



Requests for public access to documents

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Industry Associations
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OBJECTIVES OF THE DISCUSSION

- 1. Public access to documents (PAD) at EFSA, an update on 2017**
- 2. EFSA's confidentiality assessments**

REGULATION 1049/2001

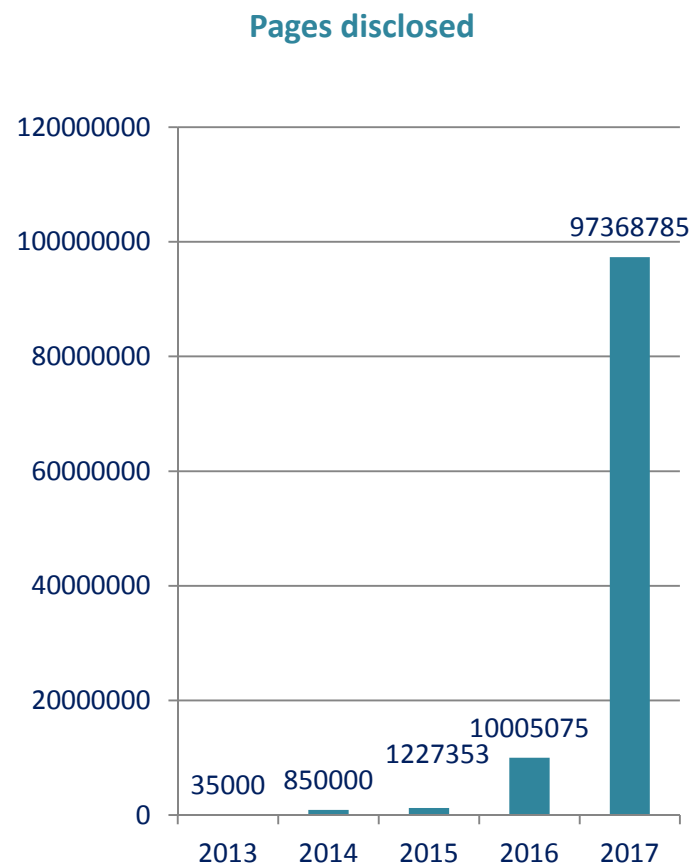
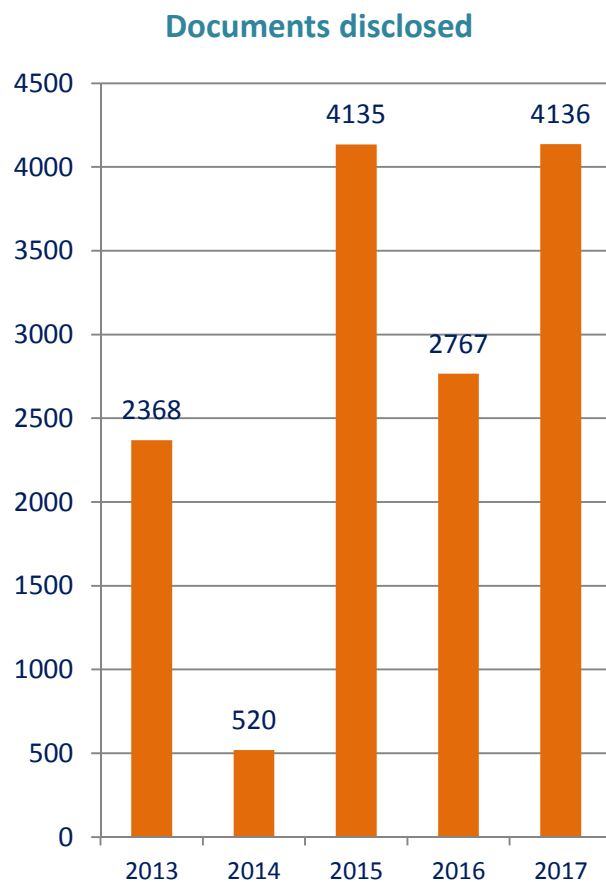
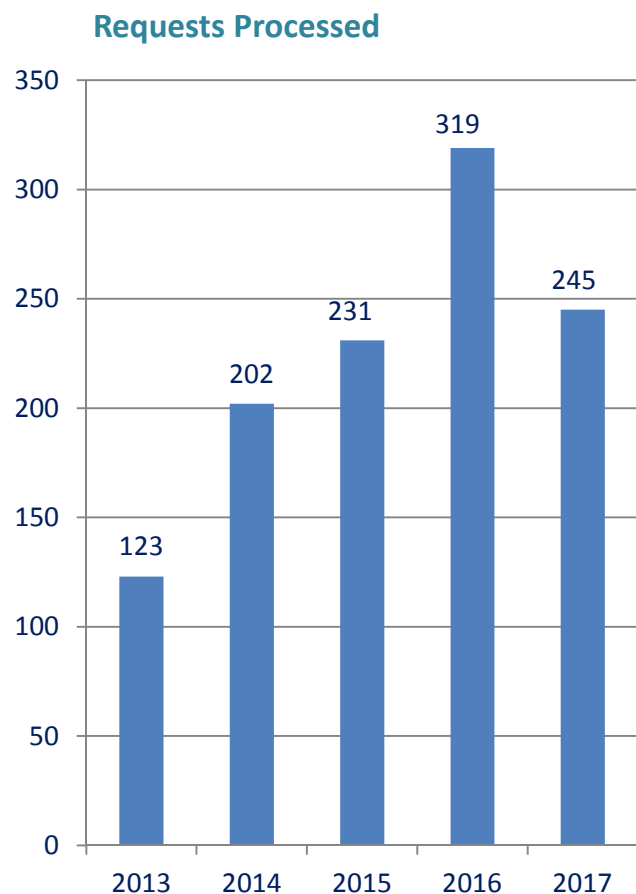
- **EFSA decides** on the basis of the exceptions of Article 4 the PAD Regulation
 - Burden of proof to demonstrate that an exception applies rests with EFSA
 - Overriding public interest

