

DOCUMENT 1

From: : (SG)
Sent: Wednesday 12 November 2014 8:23
To: SG COURRIER DAY
Subject: FW: Post Mandate activities, Connie Hedegaard

See below

Office of the Secretary General
European Commission

B-1049 Brussels
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Fax: + 32 2 2993229

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-----Original Message-----

From: (SG)
Sent: Tuesday, November 11, 2014 7:53 PM
To: : (SG)
Subject: FW: Post Mandate activities, Connie Hedegaard

Peux-tu demander au courrier d'assurer l'enregistrement et l'attribution
de ce
courriel à l'unité SG B 3?
Merci

-----Original Message-----

From: DAY Catherine (SG)
Sent: Tuesday, November 11, 2014 6:54 PM
To: : (SG)
Subject: FW: Post Mandate activities, Connie Hedegaard

-----Original Message-----

From: Connie Hedegaard
Sent: Tuesday, November 11, 2014 6:53 PM
To: DAY Catherine (SG)
Subject: Post Mandate activities, Connie Hedegaard

Dear Catherine Day,

In line with the Code of Conduct for Commissioners I have been informed
by

that it is you I shall inform on my intended
activities after my mandate as EU Commissioner.

Therefore I hereby want to inform you and the President of the Commission that

I from January 2015 would like to take on the position as Chairman of the Board of a new Foundation, the Kann Foundation. The Foundation is not established yet as the formal procedures with the Danish authorities are only

taking place now. The intention is to create a private foundation with an international outlook whose focus will be on supporting initiatives that can

promote climate initiatives and the transition to a green economy. The primary

focus will be on communication. The family behind the grant for this new altruistic foundation already have two other very well established and respected foundations in the Velux Foundation and the Villum Foundation. All

of them clearly non-profit foundations. By coincidence the announcement of the

establishment of the Kann foundation and my intended role in it came a bit

sudden and unplanned recently, why I regret not to have been able to seek the

Commission's permission prior to the announcement. I hope this will not represent an unsurmountable obstacle.

As of 17/12 I would also like to be able to take up a seat as one of the external members of the Board of the University of Århus, Denmark.

The Danish Minister of Culture has asked me to accept the position as Chair of

a new Public Service Committee that she intends to establish very soon with

the task within a two year period to present scenarios for what "public service" can mean in the modern media picture. Included in the "job description" is during these two years also to create public debate around

this crucial democratic issue through arranging a number of public hearings in

Denmark. The Secretariat will be in the Danish Ministry of Culture.

Arnold Schwarzenegger has asked me to be co-chairing his initiative R20 focusing on what regions can do in the fight against climate change.

The OECD Secretary General Angel Gurría has asked me to succeed Simon Upton in

chairing the OECD Round Table for Sustainable Development. The intention is

that I would be taking on this task from next Spring.

This is for the time being the activities that I would be inclined to accept provided there is a green light from the Commission. of course I can provide you with more detailed information, if this would be needed.

Yours sincerely,

Connie Hedegaard

CONNIE HEDEGAARD

EUROPEAN COMMISSION
SECRETARIAT-GENERAL

The Secretary General

Brussels,
SG/B3 Ares(2014)

Ms Connie Hedegaard

Also by e-mail to:

Dear Ms Hedegaard,

Thank you for your e-mail of 11 November 2014 whereby you informed the Commission about several post-office activities in which you intend to engage.

According to paragraph 1.2 of the Code of Conduct for Commissioners, the Commission must request the Ad hoc Ethical Committee's opinions on the compatibility with article 245(2) of the TFEU of envisaged activities related to former Commissioners' portfolios.

The Ad hoc Ethical Committee's opinions will thus be requested as regards four of your envisaged activities, namely with the Kann Foundations, with the OECD and with Mr Schwarzenegger's "R20" initiative.

In order to facilitate the work of the Committee, may I ask you to provide us with additional information concerning:

- the "R20" initiative;
-
- the Kann Foundation (including its relation to the Kann Rasmussen Group).

This may include a description of the entities' mission, organisational set-up and your envisaged role. I would also ask you to indicate any links between these entities and the work of DG CLIMA

Thank you in advance for your kind co-operation.

