



## EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

Directorate I. Legal, institutional and procedural matters

**I.3. Enforcement of legislation, Relations with the European Ombudsman and Access to documents**

Brussels

AGRI.DDG3.I.3/KVK/RW D(2021)4851054

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Dear Sir ,

**Subject: Your application for access to documents – GESTDEM 2021/4093**

We refer to your e-mail of 18/06/2021 in which you make a request for access to documents, registered on 21/06/2021 under the above-mentioned reference number.

You request access to: *All documents—including but not limited to correspondence (including email and letters) containing substantive discussion relevant to the meeting topic, attendance lists, agendas, background papers, transcripts, recordings, minutes, notes, and meeting conclusions—relating to the meetings listed below:*

*1. Video conference between Fédération Européenne des Fabricants d'Aliments Composés (FEFAC) and Jorge Pinto Antunes and Catherine GeslainLanéelle, Cabinet members of Janusz Wojciechowski Agriculture on 22/04/2020 to discuss responsible sourcing of commodities aimed at avoiding deforestation or other adverse environmental and climate change impacts;*

*2. Meeting between Comité du commerce des céréales, aliments du bétail, oléagineux, huile d'olive, huiles et graisses et agrofournitures de l'U.E. (COCERAL) and Jorge Pinto Antunes and Catherine Geslain- Lanéelle, Cabinet members of Janusz Wojciechowski on 22/04/2020 to discuss responsible sourcing of commodities aimed at avoiding deforestation or other adverse environmental and climate change impacts; and*

*3. Meeting between The EU Vegetable Oil and Proteinmeal Industry (FEDIOL) and Catherine Geslain- Lanéelle and Jorge Pinto Antunes, Cabinet members of Janusz Wojciechowski on 22/04/2020 to discuss responsible sourcing of commodities aimed at avoiding deforestation or other adverse environmental and climate change impacts.*

Your application concerns the following documents:

**LIST OF DOCUMENTS IDENTIFIED BY THE Cabinet of Commissioner  
Wojciechowski FOR THE REQUEST OF ACCESS TO DOCUMENTS No  
GESTDEM 2021/4093**

<i>No</i>	<i>Title/kind (email, note) of document</i>	<i>Author of the document</i>	<i>Ares no and date of the document</i>	<i>AGRI decision</i>	<i>Comment or justification in case of refusal</i>
<b>1</b>	e-mail	FEDIOL	ARES(2020)17379 54/24.03.2020	Give access	Personal data redacted
<b>2</b>	e-mail	FEDIOL	ARES(2021)35375 03/28.05.2021	Give access	Personal data redacted
<b>2a</b>	Presentation	FEDIOL	ARES(2021)35375 03/28.05.2021	Give access	

With regard to the documents number 1 and 2 listed above, a complete disclosure of the identified documents 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 they contain the following personal data:

- the names/initials and contact information of Commission staff members not pertaining to the senior management;
- the names/initials and contact details of other natural persons;
- handwritten signatures/abbreviated signatures of natural persons;

In your application, you indicate that your address is in England. Transfers of personal data from the Commission to countries that are not members of the European Economic Area (EEA), or to international organisations are regulated under Chapter V of the Data Protection Regulation<sup>1</sup>.

According to Article 47(1) of this Regulation, a transfer of personal data to a third country or an international organisation may take place where the Commission has decided that the third country, a territory or one or more specified sectors within that country, or the international organisation in question ensures an adequate level of protection and where the personal data are transferred solely to allow tasks within the competence of the controller to be carried out.

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 put

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<sup>1</sup> Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39.

forward any 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.

Please note that documents originating from third parties are disclosed to you based on Regulation (EC) No 1049/2001. However, this disclosure is without prejudice to the rules on intellectual property, which may limit your right to reproduce or exploit the released documents without the agreement of the originator, who may hold an intellectual property right on them. The European Commission does not assume any responsibility from their reuse.

In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, to submit 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

Unit C.1. 'Transparency, Document Management and Access to Documents'

BERL 7/076

B-1049 Brussels, or by email to: [sg-acc-doc@ec.europa.eu](mailto:sg-acc-doc@ec.europa.eu)

Yours faithfully,

Karl von Kempis  
Head of Unit

Enclosure: two documents with annex