



COMMISSION EUROPÉENNE

Direction générale de l'énergie

Direction D - Sécurité nucléaire et Cycle du combustible

Le Directeur

European Commission / Directorate-General for Energy

Response to CRIIRAD dated June 12, 2015

Free translation (thank you to report any error to corinne.castanier@criirad.org)

Subject: composition of the Euratom Treaty article 31 group of experts

Ref: your letter addressed to Commissioner Andriukaitis dated 21 April 2015

Dear Mrs Castanier,

Thank you for your letter addressed to Commissioner Andriukaitis, in which you requested the names, qualifications and professional experience of the Euratom Treaty article 31 group of experts who published their findings in 2012, 1998 and also in 1986-1987 within the framework of opinions and reports concerning the European Community legislation which sets the maximum levels of radioactive contamination in foodstuffs to be applied in the event of a nuclear accident. The Commissioner has asked me to reply to your request on his behalf.

First of all, I would like to specify that the names, qualifications and professional experience of the aforementioned group of experts are considered to be "personal information" relating to the private lives of those concerned. This is in accordance with the EC regulation No 45/2001. In compliance with article 8(b) of this regulation, personal information can only be released to persons who can clearly demonstrate the necessity to release such information, and in addition, there should be no reason to believe that the release of such information could compromise the legitimate interests of those involved.

Having considered your request carefully, we believe that the necessity to divulge the personal information mentioned above has not been established. Furthermore, we have no assurance that its release would not compromise the legitimate interests of those concerned.

Moreover, if, as we see it, the purpose of your request focuses on the reasons which motivated the decisions of the experts, we believe that your request can be answered by reading the opinions and reports published by the group of experts which specifically relate to the areas in which you have a concern. The Commission is not fully convinced that by divulging the experts' names, their interests may not be compromised by exposing them to unjustifiable pressures, in particular given that they are no longer members of the group of experts of article 31.

As a result, I am not in a position to communicate this information.

I would like to thank you for the interest you have shown in the work undertaken by the Commission and invite you to contact Mr Ivo Alehno, Head of D3 Unit at the Energy Management Board (email: ivo.alchno@ec.europa.eu – telephone: +352 4301 36738) to follow up on the discussions concerning Community legislation on the maximum levels of radioactive contamination in foodstuffs to be applied in the event of a nuclear accident.

Yours sincerely,

Michael Kuske

On behalf of Massimo Garribba

The opinions and reports can be consulted on our site using this link: <http://ec.europa.eu/energy/node/1183>