



**COUNCIL OF  
THE EUROPEAN UNION**  
  
**GENERAL SECRETARIAT**

**Brussels, 7 January 2013**

**CM 1021/13**

**INF  
API  
JUR  
PROCED**

**COMMUNICATION**

**WRITTEN PROCEDURE**

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Contact: JAKOB THOMSEN  
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Tel/Fax: +32.2-281.9417/+32.2-281 6361  
Subject: PUBLIC ACCESS TO DOCUMENTS  
- Confirmatory application No 23/c/01/12  
- Reply letter to a renewed request

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**MESSAGE**

In accordance with the provisions of Article 12 of the Council's Rules of Procedure, please reply to the following three questions:

1. do you agree to the use of the written procedure to adopt the replies referred to below, concerning confirmatory application No 23/c/01/12 and a draft reply letter concerning a renewed request of 16 November 2012 for access to reports of European Union observers present in the Knin area of Croatia from 1 to 31 August 1995 (decision to be taken with the agreement of all members of the Council, cf. the first subparagraph of Article 12(1) of the Council's Rules of Procedure);

2. do you agree to the adoption by the Council of (decision by simple majority, cf. Article 8 of Annex II of the Council's Rules of Procedure):
  - a) the draft reply to confirmatory application 23/c/01/12 (reply annexed to document 5040/13 INF 2 API 2)
  - b) a draft reply letter concerning a renewed request of 16 November 2012 for access to reports of European Union observers present in the Knin area of Croatia from 1 to 31 August 1995 (annexed to document 5042/13 INF 3 API 3)
3. do you agree to the publication of the outcome of this written procedure, including the names of the Member States voting NO to the second question or abstaining, as well as any unilateral statements (decision by simple majority, cf. Article 9(2)(b) of the Council's Rules of Procedure).

You may answer YES or NO to each question; you may also answer ABSTENTION to the second and third question.

Any unilateral statements must be made separately.

**The replies should be sent by fax or e-mail to the General Secretariat of the Council by Wednesday 9 January 2012 at midday at the latest for the attention of Mr Jakob Thomsen, DG F, Transparency, Access to Documents, either by fax (+32 (0)2 281 63 61) or by e-mail ([council.transparency@consilium.europa.eu](mailto:council.transparency@consilium.europa.eu)).**