



Ana GOMES

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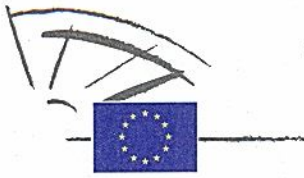
Commissioner for Internal Market, Industry, Entrepreneurship and SMEs

Brussels, 01 April 2015

Dear Commissioner

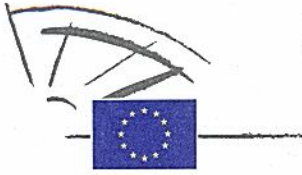
With reference to the Infringement complaint against Portugal concerning offsets in a defence contract concluded by the Portuguese government with the German Submarine Consortium for supply of two submarines (EU Pilot system nr: 1712/11/MARK), which I submitted to the European Commission in December 2010, and which was definitely closed on 6 November 2013, I would like to request access to the following documents which integrate the procedure, namely:

1. Commission's communication to the Portuguese authorities in EU-Pilot database requesting their opinion in the subject matter, dated 4 May 2011 (5 pages);
2. Response of the Portuguese authorities in the EU-Pilot, dated 8 July 2011 (31pages);
3. Letter of formal notice (ex officio) from the Commission to the Portuguese authorities for non-communication of national measures transposing the Defence Procurement Directive, dated 30 September 2011 (5 pages);
4. Response from the Portuguese authorities to the letter of formal notice under 1., dated 10 October 2011 (2 pages);
5. Internal communication and assessment between the Commission's services related to links between the EU-Pilot case and the transposition of the Defence Procurement Directive, dated 10 October 2011 (1 page);
6. Additional reply of the Portuguese authorities in the EU-Pilot case, dated 21 October 2011 (3 pages);



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7. Additional reply from the Portuguese authorities to the letter of formal notice under 3., dated 9 December 2011 (XX pages);
8. Request for additional information in the EU-Pilot case sent by the Commission's services to the Portuguese authorities, dated 26 January 2012 (1 page);
9. Print-out of the Commission's file highlighting the Portuguese authorities' request for an extension until 21 March 2012, dated 21 February 2012 (2 pages);
10. Update note by DG MARKT in the EU-Pilot case, dated 6 March 2012 (1 page);
11. Reply of the Portuguese authorities to the Commission's request for supplementary information in EU-Pilot, dated 15 March 2012 (8 pages);
12. Draft report of TiPiK (external contractor) on the transposition of the Defence Procurement Directive in Portugal, dated 29 June 2012 (345 pages);
13. DG MARKT's comments concerning the draft report on the transposition of the Defence Procurement Directive in Portugal sent to TiPiK, dated 8 August 2012 (3 pages);
14. Commission's request for supplementary information sent to the Portuguese authorities in relation to the EU-Pilot case, dated 18 October 2012 (1 page);
15. Response of the Portuguese authorities to the additional information request, dated 2 November 2012 (4 pages);
16. Reasoned opinion of the Commission for non-communication of national measures transposing the Defence Procurement Directive, dated 22 March 2013 (13 pages);
17. Reply of the Portuguese authorities to the reasoned opinion, with several attachments including the relevant national transposition measures for Defence Procurement Directive, dated 30 April 2013 (181 pages);
18. Internal consultation between the Public Procurement division of DG-MARKT and other Commission departments associated to the EU-Pilot case (DG COMP and DG JUST) concerning the closure letter to be addressed to the complainant referred to as 'agreement from other services to pre-closure of the infringement case' (4 pages);



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19. Print-out of the Commission's file - closure of the infringement case, dated 26 September 2013 (1 page);
20. Print-out of the Commission's file highlighting the closing date of the case: 7 November 2013 (2 pages);
21. Internal comments of DG MARKT on the complainant's letter to the Commission President, dated 16 December 2013 (5 pages);

Best regards

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Member of the European Parliament