



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

The Director-General

Brussels
AGRI.I.1/RW D(2024)

Subject: Your application for access to documents – our No 2024/5624

Dear Ms Sumner,

We refer to your above-mentioned request for access to European Commission documents registered from 22 October 2024 under the above-mentioned reference number.

You request access to: *all documents pertaining to exchanges between the European Commission DG Agri and external stakeholders, and internal European Commission communication, concerning the ongoing work on the Food Information to Consumers Regulation 1169/2011 during 2023 and 2024.*

We have identified 3 documents falling within the scope of your request.

You will find enclosed a list of these documents, as well as redacted copies of them. The need for these redactions is explained under (I) and (II) below.

I. – Partial access – redaction of personal data

The full disclosure of the documents at hand is prevented by the exception concerning the protection of privacy and the integrity of the individual as 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;
- handwritten signatures/abbreviated signatures of natural persons.

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

⁽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. 3.

Ms Suzy Sumner
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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, we 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.

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.

II. Partial access to a document – ongoing decision-making process

Having examined the above-mentioned document falling within the scope of your request (No 1 in the attached list) under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I regret to inform you that your application cannot be fully granted, as disclosure is prevented by the exception to the right of access laid down in Article 4 of this Regulation.

A part of this document has been redacted as its disclosure is prevented by exception to the right of access laid down in Article 4(3), first subparagraph (protection of the on-going institution's decision-making process).

The redacted part of this document contains reflections on the main points raised during internal discussions on front of pack nutrition labelling. As no decision has yet been reached by the Commission in this regard, disclosing these reflections at this stage would reveal preliminary views and policy options which are currently under consideration and expose the Commission to undue external pressure, given the high salience of such matters for stakeholders and the general public. Consequently, to ensure that Commission services are able to explore all possible options in preparation of a decision free from external pressure, the exception laid down in Article 4(3), first subparagraph of Regulation (EC) No 1049/2001 must be applied to this part of the document.

We have examined whether there could be an overriding public interest in disclosure, but we have not been able to identify such an interest.

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 to the Secretariat-General of the Commission within 15 working days upon receipt of this letter. You can submit it in one of the following ways:

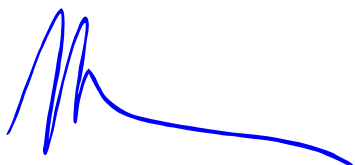
by asking for a review via your portal² account (available only for initial requests submitted via the portal account);

or by post:

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 sincerely,

A handwritten signature in blue ink, consisting of a stylized 'M' followed by a long horizontal stroke that tapers to the right.

Wolfgang BURTSCHER

Enclosure: List of identified documents and 3 documents

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