



EUROPEAN COMMISSION
NEIGHBOURHOOD AND ENLARGEMENT NEGOTIATIONS

The Director-General

Brussels,

By registered letter

Subject: Your application for access to documents – Ref GestDem 2019/4242

Dear Mr Fanta,

I refer to your application dated 19 July 2019¹, registered under the above-mentioned reference number², in which you make a request for access to:

- ‘List of lobby meetings your Directorate-General held with Microsoft or its intermediaries from November 2014 up to the present. The list should include: date, individuals attending and organisational affiliation, the issues discussed;
- Minutes and other reports of these meetings;
- All correspondence including attachments (i.e. any emails, correspondence or telephone call notes) between your DG (including the Commissioner and the Cabinet) and Microsoft or any intermediaries representing its interests in that time;
- All documents prepared for the meetings and exchanged in the course of the meetings between both parties in the given time frame’.

We regret to inform you that no such meetings have taken place and consequently DG NEAR does not hold any documents that would correspond to the description given in your application.

¹ Ref. Ares(2019)4742211

² Ref. Ares(2019)4742230

Mr Alexander Fanta
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Advance copy by email:
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As specified in Article 2(3) of Regulation (EC) No 1049/2001³, 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 NEAR, DG NEAR is not in a position to fulfil your request.

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 within 15 working days upon receipt of this letter to the Secretariat-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/Brussel
or by email to: sg-acc-doc@ec.europa.eu

Yours sincerely,

[e-signed]
Christian Danielsson

³ Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents, Official Journal L 145 of 31 May 2001, p. 43.