

Milena Holdert

ask+request-9577-0d2c1d76@asktheeu.org

Stockholm, 19 July 2021

Our ref.: DPR-2021-OUT-2556-KELaSj

Dear Ms Milena Holdert,

Re: Your application for access to documents – Ref 21-3243

We refer to your e-mail dated 31 May 2021 in which you make a request for access to documents, registered on the same day under the above-mentioned reference number, as well as your reply on 3 June to our request for clarification.

I. Scope of your request

You request access to:

"I would like to retrieve all documents between januari 2020 and april 2020 (including but not limited to emails, agendas, meetings, notes, reports, models, graphs, data) related to the topic of scenario's and/or strategy and/or models and/or (lockdown) measures and/or policy (including but not limited to the dosing of schools, bars, cafes, restaurants, shops) regarding COVID-19 wherein (employees of) the Dutch Rijksinstituut voor Volksgezondheid en Milieu (RIVM) and/or Dutch officials and/or Dutch politicians and/or the Netherlands are mentioned and/or play some kind of role.."

Later on, upon our request for clarification, you specified that you were interested *"in documents related to different kind of strategies to suppress, control, mitigate, eliminate (often with referrals to China), flatten, stop, curb the curve/pandemic/virus, or to do nothing in order to create (herd) immunity or to 'prevent a second peak'. Also I would like to see documents with different scenarios, portraying what possible measures governments could take (closing of schools, bars, pubs, restaurants, shops, lockdown, night curfew, testing, track and trace, quarantine, dosing borders, ecc) and how these measures will play out over time (how many infections, deaths, long covid, new peaks, immunity level, ecc). These documents could also contain graphs with curves and peaks of the possible development of the epidemic over a period of several months time.*

Regarding the RIVM and Dutch officials, you could try to run 'rivm', '@rivm.nl', '(Jaap) van Dissel', '(Aura) Timen', 'VWS', '@vws.nl', 'Rutte', or you could look for 'the Netherlands' and/or 'Dutch' and see what comes up, I could have a look at the inventory and tell you which documents I would like to receive."

In order to satisfy your request, we ran a search through the several functional mailboxes that ECDC has dedicated to manage all the correspondence related to COVID-19, looking for correspondence incurred between ECDC and email addresses ending with ".nl", as well as the keywords 'rivm', '@rivm.nl', '(Jaap) van Dissel', '(Aura) Timen', 'VWS', '@vws.nl', 'Rutte'.

II. Documents that ECDC has identified

We have identified the documents listed below falling under the scope of your request:

Emails found in the mailboxes dedicated to COVID-19 and attached documents, if applicable:

1. RE: Extraordinary AF meeting Monday 6 April 13.00 CET
 - 1.1. Attachment: Use of face masks in the community
 - 1.2. Attachment: 1.2. ECDC 8th RRA_AF
2. List of guidance from ECDC and important publications on 2019-nCoV
3. List of guidance from ECDC and important publications on COVID-19 as of 12 February 2020
4. List of guidance from ECDC and important publications on COVID-19 as of 12 March 2020
5. List of guidance from ECDC and important publications on COVID-19 as of 19 February 2020
6. List of guidance from ECDC and important publications on COVID-19 as of 26 February 2020
7. List of guidance from ECDC and important publications on COVID-19 as of 4 March 2020
8. RE: To the OCPs and NFPs for ACTION: Joint ECDC/WHO Europe network TC for updates on COVID-19
 - 8.1. Attachment: JointCall27March2020
9. Joint WHO/Europe and ECDC teleconference on novel coronavirus; 12:00 pm CET Friday 14 February, English language
10. Management and treatment guidelines
 - 10.1. Attachment: Advice to Health Care Workers about 2019-nCoV infection_Final
11. Proposed common study protocol for a cohort study on repatriated EU/EEA citizens.
 - 11.1. Attachment: 2019nCoV_Repatriate_Protocol
12. FYI prior to publication – ECDC RRA 'Outbreak of acute respiratory syndrome associated with a novel coronavirus, Wuhan, China; First update - 22 January 2020

The document attached to this email is a draft document. For this reason, we provide you the link to the final document, which was published on the ECDC website:

<https://www.ecdc.europa.eu/en/publications-data/risk-assessment-outbreak-acute-respiratory-syndrome-associated-novel-coronavirus>

