



Council of the European Union

General Secretariat

Directorate-General Communication and Information - COMM

Directorate Information and Outreach

Information Services Unit / Transparency

Head of Unit

Brussels, 10 March 2022

Mr Farhan Latif

Email: ask+request-10643-1337e972@asktheeu.org

Ref. 22/0151-ADD-em/ns

Request made on: 27.01.2022

Dear Mr Latif,

Following my letter of 16 February 2022, we discovered an omission in our reply.

It appears that we have handled only the part of your request related to the Digital Markets Act proposal, whereas you have also requested documents related to the Digital Services Act proposal. We apologize for this oversight. You will find below our reply regarding the Digital Services Act proposal.

Please note that standard documents related to the Digital Services Act proposal (legislative file 2020/0361 COD) can be downloaded directly from the public register of Council documents: please follow this [link](#).

We have identified the following working documents as corresponding to your request:

1	WK 13558 2021	10/11/2021	Digital Services Act: Danish amendment to articles 5 and 7 – establishing liability for products sold on online marketplaces
2	WK 12543 2021	20/10/2021	Digital Services Act: EE comments on Chapters IV and V
3	WK 12468 2021	19/10/2021	Digital Services Act: NL comments on the 2nd compromise text
4	WK 12385 2021	18/10/2021	Digital Services Act: Proposal of Latvia on the enhancement of powers of Digital Services Coordinators and collective actions (Art.41(3) and Art.65)
5	WK 12388 2021	18/10/2021	Digital Services Act: DK comments on Chapters IV and V

6	WK 12407 2021	18/10/2021	Digital Services Act: DK comments to the Presidency compromise text on Chapters I and II including their respective Recitals (1) - (33a).
7	WK 12311 2021	15/10/2021	Digital Services Act: EE comments on articles 2, 4, 24a-37, and corresponding recitals
8	WK 12332 2021	15/10/2021	Digital Services Act (DSA) – NL Delegation: Addressing the issue of abuse of hosting for manifestly criminal offences
9	WK 12088 2021	12/10/2021	Digital Services Act: EE comments on articles 1-24 and recitals 1-52
10	WK 11970 2021	8/10/2021	Digital Services Act: Written Comments from Spain on the 2nd compromise text of the Proposal
11	WK 11822 2021	6/10/2021	Digital Services Act: Proposal of Latvia on the enhancement of powers of Digital Services Coordinators and collective actions (Art.41(3) and Art.65)
12	WK 11167 2021	22/09/2021	Digital Services Act: DK comments on compromise text, Articles 10-24
13	WK 11144 2021 REV 1	28/09/2021	Joint Non-Paper of Croatia, Czech Republic, Estonia, Finland, Ireland, Latvia, Lithuania, Luxembourg, Slovakia, Sweden and Romania on the Effective supervision under the Digital Services Act
14	WK 11144 2021 REV 2	28/09/2021	Joint Non-Paper of Croatia, Czech Republic, Estonia, Finland, Malta, Ireland, Latvia, Lithuania, Luxembourg, Romania, Slovakia and Sweden on the Effective supervision under the Digital Services Act
15	WK 11144 2021	22/09/2021	Joint Non-Paper of Croatia, Czech Republic, Estonia, Finland, Ireland, Latvia, Lithuania, Luxembourg, Slovakia and Sweden on the Effective supervision under the Digital Services Act
16	WK 10800 2021	15/09/2021	Digital Services Act: NL proposal: Addressing the issue of abuse of hosting for manifestly criminal offences
17	WK 10503 2021	8/09/2021	Digital Services Act: DK comments on compromise text on Chapters I and III - ST 9288/21
18	WK 10220 2021	1/09/2021	Digital Services Act: PL working paper - How to enforce consumer rights in DSA proposal
19	WK 10223 2021	1/09/2021	Digital Services Act: PL written comments on compromise text of Digital Services Act - ST 9288/1/21 REV 1
20	WK 9433 2021	14/07/2021	Digital Services Act: MT Comments on the Presidency Compromise Text
21	WK 9435 2021	14/07/2021	Digital Services Act: DK Comments regarding articles 2-9, 39-40 with Recitals
22	WK 9436 2021	14/07/2021	Digital Services Act: DK Comments regarding articles 10-12, 30-38, 41-44, 47-49 with Recitals
23	WK 9437 2021	14/07/2021	Digital Services Act: DK Comments regarding

