



EUROPEAN COMMISSION

Directorate-General for Trade

The Director General

Brussels,
TRADE/3540012

***By registered letter with acknowledgment
of receipt***

Ms Gisella A. Rojas
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Madrid
Spain

Advance copy by email:

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Subject: Your request for access to documents – Ref GestDem N° 2019/2082

Dear Ms Rojas,

I refer to your e-mail dated 2 April 2019 in which you make a request for access to documents under Regulation (EC) N° 1049/2001 ("Regulation 1049/2001"),¹ registered on 3 April 2019 under the above mentioned reference number.

You requested access to the following document:

All documents - including but not limited to minutes, notes, audio recordings, verbatim reports, operational conclusions, e-mails, and presentations – produced, exchanged and related to the following meetings between Alain Paul Lebeaupin, Apostolic Nuncio, Head of the Mission of the Holy See to the European Union and at the time: Cecilia MALMSTRÖM, International Trade and Trade Agreements (External Trade), 3 June 2013

However, in 2013, Ms Malmström was the Commissioner for Migration, Home Affairs and Citizenship. She was not dealing with international trade and trade agreements, which is the domain of DG Trade. After contacting you to clarify your request, you have informed us that you are interested in documents related to a meeting of Mr Alain Paul Lebeaupin with both the previous Commissioner for Trade Mr De Gucht and the present Commissioner for Trade Ms Malmström.

¹ Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 20 May 2001 regarding public access to European Parliament, Council and Commission documents, OJ L 145, 31.5.2001, p. 43.

After carefully checking with the respective services, we have found that a courtesy call took place between Ms Malmström and Mr Lebeaupin on 3 June 2013. There are no documents related to this courtesy call. No other meeting took on 3 June 2013 with either Ms Malmström or Mr De Gucht.

We therefore regret to inform you that the Commission does not hold any documents that would correspond to the description given in your application.

As specified in Article 2(3) of Regulation (EC) No 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

Given that no such documents, corresponding to the description given in your application, are held by the Commission, the Commission is not in a position to fulfil your request.

In accordance with Article 7(2) of Regulation 1049/2001, you are entitled 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, Document Management and Access to Documents unit SG.C1
BERL 7/76
BE-1049 Bruxelles

or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,



Jean-Luc DEMARTY