



HIELKE HIJMANS  
HEAD OF UNIT

Mr Tasos NTETSIKAS

By e-mail:  
[ask+request-602-ac15ecf0@asktheeu.org](mailto:ask+request-602-ac15ecf0@asktheeu.org)

Brussels, 18 July 2013  
HH/PJ/mch/D(2013) 1604 C 2013-0733  
Please use [edps@edps.europa.eu](mailto:edps@edps.europa.eu) for all correspondence

**Subject: Your request for access to documents of 28 June 2013 (our ref. 2013-0733)**

Dear Mr Ntetsikas,

I refer to the access to documents request which you submitted to the EDPS on 28 June 2013.

As an introduction, please let me inform you that the EDPS' activities in the area of EU research is governed by the policy paper "The EDPS and EU Research and Technological Development", from 28 April 2008.

This policy paper is available on the EDPS website under:  
[https://secure.edps.europa.eu/EDPSWEB/webdav/site/mySite/shared/Documents/EDPS/Publications/Papers/PolicyP/08-04-28\\_PP\\_RTD\\_EN.pdf](https://secure.edps.europa.eu/EDPSWEB/webdav/site/mySite/shared/Documents/EDPS/Publications/Papers/PolicyP/08-04-28_PP_RTD_EN.pdf)

I also attach a copy of the policy paper for your convenience. **[attachment 1]**

Please find below information related to your request.

1. Your **request number 1** concerns "Internal EDPS documents about FP6 & FP7 calls for proposals."

Please be informed that the EDPS has not drawn up any documents concerning FP6 & FP7 calls for proposals.

2. Your **request number 2** concerns "Internal EDPS documents about FP6 & FP7 negotiations aiming at concluding contracts and agreements."

Please be informed that the EDPS has not drawn up any documents concerning FP6 & FP7 negotiations aiming at concluding contracts and agreements.

3. Your **request number 3** concerns "Documents the Commission services dispatched to the EDPS about FP6 & FP7 calls for proposals."

Please be informed that the Commission services have not dispatched any documents to the EDPS about FP6 & FP7 calls for proposals.

4. Your **request number 4** concerns "Documents the Commission services dispatched to the EDPS about FP6 and FP7 negotiations aiming at concluding contracts and agreements."

Please be informed that the Commission services have not dispatched any documents to the EDPS about FP6 and FP7 negotiations aiming at concluding contracts and agreements.

5. Your **request number 5** concerns "Notwithstanding requests (1) – (4) above, correspondence between the EDPS and the Commission services about FP6 and FP7 calls for proposals and negotiations."

Please be informed that no correspondence between the EDPS and the Commission services about FP6 and FP7 calls for proposals and negotiations has taken place.

6. Your **request number 6** concerns "Notwithstanding requests (1) – (5) above, meeting minutes for meetings held between the EDPS and the Commission services about the FP6 and FP7 programmes, irrespective of the particular topics discussed at the meetings."

We have identified the following document: E-mail from the Commission services (DG INFSO Unit F5 – Trust and Security and the EDPS, Subject: EDPS and F5 meeting – Follow up – future cooperation, Brussels, 22 November 2011 (Case 2011/0867).

As regards this document originating from the Commission, we have consulted the Commission in accordance with Article 4(4) of Regulation (EC) No 1049/2001. This was done with a view to assess whether any of the exceptions in Article 4(1) (documents where disclosure would undermine (a) the protection of the public interest as regards public security, defence and military matters, international relations, the financial, monetary or economic policy of the Union or a Member State; or (b) privacy and the integrity of the individual) or Article 4(2) (documents where disclosure would undermine the protection of commercial interests of a natural or legal person, including intellectual property, court proceedings and legal advice, the purpose of inspections, investigations and audits, unless there is an overriding public interest in disclosure) would be applicable.

I attach a copy of the E-mail. As you have requested documents are to be fully released, with the identities of the EDPS and Commission staff redacted, this has been done. **[attachment 2]**

7. Your **request number 7** concerns "Notwithstanding requests (1) – (6) above, any internal EDPS document about visits of the EPDS to the Commission services about the FP6 and FP7 programme, irrespective of the particular topics discussed at the visits."

Please be informed that the EDPS has not drawn up any documents concerning visits of the EPDS to the Commission services about the FP6 and FP7 programme, irrespective of the particular topics discussed at the visits.

I trust that you will find this information and documentation useful.

Please note that, pursuant to Article 7(2) of Regulation (EC) No 45/2001, you may make a confirmatory application asking the EDPS to reconsider his position as regards the total or partial refusal of your request. Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the EDPS general e-mail: [edps@edps.europa.eu](mailto:edps@edps.europa.eu).

Yours sincerely,

A handwritten signature in dark ink, appearing to read 'H. Hijmans', with a stylized flourish at the end.

Hielke HIJMANS