

Staffan Dahllöf



Decision Concerning the Disclosure of Public Document

1. Decision

The Swedish Chemicals Agency rejects your request for access to a public document consisting of information in the rapporteur Member State's draft assessment report on the renewal of the active substance chlorpyrifos in its entirety.

2. Description of the Matter

You have requested per e-mail to access a public document consisting of the information contained on pages 451–454 of the reporting Member State's draft assessment report on renewal of the active substance chlorpyrifos (no. 05.1.3-B13-00248). In this case, the rapporteur Member State is Spain.

3. Grounds

3.1. Applicable provisions

Confidentiality applies to information received by a government agency from a foreign body as a result of a binding EU act or an agreement entered by the European Union or an agreement approved by the Riksdag with another state or with an international organisation, if it can be assumed that Sweden's possibility to participate in international collaborations referred to in that act or agreement will be impaired if the information is disclosed. This is stipulated in Chapter 15, Section 1a, first paragraph of the Public Access to Information and Secrecy Act (2009: 400) (hereafter OSL).

The third paragraph of the same provision states that if confidentiality applies in accordance with the first or second paragraph, the provisions of Chapter 10, Sections 15–27 and Section 28, first paragraph, which allow for the breach of such confidentiality, do not apply.

3.2. The Swedish Chemicals Agency's Assessment

The Swedish Chemicals Agency makes the assessment that the information covered by the request for disclosure has been submitted to the agency pursuant to the

provisions of Regulation (EC) No 844/2011, which is a binding EU act. Given that the information is subject to confidentiality in Spain, it can be assumed that Sweden's possibility to participate in the international work referred to in the act will be impaired if the information is disclosed.

In light of the above, the Swedish Chemicals Agency makes the assessment that the information cannot be disclosed. What you have otherwise stated in the matter does not give cause for any other assessment.

4. How to appeal

This decision may be appealed to the Administrative Court of Appeal in Stockholm. A written appeal to the Administrative Court of Appeal must in that case be received by the Swedish Chemicals Agency within three weeks from the date the complainant was informed of the decision. The appeal is sent to the Swedish Chemicals Agency, Box 2, 172 13 Sundbyberg.

On behalf of the Swedish Chemicals Agency

[Signature]

Elsa Rosén

Legal expert