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FATCA and AEOI | Documents Access Request – Overriding Public Interest (2)

I refer to our [Access to Documents Request](#) (together with its [timeline](#) and the [follow-up letter on overriding public interest](#)).

On the issue of overriding public interest to a comprehensive and unedited access to internal EU documents, this [article in Euractiv](#), confirms the very public, and growing, concern for the lack of action from EU institutions in relation to international data transfers.

In relation to international data transfers, the lack of action was first highlighted in a [formal resolution](#) from the European Parliament that meted out criticism [towards the Commission](#), but also the [EDPB](#). This was in **2018**.

Further criticism was set out in the European Parliament's [updated study on FATCA](#). This was in **2022**.

In **2021**, the Commission itself [acknowledged](#) that "FATCA is a long-standing issue, touching many areas, including data protection."

The latest criticism stemming from recent action by the new US administration merely reinforces an existing picture.

Accordingly, the applicants have demonstrated the requirements for unfettered and unedited access to documents under the ATD Regulation (EC) 1049/2011.

Best regards,

Filippo Noseda
Partner



EURACTIV

Deafening Commission silence with no credible EU-US data oversight left

Mar 3, 2025



The independence of all the US regulators who uphold EU-US data transfers is now in doubt, but the Commission is acting as if nothing has changed.