



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

Directorate D - Twin Transition, Economic & Social Affairs
SG.D.1 - Digital Transition, Industry & Single Market

Brussels
SG.D.1/JW/AM

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Belén Balanyá
Corporate Europe Observatory

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Dear Sir, Madam,

Subject: Your application for access to documents – GESTDEM 2022/1015

We refer to your e-mail of 23 March 2022 in which you make a request for access to documents, registered on 24 March 2022 under the above-mentioned reference number.

You request access to the “*minutes of the meeting between President von der Leyen and the Chairman of the ERT held on 5 March 2022*”. You clarified later that in fact you meant the meeting of 15 March, listed on the website of President Von der Leyen. On 17 May 2022, you filed a confirmatory application regarding this request because you had not received a reply.

Your application concerns the following document:

- “President von der Leyen’s meeting with the Chairman of ERT”, 15 March 2022, reference Ares(2022)3836686.

With regard to this document 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 and contact details of other natural persons.

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 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.

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

Yours faithfully,

Electronically signed

Olivier GIRARD
Head of Unit