



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Consumer, Environmental and Health Technologies
REACH

Brussels **25 AVR. 2016**
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Ms Rachel Tansey
on behalf of Corporate Europe
Observatory (CEO)
26, rue d'Edimbourg
BE – 1050 Brussels

Advance copy by email:
ask+request-2676-
4e66ca81@asktheeu.org

By registered letter with acknowledgment of receipt

Subject: Your application for access to documents – Ref GestDem No 2016/1232

Dear Ms Tansey,

We refer to your e-mail dated 09/03/2016 in which you make a request for access to documents, registered on 09/03/2016 under the above mentioned reference number.

Your application concerns the following document/documents:

"- a list of all meetings attended by DG Grow officials with, or organised by, the European Risk Forum (ERF), since January 2014.

- all correspondence (including emails), as well as notes, minutes or any other reports of meetings, between DG Grow officials and representatives of the European Risk Forum (ERF) or concerning meetings organised by ERF, since January 2014.

If you require a narrower scope for this request, please consider only meetings and correspondence on the subjects of TTIP, regulatory cooperation or regulatory convergence, the precautionary principle or the "innovation principle".

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, we have come to the conclusion that they may be partially disclosed. Please find these documents attached to this letter.

The parts of the documents which contain personal data, in particular: names, functions and contact details of Commission staff and stakeholders' representatives, cannot be disclosed. This is 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 European Union

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 data¹. When access is requested to documents containing personal data, Regulation (EC) No 45/2001 becomes fully applicable².

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/or 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 with these personal data expunged.

In accordance with Article 7(2) of Regulation 1049/2001, you are entitled to make a confirmatory application requesting the Commission to review this position. Such a confirmatory application should be addressed within 15 working days of 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 5/327
B-1049 Bruxelles
or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,



Klaus Berend
Head of Unit

¹ OJ L 8 of 12.1.2001, p. 1

² 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.