



EUROPEAN RESEARCH EXECUTIVE AGENCY (REA)

Planning, knowledge and compliance
Head of Unit

Brussels,
REA D.1.003



*Sent by registered mail with
acknowledgment of receipt and by
registered Email to:*



Subject: Your application for access to documents – Ref. Ares (2022)8294412

Dear Mr 

We refer to your request for access to documents submitted to the European Research Executive Agency (REA) on 28 November 2022¹. On 30 November 2022, in reply to your email, REA asked for clarifications on the scope of your request and, more specifically, asked you to provide more detailed information on REA's documents which you sought to obtain². On 1 December 2022, REA acknowledged³ your answer to clarifications⁴.

A. SCOPE OF YOUR REQUEST

In your application concerning the distribution of Job Opening for policy officers in Energy, Climate, Environment, you request access to:

¹ Ares (2022)8294412

² Ares (2022)8295710

³ Ares (2022)8316363

⁴ Ares (2022)8316179

“1. all job openings for policy officers in Energy, Climate, Environment in REA including those mentioned by a European Commission team coordinator on LinkedIn at [https://urldefense.com/v3/__https://www.linkedin.com/posts/giuliamarzetti_career-eu-activity-7000749778166804480-06gl__;!!DOxrgLBm!AvejoTGDD5_5h1sy4Alcc_-ZEDXTD2mwgAyxDDcikisrr1q5oZyzw9_SBWSGQOAw0XTTWgQngcgAt5-FvXuYycx1WR4to5ME95Ugiw\\$](https://urldefense.com/v3/__https://www.linkedin.com/posts/giuliamarzetti_career-eu-activity-7000749778166804480-06gl__;!!DOxrgLBm!AvejoTGDD5_5h1sy4Alcc_-ZEDXTD2mwgAyxDDcikisrr1q5oZyzw9_SBWSGQOAw0XTTWgQngcgAt5-FvXuYycx1WR4to5ME95Ugiw$) .

In respect to this point, you clarified: 1) I rely here fully on the information provided by the Commission staff member on LinkedIn. If that Commission staff member is indeed a staff member of the Commission, I would expect that you also seek her support in the fulfilment of this access to document request. If eventually, you find out that the alleged vacancy notices never existed, please let me know as well.

Dates/periods: all vacancy notices that were open on any day of November and December.

Scope: vacancy notices of REA vacancies in the category Cast/Contrat Agent to which also people not yet directly employed by the Commission are eligible;

2. the privacy notice for the applicable recruitment process

In respect to this point, you clarified: 2) I assume REA has at least once procedure in place to recruit CAST/Contract Agents. Those procedures involve the processing of personal data, so that in line with Regulation 2018/1725, a data protection notice should be published on your website and also made available to all candidates at the time of the collection of their personal data. If REA also relies on LinkedIn, please include also the notices that details the use of LinkedIn for recruitment.

3. all internal communication that relates to how this job opening was brought to the attention of possible candidates including recommendations and instructions to staff members concerning the distribution

In respect to this point, you clarified: 3) I refer to those vacancy notices in (1), in particular those mentioned on LinkedIn.

4. all LinkedIn posts relating to the job opening that factually can be attributed to the EU staff members in their professional capacity

5. documents and internal communication that give evidence to how the CAST database was used to fill the vacancy or why it was not used

In respect to this point, you clarified: 5) I refer to those vacancy notices in (1), in particular those mentioned on LinkedIn. Please provide emails and chat messages from HR and recruiting HoUs that relate to the distribution of the vacancy notices and that relate to invitations to apply. For example, HoU asks staff to distribute widely or within their network a vacancy notice or invites individuals to also apply.

6. the applicable social media policy applicable to the distribution of REA job openings on LinkedIn when EC staff posts in a working capacity.

This request is handled within the scope of Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents (hereinafter “*Regulation 1049/2001*”)⁵.

B. DISCLOSURE OF THE REQUESTED DOCUMENTS

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.

Having examined your request we regret to inform you that REA has not identified any documents held by it that would correspond to points 1 to 5 of your request for access to documents.

Given that the LinkedIn positions mentioned in your request, under point 1, are not published by REA, no documents corresponding to the description given in your application under the following points and relating to point 1, are held by REA. Therefore, REA is not in a position to fulfil your request.

However, kindly note that the selection procedures used by REA are described in detail on the dedicated public section of REA’s website (available at https://rea.ec.europa.eu/working-rea/jobs-rea_en), where REA also publicly advertises its calls for expression of interest.

Concerning point 2 of your request, while REA does not hold any document relating to the vacancy mentioned under point 1 of your request, the relevant data protection record and notice (privacy statement) regarding REA recruitment procedures can be found in the public central register of records (available at: https://rea.ec.europa.eu/public-central-register-data-protection-records-rea_en).

Regarding the last point of your request, i.e., “6. *the applicable social media policy applicable to the distribution of REA job openings on LinkedIn when EC staff posts in a working capacity.*”, it results that the following documents are fully accessible:

- “Social Media Guidelines For Staff” (enclosed to this reply letter),
- “REA social media policy” (available at https://rea.ec.europa.eu/rea-privacy-policy-and-social-media-use_en#social-media).

In accordance with Article 7(2) of Regulation 1049/2001, you are entitled to make a confirmatory application requesting the Director of REA to review this position.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to Mr Marc TACHELET, Director of REA, at the following address:

European Research Executive Agency (REA)
Covent Garden building
COV2 – 8/52

⁵ Regulation (EC) N° 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents, OJ L145, 31.05.2001, page 43, hereinafter “Regulation N° 1049/2001.”

Place Charles Rogier, 16
1210 Brussels



Yours sincerely,

Qualified electronic signature by:



Date: 2022-12-21 12:38:00 +01:00



Enclosure: Social Media Guidelines For Staff