



EUROPEAN COMMISSION  
SECRETARIAT-GENERAL

Directorate A - Strategy, Better Regulation & Corporate Governance  
SG.A.2 - Evaluation & Impact Assessment, Regulatory Scrutiny Board Secretariat

Brussels  
SG.A.2/AF

**Subject: Your request under Regulation (EC) No 1049/2001<sup>1</sup> regarding public access to European Parliament, Council and Commission documents– Ref GestDem 2021/2236**

Dear Mr Diogo,

We refer to your message dated 20/03/2021 in which you make a request for access to documents concerning all documents - including but not limited to minutes, (hand-written) notes, audio recordings, verbatim reports, operational conclusions, lines to take, briefings, e-mails, and presentations - related to all meetings between member of the Commission and representatives of Business Europe from July 2020 to the present,.

This reply **concerns only** the meeting between Vice-President Šefčovič and social partners, including Business Europe, which took place on 7/10/2020<sup>2</sup>.

We have identified the following documents as being concerned by your application:

1. Invitation letter (Ares(2020)5891672)
2. Table of content (Ares(2021)2994270)
3. Speaking points social partners (Ares(2021)2994270)
4. Steering briefing (Ares(2021)2994270)
5. Commission work programme (Ares(2021)2994270)
6. Foresight (Ares(2021)2994270)
7. Better regulation (Ares(2021)2994270)
8. List of participants (Ares(2021)2994270)
9. Letter of 2 March 2020 Ares(2020)1307870

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<sup>1</sup> OJ L145, 31.05.2001, page 43.

<sup>2</sup> Please note that the meeting finally took place on 7/10/2020, even though the briefing material refers to 6/10/2020

We enclose the requested documents. However, a complete disclosure of documents 4 to 9 is prevented by the exception concerning the protection of privacy and the integrity of the individual outlined in Article 4(1)(b) of Regulation (EC) No 1049/2001, because it contains the names of Commission staff members not pertaining to senior management, staff of the cabinet of Vice President Šefčovič that are not Members and private data of outside individuals.

Article 9(1)(b) of the Data Protection Regulation does not allow the transmission of these personal data, except if you prove that it is necessary to have the data transmitted to you for a specific purpose in the public interest and where there is no reason to assume that the legitimate interests of the data subject might be prejudiced. In your request, you do not express any particular interest to have access to these personal data nor do you put forward arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

Consequently, I conclude that, pursuant to Article 4(1)(b) of Regulation (EC) No 1049/2001, access cannot be granted to the personal data contained in the requested documents, as the need to obtain access thereto for a purpose in the public interest has not been substantiated and there is no reason to think that the legitimate interests of the individuals concerned would not be prejudiced by disclosure of the personal data concerned.

You may reuse the documents disclosed free of charge and for non-commercial and commercial purposes provided that the source is acknowledged and that you do not distort the original meaning or message of the documents. Please note that the Commission does not assume liability stemming from the reuse.

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, Document Management & Access to Documents (SG.C.1)  
BERL 7/076  
B-1049 Brussels

or by email to: [sg-acc-doc@ec.europa.eu](mailto:sg-acc-doc@ec.europa.eu)

Yours sincerely

Antonina CIPOLLONE