



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR HEALTH AND FOOD SAFETY

Health systems, medical products and innovation
Cross border healthcare, eHealth

Brussels,
sante.ddg1.b.3 BL/cd/1719702

By registered letter with acknowledgement of receipt

Dear Mr Hoedeman,

Subject: Your application for access to documents – Ref GestDem No 2017/788

I refer to your request dated 9 February 2017 in which you ask for access to documents, registered under the above mentioned reference number.

Your application concerns the minutes and other reports of meetings between DG SANTE and representatives of the European Union of Private Hospitals (UEHP) as well as all other correspondence (including emails) between DG SANTE and representatives of UEHP, between November 2014 and the date of this letter.

Related to your first request on meetings between DG SANTE and UEHP, during the identified period, I am pleased to inform you that all meetings which took place can be found in the table below, and reports or minutes are enclosed to this letter.

| No. | Date | Type of the meeting | Minutes/report |
|-----|----------------------|--|----------------|
| 1 | 12 June 2015 | UEHP's Council meeting in Madrid | Annex 1* |
| 2 | 17-18 September 2015 | Conference on modernization of healthcare systems in Milan | Annex 2 |
| 3 | 28 October 2016 | UEHP's Council meeting in Monaco | Annex 3 |
| 4 | 28 November 2016 | Meeting with Commissioner Andriukaitis | Annex 4 |

* Mission report contains different date by mistake, but the event took place on 12 June 2015.

Mr Olivier HOEDEMANN
Corporate Europe Observatory (CEO)
Rue d'Edimbourg, 26
BE – 1050 Brussels
Advance copy by email: ask+request-3974-7eaa8d4c@asktheeu.org

The following table shows a list of meetings to which DG SANTE was invited by the European Union of Private Hospitals. However, the invitation was refused and, therefore, the meeting did not take place.

| No | Date | Type of the meeting |
|----|------------------|--|
| 1 | 26 February 2016 | General Assembly in Rome |
| 2 | 17 June 2016 | UEHP meeting in Sofia |
| 3 | 9 March 2017 | Conference on patients' mobility in Lisbon |

Related to your second request concerning all correspondence (including emails) between the DG SANTE and representatives of UEHP between November 2014 and today, I am pleased to inform you that, apart from the invitations above, no other correspondence was exchanged between DG SANTE and UEHP.

You may reuse the documents requested free of charge for non-commercial use provided that the source is acknowledged and 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.

Meeting minutes and reports 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 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 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.

¹ Official Journal L 8 of 12.1.2001, p. 1.

² Judgment of the Court of Justice of the EU of 29 June 2010 in case C-28/08 P, Commission/The Bavarian Lager Co. Ltd, ECR 2010 I-06055.

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 (EC) No 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: sg-acc-doc@ec.europa.eu.

Yours sincerely,

[Electronically signed]

Tapani PIHA
Head of Unit

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