

From: SANTE ACCESS TO DOCUMENTS
Sent: jeudi 11 avril 2019 17:08
To: [REDACTED]@novartis.com; [REDACTED]@google.com
Cc: SANTE ACCESS TO DOCUMENTS
Subject: Consultation pursuant to Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents – Ref No GestDem 2019/1412
Attachments: CELEX_32001R1049_EN_TXT.pdf; 28.Ares.2015.1992864_for consultation.pdf; 31.Ares.2015.1827275_for consultation.pdf

Dear [REDACTED] and [REDACTED]

We have received an application for access to documents made under Regulation (EC) 1049/2001 ("the Regulation"). Please find herewith a copy of the Regulation.

The applicant request access to a document which were sent to the Commission by you (Ares(2015)1992864 and Ares(2015)1827275).

The general principle of Regulation 1049/2001 is to grant the widest possible access to any document held by an EU-institution which is requested under this Regulation. The institution only refuses disclosure of (a part of) the requested document(s), if disclosure would undermine the protection of a specific interest as laid down in Article 4 of this Regulation.

As regards third-party documents, Article 4, paragraph 4 of Regulation 1049/2001 provides that *the institution shall consult the third party with a view to assessing whether an exception in paragraph 1 or 2 is applicable, unless it is clear that the document shall or shall not be disclosed.*

With a view to handling this application, we invite you to indicate whether you agree with disclosure of the document originating from you or, on the contrary, object to disclosure. In case you wish to object to disclosure, we kindly ask you to indicate how in your view, disclosure would affect one of the interests protected under Article 4, paragraphs 1 or 2 of Regulation 1049/2001.

Please note in this respect that the personal data of staff who are not the main representative of your organisation, biometric data such as signatures, and contact details of individuals will be redacted by default, with reference to Article 4(1)(b) (protection of privacy and the integrity of the individual) of Regulation 1049/2001.

In case you consider that the document could be partially released, we would kindly ask you to indicate/mark the parts of the document that should be withheld and to give reasons for redacting them. The document is attached for your convenience.

In order to enable us to reply to the request for access within the prescribed time limit, we would be grateful if you could inform us as soon as possible and in any case within **five working**

days upon receipt of this letter, the position of your company as regards the disclosure of the document concerned.

In case we do not receive a reply within the prescribed time-limit, we will take a position on disclosure of the document requested taking account of the legitimate interests of your company on the basis of the information in our possession.

In view of the short period allowed for the Commission's reply under Regulation No 1049/2001, we would be grateful if you could reply e-mail to:

SANTE-ACCESS-TO-DOCUMENTS@ec.europa.eu

Thank you in advance for your assistance.

Yours faithfully,

SANTE ACCESS TO DOCUMENTS



European Commission
Health and Food Safety