



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR ENERGY

The Director-General

Brussels 24 August 2021
ENER.A.4/JZ/ener.a.4(2021)3111390

Alessandro Runci
via dei Sardi 28,
00185 Rome,
Italy

Subject: Your application for access to documents – Ref GestDem No 2021/1681

Ref.: Ares(2021)1960512 of 18/03/2021, GestDem No 2021/1681

Dear Mr Runci,

We refer to your e-mail dated 17/03/2021 in which you make a request for access to documents, registered under the above-mentioned reference number.

You request access to:

1. *-Evidence of work or services, of any kind, provided by third-parties (e.g. consultancy firms) to DG Energy in relation to a) Recovery and Resilience Facility and b) ReactEU.*
2. *Names of the identified third-parties, description of the work or services provided.*
3. *-All correspondence between DG Energy, or the Commissioner and her Cabinet, and the following parties, concerning a) NextGenerationEU, b) Recovery and Resilience Facility, and c) ReactEU: McKinsey & Company; Boston Consulting Group; PricewaterhouseCoopers (PwC); Ernst & Young Global Limited (EY); Deloitte; Accenture plc.*

Your application concerns the following documents:

Ares reference	Date	Title
Ares(2020)3397134	25/06//2020	Speaker invitation for Commissioner Kadri Simson / EY webinar - A green recovery and resilience plan for Europe
	15/03/2020	Correspondence between DG ENER and McKinsey

We are glad to inform you that you can have wide partial access to the first document, subject only to the redaction of personal data.

Complete disclosure of this document is prevented by the exception concerning the protection of privacy and the integrity of the individual outlined in Article 4(1)(b) of Regulation (EC) No 1049/2001, because it contains the following personal data:

- the name of Commission staff members not pertaining to the senior management;
- the names and contact details of other natural persons.

Article 9(1)(b) of the Data Protection Regulation does not allow the transmission of these personal data, except if you prove that it is necessary to have the data transmitted to you for a specific purpose in the public interest and where there is no reason to assume that the legitimate interests of the data subject might be prejudiced. In your request, you do not express any particular interest to have access to these personal data nor do you put forward any arguments to establish the necessity to have the data transmitted for a specific purpose in the public interest.

We are also glad to inform you that you can have partial access to the second document.

The author of the second document has objected to disclosure of the parts of the document related to the e-mail exchange as well as supplementary material that it sent to the Commission and has motivated its position with stating that these parts contain personal data as well as commercially sensitive information that is proprietary and confidential and disclosing it may undermine the protection of commercial interests of the third party in question. Therefore, disclosure of these parts of the second document are prevented by the exceptions from granting access to documents provided for by Article 4(1)(b) and 4(2), first indent, of Regulation No 1049/2001.

Please note that some documents originating from third parties are disclosed to you based on Regulation (EC) No 1049/2001. However, this disclosure is without prejudice to the rules on intellectual property, which may limit your right to reproduce or exploit the released documents without the agreement of the originator, who may hold an intellectual property right on them. The European Commission does not assume any responsibility from their reuse.

In accordance with Article 7(2) of Regulation (EC) No 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 Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Bruxelles
or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,

(e-signed)

Cristina Lobillo Borrero

p.o. Ditte Juul Jørgensen,
Director General

Enclosure: E-mail - speaker invitation for Commissioner Kadri Simson / EY
webinar - A green recovery and resilience plan for Europe with
annex;
Annex of the correspondence between DG ENER and McKinsey.