Yours sincerely,

Catherine Day

EUROPEAN COMMISSION
SECRETARIAT-GENERAL

The Secretary General

Brussels,
SG/B3 Ares(2014)Note to the Members of the Ad-Hoc Ethical CommitteeMr Nikolaus Van der Pas
Mr Rafael García-Valdecasas
Mr Terry WynnSubject: Former Commissioner Connie Hedegaard's post-office occupations

Please find enclosed former Commissioner Connie Hedegaard's e-mail and letter sent to me respectively on 11 and 26 November 2014. With her e-mail, Ms Hedegaard notified the Commission about six occupations which she envisages to engage in. With her letter, she replied to my letter of 21 November 2014 (also enclosed), requesting additional information from her with regard to three of these activities.

Four out of the six notified activities present a link with Ms Hedegaard's former "Climate Action" Commission portfolio and require the Ad hoc Ethical Committee's opinion:

- Chair of the Board of the Kann Foundation;
- Co-Chair of Governor Schwarzenegger's "R20" initiative;
- Chair of the OECD Round Table for Sustainable Development;
-

You will find enclosed four information fiches prepared by the Secretariat General providing you with the relevant information on these activities. These fiches are based on the information provided by Ms Hedegaard and/or available through open sources.

In accordance with paragraph 1.2 of the Code of Conduct for Commissioners, may I ask you to provide the Commission with your opinion about the compatibility of these four activities with article 245(2) of the TFEU.

Thank you in advance for your cooperation.


Catherine Day

Encl: Ms Hedegaard's e-mail and letter of 11 and 26 November 2014
Letter to Ms Hedegaard of 21 November 2014
Four information fiches to the Ad hoc Ethical Committee

CONNIE HEDEGAARD

Dear Catherine Day,

Thank you for your reply to my letter of November 11th.

You ask me to elaborate on three of my intended activities - and to indicate any links between the entities and the work of DG Clima.

1. Ad co-chairing R20:

R20 is a non governmental non for profit initiative started by former Californian Governor Arnold Schwarzenegger. The purpose of the organisation is to promote climate actions in the regions - just like the Covenant of Mayors and C40 are targeting climate action in the municipalities. Mr. Schwarzenegger has asked me to co-chair (unpaid) with him the organisation in 2015 where R20 in the run up to the Paris Climate Conference will reach out to regions in order to activate as many regions as possible in concrete climate action. In particular R20 wants me to join them on a few trips - e.g. one planned for China - during 2015 the sole purpose being mobilisation of action in a crucial year for the international climate talks.

I am not familiar with any special ties between R20 and DG Clima. I have during my mandate met Mr. Schwarzenegger a few times in the context of different outreach activities - at a public event at the University of Geneva where we both spoke and likewise at a Sustainia event at the Royal Danish Theatre and this October in Paris where I was part of a panel discussion at a big R20 conference.

3. Ad Kann Foundation - Chairman of the Board:

Kann Foundation is a brand new initiative. Only on November 26 2014 the civil authorities of Denmark has given the formal green light for establishing this new international private foundation. The intention is that this new initiative will start off in the first quarter of 2015. The base grant over the next 10 years will be 1 billion Danish Kroner (around 140 million €) - 100 million DKr. per year - and is granted by the Kann Rasmussen family. The Kann Rasmussen family owns Velux, a window producing company, but the family is very well known in Denmark for their extremely generous philanthropy exerted through their two big foundations: The Velux Foundation (based in Copenhagen) and the Villum Foundation (based in New York) having funded a huge variety of activities from social issues and causes, international cooperation (e.g. the UN Foundation) elderly people's conditions, research and science, new machines for hospitals, nature restoration, (lately in a new formal set up with the Danish state/the Finance Ministry) etc. etc. As the family wants to give higher priority to environment, the new green economy, climate, ressource efficiency etc. and as they want to have a secretariat with bigger insights in these areas, they have decided to establish a third foundation with this focus but explicitly the Kann Foundation must have an international perspective. The incoming CEO will be the present Danish ambassador to South Africa, while they have asked me to accept the position as chairman of the board, consisting also of e.g. reknowned....

The Kann Foundation will operate independently from the family. There are no strings attached as it is the expressed purpose to operate at arms length both of the family and of the Velux Company with which the foundation has nothing to do whatsoever.

Not until the Board meets for the first time in February 2015 the more detailed priorities will be decided.

