

Début du message transféré :

Expéditeur: "Kohnstamm, mr. J. (CBP)"

Date: 5 mars 2013 09:44:48 UTC

Destinataire: "LE BAIL Françoise (JUST)"

Objet: * Censure of WP29

Dear Mrs Le Bail,

Our short exchange of views last week (in the corridor of La Borchette) took place in an unfortunate setting: I had to rush back to the WP29 plenary in order to be able to conclude decision making regarding an important item that was under discussion.

In the meantime however I need to insist -with the strongest emphasis possible- to respect the Working Party's independence, also when the publication of documents on the Working Party's website hosted by the European Commission is concerned.

Regarding the correspondence with Microsoft, Mrs Boulanger and I have reached agreement regarding a procedure that should guarantee that publication of correspondence between WP29 and companies or organisations will not lead to liability of the European Commission.

A completely different situation occurs however when in public (in the European Parliament) offensive or condescending comments about the Working Party or a few of its members are made on behalf of the European Commission. The most recent example of this are the doubts that were raised regarding the integrity of two WP29 colleagues that took part in the latest TFTP joint review during a LIBE meeting of the European Parliament.

I can assure you I am not intending to find fault with everything but if publicly (a fortiori in the European Parliament) offensive or condescending comments are made about the Working Party or one of its members, it is my right and under certain circumstances my duty to -likewise publicly- react and to require this reaction to be published on the Working Party's website.

The censure that has been applied -by you or on behalf of you- with respect to the letters that were sent after regrettable incidents affect the independence of the Working Party and that of its Chairman in a manner that is unacceptable.

I sincerely hope therefore that you will be able to inform me that the aforementioned letters will indeed be published and would appreciate being informed of your decision within 4 weeks.

Yours sincerely,

Jacob Kohnstamm

Chairman of the Article 29 Working Party