

From: SG ACCES DOCUMENTS
Sent: 22 April 2014 10:46
To: [REDACTED]
Subject: RE: Access to Documents request

Dear [REDACTED],

The European Commission has to notify its replies to access to document requests in a way that provides for legal certainty as regards the receipt of the reply by the applicant under Regulation 1049/2001. Replies triggering the possibility for administrative or judicial redress will therefore be transmitted via registered mail with acknowledgement of receipt. This requires an indication of a valid postal address by the applicant.

Moreover, the indication of a postal address is also needed for the correct application of certain other legal aspects (in particular, the scope of possible redress, data protection rules, protection against theft of identity or the use of false identities).

Where applicants have also indicated an email address, replies by the Commission will be sent as advanced copy by email in order to ensure that the applicant is informed without delay. Copies of the documents to which access has been granted will usually also be sent by email.

Best regards,

[REDACTED]
Access to Documents



European Commission
Secretariat General
Unit SG.B4 – Transparency

From: [REDACTED]
Sent: Tuesday, April 22, 2014 10:22 AM
To: SG ACCES DOCUMENTS
Subject: Re: Access to Documents request

Dear ACCESS TO DOCUMENTS TEAM

Please can you tell me:

1. what is the Data Protection lawful purpose for which you require my postal address (I would like electronic fulfilment by email)?
2. what regulation (URL and section) requires you to know my postal address?
3. if I do provide my postal address, can you give a categorical guarantee that under no circumstances can it be released pursuant from another Access to Documents request by another party?

4. if it is not possible to give a categorical guarantee (because e.g. the relevant test in DP law is a balance of interests), then please tell me whether you offer me monetary compensation for the non-material privacy harms entailed, if you are subsequently required to divulge my address
5. My identity is manifestly known to you, therefore requiring a postal address for no functional purpose, is neither necessary nor proportionate, and moreover may deter requests from those who value their privacy, thus interfering without justification with Charter Rights 7,8,11,42 (and potentially 41 & 54) and is thereby unlawful

rapid reply appreciated

kind regards

[REDACTED]

On 22/04/14 09:31, Sg-Acc-Doc@ec.europa.eu wrote:

Thank you for your request for access to documents.
Unfortunately you have
not indicated your postal address that is required for
registering and
handling your request in line with the procedural
requirements. Please
send us your full postal address at your earliest
convenience. Pending
your reply, we reserve the right to refuse the registration
of your
request.

You may, of course, use directly the electronic form for
entering your
request:

<http://ec.europa.eu/transparency/regdoc/index.cfm?fuseaction=fmb&language=en>

ACCESS TO DOCUMENTS TEAM

European Commission
Secretariat General
Unit SG.B4 - Transparency

-----Original Message-----

From: [REDACTED]

[REDACTED]

Sent: Thursday, April 17, 2014 10:16 AM

To: SG ACCES DOCUMENTS

Subject: Access to Documents request

Message from [REDACTED] [REDACTED] [REDACTED] from country.UK (?)
This is an Access to Documents request under REGULATION (EC)
No 1049/2001

Please would you provide me with:

1) an inventory of all documents pertaining to the Commission conception and approval, from earliest stages, of the FP7 A4Cloud project ref: 317550 (http://cordis.europa.eu/projects/rcn/106028_en.html), including emails and correspondence with private parties and other DGs. The inventory should describe the subject matter and number of pages of each document.

The published preparatory materials for the project do not include the statement which now appears on the A4Cloud website (<http://www.a4cloud.eu/scope>)

"Government surveillance, including government acquisition of data from cloud service providers, is outside the scope of this project, except where it relates specifically to a data protection law accountability mechanism"

2) when did the Commission become aware of this restriction of scope, and in which document does this first appear?

3) Any documents (including emails and correspondence) discussing whether Government surveillance is or is not in scope, and the Commission's understanding of the formulation "except where it relates specifically to a data protection law accountability mechanism".

4) Documents which list the EU official and Expert assessors of the proposal, and their evaluation reports

regards

[REDACTED] [REDACTED]