EUROPEAN COMMISSION

DIRECTORATE-GENERAL ENVIRONMENT Directorate B - Circular Economy & Green Growth ENV.B.2 - Sustainable Chemicals

Brussels, ENV.B.2/CCN/np

By registered letter with acknowledgment of receipt

Mr Vincent Harmsen c/o Simon de Bergeyck Rue au Bois 216 1150 Brussels Belgium

Advance copy by email:

Dear Sir,

Subject: Your application for access to documents: Ref GestDem No 2016 – 7238

We refer to your e-mail dated 22/12/2016 in which you make a request for access to documents registered under the above mentioned reference number and our holding reply Ref. Ares(2017)353973 - 23/01/2017.

You requested access to:

"...-on the topic of endocrine disruptors (also spelled: disrupters), all emails with in attachment scientific studies, or in general documents containing conclusions drawn by scientists or scientific organisations, sent to officials/representatives of the European Commission (all DGs, including the SG) by third parties (between March 15th 2016 and December 22th 2016).

This request entails the emails and their attachments.

When 'officials' are mentioned in this request this includes the Commissioners and their Cabinet members, as well as the Commission President and his Cabinet."

Commission européenne/Europese Commissie, 1049 Bruxelles/Brussel, BELGIQUE/BELGIË - Tel. +32 22991111 Office: BU-9 05/147 - Tel. direct line +32 229-65015

We have identified the following documents:

- 1. Email from ENDOCRINE.ORG of 25/04/2016 on FW: Letter from the Endocrine Society Regarding new EDC Manuscript;
- 2. Annex 1: Slama et al., EHP 250416; Available online at:

https://ehp.niehs.nih.gov/ehp217/

3. Annex 2: INSERM Press Release. Availble online at:

http://presse.inserm.fr/en/researchers-criteria-to-identify-endocrine-disruptors-european-legislation/23694/

4. Email from ECHA Committee Socio-economic Analysis of 20/05/2016 on FW: Report on health costs of EDCs.

In addition, we inform you that DG ENV also received some further documents which have already been disclosed by DG SANTE in their reply to you with GestDem number 2016/7237 within the scope of the same request. Therefore we are not providing them again.

Please note that documents received from a third party are disclosed for information only and cannot be re-used without the agreement of the originators, who holds a copyright on it. These documents do not reflect the position of the Commission and cannot be quoted as such.

Finally, some of these documents 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 data .

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

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 expunged from this personal data.

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.

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: <u>sg-acc-doc@ec.europa.eu</u>.

In addition to the above, we would like to let you know that we have just identified a set of documents which may be within the scope of your request. We need to asses them and, if there are documents originating from third parties, we would also need to consult them. Therefore in case any of these newly identified documents is within the scope of your request, we will give you a reply in relation to them.

Yours faithfully,

Bjorn Hansen Head of Unit