



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR INTERNAL MARKET, INDUSTRY, ENTREPRENEURSHIP
AND SMES

The Director-General

Brussels, 9 July 2021

Ms Belen Balanya
Corporate Europe Observatory
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1050 Brussels

By email: [ask+request-9579-
a67e46e8@asktheeu.org](mailto:ask+request-9579-a67e46e8@asktheeu.org)

Dear Ms Balanya,

Subject: Your application for access to documents – GESTDEM 2021/3532

We refer to your e-mail dated 31 May 2021 in which you make a request for access to documents, registered under the above-mentioned reference number.

You request access to a “*List of the project submissions via the ECHA for a pipeline of viable investment projects for the large-scale deployment of renewable and low-carbon hydrogen in line with the objectives of the EU Hydrogen Strategy.*”

We have identified the enclosed document that falls within the scope of your application.

Following an examination of the document under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents and taking into account the opinion of the third parties, I have come to the conclusion that the document may be partially disclosed. Some parts of the document have been blanked out as their disclosure is prevented by the exception to the right of access laid down in Article 4(b)(2) first indent of Regulation (EC) No 1049/2001. This exception concerns the protection of the commercial interests of a natural or legal person.

The redacted parts of the document refer to the country, project name, company name, and area of activity of a submitted project, which the related stakeholders refused to disclose, as they contain commercially sensitive business information.

Disclosure of these parts would undermine the protection of commercial interests of a natural or legal person, as putting this information in the public domain would affect their competitive position on the market. Therefore, the exception laid down in Article 4(2) first indent of the Regulation applies to this document, unless there is an overriding public

interest in disclosure of the document. I have examined whether there could be an overriding public interest in disclosure, but I have not been able to identify such an interest.

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

Yours sincerely,

Electronically signed

Kerstin Jorna
Director-General

Annex: 1