



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR COMMUNICATIONS NETWORKS, CONTENT AND
TECHNOLOGY

The Director-General

Brussels, 4 October 2023
CNECT.R.4

Mr Bastien Le Querrec
La Quadrature du Net
115 rue de Ménilmontant
75020 Paris
France

Via email:
[ask+request-13413-
ff365c2e@asktheeu.org](mailto:ask+request-13413-ff365c2e@asktheeu.org)

Subject: Your application for access to documents –EASE 2023/4959

Dear Mr Le Querrec,

We refer to your email dated 23 August 2023 wherein you make a request for access to documents pursuant to Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents (hereinafter ‘Regulation 1049/2001’), registered on the same day under the abovementioned reference number.

1. SCOPE OF YOUR APPLICATION

Your application reads as follows:

‘Under the right of access to documents in the EU treaties, as developed in Regulation 1049/2001, I am requesting documents which contain the following information:

- the contribution of the DG for Communications Networks, Content and Technology during the interservice consultation on the proposal for a Regulation on preventing the dissemination of terrorist content online (COM(2018) 640 final).

If available, I'm also requesting a French version of these documents.’

2. DOCUMENTS FALLING WITHIN THE SCOPE OF THE REQUEST

We have identified the following document as falling within the scope of your application:

- Summary Record, Fast-Track Interservice Consultation Meeting, Secretariat General European Commission, ISC/2018/06665, (**'Document'**)

3. ASSESSMENT UNDER REGULATION 1049/2001

Following an examination of the identified document under the provisions of Regulation 1049/2001, we have arrived at the conclusion that partial access can be granted to the identified Document. Full disclosure is prevented by the exception to the right of access concerning the protection of privacy and integrity of the individual laid down in Article 4(1)b of Regulation 1049/2001.

Please note that parts of the Document have been redacted as falling outside the scope of the request.

Protection of privacy and integrity of the individual

Full disclosure of parts of the identified Document is prevented by the exception concerning the protection of privacy and integrity of the individual outlined in Article 4(1)(b) Regulation 1049/2001, since it contains the following personal data:

-Names of Commission staff members not pertaining to the senior management.

Article 9(1)(b) of the Data Protection Regulation ⁽¹⁾ 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) Regulation 1049/2001, access cannot be granted to the personal data contained in the requested document, 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.

4. REUSE OF DOCUMENTS

You may reuse public documents which have been produced by the European Commission or by public and private entities on its behalf based on the [Commission Decision on the reuse of the Commission documents](#). You may reuse the identified Document originating from the Commission free of charge and for non-commercial and commercial purposes provided that the source is acknowledged and that you do not distort the original meaning

⁽¹⁾ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39.

or message of the document. Please note that the Commission does not assume liability stemming from the reuse.

5. CONFIRMATORY APPLICATION

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 confirmatory application should be addressed within 15 working days upon receipt of this letter to the Secretariat-General of the Commission by **asking for a review via your portal ⁽²⁾ account** (available only for initial requests submitted via the portal account),

or via 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 faithfully,

Electronically signed

Roberto Viola

Enclosures: 2

(²) <https://www.ec.europa.eu/transparency/documents-request>