



Ms Luisa IZUZQUIZA
by e-mail only: ask+request-5004-0e902fbe@asktheeu.org

Brussels, 6 February 2018
CDC/ALS/mv D(2018) 0323 2018-0056
Please use edps@edps.europa.eu for all
correspondence

Subject: Your request for access to documents under Regulation (EC) 1049/2001

Dear Ms Izuzquiza,

The EDPS has received an access to document request from you under Regulation (EC) No 1049/2001, which was registered on 16 January 2018.

Your request concerns access to the travel expenses of the Supervisor of the EDPS between 1 January 2016 and 31 December 2016. For each trip, you request the following information:

- *Place of origin and destination, and the amount spent on travel or transportation;*
- *Exact dates and duration of the trip;*
- *Amount spent on accommodation;*
- *Amount spent on subsistence;*
- *Other information, such as possible miscellaneous costs.*

If the travel was by air taxi and a team of people were travelling, please also provide documents with details on the other travellers (at a minimum, names and job titles).

To meet your request we enclose with this letter the statements of expenses that summarise Mr Buttarelli's travel expenses for each trip undertaken in 2016. In total 32 trips took place, where 31 of these originated from Brussels and one of them from Rome. No air taxis were used. For 13 of these trips, the EDPS was represented in addition to Mr Buttarelli by the Assistant Supervisor, Wojciech Wiewiórowski and/or by one or more members of the management team or staff, details as follows:

DL-16-1288987: Accompanied by one staff member.

DL-16-1266869-C1: Accompanied by the Head of Supervision and Enforcement Maria Veronica Perez Asinari and two additional staff members.

DL-16-1252505: Accompanied by Assistant Supervisor Wojciech Wiewiórowski, Acting Director Leonardo Cervera Navas, the Head of Policy and Consultation Sophie Louveaux and one additional staff member.

DL-16-1224243: Accompanied by three staff members.

DL-16-1219774: Accompanied by two staff members.

DL-16-1219729: Accompanied by two staff members.

DL-16-1219376: Accompanied by two staff members.

DL-16-1206468: Accompanied by Assistant Supervisor Wojciech Wiewiórowski, the Head of IT Policy Achim Klabunde and two additional staff members.

DL-16-1193053: Accompanied by one staff member.

DL-16-1188549: Accompanied by one staff member.

DL-16-1184394: Accompanied by one staff member.

DL-16-1183897: Accompanied by the Head of Policy and Consultation Sophie Louveaux, the Head of Information and Communication Olivier Rossignol and one additional staff member.

DL-16-1167728: Accompanied by the Head of Policy and Consultation Sophie Louveaux and four additional staff members.

As noticed from the above, the EDPS has decided to disclose names of the EDPS staff members with the exception of names of staff below Head of Unit/Sector during 2016. This in line with our practice to balance the commitment of the EDPS to a proactive approach on transparency with the protection of staff members' privacy and personal data. The decision is based on Article 4(1)(b) of Regulation 1049/2001. According to this provision, access to a document is refused where disclosure would undermine the privacy and integrity of the individual, in particular in accordance with Community legislation regarding the protection of personal data, including Article 8 of Regulation 45/2001.

Accordingly, the names and phone numbers of the Commission staff members in charge of managing the missions have been redacted from the statement of expenses, also on the basis of Article 4(1)(b) of Regulation 1049/2001.

If you still request the withheld personal data please provide the EDPS with a legitimate justification or compelling argument to demonstrate the necessity for the personal data to be disclosed¹ (see below for information about the confirmatory application).

Pursuant to Article 7(2) of Regulation 1049/2001, you may make a confirmatory application asking the EDPS to reconsider his position as regards to the partial refusal of your request. Such a confirmatory application should be addressed, within 15 working days upon receipt of this letter, to the EDPS general e-mail address: edps@edps.europa.eu.

Yours sincerely,



Christian D'CUNHA
Head of Private Office

¹ This is due to Article 8(b) of Regulation 45/2001 in line with the Bavarian Lager ruling.