



Ministry
of Defence

Defence Business Services
Secretariat Team Drafter
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Lancashire
FY5 3WP

Ref: FOI2018/02494

E-mail: DBSRES-Secretariat@mod.uk

22 March 2018

Dear

Thank you for your email of 19 February 2018 requesting the following information:

1. *Please confirm if, in the last 6 years an individual or entity (including staff on secondment out of or into the Ministry of Defence and Department for International Trade) has been sanctioned for breach of conditions set by ACOBA or, if more junior, conditions set under the Business Appointment? If 6 years is too onerous please consider reducing to 4 or 2 years. For sanctions, I am looking for instances where an individual or entity has breached any of the following conditions:*

1. *Affording a new employer an unfair advantage;*
2. *Providing advice on the terms of or with regard to the subject matter of a bid or contract relating directly to the work of a former Department or Government;*
3. *A breach of waiting period;*
4. *For having inappropriate contact or dealings with a former Department or Government;*
5. *Providing commercially sensitive information or specific information;*
6. *Drawing on (disclose or use for the benefit of himself/herself or the organisation to which this advice refers) any privileged information available to him from his time in ministerial office;*
7. *Becoming personally involved in lobbying the UK Government on behalf of a new employer.*
8. *If an individual or entity has been sanctioned, please include this data in a table showing: name of individual/entity, data of sanction, breach of which condition, sanction applied.*

2. *In contracts between the MoD and suppliers, has the issue of Revolving Door or the risks associated with Revolving Door (risks 1-8 listed at 2. above) ever been specifically addressed in contracts between the Ministry of Defence and a supplier (within the last 2 years). If so, please include this data in a table showing: what risk was address, the exact wording of the contractual condition which addressed this*

risk, the name of the supplier, the date, how this was monitored, if this condition was breached, and if breached, sanction applied."

I am treating your correspondence as a request for information under the Freedom of Information Act 2000 (FOIA).

A search for the information has now been completed within the Ministry of Defence and I can confirm that no information in scope of your request is held.

Under Section 16 of the Act (Advice and Assistance) you may find it helpful to note that our response relates to the Ministry of Defence. We are unable to advise on data held by the Department for International Trade. The Ministry of Defence write to employers notifying them of the conditions to be observed on an appointment following the outcome of each business appointment application.

If you have any queries regarding the content of this letter, please contact this office in the first instance.

If you wish to complain about the handling of your request, or the content of this response, you can request an independent internal review by contacting the Information Rights Compliance team, Ground Floor, MOD Main Building, Whitehall, SW1A 2HB (e-mail CIO-FOI-IR@mod.gov.uk). Please note that any request for an internal review should be made within 40 working days of the date of this response.

If you remain dissatisfied following an internal review, you may raise your complaint directly to the Information Commissioner under the provisions of Section 50 of the Freedom of Information Act. Please note that the Information Commissioner will not normally investigate your case until the MOD internal review process has been completed. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF. Further details of the role and powers of the Information Commissioner can be found on the Commissioner's website at <https://ico.org.uk/>.

Yours sincerely,

Defence Business Services (Secretariat)