To my knowledge DG Clima has had nothing to do with the Kann Rasmussen family or with Velux although it is clear that the company is a known proponent of energy efficient solutions in buildings. During my mandate as a Commissioner I have only come across the Villum Foundation as they have been sponsoring the IPCC in order to make it possible for the IPCC to focus more on communication.

Yours sincerely,

CONNIE HEDEGAARD

26/11 2014

Catherine DAY, Secretary General of the European Commission

cc.: () S.G., Head of Unit B.3 Ethics

Subject: Request from the European Commission of 2 December 2014, Ares(2014)4025675, for an Opinion of the Ad-Hoc Ethical Committee regarding planned post-office activities of former Commissioner Conny Hedegaard.

1. The Committee has examined the Commission's request mentioned above and the accompanying information provided by Ms Hedegaard and by the Commission itself. The Commission's requests concerns four activities, which Ms Hedegaard intends to pursue:
 - Chair of the Board of the Kann Foundation;
 - Co-Chair of Governor Schwarzenegger's "R20" initiative;
 - Chair of the OECD Round Table for Sustainable Development;
 -
2. As to the Kann Foundation, the Committee takes note that this organization is a "new altruistic foundation", intended to start off in the first quarter of 2015, "with an international outlook whose focus will be on supporting initiatives that can promote climate initiatives and the transition to a green economy. The primary focus will be on communication". The Kann Rasmussen Family, which already supports other foundations, will provide the Kann Foundation with a base grant of around 140 M€, "materializing its higher priority given to environment, the new green economy, climate, resource efficiency etc, with an international perspective".
3. Regarding "R20", the Committee notes that this is "a non-governmental non-for-profit initiative founded in 2010 by Californian Governor Arnold Schwarzenegger and other global leaders in cooperation with the United Nations to promote climate actions in the regions. Through its large network of members and affiliate members, the R20 Initiative connects over 560 subnational and local governments around the world." The Committee also notes that Ms Hedegaard will support the organization in 2015 as unpaid Co-Chair.
4. According to the information forwarded to the Committee, "The Round Table on Sustainable Development was established in 1998 to provide an informal setting through which ministers can liaise with key international business and civil society leaders without prejudice to negotiating positions on cross-cutting issues related to sustainable development. In May 2001, OECD Ministers formally endorsed the role of the Round Table 'as a forum for international dialogue among stakeholders'."

5.

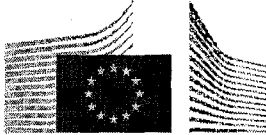
6. In its analysis of these notifications, the Committee concludes that the first three (Kann Foundation, R20, Round Table for Sustainable development) all concern non-commercial, not for profit, organizations which promote better and more sustainable environmental policies in line with internationally pursued efforts, including those of the EU. In this context, Ms Hedegaard's knowledge and experience, acquired during her Commission mandate, can be considered an asset in the provision of a public service. The Committee understands from the notifications that none of these organizations depend on EU co-financing and assumes that Ms Hedegaard will abstain from any incompatible activities (lobbying, etc.) if such co-financing would be requested. Subject to this caveat, the Committee concludes that these three planned activities are compatible with the second paragraph of Article 245 of the TFEU.

7.

Opinion:

The Ad-Hoc Ethical Committee is of the opinion that Ms Conny Hedegaard's acceptance of the invitations to become Chair of the Board of the Kann Foundation, Co-Chair of Governor Schwarzenegger's "R20" initiative and Chair of the OECD Round Table for Sustainable Development is compatible with the second paragraph of Article 245 of the TFEU.

Nikolaus van der Pas
Rafael Garcia-Valdecasas
Terry Wynn
Date: 5 December 2014



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

The Secretary General

Brussels,
SG/B3 Ares(2014)

Ms Connie Hedegaard

Also by e-mail to:

Dear Ms Hedegaard,

On 11 November 2014, you informed the Commission about your intention to engage in six post-mandate activities and, following a request from the Commission, you provided on 26 November, additional information on three of those envisaged activities.

In conformity with the Code of conduct for Commissioners, the Ad hoc Ethical Committee was consulted on 2 December on your envisaged activities linked with your former portfolio and delivered its opinion on 5 December.

