

*From the Chair*



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

G/7 Ground Floor, 1 Horse Guards Road SW1A 2HQ

Telephone: 020 7271 0839

Email: [acoba@acoba.gov.uk](mailto:acoba@acoba.gov.uk)

Website: <http://www.gov.uk/acoba>

July 2024

**BUSINESS APPOINTMENT APPLICATION: Mr Rehman Chishti, former Minister for North America, Sanctions and Consular Policy. Paid appointment with the University of Oklahoma.**

1. You sought advice from the Advisory Committee on Business Appointments (the Committee) under the government's Business Appointments Rules for Former Ministers (the Rules) on an appointment you wish to take up with the University of Oklahoma as a Visiting Professor of Practice.
2. The purpose of the Rules is to protect the integrity of the government. The Committee has considered the risks associated with the actions and decisions you made during your time in office, alongside the information and influence you may offer the University of Oklahoma. The material information taken into consideration by the Committee is set out in the annex.
3. The Committee's advice is not an endorsement of the appointment - it imposes a number of conditions to mitigate the potential risks to the government associated with the appointment under the Rules.
4. The Rules<sup>1</sup> set out that former minister must abide by the Committee's advice. It is an applicant's personal responsibility to manage the propriety of any appointment. Former ministers are expected to uphold the highest standards of propriety and act in accordance with the 7 Principles of Public Life.

The Committee's consideration of the risks presented

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<sup>1</sup> Which apply by virtue of the Civil Service Management Code, The Code of Conduct for Special Advisers, The King's Regulations and the Diplomatic Service Code.

5. The Foreign, Commonwealth and Development Office (FCDO) confirmed that you did not meet with the University of Oklahoma, nor had any involvement in any decisions specifically affecting the university. The Committee<sup>2</sup> considered the risk this appointment could reasonably be perceived as a reward for decisions made or actions taken in office is low.
6. You confirmed that during your time as Minister for North America, you had no access to specific information of relevance to this proposed role with an American university, which the FCDO confirmed. It is significant that you were in office for a limited period and have been out of office for over 12 months. This limits the risks associated with your access to information as a former minister.
7. There are inherent risks associated with any former minister's contacts in government. The risks are significantly limited in this case given this is a short term academic role with no involvement in the university's wider business.

#### The Committee's advice

8. The Committee did not consider this appointment raises any particular proprietary concerns under the government's Rules, subject to the conditions below. These make it clear that you cannot make use of your access to privileged information, contacts or influence gained from your time in ministerial office to the unfair benefit of the University of Oklahoma.
9. The Committee advises, under the government's Business Appointment Rules, that your role with the **University of Oklahoma** should be 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 government or its arm's length bodies on behalf of the University of Oklahoma (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 or otherwise unfairly advantage the

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<sup>2</sup> This application for advice was considered by Andrew Cumpsty; Isabel Doverty; Hedley Finn OBE; Sarah de Gay; David Konotey-Ahulu CBE DL; The Rt Hon Lord Pickles; Michael Prescott; and Mike Weir.

University of Oklahoma, including parent companies, subsidiaries, partners and clients); and

- for two years from your last day in ministerial office, you should not provide advice to the University of Oklahoma (including parent companies, subsidiaries, partners and clients) on the terms of, or with regard to the subject matter of, a bid with, or contract relating directly to the work of government or its arm's length bodies.
10. The advice and the conditions under the government's Business Appointment Rules relate to an individual's previous role in government only; they are separate to rules administered by other bodies such as the Office of the Registrar of Consultant Lobbyists or the Parliamentary Commissioner for Standards and the Registrar of Lords' Interests.<sup>3</sup> It is an individual's responsibility to understand any other rules and regulations they may be subject to in parallel with this Committee's advice.
  11. 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 Civil Service Code or otherwise.
  12. 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.*"
  13. You must inform us as soon as you take up this role, or if it is announced that you will do so. You must also inform us if you propose to extend or otherwise change the nature of your role as, depending on the circumstances, it may be necessary for you to make a fresh application.
  14. Once the 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.

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<sup>3</sup> All Peers and Members of Parliament are prevented from paid lobbying under the House of Commons Code of Conduct and the Code of Conduct for Members of the House of Lords. Advice on obligations under the Code can be sought from the Parliamentary Commissioners for Standards, in the case of MPs, or the Registrar of Lords' Interests, in the case of peers.

## **Annex - Material Information**

### The role

1. You informed the Committee that you wish to take up a paid, part-time appointment as a Visiting Professor of Practice with the University of Oklahoma. You stated you would be lecturing on a range of topics involving:
  - Economics
  - International Relations
  - Religious Freedom
  - Political Science
  - College & Law
  - Speaking to students about your experience as a parliamentarian
  
2. You confirmed your role will not involve contact with the UK government.

### Dealings in office

3. You advised the Committee that during your time as Minister for North America - you did not meet with; did not have access to information; and were not involved in policy or regulatory decisions - specific to the University of Oklahoma.

### Department Assessment

4. The FCDO confirmed the details you provided and recommended standard conditions be applied.