



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR MIGRATION AND HOME AFFAIRS

Directorate C – Migration & Asylum
C.4 – Migration Management Response

Brussels

By e-mail with acknowledgment of receipt

Subject: Your application for access to documents (EASE 2022/6922)

Dear Ms Luisa IZUZQUIZA,

We refer to your request for access to documents registered on 29 November 2022 under the above-mentioned reference number.

You request access to European Commission documents relating to the ‘Action Plan for Central Mediterranean to address immediate challenges’ announced on 21 November 2022.

We have identified the following documents as falling within the scope of your request:

- Note SI(2022)436 - GRI of 18 November 2022 - ‘Plan/ roadmap on the situation in the Central Mediterranean’; Ares(2023)1028224 (hereafter: ‘document 1’);
- Annex to Note SI(2022) 436 - EU Action Plan for the Central Mediterranean; Ares(2023)1028224 (hereafter: ‘document 2’).

Having examined the requested documents under the provisions of 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 (‘Regulation (EC) 1049/2001’)¹, I have come to the conclusion that document 2 may be fully disclosed. It is attached to the present letter.

With regard to document 1 listed above, a complete disclosure of the identified document 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 it contains the names/initials and contact information of Commission staff members not pertaining to the senior management.

Article 9(1)(b) of the Data Protection Regulation² does not allow the transmission of such 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

⁽¹⁾ OJ L 145, 31.5.2001, p. 43.

⁽²⁾ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, OJ L 295, 21.11.2018, p. 39.

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, we 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. Therefore, please find attached document 1 in a redacted version, from which personal data has been removed.

You may reuse public documents, which have been produced by the European Commission or by public and private entities on its behalf based on [the Commission Decision on the reuse of Commission documents](#). You may reuse the documents disclosed free of charge and for non-commercial and commercial purposes provided that the source is acknowledged and that you do not distort the original meaning or message of the documents. Please note that the Commission does not assume liability stemming from the reuse.

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 to the Secretariat-General of the Commission within 15 working days upon receipt of this letter. You can submit it in one of the following ways:

by asking for a review via your portal account³ (available only for initial requests submitted via the portal account),

or by mail:

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C.1)
BERL 7/076
B-1049 Brussels

or by email to: sg-acc-doc@ec.europa.eu

Finally, we note that your request has been submitted outside the portal account. Therefore, we would appreciate, if you could acknowledge receipt of the present letter by sending an email to HOME-ACCESS-DOCUMENTS@ec.europa.eu.

Yours faithfully,

Simona ARDOVINO
Head of Unit

Annexes: 2 documents

⁽³⁾ See <https://www.ec.europa.eu/transparency/documents-request>