



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR INTERNAL MARKET, INDUSTRY, ENTREPRENEURSHIP
AND SMES
Planning, Finance and Digital Solutions
B.1 – Planning & Briefings

Brussels
GROW.B.1

Mr Maximilian Henning
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64293 Darmstadt
Germany

By e-mail: ask+request-11640-
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Subject: Your application for access to documents – GESTDEM 2022/4282

Dear Mr Henning,

We refer to your e-mail of 24 July 2022, registered on 26 July 2022, in which you make a request for access to documents under the above-mentioned reference number.

You request access to: *All minutes, agendas, summaries, notes or memos issued before or after; documents prepared for, issued in preparation for, or exchanged during; as well as all correspondence including attachments by either of the meeting parties related to:*

- *the 28.06.2022 meeting between Discord and Maurits-Jan Prinz and Filomena Chirico*
- *the 30.06.2022 meeting between Bitkom e.V. and Filomena Chirico.*

We have identified the 5 enclosed documents that fall within the scope of your request.

A complete disclosure of Documents 1, 2 and 4 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 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 Regulation 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.

Please note that the minutes were drawn up for internal use under the responsibility of the relevant services of the Cabinet of Commissioner Thierry Breton. They solely reflect the services' interpretation of the interventions made and do not set out any official position of the third parties to which the documents refer, which were not consulted on their content. They do not reflect the position of the Commission and cannot be quoted as such.

In case you would disagree with this position, you are entitled, in accordance with Article 7(2) of Regulation (EC) No 1049/2001, to submit 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 Secretariat-General of the Commission at the following address:

European Commission
Secretariat-General
Unit C.1. 'Transparency, Document Management and Access to Documents'
BERL 7/076
B-1049 Brussels, or by email to: sg-acc-doc@ec.europa.eu

Yours faithfully,

Malgorzata Pitala
Deputy Head of Unit
On behalf of
Laurence de Richemont
Head of Unit

Enclosure: 5