



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
CLIMATE ACTION
The Director-General

Brussels

Katarina Kertysova
European Leadership Network (ELN)
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Bratislava
Slovakia

Advance copy by email: ask+request-8468-6e452741@asktheeu.org

Subject: Your application for access to documents – Ref GestDem No 2020/5019

Dear Ms Kertysova,

We refer to your e-mail dated 19 August 2020 in which you make a request for access to documents, registered on 20 August 2020 under the above-mentioned reference number.

You submitted an application for access to documents which covers topics falling under the responsibility of different Commission services. In that regard, your request has been split into two separate requests, whereby each part is attributed to the respective Commission service under a separate Gestdem reference number. Each Directorate-General service provides its own, separate reply which relates only to part of the scope your application.

In particular, this reply covers the following scope: *“documents which contain the following information:*

- *Intensification Sino-European talks on climate change.*
- *The response of the United States in this regard”*

On 7 September 2020, Directorate-General for Climate Action (DG CLIMA) contacted you to inform you that the description given in your application does not enable us to identify concrete documents, which would correspond to your request. Consequently, we requested you more detailed information on the documents you request in accordance with Article 6(2) of Regulation (EC) No 1049/2001 regarding public access to documents. A reminder was sent on 23 September 2020.

As of the day this letter is sent out, DG CLIMA have not received any reply to this request for clarification. The reception of such a reply would have initiated the deadline of 15 working days for handling your application in accordance with the third paragraph of Article 2 of the detailed rules on the application of Regulation (EC) No 1049/2001.

Consequently we regret to inform you that DG CLIMA does not hold any documents that would correspond to the description given in your application.

As specified in Article 2(3) of Regulation (EC) No 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

Given that no such documents, corresponding to the description given in your application, are held by my service, the DG CLIMA is not in a position to fulfil your request.

However, I would like to invite you to consult the website of the DG CLIMA dedicated to EU-China energy relations, which provides has access to several documents

https://ec.europa.eu/clima/policies/international/cooperation/china_en

In accordance with Article 7(2) of Regulation (EC) No 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 Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Bruxelles

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

Yours sincerely,

(e-signed)

Mauro PETRICCIONE