

**Mr Nikiforos Diamandouros**  
**European Ombudsman**  
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France

Barcelona, **20 NOV 2013**

**Subject: Own-initiative inquiry OI/4/2013/CK concerning the EU Agencies.**

Dear Mr Diamandourous,

I refer to your letter dated 12<sup>th</sup> August 2013 on the subject matter.

In your letter you request clarification regarding Fusion for Energy's policy on the disclosure of the names of selection board members. You raised the following two questions:

1. Are the names of selection board members disclosed to candidates? If so, at which stage of the selection procedure? Are the names published proactively, or are they made available upon request?
2. In case your Agency has adopted a proactive policy of disclosing the names of selection board members, what are the measures it has taken in order to ensure compliance with data protection requirements?

The answers to your questions are the following:

1. No, Fusion for Energy does not disclose the names of the selection board members. Only during the interviews with invited candidates, a selection board will present itself. In addition, Fusion for Energy may disclose the names of the selection board members to all candidates upon request after the selection procedure is finalised. To be noted that such requests have not yet been made to Fusion for Energy.

Fusion for Energy is very well aware of the practice of EPSO and the European Commission to disclose and publish the names of selection board members. Nevertheless, Fusion for Energy's core business (fusion) targets a relatively small population in the scientific world. Within this - limited - professional environment,

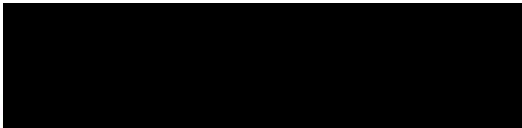
if Fusion for Energy were to publish the names of the selection board members, we believe that safeguarding the confidentiality of the works of the selection boards as well as protecting the independency of the selection board members will become extremely challenging.

Despite our reluctance to disclose the names of selection board members for the reasons stated above, we would be happy to discuss the issue with European Bodies which would have similar concerns as the ones we have in Fusion for Energy.

2. Since Fusion for Energy does not have a policy of - proactively - disclosing the names of selection board members in place, no measures have been taken to ensure compliance with data protection requirements.

We trust that this information clarifies Fusion for Energy's position on the issue but we remain at your disposal should you require any additional information.

Yours sincerely,

A large black rectangular redaction box covering the signature area.

Henrik Bindslev ✓

Director