



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR MOBILITY AND TRANSPORT

Directorate B - Investment, Innovative & Sustainable Transport
The Director

Ref. Ares(2018)5183688 - 09/10/2018

Brussels,
MOVE.DDG1.B/HR

By registered letter with acknowledgment of receipt

Mr Pascoe Sabido
Corporate Europe Observatory Mundo B
Rue d'Edimbourg 26
1050 Bruxelles
Belgium

Advance copy by email :
ask+request-5881-21a780b2@asktheeu.org

Subject: Your application for access to documents – Ref GestDem No GESTDEM 2018/4605

Dear Mr Sabido,

I refer to your e-mail dated 28/08/2018, in which you make a request for access to documents, registered on 29/08/2018 under the above mentioned reference number, and to our letter registered on 19/09/2018 and your e-mail of 1/10/2018.

You requested access to documents containing the following information:

1. Minutes of all lobby meetings between DG MOVE and Natural Gas Vehicles Association (NGVA) Europe and/or NGV Global, Hydrogen Europe, FuelsEurope, Maritime LNG Platform, Bioenergy Europe (also known as the European Biomass Association or AEBIOM). This should include any meetings with lobbying consultants representing the aforementioned trade associations. The time period should be 1st January 2015 until today.
2. Any correspondence between DG MOVE and Natural Gas Vehicles Association (NGVA) Europe and/or NGV Global, Hydrogen Europe, FuelsEurope, Maritime LNG Platform, Bioenergy Europe (also known as the European Biomass Association or AEBIOM). The time period should be from 1st January 2015 until today. This should include but not be limited to correspondence related to the aforementioned meetings, as well as all other email and letter exchanges. It should also include all attachments and accompanying documents contained within the correspondence.

In my letter of 19/09/2018, I proposed the following fair solution in the meaning of Article 6(3) of Regulation (EC) No 1049/2001:

- the scope of your application should be limited to include documents dating from 2017 until the date of your request, as well as documents not linked to

administrative steps concerning contracts or contract-related correspondence unless you specify in which contract or reasonable number of contract(s) you are interested. In the same letter, we also informed you that in the absence of a reply within five working days, we will unilaterally restrict the scope of your application.

In your e-mail of 1/10/2018, you request to extend the research of documents to:

- all the previously requested documents dating from 2015 (not 2017) that are "not linked to administrative steps concerning contracts or contract-related correspondence" as you suggest.
- a list of all the other documents that are linked to administrative steps concerning contracts or contract-related correspondence, rather than having to produce the documents themselves and therefore avoiding having to consult third-parties.

Regarding the first point of your request, I would like to inform you that we have identified 20 documents that are enclosed:

1. E-mail correspondence with FuelsEurope of 05/02/2015 and its annex (Ref. Ares(2015)479870);
2. Letter of 03/06/2015 from João Aguiar Machado (Director-General, DG MOVE) to FuelsEurope (Ref. Ares(2015)2335789);
3. Letter of 18/01/2016 to NGVA (Ref. Ares(2016)249295);
4. Minutes of the meeting held on 12/09/2016 between Mr Hololei (Director-General of DG Mobility and Transport) and FuelsEurope (Ref. Ares(2016)5177973);
5. Minutes of the meeting held on 13/12/2016 between Commissioner Ms Violeta Bulc and NGVA (Ref. Ares(2016)6929400);
6. Letter of 31/01/2017 from Mr Ruijters (Director, Directorate Move.B) to FuelsEurope and other companies (Ref. Ares(2017)598481);
7. Flash report on a meeting held on 23/05/2017 between Mr Hololei (Director-General of DG Mobility and Transport) and FuelsEurope, including slides of the presentation given by FuelsEurope (Ref. Ares(2017)2634495);
8. E-mail correspondence with Hydrogen Europe of 10/08/2017 (Ref. Ares(2017)3987420);
9. Flash report on a meeting held on 05/09/2017 between Mr Hololei (Director-General of DG Mobility and Transport) and ACEA & industry coalition (Ref. Ares(2017)4345073);
10. Minutes of the meeting held on 01/12/2017 between Mr Hololei (Director-General of DG Mobility and Transport) and a representative of Hydrogen Europe (Ref. Ares(2017)5917376);
11. E-mail correspondence with a representative of Hydrogen Europe of 21/12/2017 (Ref. Ares(2017)6324556);
12. Flash report on a meeting held on 12/03/2018 between Mr Hololei (Director-General of DG Mobility and Transport) and representatives of Hydrogen Europe (Ref. Ares(2018)1387872);
13. Letter of 28/03/2018 from the European Coordinator to Hydrogen Europe and its two annexes (Ref. Ares(2018)1723539);
14. E-mail correspondence with a representative of NGVA of 11/05/2018 and its annex (Ref. Ares(2018)2478245);
15. E-mail correspondence with a representative of ACEA & industry of coalition of 19/06/2018 and its three annexes (Ref. Ares(2018)3240186);

16. Minutes of the meeting held on 27/06/2018 between Mr Ruijters (Director, Directorate Move.B) and FuelsEurope (Ref. Ares(2018)3440650);
17. Letter of 02/07/2018 from Mr Ruijters (Director, Directorate Move.B) to FuelsEurope and other companies (Ref. Ares(2017)3664830);
18. Minutes of the meeting held on 18/07/2018 between Ms Bakran (Deputy Director-General of DG Mobility and Transport) and a representative of NGVA (Ref. Ares(2018)3827607);
19. E-mail correspondence with a representative of NGVA of 23/07/2018 and its two annexes (Ref. Ares(2018)3895257);
20. E-mail correspondence with a representative of NGVA of 24/07/2018 (Ref. Ares(2018)3923584).

Regarding the second point of your request, DG MOVE does not have such a document.

Please note that, 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. Therefore, we are disclosing a version of the documents requested in which these personal data have been redacted.

In case you would disagree with the assessment that the redacted data are personal data which can only be disclosed if such disclosure is legitimate under the applicable rules on the protection of personal data, you are entitled, in accordance with Article 7(2) of Regulation 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 5/288
B-1049 Bruxelles

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

Yours faithfully,



Herald RUIJTERS

¹ Official Journal L 8 of 12.1.2001, p. 1

