



## OFFICE OF THE ADVISORY COMMITTEE ON BUSINESS APPOINTMENTS

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Sir Derek Jones  
Permanent Secretary  
Welsh Government  
Cathays Park  
Cardiff  
CF10 3NQ

7 January 2015

Dear Sir Derek,

### **BUSINESS APPOINTMENT APPLICATION: BERNARD GALTON**

The Committee has been asked to consider an application from Bernard Galton, former Director General at the Welsh Government with responsibility for Senior Recruitment and Strategic HR support to the CEO, NHS. He is seeking permission to take up a part-time, paid appointment with Green Park Limited (2 days per month).

#### Green Park Limited

The Committee noted that Mr Galton stated that the appointment is not likely to include any contact or dealings with the Welsh Government. However, Mr Galton has had direct contractual dealings with Green Park. An executive search contract for the Welsh Government was awarded to Green Park in June 2013 at a value of £1.25m. The HR Director was immediately responsible for letting the contract, but Mr Galton sat on the decision-making panel through the competitive tender exercise. There were three people on the decision-making panel, Mr Galton, a Non Executive Director of the Welsh Government (Chair of the panel) and another Director General from the Welsh Government. The tender process and awarding of the contract to Green Park was handled by the HR Senior Civil Service Team. Whilst they were in Mr Galton's line management chain they did not report directly to him but to the HR Director.

The Committee noted that Mr Galton did not have access to sensitive information relating to competitors of Green Park except that which would have been provided to him as a member of the tender panel for the awarding of the contract. This would have been information relating to the specific questions that were asked of all those tendering for the contract rather than of a more general commercially valuable or

sensitive nature. He will have had access to information about others who had contracts to provide services to Welsh Government in other disciplines (such as ICT). These would not have been competitors of Green Park. He would not have been involved in any policy development or decisions which would have affected Green Park or its competitors.

Other than this, Mr Galton stated that he has not had any official contact with Green Park. He further states that he would not be working on any assignment within Wales.

The Committee also took into consideration the views of the Welsh Government that the appointment should be subject to a waiting period.

The First Minister accepted the Committee's recommendation that the application be approved subject to the conditions that:

- there is a waiting period of 6 months from his last day of Crown service;
- Mr Galton should not draw on privileged information available to him as a Crown servant and
- for two years from his last day of service, Mr Galton should not become personally involved in lobbying the Welsh Government on behalf of his new employer or its clients.

The Business Appointment Rules define lobbying in the following way: "Lobbying in this context means that the former civil servant should not engage in communication with Government – including Ministers, special advisers and officials – with a view to influencing a Government decision or policy in relation to their own interests, or the interests of the organisation by which they are employed, or to whom they are contracted".

I should be grateful if you could ensure that we are informed as soon as Mr Galton takes up the appointment, or if it is announced that he will do so (I enclose a form for this purpose). We shall otherwise not be able to deal with any enquiries, since we do not release information about appointments which have not been taken up or announced, and this could lead to a false assumption being made about whether he had complied with the rules.

Similarly, I should be grateful if you would inform us if he proposes to extend or otherwise change his role with Green Park, as, depending on the circumstances, it may be necessary for him to make a fresh application.

Once the appointment has been publicly announced or taken up, we will publish this letter on the Committee's website and include the main details of the applications, together with the Advisory Committee's advice, in the regularly updated consolidated list on our website and in the next annual report.

Yours sincerely

Carrie Aitken  
Committee Secretariat