



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

The Director-General

Brussels
AGRI.I.1/OS/ib

Subject: Your application for access to documents No 2024/1111

Dear Mr Daalder,

I refer to your request for access to European Commission documents registered on 27 February 2024 under the above-mentioned reference number.

You request access to all documents from 2023 – including but not limited to (draft versions of) minutes, (hand-written) notes, audio recordings, verbatim reports, operational conclusions, briefings, e-mails, attachments, letters, text messages, phone call notes, (powerpoint) presentations – related to the designation of the so called 'Nutriënt-verontreinigde gebieden' (also called 'NV-gebieden'). Context: Dutch authorities requested at least four technical meetings on this topic with the Commission in June, July, September and October 2023. On the 5th of December 2023 Piet Adema, Dutch Ministry of Agriculture, informed Dutch Parliament about the NV-gebieden - [Kamerbrief over voortgang implementatie derogatiebeschikking mest en implementatie nutriënten-verontreinigde gebieden | Kamerstuk | Rijksoverheid.nl](#) Since the information might at least partly also concern "activities affecting or likely to affect" the "state of the elements of the environment", I believe Regulation 1367/2006 applies.

We regret to inform you that the Directorate-General for Agriculture and Rural Development (DG AGRI) does not hold any documents that would correspond to the description given in your application.

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 description given in your application, are held by DG AGRI, we are not in a position to fulfil your request. Please note in this regard that the main topic of your request (designation of *nutrients polluted areas* in the Netherlands) falls outside the remit of DG AGRI.

In accordance with Article 7(2) of Regulation (EC) No 1049/2001, you are entitled to make 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:

by post to:

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,

In absence of the Director General
Wolfgang BURTSCHER



Mihail DUMITRU
Deputy Director General