



13 JUN 2012

N: 13838

EUROPEAN COMMISSION

European Anti-Fraud Office
Directorate A Investigation I
Unit A.2 New Financial Instruments
Head of Unit

Mr Vili KOVACIC
DavkoPlacevalciSeNeDamo
Slovenia

Brussels
PG/cgs D(2012)/A2/14305

Subject: **Decision to Open an Investigation Case**

OF No **OF/2012/0398** (Please include this number in all correspondence)

Title **EIB - SL - Sostanj**

Dear Mr Kovacic,

Thank you for your communication dated 8 March 2012 and addressed to the European Commissioner for Climate Action Ms Hedegaard, in which you provided information about possible corruption, conflict of interest and other offenses in the awarding of the contract for the construction of Unit 6 of the Sostanj Power Plant in Slovenia.

The European Anti-Fraud Office (OLAF) has received and analysed the information with a view to establishing whether it falls within its competence, whether the information is sufficient to open an investigation or coordination case and whether the information falls within the Investigative Policy Priorities of OLAF.

This is to inform you that OLAF has completed its selection process into EIB - SL - Sostanj. Based on the findings of the selection process, the Director-General of OLAF has decided to open an investigation case in relation to the allegations of corruption and conflict of interest referred to in your correspondence.

Please note that environmental issues do not fall under the competence of OLAF. The Office contacted the Directorate-General for the Environment (DG ENV) to know its views on the environmental issues included in your letter. DG ENV indicated that there was not sufficient basis in the complaint to warrant further action.

The investigator in charge of this investigation case is Ms Carmen GLARIA SANTAFE (OLAF - Unit A2 'New Financial Instruments', email: Carmen.glaria-santafe@ec.europa.eu tel. n° + 322 29 59 535). Please address any further correspondence on this matter to the investigator in charge.

Your attention is drawn to the privacy statement below.

Yours sincerely,

Paul GHISLAIN



Privacy statement

In accordance with Regulation (EC) 45/2001, OLAF takes special care to ensure that all relevant data protection requirements are met in conducting investigations. Information on Data Protection in OLAF is available at www.ec.europa.eu/dqs/olaf.

Pursuant to Articles 11 and 12 of Regulation (EC) 45/2001 *on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data*, please be informed that your personal data are stored in OLAF's electronic and paper files concerning this matter for the purposes of carrying out OLAF's investigative activity. The categories of your personal data being processed are identification data, professional data, and case involvement data. Your data may be transferred to other EU institutions, bodies, offices and agencies, competent Member State and third country authorities and international organisations. Your data will be stored for a maximum of 20 years.

You have the right to access those data and to correct and complete them. On request and within three months from the receipt of your request, you may obtain information concerning your personal data which we have processed. Any such request should be addressed to the Controller (OLAF-FMB-data-protection@ec.europa.eu). You may lodge a complaint concerning the processing of your personal data with the European Data Protection Supervisor (edps@edps.europa.eu) at any time.