



Anne Bucher  
Director General of Directorate General for Health and Food Safety (SANTE)  
European Commission  
B-1049 Brussels

26 June 2020

**Regarding: Request for access to documents on letters send to Member States in relation to the implementation of the Sustainable Use of Pesticides**

Dear Mrs. Bucher,

Pesticide Action Network Europe (PAN Europe) herewith requests access to documents:

- The data sources and methodology - including raw data - of the compliance-monitoring index developed by the Commission to quantify the progress made in the implementation of each Article of the SUD by Member States, referred to in the annex to the document COM(2020) 204 final, graph 1-3.
- Responses to a letter from the Commission to each Member State in October 2017 outlining specific weaknesses in their initial NAPs, as mentioned in (COM(2020) 204 final)
- The letters that the European Commission sent to four Member States to clarify certain aspects of implementation of the SUD after the audits, as mentioned in (COM(2020) 204 final)
- Document, including drafts, of the report of the audit carried out in Romania in October 2019
- All documents relating to reflections on further steps, including possible infringement procedures, the European Commission is considering to take towards Member States failing to meet their obligations under the SUD.

We kindly request you to send us the above-mentioned documents in an electronic format to the address [henriette@pan-europe.info](mailto:henriette@pan-europe.info).

This application for access to documents is made under Regulation (EC) 1049/2001 of the European Parliament and of the Council of 30 May 2001 on public access to EU institution documents and Regulation (EC) 1367/2006 of the European Parliament and the Council of 6 September 2006 on the application of the provisions of the Aarhus Convention on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters to Community institutions and bodies.

We specifically refer to the article in Regulation (EC) 1367/2006 on “environmental information”, art. 2.1.d:

*(d) 'environmental information' means any information in written, visual, aural, electronic or any other material form on:*

*(i) the state of the elements of the environment, such as air and atmosphere, water, soil, land, landscape and natural sites including wetlands, coastal and marine areas, biological diversity and its components, including genetically modified organisms, and the interaction among these elements;*

*(ii) factors, such as substances, energy, noise, radiation or waste, including radioactive waste, emissions, discharges and other releases into the environment, affecting or likely to affect the elements of the environment referred to in point (i);*

*(iii) measures (including administrative measures), such as policies, legislation, plans, programmes, environmental agreements, and activities affecting or likely to affect the elements and factors referred to in points (i) and (ii) as well as measures or activities designed to protect those elements;*

*(iv) reports on the implementation of environmental legislation;*

*(v) cost-benefit and other economic analyses and assumptions used within the framework of the measures and activities referred to in point (iii);*

*(vi) the state of human health and safety, including the contamination of the food chain, where relevant, conditions of human life, cultural sites and built structures in as much as they are or may be affected by the state of the elements of the environment referred to in point (i) or, through those elements, by any of the matters referred to in points (ii) and (iii);*

With this application, we respectfully request DG AGRI to grant access to the requested documents within the deadline foreseen by Article 7(1) of Regulation (EC) 1049/2001.

Sincerely your

Henriette Christensen