



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Consumer, Environmental and Health Technologies
Director

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Mr Vincent Harmsen
c/o Simon de Bergeyck
Rue au Bois 216
1150 Brussels (Belgium)
Advance copy by email:
**[ask+request-3669-
3ca9a927@asktheeu.org](mailto:ask+request-3669-3ca9a927@asktheeu.org)**

Subject: Your application for access to documents – Ref GestDem No 2016/7236

Dear Mr Harmsen,

We refer to your e-mail dated 22/12/2016 in which you make a request for access to documents, registered in our services on 23/12/2016 under the above mentioned reference number.

Your application concerns the following documents:

"On the topic of endocrine disruptors (also spelled: disrupters), all emails with in attachment scientific studies, or in general documents containing conclusions drawn by scientists or scientific organisations, sent to officials/representatives of the European Commission (all DGs, including the SG) by third parties (between March 15th 2016 and December 22nd 2016). This request entails the emails and their attachments".

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, we have come to the following conclusion:

1. Public documents

Documents referred to under No 3, 5 and 6 in the attached document register, are documents already publicly available. We have added a DOI reference or a link in the comment column of the document register for ease of reference.

2. Partial disclosure (personal data expunged)

Documents referred to under No 1, 2 and 4 in the attached document register, contain personal data, in particular the names and e-mail addresses of other persons than the Commission personnel.

Please note that documents received from a third party are disclosed for information only and cannot be re-used without the agreement of the originators, who holds a copyright on

it. These documents do not reflect the position of the Commission and cannot be quoted as such.

Please note also that documents received by several Commission services will be released by the responsible Commission service.

The parts of the documents which contain personal data, in particular: names, functions and contact details of Commission staff and stakeholders' representatives, cannot be disclosed. This is pursuant to Article 4.1(b) of Regulation (EC) No 1049/2001, access to a document has to be refused if its disclosure would undermine the protection of privacy and the integrity of the individual, in particular in accordance with European Union 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 containing 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/or that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the persons concerned. Therefore, we are disclosing the documents requested with these personal data expunged.

In accordance with Article 7(2) of Regulation 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 of receipt of this letter to the Secretary-General of the Commission at the following address:

European Commission
Secretary-General
Transparency unit SG-B-4
BERL 5/327
B-1049 Bruxelles
or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,



Carlo Pettinelli

Encl.: - Document Register
- Documents partially disclosed

¹ OJ L 8 of 12.1.2001, p. 1

² Judgment of the Court of Justice of the EU of 29 June 2010 in case 28/08 P, Commission/The Bavarian Lager Co. Ltd, ECR 2010 I-06055.