



**OFFICE OF THE ADVISORY COMMITTEE ON BUSINESS APPOINTMENTS**

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You asked for the Committee's advice about a part-time, paid appointment with Nord Engine Capital Limited (NEC). NEC is a private equity investor incorporated in the UK and its aim is to invest in Europe-based companies and help them export to and/or establish themselves in China.

The Committee noted that your role would be as a Non Executive Director, and that you would be advising and assisting NEC on the use of their clean technology fund.

When considering this application, the Committee took into account that during your last two years in office, you did not have any official dealings with NEC nor are aware of a relationship between NEC and your former department. The Committee also noted that you did not have official dealings with competitors of your prospective employer.

They also took into account that you left ministerial office over seven months ago, and that your former department had no propriety concerns regarding this application.

The Committee sees no reason why you should not take up this appointment, subject to the following conditions:

- you should not draw (disclose or use for the benefit of yourself or the organisation to which this advice refers) on any privileged information available to you from your time as a Minister; and
- for two years from your last day in ministerial office, you should not become personally involved in lobbying the UK Government on behalf of Nord Engine Capital, its partners or its clients.

By 'privileged information' we mean official information to which a Minister 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 Civil Service Code or otherwise.

Also, it might be helpful if I add that the Business Appointment Rules explain that the restriction on lobbying means that former Ministers "should not engage in communication with Government – including Ministers, special advisers and officials – with a view to influencing a Government decision or policy [including applications for awards or grants] 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 would inform us as soon as you take up this appointment, or if it is announced that you will do so, either by returning the enclosed form or by emailing the office at the above address. 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. 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 as, depending on the circumstances, it may be necessary for you to seek fresh advice.

Once this 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 application, together with the Advisory Committee’s advice, in the regularly updated consolidated list on our website and in the next annual report.

The Baroness Browning

The Rt Hon Edward Davey