			articles 47-49, 52-74 with Recitals
24	WK 9438 2021	14/07/2021	Digital Services Act: ES proposal: protection of minors
25	WK 9006 2021	6/07/2021	Digital Services Act: DE comments on the key issues of the first compromise text
26	WK 8661 2021	30/06/2021	Digital Services Act: DK Comments on compromise text: articles 1, 13-20, 23, 24a, 24b, 24c and the corresponding recitals
27	WK 8662 2021	30/06/2021	Digital Services Act: DK Comments on compromise text: articles 8-9, 25, 29, 39(3), 40, 45-46, 50-57 and the corresponding recitals
28	WK 8664 2021	30/06/2021	Digital Services Act: ES Comments on compromise text: Chapter II, IV and V
29	WK 8700 2021	30/06/2021	Digital Services Act: NL Comments on Compromise Text
30	WK 8393 2021	23/06/2021	DEU – Specific comments on Articles 8 and 9 and recitals 29 - 32
31	WK 8158 2021	18/06/2021	Safeguarding freedom of speech online – a joint non-paper on the DSA by Sweden, Ireland and Finland
32	WK 7191 2021 REV 3	11/06/2021	Digital Services Act: Consolidated comments on Chapters 4 + 5 and respective recitals
33	WK 7638 2021	9/06/2021	DEU – Drafting proposal for an additional provision to ensure the protection of plurality of the media
34	WK 7191 2021 REV 2	8/06/2021	Digital Services Act: Consolidated comments on Chapters 4 + 5 and respective recitals
35	WK 7191 2021 REV 1	7/06/2021	Digital Services Act: Consolidated comments on Chapters 4 + 5 and respective recitals
36	WK 7191 2021	1/06/2021	Digital Services Act: Consolidated comments on Chapters 4 + 5 and respective recitals
37	WK 6794 2021 REV 1	25/05/2021	Digital Services Act: Replies to MS Questions on Chapters IV and V
38	WK 6794 2021	21/05/2021	Digital Services Act: Replies to MS Questions on Chapters IV and V
39	WK 5155 2021 REV 2	18/05/2021	Digital Services Act: Consolidated comments on Chapter 3 and respective recitals
40	WK 5155 2021 REV 1	23/04/2021	Digital Services Act: Consolidated comments on Chapter 3 and respective recitals
41	WK 5285 2021	20/04/2021	NATO Strategic Communications Centre of Excellence - On Article 31 of the Digital Services Act
42	WK 5155 2021	16/04/2021	Digital Services Act: Consolidated comments on Chapter 3 and respective recitals
43	WK 4265 2021	26/03/2021	Digital Services Act: MS questions on Chapter III
44	WK 2574 2021 REV 3	24/03/2021	Digital Services Act: Consolidated comments on Chapters 1 + 2 and respective recitals
45	WK 2574 2021 REV 2	8/03/2021	Digital Services Act: Consolidated comments on Chapters 1 + 2 and respective recitals

46	WK 2574 2021 REV 1	3/03/2021	Digital Services Act: Consolidated comments on Chapters 1 + 2 and respective recitals
47	WK 2574 2021	23/02/2021	Digital Services Act: Consolidated comments on Chapters 1 + 2 and respective recitals
48	WK 2289 2021	17/02/2021	Digital Services Act: Presidency Selection of questions sent by Member-States on Chapter I and II
49	WK 1906 2021	10/02/2021	Questions from AT delegation: Digital Services Act - Chapters I and II
50	WK 1705 2021	5/02/2021	Questions from HR delegation: Digital Services Act - Chapters I and II
51	WK 1622 2021	4/02/2021	Questions from LV delegation: Digital Services Act - Chapters I and II
52	WK 1567 2021	3/02/2021	Questions from DK delegation: Digital Services Act - Chapters I and II
53	WK 1494 2021	2/02/2021	Questions from RO delegation: Digital Services Act - Chapters I and II
54	WK 1427 2021	1/02/2021	Questions from FR delegation: Digital Services Act - Chapters I and II
55	WK 1428 2021	1/02/2021	Questions from DE delegation: Digital Services Act - Chapters I and II
56	WK 1429 2021	1/02/2021	Questions from BE delegation: Digital Services Act - Chapters I and II
57	WK 1430 2021	1/02/2021	Questions from LU delegation: Digital Services Act - Chapters I and II
58	WK 1432 2021	1/02/2021	Questions from IE delegation: Digital Services Act - Chapters I and II
59	WK 1436 2021	1/02/2021	Questions from IT delegation: Digital Services Act - Chapters I and II
60	WK 1448 2021	1/02/2021	Questions from MT delegation: Digital Services Act - Chapters I and II

You can download the documents by using the following link: <https://we.tl/t-Mi7nXdly62>

Please note that document **WK 5285/21** contains personal data of identified individuals. The data protection rules at EU level ¹ provide that when personal data collected is to be used for a different purpose, including disclosure to the public, a balance needs to be established between the public interest in having access to such data and the legitimate right of individuals to protect their personal data.²

¹ Regulation (EU) No 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 (OJ L 295 21.11.2018, p. 39).

² Article 9 of Regulation (EU) No 2018/1725.

After carefully considering all the principles related to this request, on balance, the General Secretariat has concluded that disclosure of the personal data contained in the document would undermine the protection of privacy and the integrity of the identified individuals. Consequently, the General Secretariat has to refuse access to this data.³

Yours sincerely,

Fernando FLORINDO

³ Article 4(1)(b) of Regulation (EC) No 1049/2001.