- Requests on **third party documents or data: consultations** in accordance with Article 4(4) within 5 working days
 - **Third parties to submit their views** on whether an exception in Article 4 of PAD Regulation is applicable (e.g. commercial interest, intellectual property rights, personal data)

- Limited deadlines to reply: **15 working days**

PUBLIC ACCESS TO DOCUMENTS: STATISTICS

2013-2017: Development of PAD requests processed by EFSA in accordance with Regulation (EC) No 1049/2001



PUBLIC ACCESS TO DOCUMENTS

2017 – the average PAD request

In 2017, the average PAD request included:

- 21 documents
- 4816 pages



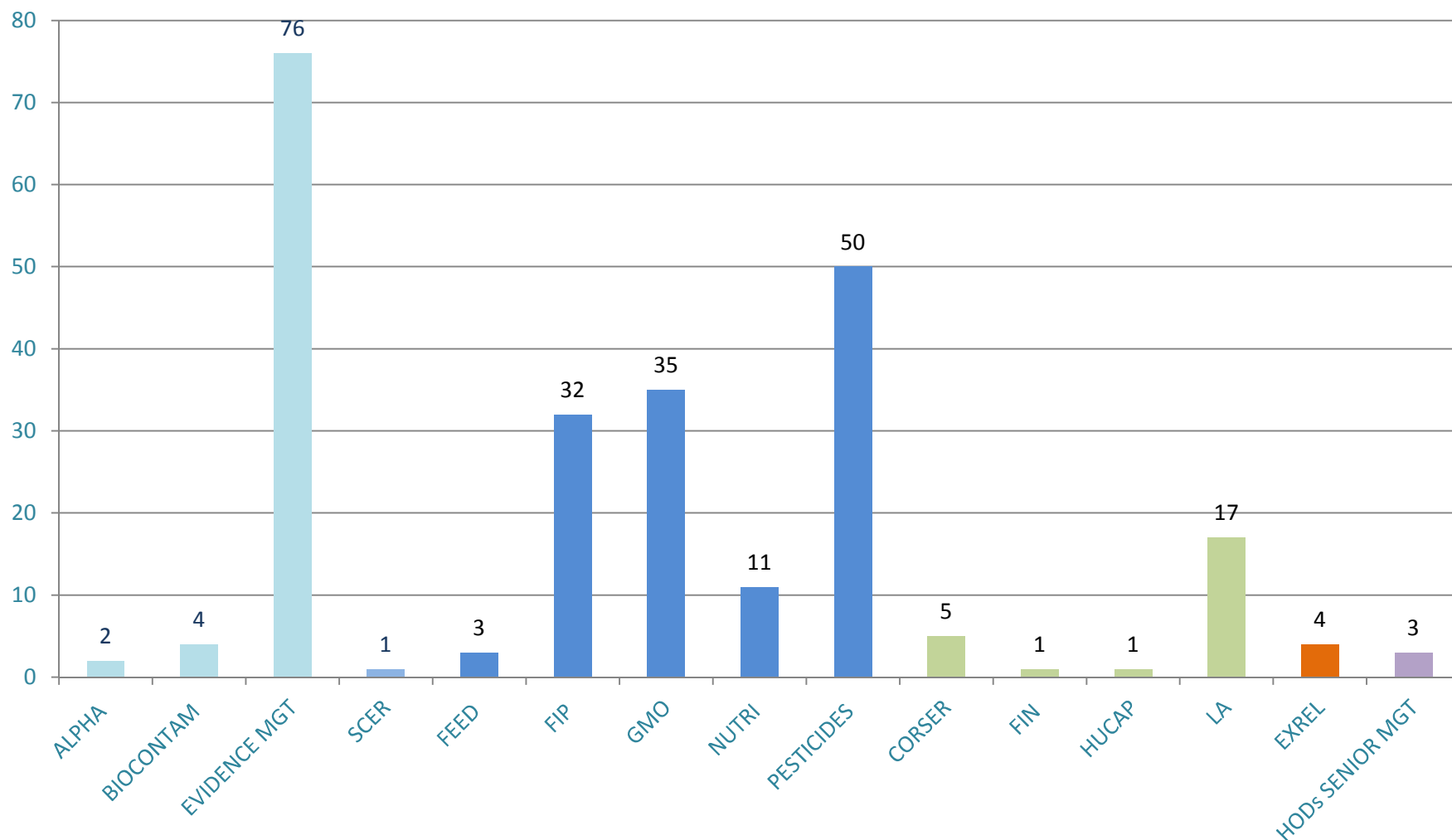
2017 – consultations with 3rd parties

In 2017, EFSA triggered **more than 200 consultations with 3rd parties** on the accessibility of their documents

