



## EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR INTERNAL MARKET, INDUSTRY, ENTREPRENEURSHIP  
AND SMES  
Investment  
C4. Intangible Economy

Brussels,  
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Dear Sir,

**Subject: Your application for access to documents – GESTDEM 2021/5108**

We refer to your e-mail of 18<sup>th</sup> August 2021 in which you make a request for access to documents, registered on 19<sup>th</sup> August 2021 under the above mentioned reference number.

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

Please note that parts of the documents blanked out are out of scope (not to do with SPCs).

Your application concerns the following documents:

1. Ares(2020)6393201 – 05/11/2020 – Webinar IP and Competition – 5 Nov 2020
2. Annex to this above webinar – Medicines for Europe Whitepaper – Nov 2020
3. Ares(2020)5530775 – 15/10/2020 – Minutes of Meeting with Medicines for Europe of 7th Oct 2020
4. Ares(2020)6143551 – 30/10/2020 – Minutes of Meeting of bi-annual EFTA – EC working group on Intellectual Property of 22 Oct 2020
5. Ares((2020)6309489 – 03/11/2020 – Minutes of the Webinar meeting “EU IP strategy” of 27th Oct 2020
6. Ares(2020)807577 – 7/02/2020 – Minutes of Meeting with AbbVie on 7th Feb 2020

With regard to the 5 documents listed above, a complete disclosure of the 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 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 any 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.

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This document was drawn up for internal use under the responsibility of the relevant officials of the Directorate-General for **Internal Market, Industry, Entrepreneurship and SMEs**. It solely reflects the author's interpretation of the interventions made and does not set out any official position of the third parties to which the document refers, which was not consulted on its content. It does 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](mailto:sg-acc-doc@ec.europa.eu)

Yours faithfully,

Please note that the Commission does not assume liability stemming from the reuse.

Yours faithfully,

Claudia MARTINEZ FELIX  
Deputy Head of Unit

Enclosures: 5