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Glyphosate EU Regulatory Lead, Bayer AG
Chair of GRG Regulatory Working Group

By e-mail

June 11th, 2020

Subject: Disclosure of the AIR5 Glyphosate renewal dossier

Dear ██████████,

Based on the EU and national legislation concerning disclosure of documents in possession of the member states, EU governments and institutions, it is possible for EU-citizens and organizations to request disclosure of (parts of) the renewal dossier for glyphosate you are to submit June 15th 2020. As AGG-members, we will take these requests into consideration. Since glyphosate is already on the market, these requests will probably have to be (partially) granted, resulting in disclosure of (parts of) the renewal dossier beyond the actions the GRG may take to comply with paragraph 5 of Art. 6 of Regulation (EU) No 844/2012 for the supplementary summary dossier. To prepare ourselves for the requests for information and to be able to process the requests within the strict national legal deadlines, we would kindly like to ask you to do the following.

As applicant and/or authorization holder we ask you to mark all items in the complete dossier you regard as confidential as stated in art 63 of Reg. (EC) No 1107/2009 . We will assess your proposal and your argumentation of confidentiality per item.

Since deadlines for decisions on requests for information are relatively short in view of the amount of dossier items, we would kindly request you to submit by July 1st 2020 a duplicate dossier where all confidential parts are highlighted using a specific color, which is not black, and the markings are motivated based on the relevant regulations and case law. We fully understand the amount of work needed to submit a complete duplicate dossier, however, since GRG has committed to publish the (sanitized) dossier on your website and in view of the fact that it is highly likely that requests for information will be made, it is our opinion that this request is proportional and reasonable and will avoid conflicts with the deadline(s) later in the process.

Specifically, you are asked to provide the AGG with the following information per item/phrase for which confidentiality is claimed:

- To describe in detail and with a thorough substantiation which interests are at stake and why these are protected by the relevant legislation,
- The risk for the GRG when these items are disclosed,
- The amount of damage for GRG when the risk materialize,
- If and how far the interests for disclosure is already met.

Please confirm whether it would be possible for you to submit the requested information and if so whether July 1st 2020 would be manageable or when it could be expected.

Please do not hesitate to contact us if you have any questions regarding this request.

Sincerely yours,

On behalf of the Assessment Group for Glyphosate,

