



EUROPEAN COMMISSION

Secretariat-General

Directorate E - Single Market & Connectivity
SG.E.1 - Competitiveness, Innovation & Digital Europe

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SG/E.1/asr/isk

Mr Alexander Fanta
<https://netzpolitik.org/>
Schönhauser Allee 6-7,
10119 Berlin, Germany

Email-reply as per request:
[ask+request-6168-
98e382d8@asktheeu.org](mailto:ask+request-6168-98e382d8@asktheeu.org)

Subject: Your application for access to documents: Ref GestDem N° 2018/6618

Dear Mr Fanta,

We refer to your request for access to documents, registered on 11 December 2018 under the above-mentioned reference number.

Your e-mail requested access to documents, as follows:

[...]

Under the right of access to documents in the EU treaties, as developed in Regulation 1049/2001, I am requesting documents which contain the following information:

- minutes, correspondence and other documents relating to the meeting of Vivian Loonela with Huawei Technologies on September 22, 2017**
- minutes, correspondence and other documents relating to the meeting of Carl-Christian Buhr with Huawei Technologies on September 11, 2017**
- minutes, correspondence and other documents relating to the meeting of Vice-President Andrus Ansip with Huawei Technologies on June 6, 2017**

[...]

You have also been informed that your request has been re-attributed to two Directorates-Generals, and that the Secretariat-General will deal with the part that refers to Vice-President Andrus Ansip and Ms Vivian Loonela.

We have identified one document related to your request, for partial disclosure, as follows:

- Exchange of emails between Huawei and the Cabinet of Vice- President Ansip for organizing a meeting**
Ares(2017)2570129, 2 pages

You will find the document mentioned as attachment to this reply.

Part of 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 data.

When access is requested to documents containing personal data, Regulation (EC) No 45/2001 becomes fully applicable. 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.

We consider that, with the information available, the necessity of disclosing the aforementioned personal data to you has not been established and 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 without this personal data.

If you wish to receive these personal data, we invite you to provide us with arguments showing the need for having these personal data transferred to you and the absence of adverse effects to the legitimate rights of the persons whose personal data should be disclosed.

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 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-C1
BERL 5/282
B-1049 Bruxelles

or,

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

Yours faithfully,

[e-Signed]

Olivier Girard
Head of Unit