



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR RESEARCH & INNOVATION

Directorate J - Common Support Centre
J.1 - Common Legal Support Service
The Head of Unit

Brussels

Peter Teffer
EUobserver
Rue Montoyer 18B
1000 Brussels
Belgium

Sent by email only:
ask+request-4974-
ae23bf79@asktheeu.org

Subject: Your application for access to documents – Ref GestDem No 2018/0639

Dear Mr Teffer,

I refer to your application dated 8 January 2018, registered on 30 January under the above mentioned reference number.

You requested access to *'All documents since 1 January 2016, including e-mails, presentations and minutes, with references to the meetings of the EU-US Energy Technology Working Group.'*

We identified five documents falling under the scope of your request (hereinafter 'the requested documents'), namely three email exchanges, one draft briefing and one draft agenda.

We are pleased to inform you that partial access can be granted to the requested documents, expunged from the information whose disclosure is prevented by Art 4(1)(b) of Regulation 1049/2001, namely the protection of privacy and the integrity of the individual.

The requested documents contain pictures, names, surnames, functions, work addresses, email addresses, CVs and other information on staff of the Commission and of external entities. This information clearly constitutes personal data in the meaning of Art 2(a) of Regulation (EC) 45/2001¹.

¹ 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 institutions and bodies

According to Art 8(b) of Regulation (EC) 45/2001, personal data shall only be transferred to recipients if they establish the necessity of having the data transferred and if there is no reason to assume that the data subjects' legitimate interests might be prejudiced. Those two conditions are cumulative.

In the present case, you have not put forward any arguments to substantiate a need to obtain these personal data. Furthermore, it cannot be assumed that such disclosure would not prejudice the legitimate rights of the concerned persons. Therefore, personal data have been withheld from the requested documents.

Nevertheless, in order to strike a fair balance between your right of access to documents and the right to personal data protection, access was granted to the names and functions of the staff in senior management positions at the Commission and to the names of the main representatives of the external entities.

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

In accordance with Art 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 upon receipt of this letter to the Secretary-General of the Commission at the following address:

European Commission

The Secretariat-General

Unit B.4, BERL 5/282

B-1049 Brussels

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

Yours sincerely,

Reinhard Schulte

Enclosure: Redacted email exchanges, draft briefing 3876/2017 and draft agenda

of the Community and on the free movement of such data (OJ L 8, 12.01.2001, p.1), hereinafter referred to as 'Regulation (EC) 45/2001'.