



EUROPEAN COMMISSION

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

The Director-General

Brussels
GROW.B.1/MS

Ms Lala Hakuma Dadci
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Dear Ms Dadci,

Subject: Your application for access to documents – GESTDEM 2021/2128

We refer to your e-mail of 07 April 2021 in which you make a request for access to documents, registered on 08 April 2021 under the above-mentioned reference number.

1. SCOPE OF YOUR REQUEST

You request access to the minutes of the following meetings:

- *04 May 2020 - Meeting between Commissioner Thierry Breton and Hydrogen Europe - Impacts of the COVID-19 Pandemic on the Renewable Energy Sector;*
- *05 Jun 2020 - Meeting between Commissioner Thierry Breton and Business Europe - Speech on actions to strengthen key industrial value chains and ecosystems in the EU recovery plan;*
- *12 Oct 2020 - Meeting between Director-General Kerstin Jorna and Hydrogen Europe- European Clean Hydrogen Alliance;*
- *13 Jul 2020 - Meeting between Director-General Kerstin Jorna and Hydrogen Europe - Follow-up and debrief after kick-off of European Clean Hydrogen Alliance and reported very positive feedback from industry CEOs as well request Commissioners involvement.*

2. DISCLOSURE OF THE DOCUMENTS

In relation to the meetings:

- *12 Oct 2020 - Meeting between Director-General Kerstin Jorna and Hydrogen Europe- European Clean Hydrogen Alliance and*

- *13 Jul 2020 - Meeting between Director-General Kerstin Jorna and Hydrogen Europe - Follow-up and debrief after kick-off of European Clean Hydrogen Alliance and reported very positive feedback from industry CEOs as well request Commissioners involvement*

we have identified the enclosed 2 documents that match the scope of your request.

Having examined the documents requested under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I have come to the conclusion that they may be partly disclosed.

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 Commission documents](#). You may reuse the document disclosed 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 or message of the document. Please note that the Commission does not assume liability stemming from the reuse.

3. PROTECTION OF PERSONAL DATA

A complete disclosure of the 2 identified documents 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 the following personal data:

- The names/initials and contact information of Commission staff members not pertaining to the senior management;
- The names/initials and contact details of other natural persons.

Article 9(1)(b) of the Data Protection Regulation¹ 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 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 requested documents, 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.

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.

4. DOCUMENTS NOT IDENTIFIED

We regret to inform you that the Commission does not hold any documents that would correspond to the following description given in your application:

- *Meeting between Commissioner Thierry Breton and Hydrogen Europe of 04 May 2020- Impacts of the COVID-19 Pandemic on the Renewable Energy Sector and*
- *Meeting between Commissioner Thierry Breton and Business Europe of 05 Jun 2020 - Speech on actions to strengthen key industrial value chains and ecosystems in the EU recovery plan.*

As specified in Article 2(3) of Regulation (EC) No 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 documents, corresponding to the above-mentioned description given in your application, are held by the Commission, the Commission is not in a position to fulfil your request.

5. MEANS OF REDRESS

In accordance with Article 7(2) of Regulation 1049/2001, you are entitled to make a confirmatory application requesting the Commission to review its 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 Bruxelles,
or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

Kerstin Jorna
Director-General

e-signed

Enclosures: 2