



**EUROPEAN COMMISSION**

Directorate-General for Communications Networks, Content and Technology

Director- General

Brussels,  
CNECT/R4

Ms Vicky Cann  
CEO  
Rue d'Edimbourg 26  
1050 Bruxelles

***Advance copy via email:***  
[ask+request-5177-ae4540df@asktheeu.org](mailto:ask+request-5177-ae4540df@asktheeu.org)

**BY REGISTERED LETTER WITH ACKNOWLEDMENT OF RECEIPT**

**Subject: Your application for access to documents – Ref GestDem No 2018/1117**

Dear Ms Cann,

We refer to your e-mail dated 23 February 2018 in which you make a request for access to documents, registered on the same day under the above-mentioned reference number.

We also refer to our holding reply dated 16 March 2018, ref. Ares(2018)1490832, whereby you have been informed that the time limit for handling your application was extended with 15 working days pursuant to Article 7(3) of Regulation (EC) No 1049/2001 on public access to documents (hereinafter ‘Regulation 1049/2001’).

In your application you request *“a list of lobby meetings held by DG Cnect on “A Fair and Efficient Tax System in the European Union for the Digital Single Market” and follow-up proposals. This list should include: date, individuals attending and organisational affiliation, the issues discussed”*.

We regret to inform you that the European Commission (hereinafter ‘the Commission’) does not hold any document that would correspond to the description given in your application.

As specified in Article 2(3) of Regulation 1049/2001, the right of access as defined in that Regulation applies only to existing documents in the possession of the institution.

Given that no such document, corresponding to the description given in your application, is held by the Commission, we are not in a position to handle your request as an access to documents request.

However, we would like to inform you that the Commission will handle your application as an 'access to information' request (and not as an 'access to documents' request), for which you will receive a separate answer in due time by the responsible operational unit.

Finally, as far as the access to documents application is concerned, 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 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  
Secretary-General  
Transparency unit SG-B-4  
BERL 5/282  
B-1049 Bruxelles  
or by email to: [sg-acc-doc@ec.europa.eu](mailto:sg-acc-doc@ec.europa.eu)

Yours faithfully,

Roberto Viola

CC: A. Riedl (CNECT)