



EUROPEAN COMMISSION
European Political Strategy Centre

Head of the EPSC

Brussels,

By registered letter with acknowledgment of receipt

Mrs. Vicky Cann
CEO
Rue d'Edimbourg 26
1050 Brussels

Advance copy by email : ask+request-2568-a0d13964@asktheeu.org

Dear Ms. Cann,

Subject: Your application for access to documents – Ref GestDem No 2016/676

We refer to your e-mail dated 12/02/2016 in which you make a request for access to documents, registered on 12/02/2016 under the above mentioned reference number, as well as our correspondence requesting clarifications, dated 23/02/2016 and the holding reply dated 14/03/2016.

We enclose a copy of the documents requested. You may reuse the documents requested free of charge for non-commercial and commercial purposes provided that the source is acknowledged, that you do not distort the original meaning or message of the documents. Please note that the Commission does not assume liability stemming from the reuse. Please also note that some documents were received by the Commission from Bruegel, Centre for European Policy Studies and Friends of Europe. It is disclosed for information only. It does not reflect the position of the Commission and cannot be quoted as such.

In addition, we draw your attention to the fact that, in line with Commission rules, all meeting held between the President of the Commission, as well as the members of his Cabinet, and organizations (including think tanks) are published of the Europa website¹.

¹ President's list of meetings:

<http://ec.europa.eu/transparencyinitiative/meetings/meeting.do?host=829436d0-1850-424f-aebe-6dd76c793be2>

Members of Cabinet's list of meetings:

<http://ec.europa.eu/transparencyinitiative/meetings/meeting.do?host=91b45ce8-2ff0-4e67-b5b5-b42151217f13>

The same applies to the Director-General of EPSC², as any other Director-General of the Commission.

Some of the documents to which you have requested access contain personal data. Pursuant to Article 4(1) (b) of Regulation (EC) No 1049/2001, access to a document has to be refused if its disclosure would undermine the protection of privacy and the integrity of the individual, in particular in accordance with Community legislation regarding the protection of personal data. The applicable legislation in this field is Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data³.

When access is requested to documents containing personal data, Regulation (EC) No 45/2001 becomes fully applicable⁴. According to Article 8(b) of this Regulation, personal data shall only be transferred to recipients if they establish the necessity of having the data transferred to them and if there is no reason to assume that the legitimate rights of the persons concerned might be prejudiced.

We consider that, with the information available, the necessity of disclosing the aforementioned personal data to you has not been established and that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the persons concerned. Therefore, we are disclosing the documents requested expunged from this personal data.

If you wish to receive these personal data, we invite you to provide us with arguments showing the need for having these personal data transferred to you and the absence of adverse effects to the legitimate rights of the persons whose personal data should be disclosed.

In case you would disagree with the assessment that the expunged data are personal data which can only be disclosed if such disclosure is legitimate under the rules of personal data protection, you are entitled, in accordance with Article 7(2) of Regulation 1049/2001, to make a confirmatory application requesting the Commission to review this position.

² <http://ec.europa.eu/transparencyinitiative/meetings/meeting.do?host=0d0d638f-322e-44fc-8c9c-875438c4a719>

³ Official Journal L 8 of 12.1.2001, p. 1

⁴ Judgment of the Court of Justice of the EU of 29 June 2010 in case 28/08 P, Commission/The Bavarian Lager Co. Ltd, ECR 2010 I-06055.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the Secretary-General of the Commission at the following address:

European Commission
Secretary-General
Transparency unit SG-B-4
BERL 5/282
B-1049 Bruxelles

or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,



Ann METTLER

Annexes:

- Bruegel: chapter on climate policy from the book *EU to DO 2015-2019. Memos to the new EU leadership*, sent to Telmo Baltazar in the framework of the meeting of 03/12/2014
- Bruegel: policy brief "Elements of Europe's Energy Union", sent to Telmo Baltazar in the framework of the meeting of 03/12/2014
- Bruegel: Presentation "Elements of Europe's Energy Union", sent to Telmo Baltazar in the framework of the meeting of 03/12/2014
- CEPS: Request of a meeting with president Juncker to present the initiative "High level group on Energy Infrastructure in Europe"
- CEPS: reply from Cabinet Juncker regarding the above-mentioned meeting request
- Friends of Europe: invitation to conference "Towards a sustainable future for the next generation"
- Friends of Europe: invitation to speak at the conference on "geopolitics of energy"
- Friends of Europe: internal email regarding the conference on "geopolitics of energy"
- Friends of Europe: reply from Cabinet to invitation to conference on "geopolitics of energy"
- Friends of Europe: EPSC note to the file "Meeting with Friends of Europe 26/05/2015"