



OFFICE OF THE ADVISORY COMMITTEE ON BUSINESS APPOINTMENTS

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February 2021

1. The Committee has considered your application to work with Creative Destruction Lab.

The Committee's role and remit

2. As you will be aware, it is the Committee's role to advise on the conditions that should apply to appointments or employment under the Government's Business Appointments Rules for Former Ministers (the Rules), which apply to former Ministers for two years after they leave office. The Rules seek to counter suspicion that:

- a) the decisions and statements of a serving Minister might be influenced by the hope or expectation of future employment with a particular firm or organisation; or
- b) an employer could make improper use of official information to which a former Minister has had access; or
- c) there may be cause for concern about the appointment in some other particular respect.

3. When the Committee considers applications, it must have in mind that the Government has judged that it is in the public interest that former Ministers with experience in Government should be able to move into business or into other areas of public life, and to be able to start a new career or resume a former one. It is equally important that when a former Minister takes up a particular appointment or employment, there should be no cause for any suspicion of impropriety.

4. It is not the Committee's role to pass judgment on whether an appointment is appropriate or suitable in any other regard.

The Application

5. You sought the Committee's advice on taking up an unpaid part time role as a mentor for Creative Destruction Lab (CDL).

6. You said CDL is a non-profit organisation that delivers an objectives-based program for scalable, seed-stage, science- and technology-based companies. The website stated it works with start-ups that employ innovations in technology and business models that promise a chance of delivering 'massive' improvements to economic productivity and human welfare. Its website states the programme involves full-day sessions with the CDL Mentors

(Fellows and Associates) taking place every eight weeks with the purpose of assessing progress and setting new short-term objectives. You said as a Mentor you '*.....will offer strategic advice to participants in the CDL programme which helps very early stage, science and technology start ups identify key objectives to help them scale*'. You said your role will not involve contact with the Government.

7. You informed the Committee you did not meet CDL and had no involvement in relevant policy development or decisions in relation to CDL. You also said you were unaware of any contractual relationship between the Department for Health and Social Care (DHSC) and CDL. You also informed the Committee that you are the current Chair of Genomics England.

8. Your former Department, DHSC was contacted about this application. It confirmed your application details and stated it had no concerns with you taking up this appointment. The Department further confirmed you did not have any access to sensitive information relevant to the organisation and confirmed it does not have a relationship with the organisation.

The Committee's consideration

9. The Committee¹ noted that you made no contractual or policy decisions whilst in office that would have affected CDL directly and the Department has raised no concerns with this appointment. The Committee considered therefore, the risk that this unpaid appointment is a reward for actions taken whilst in office is low.

10. The Committee also considered as a former Minister it could be perceived you have access to general information that could provide CDL and its proposed clients with an unfair advantage. However, the Department confirmed that you did not have access to sensitive information that would be relevant to CDL, and the Committee noted that over 11 months have now passed since you held office. The Committee therefore would draw your attention to the conditions below which prevent you from drawing on any privileged information from your time in office, or in any ongoing role in which you have contact with the UK Government, to advise CDL.

11. As a former Minister, you are also prevented from lobbying the UK Government, including indirectly via your contacts within Government/Whitehall. The Committee would also draw your attention to the below restriction that would prevent you from providing advice on the terms of a bid with, or contract relating directly to the work of, the UK Government.

12. The Committee would therefore recommend that this application to join **Creative Destruction Lab** be made subject to the following conditions:

- you should not draw on (disclose or use for the benefit of yourself or the persons or organisations to which this advice refers) any privileged information available to you from your time in Ministerial office;
- for two years from your last day in Ministerial office, you should not become personally involved in lobbying the UK Government or its Arm's Length Bodies on behalf of Creative Destruction Lab (including parent companies, subsidiaries, partners and clients); nor should you make use, directly or indirectly, of your contacts in the Government and/or Crown service to influence policy, secure business/funding

¹ This application for advice was considered by Jonathan Baume; Andrew Cumpsty; Sarah de Gay; Isabel Kiddy; The Rt Hon Lord Pickles; Richard Thomas; Mike Weir; Lord Larry Whitty and Dr Susan Liautaud.

or otherwise unfairly advantage Creative Destruction Lab (including parent companies, subsidiaries, partners and clients); and

- for two years from your last day in Ministerial office you should not undertake any work with Creative Destruction Lab (including parent companies, subsidiaries, partners and clients) that involves providing advice on the terms of a bid with, or contract relating directly to the work of, the UK Government its Arm's Length Bodies.

13. By 'privileged information' we mean official information to which a Minister or Crown servant has had access as a consequence of his or her office or employment and which has not been made publicly available. Applicants are also reminded that they may be subject to other duties of confidentiality, whether under the Official Secrets Act, the Ministerial Code/Civil Service Code or otherwise.

14. The Business Appointment Rules explain that the restriction on lobbying means that the former Crown servant/Minister "*should not engage in communication with Government (Ministers, civil servants, including special advisers, and other relevant officials/public office holders) – wherever it takes place - with a view to influencing a Government decision, policy or contract award/grant in relation to their own interests or the interests of the organisation by which they are employed, or to whom they are contracted or with which they hold office.*"

15. The Committee also notes that in addition to the conditions imposed on this appointment, there are separate rules in place with regard to your role in the House of Lords.

16. I should be grateful if you would inform us as soon as you take up this appointment, or if it is announced that you will do so. We shall otherwise not be able to deal with any enquiries since we do not release information about appointments that have not been taken up or announced. This could lead to a false assumption being made about whether you had complied with the Ministerial Code. Similarly, I should be grateful if you would inform us if you propose to extend or otherwise change your role with the organisation as depending on the circumstances, it might be necessary for you to seek fresh advice.

17. Once this appointment has been publicly announced or taken up, we will publish this letter on the Committee's website, and where appropriate, refer to it in the relevant annual report.

The Rt Hon The Lord Pickles

Baroness Blackwood