



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR HEALTH AND FOOD SAFETY

Directorate E – Food and Feed Safety, Innovation
E2 – Food processing technologies and novel foods

Brussels,
DG SANTE/E2/AT/aa

By registered letter with acknowledgment of receipt

Dear Ms Cingotti,

Subject: Your application for access to documents – Ref GestDem No 2017/5936

We refer to your e-mail dated 13 October 2017 in which you make a request for access to documents, registered on the same date under the above mentioned reference number.

You request access to a copy of documents containing the lists of participants to the meetings of the Working Group on Food Contact Materials of the Toxicological Safety section of the Standing Committee on Plants, Animals, Food and Feed, which took place on 30-31 January 2017 and on 4-5 May 2017.

We enclose a copy of the documents requested in, respectively, Annex 1 and 2.

The document to which you have requested access contains personal data.

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 Community 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.

¹ Official Journal L 8 of 12.1.2001, p. 1.

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

Ms Natacha Cingotti
Health and Environment Alliance (HEAL)
Boulevard Charlemagne 28
B-1000 Bruxelles

Advance copy by e-mail: ask+request-4711-857fc9ad@asktheeu.org

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 expunged from this personal data.

In case you would disagree with the assessment that the expunged data are personal data which can only be disclosed if such disclosure is legitimate under the rules of personal data protection, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, 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

Secretary-General

Transparency unit SG-B-4

BERL 5/282

B-1049 Bruxelles

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

Yours sincerely,



Frans Verstraete
Acting Head of Unit

Annexes:

1. Copy of the document of attendance to the meeting of 30 January 2017;
2. Copy of the document of attendance to the meeting of 4 May 2017.