

Vincent Harmsen
AskTheEU.org
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Subject: Reply to your request - ATD/02/2017

Dear Mr Harmsen,

Thank you for your request of 03 January 2017, registered on 04 January 2017, seeking access to documents. Your request falls under Regulation (EC) No 1049/2001 (the "ATD Regulation") which governs the access to documents held by the European Chemicals Agency.

Your request concerns access to "documents which contain the following information:

-on the topic of the active substance glyphosate, all correspondence (including emails), agendas, minutes of meetings or any other reports of such meetings between representatives of ECHA and representatives of (one or more of) the following organizations:

- Bayer
- Monsanto
- Syngenta
- ECPA
- Cefic
- Glyphosate Task Force
- Hume Brophy
- Fleishman-Hillard
- Interel European Affairs
- EPPA SA
- FTI Consulting Belgium
- Grayling
- Kreab

-Weber Shandwick

-acumen public affairs

-Steptoe & Johnson LLP

-Dr. Knoell Consult

(between January 2016 and January 2017)".

The following documents were identified as falling into the scope of your request:

- Email invitation to RAC regular stakeholder observers (STO) including an invitation letter and draft agenda of RAC-39 (from RAC Secretariat to CEFIC and ECPA regular STO representatives) including RAC-39_Invitation industry substance expert observers_ECPA (from RAC Secretariat to ECPA regular STO representative)(total 7 pages)
- Early notification of invitation to RAC-39, agenda item on glyphosate, from ECHA desk officer to ECPA regular STO (total 2 pages)
- Email Industry Substance expert observers for RAC-39, from ECPA STO representative to RAC Secretariat with attachments, excluding CV (total 3 pages)
- Email exchange between ECPA STO representative and RAC Secretariat regarding ECPA Industry Substance expert observers for RAC 39_glyphosate (total 2 pages)
- Emails from ECPA STO representative to RAC Secretariat on Glyphosate presentation for RAC-39 (total 2 pages, final presentations published on ECHA website)

Publicly available documentation

- The final agenda of the RAC-39 meetings of 28 November - 2 December 2016 and 7 - 9 December 2016 and as well the presentations given in these meetings have been published on ECHA website. Also the minutes of the RAC meeting of 28 November - 2 December 2016 and 7 - 9 December 2016 are expected to become publicly available by the end of February 2017 after their finalisation:

<https://echa.europa.eu/meetings-of-the-rac>

- You can find further information on glyphosate on ECHA's website (including the presentations given at RAC-39):

<https://echa.europa.eu/chemicals-in-our-life/hot-topics/glyphosate>

Decision

Based on Article 7(1) of the ATD Regulation.

ECHA has decided to grant you partial access to the requested documents.

Reasons

Following a concrete and individual assessment of the documents requested under the provisions of the ATD Regulation, ECHA has concluded that the disclosure is partly prevented by exceptions to the right of access laid down in Article 4 of this Regulation.

The explanations set out below describe why specific redactions have been performed.

Personal data

All personal data (e.g. names, contact details, signatures, etc.) has been redacted from the requested documents as the exception provided by Article 4(1)(b) of the ATD Regulation on the protection of personal data was found to apply.

Advice and further observations

You are reminded that following Article 16 of the ATD Regulation, the documents attached are subject to copyright protection.

Appeal/legal redress

You are entitled to make a confirmatory application requesting ECHA to review this position by writing to the Executive Director of ECHA (P.O Box 400, 00121 Helsinki, Finland or executive-director@echa.europa.eu). This needs to be done within 15 working days of receiving this letter.

The Executive Director will inform you of the result of the review within 15 working days from the registration of your subsequent request.

Yours sincerely,



Jukka Malm

Deputy Executive Director

Encl:

Attachment 1

- Non-confidential version of email invitation to RAC regular stakeholder observers (STO) including an invitation letter to RAC-39 (from RAC Secretariat to CEFIC and ECPA regular STO representatives) including non-confidential version of RAC-39_Invitation industry substance expert observers_ECPA (from RAC Secretariat to ECPA regular STO representative)(total 7 pages)

Attachment 2

- Non-confidential version of early notification of invitation to RAC-39, agenda item on glyphosate, from ECHA desk officer to ECHA regular STO (total 2 pages)

Attachment 3

- Non-confidential version of email Industry Substance expert observers for RAC-39, from ECHA STO representative to RAC Secretariat with attachments, excluding CV (total 3 pages)
- Non-confidential version of email exchange between ECHA STO representative and RAC Secretariat regarding ECHA Industry Substance expert observers for RAC 39_glyphosate (total 2 pages)

Attachment 4

- Non-confidential versions of emails from ECHA STO representatives to RAC Secretariat on Glyphosate presentation for RAC-39 (total 2 pages, final presentations published on ECHA website)