secretary-General
Transparency unit SG-B-4
BERL 5/327
B-1049 Brussels
sg-acc-doc@ec.europa.eu

Yours sincerely,



Lutz GUELLNER
Head of Unit

¹ OJ L 8 of 12.1.2001, p. 1

² Judgement of the Court of Justice of the EU of 29 June 2010 in case 28/08 P, Commission/The Bavarian Lager Co. Ltd

Ans 4.1(b)

Art: G. 1(5)