



EUROPEAN COMMISSION

DIRECTORATE-GENERAL
TAXATION AND CUSTOMS UNION

The Acting Director General

Brussels,
Taxud E2/PK/SVDV – taxud.e.2(2020) 3475168

Mr Mathias Schindler
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Unter den Linden 50
DE - 11011 Berlin

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(by e-mail only)

Dear Mr Schindler,

Subject: Your application for access to documents – Ref GestDem No 2020/3439

We refer to your e-mail dated 5 June 2020 in which you make a request for access to documents, registered under the above-mentioned reference number.

You make a request for access to: *”each Access to Documents request from 2018 and 2019 that was refused registration because the requesting person did not provide a postal address”*.

We regret to inform you that DG Taxation and Customs Union does not hold refused requests that would correspond to the description given in your application. As such, we are not in a position to handle your request.

As specified in Article 2(3) of Regulation 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution. There is no obligation under the said Regulation to create new documents if they do not exist.

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
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/067
B-1049 Brussels

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

Yours faithfully,

Philip KERMODE