

13 MARS 2020

Brussels,
EPSO/05/RK/mr ARES (2020)s. 1706904

Mr Álvaro MERINO
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SPAIN
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**Subject: Your request for access to documents of 17/02/2020
GestDem 2020/1110**

Dear Mr Merino,

I refer to your message of 17 February 2020, registered in EPSO on the same day under the reference number GestDem 2020/1110, whereby you lodged a request for access to documents pursuant to Regulation (CE) No 1049/2001.

You request access to the following documents:

- *"documents which contain the following information:*
- *Estructure of the informatics tool 'i:stat', which stores the entirety of the statistical data concerning competitions and selections organised by the European Personnel Selection Office;*
- *Predefined search facilities of 'i:stat'."*

Having thoroughly examined your request, I regret to inform you that it cannot be granted, since EPSO holds no documents that would fit the criteria specified therein.

Analysis of your request

Regulation (CE) No 1049/2001 provides that any citizen of the Union, and any natural or legal person residing or having its registered office in a Member State, has a right of access to documents of the institutions, subject to the principles, conditions, and limits defined in the Regulation. According to Article 2(3), the Regulation "*shall apply to all documents held by an institution, that is to say, documents drawn up or received by it and in its possession*".

This means that the institutions are only required to provide access to existing documents that they possess.

However, EPSO is not in possession of any document describing the structure or predefined search functions of the 'i:stat' tool. Indeed, this tool has been designed as an intuitive and self-explanatory system, and no specific documentation of its structure or functions has been drawn up.

It follows that there exist no documents corresponding to your request, which, therefore, cannot be satisfied.

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In accordance with Article 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
Secretary-General
Transparency unit SG-B-4
BERL 5/327
B-1049 Bruxelles

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

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Sari Lehkonen', with a stylized, cursive script.

Sari LEHKONEN