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EUROPEAN UNION
THE COUNCIL

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COVER NOTE

from : General Secretariat of the Council

to : Working Party on Information

No. prev. doc.: 9039/99

Subject : Public access to documents
- confirmatory application made by Mr. P. NORMAN

Delegations will find attached a draft reply to the confirmatory application for Council documents submitted by Mr. P. NORMAN (see doc. 9039/99).

SEMDOC

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DRAFT

**REPLY ADOPTED BY THE COUNCIL ON
TO CONFIRMATORY APPLICATION BY MR. P. NORMAN**

**- made to the Council by letter dated 15 May 1999,
registered by the General Secretariat of the Council on 25 May 1999 -,
pursuant to Article 7(1) of Council Decision 93/731/EC,
for access to the following documents:
9809/2/98, 12195/98 and 12861/98 ¹**

The Council carefully considered the above mentioned documents and came to the following conclusions:

The applicant may have access to documents 9809/2/98 and 12861/98.

12195/98 is a note from the Customs Co-operation Working Party to the K.4 Committee concerning the objectives for the technical requirements for the Third Pillar Customs Information System (CIS). The document contains in the annex a very detailed list of data elements, which may be captured in the CIS database. Disclosure of these data can affect the successful operation of this Information System. The Council therefore concluded that the annex of this document cannot be made available by virtue of Article 4(1) of the Decision (public security). The application may therefore have access to the document without the annex.

¹ In dealing with Mr. Norman's first request, the document to which he wanted access was wrongly identified as 12195/98 and should have been 12861/98. The latter document was therefore also considered.