



EUROPEAN COMMISSION  
DIRECTORATE-GENERAL FOR ENERGY

The Director-General

Brussels, 22/06/2023  
MP ener.a.1(2023)6342831

Ms Paula Castro  
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**Subject: Your application for access to documents – ATD 2022/2388 - integration**

Dear Ms Castro,

We refer to your e-mail of 27 April 2022 in which you make a request for access to documents, registered on 27 April 2022 under the above-mentioned reference number.

You request access to *all documentation, including but not limited to attendance lists, agendas, background papers, minutes/notes and email correspondence about or summarising, the following meetings between:*

1. *SnamS.p.A.(Snam) EniS.p.A. and Director-General Ditte Juul Jorgensen on 16/03/2022*
2. *Enagás S.A. and Cabinet members of Commissioner Kadri Simson on 25/03/2022*
3. *Shell Companies(Shell) and Cabinet members of Commissioner Kadri Simson on 04/03/2022*
4. *Shell Companies(Shell) and Cabinet members of Commissioner Kadri Simson on 17/03/2022*
5. *ENEL SpA and Cabinet members of Commissioner Kadri Simson on 22/03/2022*

You have already received a first initial reply on 22 December 2022 that we can now complement with the contribution received from the Cabinet.

Your application concerns these additional documents:

<b>Nr</b>	<b>Stakeholder</b>	<b>Ares</b>	<b>Date</b>	<b>Title</b>
1	Shell	Ares(2023)2946252	36/04/2023	MINUTES - SG call with Shell - 04/03/2022
2	Shell	Ares(2023)541156	03/03/2022	MEETING REQUEST [SG] 17-18/03/2023 Brussels BE with Shell
3	Shell	Ares(2023)2944856	36/04/2023	MINUTES - Meeting SG-TMU 17/03/2022 - Shell
4	ENEL SpA	Ares(2023)1849903	21/03/2022	Re: Price Cap - Counter arguments and Defence points
5	ENEL SpA	Ares(2023)1849903	21/03/2022	2022_03_15_European Natural Gas Market - Brussels views v.2
6	ENEL SpA	Ares(2023)3454380	23/03/2022	MINUTES: Meeting SG-ENEL - 22/03/2022
7	Enagás	Ares(2022)1751107	09/03/2022	Letter from newly appointed Enagás CEO Arturo Gonzalo
8	Enagás	Ares(2022)1751107	09/03/2022	20220309. European Commission, Kadri Simson
9	Enagás	Ares(2022)5347533	25/03/2022	Minutes of the informal meeting 25/03/2022 between Tatiana Marquez Uriarte and Enagas representative in Brussels

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I have come to the conclusion that documents n. 1-4 and 6-9 listed above may be partially disclosed.

In fact, 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.

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 n. 1-4 and 6-9, 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.

Access is granted to minutes of meetings with external parties. These documents were drawn up for internal use under the responsibility of the relevant service. They solely reflect the service's interpretation of the interventions made and do not set out any official position of the third parties to which the documents refer. They do not reflect the position of the Commission and cannot be quoted as such.

With reference to document n.1, please note that Shell's decision on a phased withdrawal from Russian hydrocarbons in line with government guidance and to exit the downstream business in Russia was communicated to Stefano Grassi at a later date, further to a decision by the board of Shell on 8 March. Therefore, the sentence *explained that Shell would stop any involvement with investment in Russian hydrocarbons, from oil to gas and LNG, in a phased manner. It would also shut down operations in Russia, for service stations or aviation fuels* refers to a separate conversation further to the decision of Shell's board on 8 March.

Moreover, in the same document part of the second paragraph has been redacted since disclosure of the redacted part would undermine the protection of commercial interests of a natural or legal person and is therefore prevented by the exception laid down in Article 4(2), first indent, of Regulation (EC) No 1049/2001. According to Shell, which has been consulted on the disclosure of the minutes, the redacted part contains commercially sensitive business information, also in view of the fact that it does not correctly reflect the position of Shell.

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 to the Secretariat-General of the Commission within 15 working days upon receipt of this letter. You can submit it in one of the following ways:

**by asking for a review via your portal<sup>1</sup> account** (available only for initial requests submitted via the portal account),

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<sup>1</sup> <https://www.ec.europa.eu/transparency/documents-request>

**or by mail:**

European Commission  
Secretariat-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,

Ditte Juul Jørgensen