



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR INTERNAL MARKET, INDUSTRY,
ENTREPRENEURSHIP AND SMES
The Director-General

Brussels
GROW.H.3/

Mr Fred Logue e-mail address:
fred.logue@fplogue.com

Subject: Your application for access to documents EASE 2024/2975

Dear Mr. Logue,

We refer to your request for access to European Commission documents registered on 05/06/2024 under the above-mentioned reference number.

You requested access to a copy of each Harmonised Standard developed by CEN, CENELEC and ETSI whose reference has been published in the Official Journal and which remains in force (the Requested Documents).

We also refer to our e-mail of 16/07/2024 in which we invited you, pursuant to Article 6(3) of Regulation (EC) No 1049/2001, to agree on a fair solution for dealing with your request.

We explained that such a fair solution could consist of narrowing down the scope of your request (i.e. the subject matter(s) and/or timeframe covered), so as to reduce it to a more manageable amount of documents.

We also indicated that handling of your request would cover the following steps:

- identification of the documents falling under the scope of your request;
- retrieval and establishment of a complete list of the documents identified;
- assessment of the content of the documents in light of the exceptions of Article 4 of Regulation (EC) No 1049/2001;
- drafting of the reply;
- redaction of those parts of the documents to which one or several exceptions apply;
- internal review and approval of the draft reply; and
- preparation of the reply and the documents for dispatch (administrative processing etc).

We concluded that, according to our first estimates, a maximum of 15 to 20 harmonised standards could possibly be dealt with within 30 working days counting from the date of

registration of your application.

You have not replied to our invitation to agree on a fair solution.

We have therefore not been able to identify any conceivable, mutually acceptable solution to deal with your request, nor the documents which, in your view, were a priority.

Handling your application, having regard to volume of the documents requested, would involve an unreasonable administrative burden and would be disproportionate.

With a view to safeguarding the interests of good administration, we are obliged to balance your possible interest in access against the workload resulting from the processing of your application.

It follows from the settled case-law¹ that an institution may derogate from the obligation to examine specifically and individually a request for access only where three cumulative conditions are satisfied. First, the workload involved in the concrete and individual examination of the requested documents must prove unreasonable. Secondly, the institution must have attempted to consult with the applicant. Thirdly, the institution must have specifically considered alternatives to a concrete and individual examination of the documents requested and have concluded that those various options would be less favourable to the applicant or would also involve an unreasonable workload.

Consequently, in the absence of your reply specifying the scope of your request by subject matter and/or timeframe covered, your application is understood to cover documents for which you have manifested interest by submitting requests for access to the European Commission, and for which access had already been granted.

To recall, on 30 May 2024 you submitted an initial application for access to documents under Regulation (EC) No 1049/2001, registered under EASE 2823/2024, in which you requested access to the following documents:

- ‘CEN EN 71-5:2015 Safety of toys – Part 5: Chemical toys (sets) other than experimental sets,
- CEN EN 71-4:2013 Safety of toys – Part 4: Experimental sets for chemistry and related activities,
- CEN EN 71-12:2013 Safety of toys – Part 12: N-Nitrosamines and N-nitrosatable substances,
- CEN EN 12472:2005+A1:2009 Method for the simulation of wear and corrosion for the detection of nickel release from coated items’.

Access to requested documents in respect of your application registered under EASE 2823/2024 was provided on 10 July 2024. In its reply, the European Commission pointed out that the documents requested were already provided to you on 2 July 2024 as part of the Commission’s decision C(2024)4759.

To further recall, on 29 July 2024 you submitted an initial application for access to documents under Regulation (EC) No 1049/2001, registered under EASE 2943/2024, in which you requested access to harmonised standards listed below:

¹ Judgment of the General Court of 15 March 2023, *Basaglia v European Commission*, T-597/21, EU:T:2023:133, paragraph 57.

