



EUROPEAN COMMISSION
DIRECTORATE-GENERAL JUSTICE

Director General

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Subject: Ref No GESTDEM 2013/4303

We refer to your e-mail dated 23 August 2013 in which you request access to documents, registered under the above mentioned reference number.

In your application you are requesting all communication related to the security clearances of the participants, the nominations sent by the EU Commission in reply to the Attorney General, the minutes of the first meeting, on 8 July, and the agenda for the following meeting.

Having examined your request under the provisions of Regulation (EC) No 1049/2001 regarding public access to documents, I regret to inform you that your request can only be granted partially, as full disclosure is prevented by exceptions to the right of access laid down in this Regulation.

On the issue of the profile of the participants to the EU-US Working Group from the EU side, I refer to the following document: 12183/1/13 REV 1 EXT 1, which is attached. As regards the composition of the Ad Hoc EU-US Working Group my services took contact with the EU members of the Working Group asking whether they would object to disclosing their participation. Some of the representatives have indicated that they oppose such a disclosure. Therefore, according to Article 4 paragraph 1 (b) of Regulation (EC) No 1049/2001, we provide you with partial access to the list of participants at the EU US Working Group for the EU side.

Releasing to the public the minutes of the meeting that took place and the agenda for the second meeting would undermine the protection of the public interest as regards international relations. Accordingly, pursuant to Article 4(1)(a), the European Commission is unable to grant access to these documents. The Commission will report to the Council and the European parliament on the findings of the EU-US Working Group before the end of the year.

In accordance with Article 7(2) of Regulation 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 Secretary-General of the Commission at the following address:

European Commission
Secretary-General
Transparency unit SG-B-5
BERL 5/327
B-1049 Bruxelles

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

Yours sincerely,

A handwritten signature in black ink, appearing to read 'p. Le Bail', written in a cursive style.

Françoise LE BAIL