

To the attention of:

Ms Izuzquiza, Mr Semsrott

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Vienna, 20/12/2021

Ref: RMOngoing-2021-1659

Subject: Your application for access to documents pursuant to Regulation No. 1049/2001 – Ref: RMIncoming-2021-549

Dear Ms Izuzquiza,
Dear Mr Semsrott,

We refer to your application in which you make a request for public access to documents, registered on **03 December 2021**, under the above reference number.

In your application, you request access to the following:

"- Any and all guidelines, policies, instructions, rules, recommendations or regulations of any kind held by the FRA with regards to costs relating to litigation before the General Court of the EU and the European Court of Justice.

In particular - although not exclusively - we are interested in any and all documents related to or regarding:

- How and when the FRA decides whether it relies on external services, may it be external lawyers or other experts, and any considerations and criteria taken into account throughout this decision-making process;

- How the FRA calculates legal costs to be claimed when it wins a legal challenge before the EU court, and any considerations and criteria taken into account throughout this decision-making process;

- How and when the FRA decides to claim these costs, and any considerations and criteria taken into account throughout this decision-making process; or

- Whether the FRA contemplates or establishes limits, reductions or waivers to legal costs, and any considerations and criteria taken into account throughout this decision-making process."



Following our assessment of your requests above, please note that FRA does not hold any particular “*guidelines, policies, instructions, rules, recommendations or regulations*”. The legal instrument implemented by the Agency on these matters is the Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, which is publicly available via the following link:

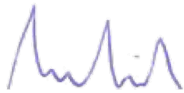
<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32018R1046>

Redress mechanism

In case you would disagree with the assessment, you are entitled, in accordance with Article 7(2) of Regulation 1049/2001, to make a confirmatory application requesting the FRA to review this position.

Such a confirmatory application should be addressed within 15 working days upon receipt of this email to FRA: documents@fra.europa.eu

Yours faithfully,



Constantinos Manolopoulos

Head of Corporate Services Unit