

Carlos Montalvo
Executive Director



To Tamas SZERB
(Sent by email)

EIOPA-15/011
09 January 2015

**Subject: Reply to your confirmatory request of 09/12/2014 - ATD
10/2014**

Dear M. Tamas SZERB,

Thank you for your email dated 09 December 2014, registered on 12 December 2014, in which you make a confirmatory application in accordance with Article 7(2) of Regulation (EC) No 1049/2001 regarding public access to documents.

SCOPE OF YOUR REQUEST

In your initial application of 13 November 2014, you sought disclosure of document(s) which contain the following information:

"1) Please provide how can my Hungarian obligatory pension fund can be transferred to another EU member bank abroad?"

2) how can my Hungarian voluntary pension fund can be transferred to another EU member bank abroad?"

EIOPA Access to Documents Coordinator replied on 28 November 2014 that one document has been identified as falling into the scope of your request. It was a document originating from the Central Bank of Hungary: *"Survey of national rules with respect to transfers"*. On the same occasion, you were provided full access to the document after consultation of the Central Bank of Hungary.

In your confirmatory application you ask for a review of this position stating that you have *"requested a simple question (..) how to transfer my pensions abroad in the EU, and got no valid response"*.

EXAMINATION AND CONCLUSIONS UNDER REGULATION 1049/2001

Having carried out an assessment of your request in light of the provisions of Regulation 1049/2001, I regret to inform you that the reply of our Access to Documents Coordinator has to be confirmed since all the documents in our

possession that contain information related to transfer of pension funds in Hungary have been disclosed to you.

I take this opportunity to remind you that Regulation (EC) No 1049/2001 relates to access to existing documents and not to information.

In case you do not find the information you are looking for in the document already disclosed to you, I would advise you to revert to your **employer/pension scheme provider**, and/or your National Competent Authority i.e. **Central Bank of Hungary** (https://felugyelet.mnb.hu/en/customer_service/complaints/process_of_complaints_management).

The information disclosed to you is of a general nature only and is not intended to address the specific circumstances of any particular individual or entity. It is not necessarily comprehensive, complete, accurate or up to date, and does not constitute professional or legal advice.

MEANS OF REDRESS

Finally, I draw your attention to the means of redress available against this decision. You may, under the conditions of Article 263 TFEU, bring proceedings before the General Court or, under the conditions of Article 228 TFEU, file a complaint with the European Ombudsman.

Yours faithfully,

