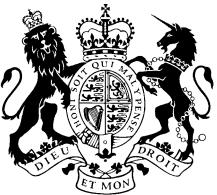


From the Chairman



OFFICE OF THE ADVISORY COMMITTEE ON BUSINESS APPOINTMENTS

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November 2012

You asked for the Committee's advice about incorporating a consultancy company for the purposes of entering into a retainer with Oakley Capital [REDACTED] after leaving office on 4 September 2012.

Before setting out our advice, I should explain that the Committee would not generally consider non-executive directorships and similar roles as falling under its definition of consultancy. Therefore, when considering your request, we have separated your proposal to set up a consultancy company and to work with Oakley Capital [REDACTED].

The Committee's advice

The Committee noted your earlier career in commercial law and that you had had no dealings with Oakley Capital [REDACTED] as a Minister. It also noted that you are not subject to the three-month waiting period imposed on former Cabinet Ministers.

a) Your consultancy company and your proposed work with Oakley Capital

We see no reason why you should not incorporate a consultancy company and accept work with Oakley Capital be approved subject to the conditions that

- for 12 months from your last day in office, you should not undertake any work which involves providing advice to any company or organisation on issues relating to the work of Ministry of Justice;
- that, for two years from the same date, you should not become personally involved in lobbying* UK Government Ministers or Crown servants, including Special Advisers, on behalf of any of your clients; and
- once you have received approval to set up as an independent consultant, you must, for two years from your last day in office, seek confirmation from the Committee that each individual commission is permissible under the terms of your consultancy before taking it up. If, after enquiry, the Committee takes the view that a commission is, or may be, outside the terms of the consultancy you will be expected to submit a fresh application.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

*The Business Appointment Rules define lobbying in the following way: "Lobbying in this context means that the former minister 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 would inform us as soon as you take up these appointments or, if earlier, when 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.

Once an appointment has been publicly announced or taken up, we will include the main details, together with the Advisory Committee's advice on it and the date on which it was taken up, in both the regularly updated consolidated list on our website and in our annual report.

Lord Lang of Monkton

Jonathan Djanogly MP