London, 12 May 2022

European Commission
Secretariat-General
Transparency, Document Management & Access to Documents (SG.C1)
BERL 7/076
B-1049 Brussels Belgium

Dear Sir or Madam,

Following an access to documents request (Ref. Arest(2012)5652872-15/9/21), we received "Annex I of the Commission Implementing Decision on the financing of the annual action programme to be financed from the genral budget of the Union for Article 5 of the Instrument contributing to Stability and Peace for 2019".

In accordance with Article 15(3) of the consolidated version of the Treaty on the Functioning of the European Union and Article 42 of the Charter of Fundamental Rights of the EU, implemented through Regulation (EC) No 1049/2001, Privacy International[1] and Tomaso Falchetta[2] would hereby like to jointly request a copy of any other documents related to "Component 1: Advance Passenger Information and Passenger Name Record Data (API/PNR) of the "Annual Action Programm 2019-Counterterrorism", CRIS number: 2019/041-844 financed under the Instrument contributing to Stability and Peace for 2019 that are held by you.

[1] Privacy International (PI) is a London-based non-profit, non-governmental organization (Charity Number: 1147471) that does research and advocates globally against government and corporate abuses of data and technology. It exposes harm and abuses, mobilises allies globally, campaigns with the public for solutions, and pressures companies and governments to change. PI challenges overreaching state and corporate surveillance so that people everywhere can have greater security and freedom through greater personal privacy. Within its range of activities, PI investigates how peoples' personal data is generated and exploited, and how it can be protected through legal and technological frameworks. It has advised and reported to international organisations like the Council of Europe, the European Parliament, the Organisation for Economic Cooperation and Development and the UN Refugee Agency. https://privacyinternational.org/

[2] This same request is also submitted by Tomaso Falchetta Global Policy Lead at Privacy International, in his private capacity as Italian national.

These documents should among others include but not be limited to the following:

1. **Mission and project reports** indicating, among others, the number of new legislative frameworks adopted in partner countries regulating the collection, transmission, use, retention and sharing of passenger data in compliance with international human rights standards;
2. **Reports or other documents** indicating number of 'All-of-UN' deep-dive missions undertaken throughout project duration, number of comprehensive national API/PNR roadmaps developed for partner countries in receipt of a deep-dive mission;
3. **Reports from pre- and post- training/workshop tests, project reports, mission reports and other documents,** indicating the number of people reached through awareness raising and capacity-building workshops held by the project, disaggregated by sex; and all education materials which were provided to participants before, during or after the training, indicating among others obligations regarding API/PNR collection;
4. **Copies of any draft laws drafted with project support in partner countries regulating the collection, transmission, use, retention and sharing of API/PNR data in compliance with international human rights standards;**
5. **A copy of the Guidance Note on human rights issues pertaining to API/PNR;**
6. **Progress reports, UNgoTravel system data, and other documents demonstrating the frequency of access to and use of the UNgoTravel software solution by partner countries and number of partner countries having deployed the UNgoTravel software thanks to support of this Action.**

Clarifications

(i) For the purposes of this request, documents shall include but not be limited to: all official and unofficial, electronic and hard-copy documents, working arrangements, templates, databases, reports, studies, guidance or policy documents, reviews, minutes, statistics, directives, instructions, circulars, service notes, contracts, agreements, receipts, audits, risk and impact assessments, statistics, forms, requests, letters, emails, decisions.

(ii) Please provide all requested documents in English, and, if not possible, in French or German or Italian or Greek or Spanish.

(iii) Please provide the documents in an electronic format to both [redacted]

If it is not possible to provide all the above documents, we would kindly ask you to advise on how to refine our request so as to ensure that it falls within the appropriate limits.

Please do not hesitate to contact us should you require any further clarifications.

Thank you very much for your consideration. We look forward to your response.

Yours faithfully,



Ilia Siatitsa
Programme Director
and Senior Legal Officer
Privacy International
[redacted]



Tomaso Falchetta
Global Policy Lead
Privac International
[redacted]