

Parma, 11 October 2017
Ref. DD/CP/mm (2017) – out-18496351

Nina Holland
Agribusiness campaign
Corporate Europe Observatory (CEO)
Rue d'Edimbourg, 26
BE-1050 Brussels
Belgium

e-mail: ask+request-4286-57d982ec@asktheeu.org

Re: Your request for public access to documents of 12 May 2017

Our ref: PAD 2017/036

Dear Ms Holland,

Further to our previous reply letter dated 20 September 2017, I am hereby complementing to our reply to your request for public access to documents submitted on 12 May 2017 through Ask the EU website, by means of which you requested access to:

"1. Any documents between December 2013 and December 2015, including briefings, reports, correspondence (email or other), where the active substance glyphosate is concerned or mentioned, between officials/representatives/experts of EFSA and officials/representatives of:

- Monsanto or any other company producing glyphosate*
- Glyphosate Task Force*
- Hume Brophy or any other firm representing industry with an interest in glyphosate*
- European Crop Protection Association (ECPA)*
- representatives of the US administration, including agencies such as the EPA and the FDA*
- representatives of the German government*
- the German Federal Institute for Risk Assessment BfR*

2. A list of meetings, as well as agendas and minutes any other reports of such meetings, between December 2013 and now, where the active substance glyphosate is concerned or mentioned, between officials/representatives/experts of EFSA and officials/representatives of the entities mentioned in the list under 1.

3. All access to documents requests sent to EFSA on glyphosate (minus CEO's) since 2012."

As per our letter of 20 September 2017 in view of the on-going consultation with the third party on documents falling within the scope of your request, in line with Article 4(4) of the PAD Regulation, we proposed you to get back to you once the consultation is over. This letter constitutes the complementary and final batch of documents falling within the scope of your request.

1. Partial disclosure – complementary batch

After conclusive consultation with the United States Environmental Protection Agency (EPA), we are pleased to provide you with a complementary set of documents constituting the correspondence between EFSA and EPA, particularly, correspondence exchanged in 2015 is disclosed to you.

Please note that personal data (i.e. names of individuals and other personal data) present in *all the documents disclosed to you* have been masked in accordance with Article 4(1)(b) of the PAD Regulation and Article 8(b) of the Data Protection Regulation (EC) No 45/2001. In line with the settled case law of the Union Courts, EFSA will only be able to balance the interests at stake and to consider the disclosure of personal data after you have provided an express and legitimate justification and convincing arguments in order to demonstrate the necessity of having personal data transferred to you.

We hope you find the disclosed document useful. I must remind you that all persons reproducing, redistributing, exploiting or making commercial use of this information are expected to adhere to the terms and conditions asserted by the copyright holder.

2. Confirmatory application

To exercise your right to appeal against this decision of partial disclosure by a confirmatory application, you may write to EFSA at the address below. You have fifteen working days from receipt of this letter to appeal. Beyond this deadline, your initial request will be considered as fully satisfied. In case you submit a confirmatory application, EFSA will inform you of the outcome of this re-examination of your request within fifteen working days of receipt, either by granting you access to the documents or by confirming the refusal. In the latter case, you will also be informed of any further appeal routes available.

Further correspondence must be sent to:

EFSA
Dirk Detken, Head of the Legal and Assurance Services
Via Carlo Magno 1/A
IT-43126 Parma
Italy

e-mail: EFSA.public.access.to.documents@efsa.europa.eu

Yours sincerely,

[SIGNED]

Dirk Detken

Cc: J. Tarazona (EFSA)

Encl: CD-ROM