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Bilag	Sag/ID Nr.	Enhed	Dato
-	2018-18216/3241378	Koncernjura, Offentlig ret og Arkiv (JTK)	09-05-2018

Request for information regarding the Danish Permanent Representation to the EU's visitors log to its premises

By e-mail of 24 April 2018, you have requested information from the Ministry of Foreign Affairs of Denmark as follows:

"I would like to request, under the Danish Access to Public Administration Files Act:

- The Danish Permanent Representation to the EU visitors log, or any record - whatever its format may be - of visits to its premises.

I am interested in the log or records for the past 12 months. I would also like, to the extent that this information is recorded, for the log or records to include: the names of the visitors and/or the organisation they represent (if applicable), as well as the date of the visit, and the purpose of the visit."

Your request is processed on the basis of the Danish Access to Public Administration Files Act.

According to the Danish Access to Public Administration Files Act, article 7, section 1, anyone can request access to documents that have been sent to or created by a public authority in connection to the authority's administrative processing of cases. Furthermore, according to the Access to Public Administration Files Act, article 9, section 1, subsection 1, the processing of a FOI-request must consist of adequate information to allow for the identification of the file(s) and/or document(s) requested.

The Danish Ministry of Foreign Affairs finds that your FOI-request does not provide adequate information to allow for the identification of the file(s) and/or document(s) requested.

The Danish Ministry of Foreign Affairs has not been able to find any files and/or documents from the last 12 months in the ministry's file system regarding the Danish Permanent Representation to the EU's visitors log or records of visitors to its premises.

The ministry has used the following search criteria: "Danmarks Faste Repræsentation ved den Europæiske Union", "gæst", "liste", "registrering af besøg".

Moreover, as article 7, section 1, concerns existing documents only, the provision does not set out any obligation for a public authority to create new documents.

The Ministry of Foreign Affairs can inform you that the Danish Permanent Representation to the EU does not keep a log or register visitors to the representation. As the log or records requested do not already exist, the Ministry of Foreign Affairs cannot grant you access to any document on the basis of your FOI-request. Furthermore, the ministry does not find itself obliged to create such a log or records nor has the ministry found any legitimate reason to do so. The Danish Ministry of Foreign Affairs therefore rejects your FOI-request.

The Ministry will reexamine your access to files and/or documents if you send a new FOI-request, which contains adequate information to allow for the identification of file(s) and/or document(s) and a specific theme/subject for your request.

It is not possible to make a complaint about this decision to another administrative authority.

As always, should you have any questions regarding this decision you are welcome to contact me by telephone +45 3392 1048 or by email at tanynd@um.dk.

Yours sincerely,

Tanja Yndigegn
Special Consultant