13. FYI prior to publication- ECDC Rapid Risk Assessment "Outbreak of severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2): increased transmission beyond China- 4th update

13.1. Attachment: SARS-COV-2 RRA 14 Feb 2020

14. Rapid Risk Assessment on COVID-19_ sixth update 11Mar

The document attached to this email is a draft document. For this reason, we provide you the link to the final document, which was published on the ECDC website:

<https://www.ecdc.europa.eu/en/publications-data/rapid-risk-assessment-novel-coronavirus-disease-2019-covid-19-pandemic-increased>

15. FYI prior to publication – ECDC RRA Coronavirus disease 2019 (COVID-19) pandemic_ increased transmission in the EU_EEA and the UK – seventh update

The document attached to this email is a draft document. For this reason, we provide you the link to the final document, which was published on the ECDC website:

<https://www.ecdc.europa.eu/en/publications-data/rapid-risk-assessment-coronavirus-disease-2019-covid-19-pandemic>

16. FYI prior to publication - Threat Assessment Brief: Pneumonia cases possibly associated to a novel coronavirus in Wuhan, China

The document attached to this email is a draft document. For this reason, we provide you the link to the final document, which was published on the ECDC website:

<https://www.ecdc.europa.eu/en/publications-data/pneumonia-cases-possibly-associated-novel-coronavirus-wuhan-china>

17. FYI prior to publication - ECDC Threat Assessment Brief: Outbreak of novel coronavirus disease 2019 (COVID-19): situation in Italy

The document attached to this email is a draft document. For this reason, we provide you the link to the final document, which was published on the ECDC website:

<https://www.ecdc.europa.eu/en/publications-data/outbreak-novel-coronavirus-disease-2019-covid-19-situation-italy>

18. To the NFPs and OCPs for Information: Joint ECDC and WHO/Europe WebEx on COVID-19 on 24 April 2020

18.1. Attachment: JointCall_24April2020

19. Webinar for sharing of COVID-19 management experiences - Friday 13 March 9-10:30

20. Areas with presumed ongoing community transmission

20.1. Attachment: NFP_proposal

21. Antw_ Areas with presumed ongoing community transmission

22. RE_ Request for clarification of case definition

III. Redaction of documents

The documents to which you have requested access contain personal data, in particular the name and/or contact details of authors of the documents, and/or of staff members of ECDC and/or third parties (including Dutch authorities and/or other ECDC stakeholders, and/or WHO staff) that are mentioned in the documents or included in a specific correspondence.

Pursuant to Article 4(1) (b) of Regulation (EC) No 1049/2001, access to a document has to be refused if its disclosure would undermine the protection of privacy and the integrity of the individual, in particular in accordance with Union legislation regarding the protection of personal data. The applicable legislation in this field is Regulation (EU) No 2018/1725.

When access is requested to documents containing personal data, Regulation (EU) No 2018/1725 becomes fully applicable. According to Article 9.1(b) of this Regulation, personal data shall only be transferred to recipients if they establish the necessity of having the data transferred to them and if there is no reason to assume that the legitimate rights of the persons concerned might be prejudiced.

We consider that, with the information available, the necessity of disclosing the aforementioned personal data to you has not been established and/or that it cannot be assumed that such disclosure would not prejudice the legitimate rights of the persons concerned. Therefore, we are disclosing the documents requested expunged from this personal data. In particular, we have redacted all the personal data of individuals included in the documents (names, contact details, emails, etc.), except where the personal data is already publicly available and known.

IV. Means of redress

In accordance with Article 7(2) of Regulation (EC) No 1049/2001, you are entitled to make a confirmatory application requesting the ECDC to review this position, for the part of the reply that has been processed as access to documents under Regulation (EC) 1049/2001.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the following address:

ECDC

Legal Services

Gustav III:s Boulevard 40
16973 Solna
Sweden

or by email to: confirmatory.requests@ecdc.europa.eu.

Yours faithfully,

19/07/2021

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Karl Ekdahl
Head of Unit Disease Programmes
Signed by: Karl Ekdahl

Encl.: Documents 1, 1.1, 1.2, 2, 3, 4, 5, 6, 7, 8, 8.1, 9, 10, 10.1, 11, 11.1, 12, 13, 13.1, 14, 15, 16, 17, 18, 18.1, 19, 20, 20.1, 21 and 22.