PUBLIC ACCESS TO DOCUMENTS

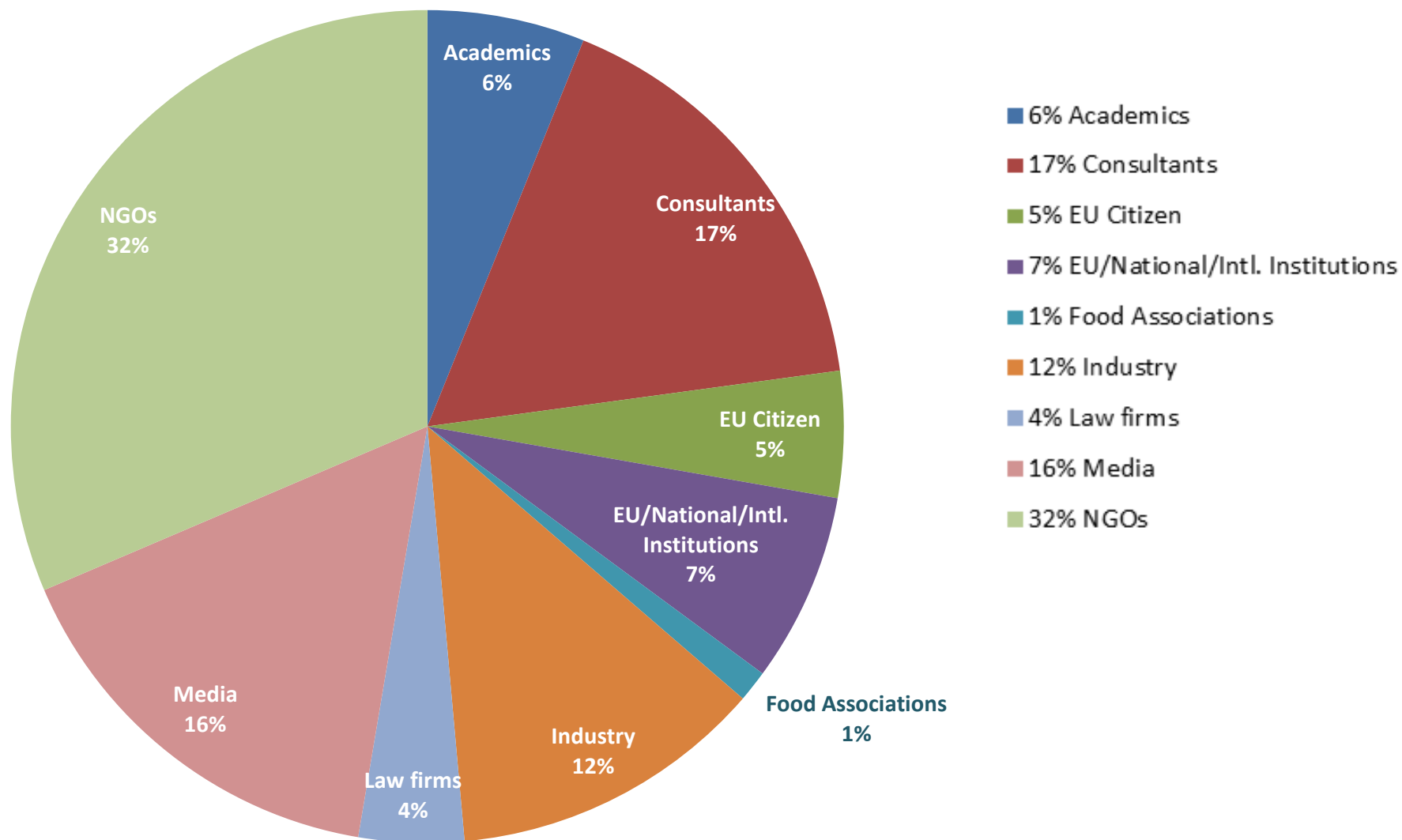
2017 - PAD requests per Unit

245 PAD requests in 2017



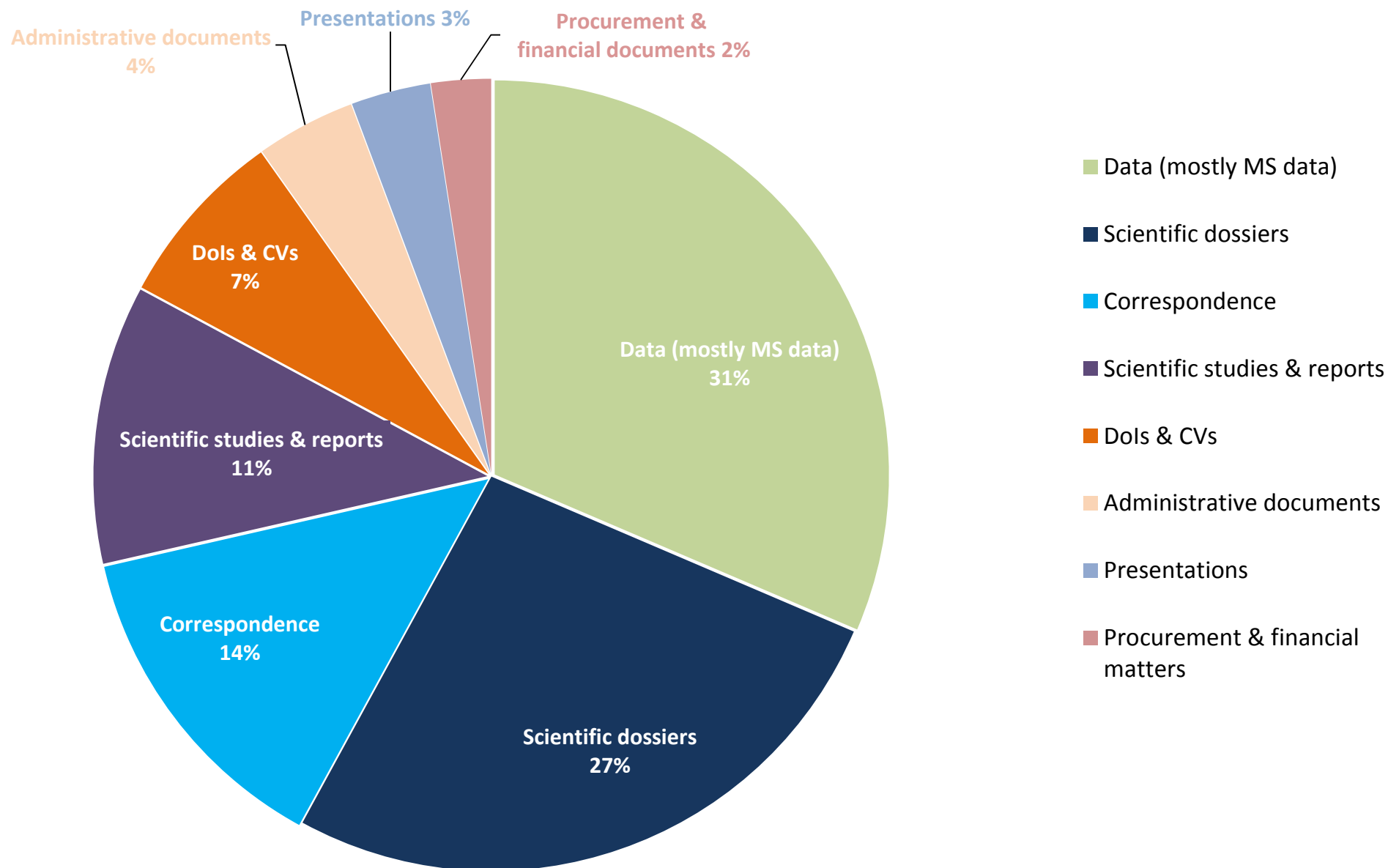
PUBLIC ACCESS TO DOCUMENTS

2017 – Profile of PAD requesters

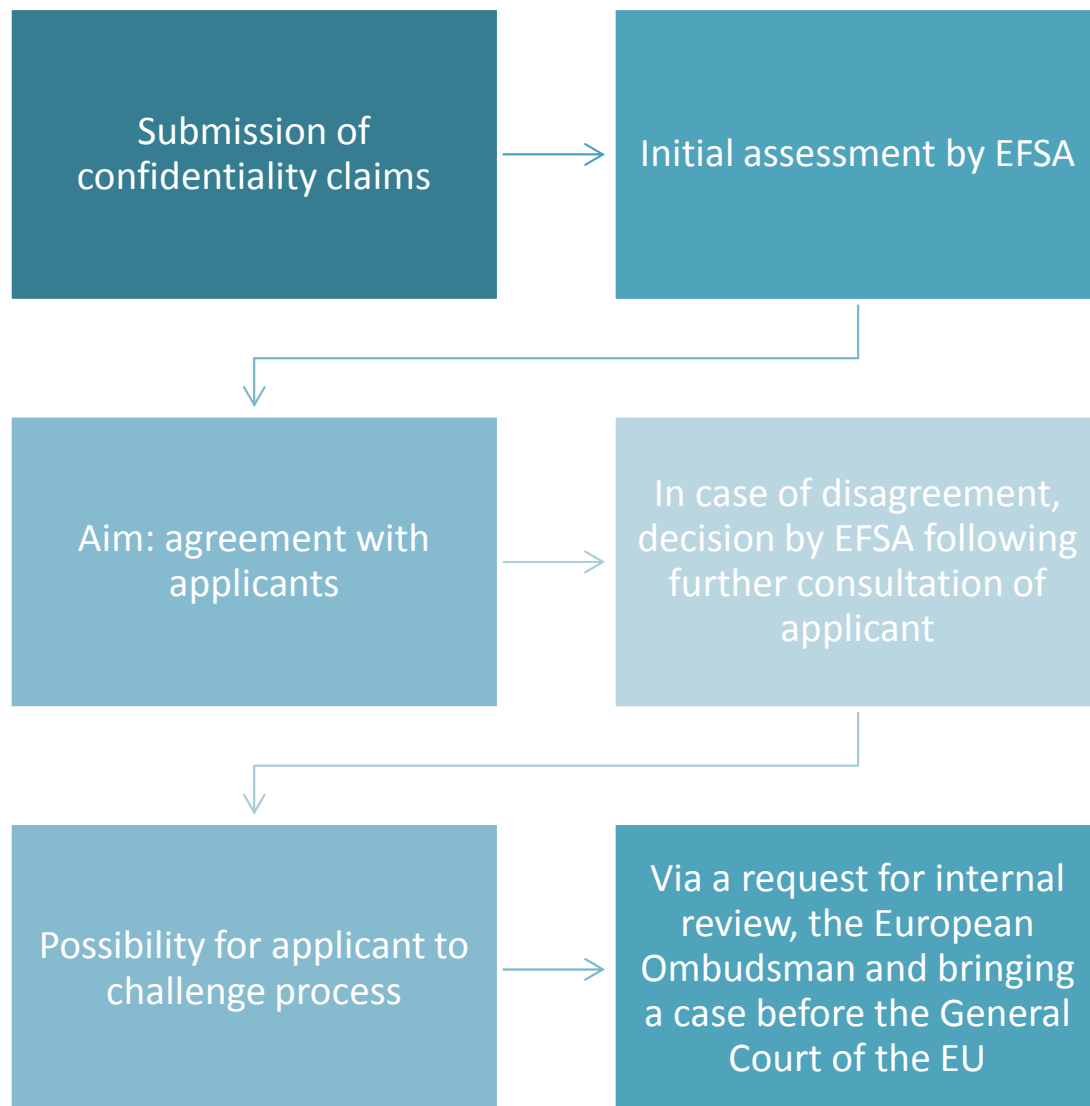


PUBLIC ACCESS TO DOCUMENTS

2017 – Types of documents requested



EFSA CONFIDENTIALITY DECISION MAKING PROCESS



EFSA CONFIDENTIALITY ASSESSMENT: THE FRAMEWORK

EFSA's confidentiality decisions

- Residual - Only when not assigned explicitly to Commission by sectoral legislation
- Upon submission of scientific dossier bearing applicants' claims

➡ For scientific opinion and support background documents and data

EFSA's assessment in accordance with PAD Regulation

- On any documents in the possession of EFSA
- Takes into account the confidentiality decisions
- Upon consultation of the documents' owners

➡ For public release