Legislation reference (A)	ESO (B)	Reference number of the standard (C)	Title of the standard (D)	Date of start of presumption of conformity (1)	OJ reference for publication in OJ (2)
765/2008	CEN	EN ISO 14001:2015	Environmental management systems - Requirements with guidance for use (ISO 14001:2015)	11/12/2015	OJ C 412 - 11/12/2015
765/2008	CEN	EN ISO 14004:2016	Environmental management systems - General guidelines on implementation (ISO 14004:2016)	10/06/2016	OJ C 209 - 10/06/2016
765/2008	CEN	EN ISO 14015:2010	Environmental management - Environmental assessment of sites and organizations (EASO) (ISO 14015:2001)	05/10/2011	OJ C 292 - 05/10/2011
765/2008	CEN	EN ISO 14020:2001	Environmental labels and declarations - General principles (ISO 14020:2000)	16/06/2009	OJ C 136 - 16/06/2009
765/2008	CEN	EN ISO 14021:2016	Environmental labels and declarations - Self-declared environmental claims (Type II environmental labelling) (ISO 14021:2016)	12/08/2016	OJ C 293 - 12/08/2016
765/2008	CEN	EN ISO 14024:2018	Environmental labels and declarations - Type I environmental labelling - Principles and procedures (ISO 14024:2018)	15/06/2018	OJ C 209 - 15/06/2018
765/2008	CEN	EN ISO 14031:2013	Environmental management - Environmental performance evaluation - Guidelines (ISO 14031:2013)	28/11/2013	OJ C 348 - 28/11/2013
765/2008	CEN	EN ISO 14040:2006	Environmental management - Life cycle assessment - Principles and framework (ISO 14040:2006)	16/06/2009	OJ C 136 - 16/06/2009
765/2008	CEN	EN ISO 14044:2006, EN ISO 14044:2006/A1:2018	Environmental management - Life cycle assessment - Requirements and guidelines (ISO 14044:2006)	15/06/2018	OJ C 209 - 15/06/2018
765/2008	CEN	EN ISO 14050:2010	Environmental management - Vocabulary (ISO 14050:2009)	05/10/2011	OJ C 292 - 05/10/2011
765/2008	CEN	EN ISO 14063:2010	Environmental management - Environmental communication - Guidelines and examples (ISO 14063:2006)	05/10/2011	OJ C 292 - 05/10/2011
765/2008	CEN	EN ISO 14064-1:2019	Greenhouse gases - Part 1: Specification with guidance at the organization level for quantification and reporting of greenhouse gas emissions and removals (ISO 14064-1:2018)	04/12/2020	OJ L 408 - 04/12/2020

Legislation reference (A)	ESO (B)	Reference number of the standard (C)	Title of the standard (D)	Date of start of presumption of conformity (1)	OJ reference for publication in OJ (2)
765/2008	CEN	EN ISO 14064-2:2019	Greenhouse gases - Part 2: Specification with guidance at the project level for quantification, monitoring and reporting of greenhouse gas emission reductions or removal enhancements (ISO 14064- 2:2019)	04/12/2020	OJ L 408 - 04/12/2020
765/2008	CEN	EN ISO 14064-3:2019	Greenhouse gases - Part 3: Specification with guidance for the verification and validation of greenhouse gas statements (ISO 14064- 3:2019)	04/12/2020	OJ L 408 - 04/12/2020
765/2008	CEN	EN ISO 14065:2013	Greenhouse gases - Requirements for greenhouse gas validation and verification bodies for use in accreditation or other forms of recognition (ISO 14065:2013)	07/09/2013	OJ C 258 - 07/09/2013

Access to requested documents in respect of your application registered under EASE 29433/2024 was provided on November 11, 2024.

In accordance with Article 7(2) of Regulation (EC) No 1049/2001, you are entitled to make 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 ⁽²⁾ account (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
Bruxelles

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

Yours sincerely,

Kerstin Jorna

⁽²⁾ <https://www.ec.europa.eu/transparency/documents-request>