



EUROPEAN COMMISSION  
DIRECTORATE-GENERAL  
CLIMATE ACTION

Legal Affairs, Inter-Institutional Relations & Communication

Brussels

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Subject: Your application for access to documents – Ref GestDem No 2021/3486

Dear Ms Balanya ,

We refer to your e-mail dated in 26 May 2021 in which you make a request for access to documents, registered on 27 May 2021 under the above-mentioned reference number.

You requested access to:

- i) *“All correspondence (including email) between 1st January 2021 and 26th May 2021 between Commissioner Simson, Commissioner Timmermans, Commissioner Breton and/or their cabinets and/or officials from DG Energy, DG Clima, DG Grow one side and representatives of Business & Science Poland and/or the Polish National Hydrogen Technology Platform on the other.*
- ii) *list of meetings/videocalls/calls between 1st January 2021 and 26th May 2021 between officials and representatives of the European Commission and representatives of Business & Science Poland and/or the Polish National Hydrogen Technology Platform on the other.*
- iii) *minutes of the meetings/videocalls/calls mentioned above”*

Your submitted an application for access to documents, which covers topics falling under the responsibility of different Commission services. In that regard, your request has been split into separate requests, whereby each part is attributed to the respective Commission service under a separate Gestdem reference number. Each Director-General service provides its own, separate reply which relates only to the documents held by that service.

The scope of this reply covers only the documents from DG CLIMA and EVP Timmermans and his Cabinet.

DG CLIMA has identified the following documents:

	Author	Date	Reference
1	European Commission/Business and Science Poland	06 April 2021	Ares(2021)3613643
2	Business and Science Poland	06 April 2021	Ares(2021)3613643
3	European Commission/Business and Science Poland	17 June 2021	Ares(2021)3952679
4	European Commission	17 June 2021	Ares(2021)3952679
5	European Commission/Business and Science Poland	20 June 2021	Ares(2021)4232117

Following an examination of identified documents under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents and taking into account the opinion of the third party, I regret to inform you that a complete disclosure of the documents 1-3 and 5 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 they contain: names and contact information of Commission staff members not pertaining to the senior management; names and contact details of other natural persons and other information relating to an identified or identifiable natural person.

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.

Consequently, I conclude that, pursuant to Article 4(1)(b) of Regulation (EC) No 1049/2001, access cannot be granted to the personal data contained in the documents 1-3 and 5, as the need to obtain access thereto for a purpose in the public interest has not been

substantiated and there is no reason to think that the legitimate interests of the individuals concerned would not be prejudiced by disclosure of the personal data concerned.

In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, to submit 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  
Unit C.1. 'Transparency, Document Management and Access to Documents'  
BERL 7/076  
B-1049 Brussels, or by email to: [sg-acc-doc@ec.europa.eu](mailto:sg-acc-doc@ec.europa.eu)

Yours sincerely,

*(e-signed)*

Luca DE CARLI