The Commission will decide shortly on your notified activities

Yours sincerely,

Catherine Day

Encl: Ad hoc Ethical Committee's opinion of 5 December 2014 ARES(2014) 4084497

Catherine DAY, Secretary General of the European Commission

cc.: S.G., Head of Unit B.3 Ethics

Subject: Request from the European Commission of 2 December 2014, Ares(2014)4025675, for an Opinion of the Ad-Hoc Ethical Committee regarding planned post-office activities of former Commissioner Conny Hedegaard.

1. The Committee has examined the Commission's request mentioned above and the accompanying information provided by Ms Hedegaard and by the Commission itself. The Commission's requests concerns four activities, which Ms Hedegaard intends to pursue:
 - Chair of the Board of the Kann Foundation;
 - Co-Chair of Governor Schwarzenegger's "R20" initiative;
 - Chair of the OECD Round Table for Sustainable Development;
 -
2. As to the Kann Foundation, the Committee takes note that this organization is a "new altruistic foundation", intended to start off in the first quarter of 2015, "with an international outlook whose focus will be on supporting initiatives that can promote climate initiatives and the transition to a green economy. The primary focus will be on communication". The Kann Rasmussen Family, which already supports other foundations, will provide the Kann Foundation with a base grant of around 140 M€, "materializing its higher priority given to environment, the new green economy, climate, resource efficiency etc, with an international perspective".
3. Regarding "R20", the Committee notes that this is "a non-governmental non-for-profit initiative founded in 2010 by Californian Governor Arnold Schwarzenegger and other global leaders in cooperation with the United Nations to promote climate actions in the regions. Through its large network of members and affiliate members, the R20 Initiative connects over 560 subnational and local governments around the world." The Committee also notes that Ms Hedegaard will support the organization in 2015 as unpaid Co-Chair.
4. According to the information forwarded to the Committee, "The Round Table on Sustainable Development was established in 1998 to provide an informal setting through which ministers can liaise with key international business and civil society leaders without prejudice to negotiating positions on cross-cutting issues related to sustainable development. In May 2001, OECD Ministers formally endorsed the role of the Round Table 'as a forum for international dialogue among stakeholders'."

5.

6. In its analysis of these notifications, the Committee concludes that the first three (Kann Foundation, R20, Round Table for Sustainable development) all concern non-commercial, not for profit, organizations which promote better and more sustainable environmental policies in line with internationally pursued efforts, including those of the EU. In this context, Ms Hedegaard's knowledge and experience, acquired during her Commission mandate, can be considered an asset in the provision of a public service. The Committee understands from the notifications that none of these organizations depend on EU co-financing and assumes that Ms Hedegaard will abstain from any incompatible activities (lobbying, etc.) if such co-financing would be requested. Subject to this caveat, the Committee concludes that these three planned activities are compatible with the second paragraph of Article 245 of the TFEU.

7.

Opinion:

The Ad-Hoc Ethical Committee is of the opinion that Ms Conny Hedegaard's acceptance of the invitations to become Chair of the Board of the Kann Foundation, Co-Chair of Governor Schwarzenegger's "R20" initiative and Chair of the OECD Round Table for Sustainable Development is compatible with the second paragraph of Article 245 of the TFEU.

Nikolaus van der Pas
Rafael Garcia-Valdecasas
Terry Wynn
Date: 5 December 2014

(SG)

From: (SG)
Sent: Monday 15 December 2014 15:42
To: (SG)
Subject: FW: Projet de décision de la commission concernant les activités après cessation de fonctions de Mme Hedegaard
Attachments: E-mail de Mme Hedegaard à CD du 11.11.2014.pdf; Lettre CD à Mme Hedegaard demande infos complémentaires 21.11.2014.pdf; E-mail (texte) de Mme Hedegaard à CD du 26 novembre 2014.pdf; Consultation (note) Cadhoc 4 activités 02 12.2014.pdf; Consultation (annexes) Cadhoc 4 activités 02 12.2014.pdf; AHEC - Opinion Hedegaard.docx; Draft Décision 5 activités Mme Hedegaard.doc



European Commission
 Secretariat General
 B.3 Ethics

B-1049 Brussels/Belgium

From: (SG)
Sent: Tuesday, December 09, 2014 2:56 PM
To: (SG); (SG)
Cc: (SG)
Subject: FW: Projet de décision de la commission concernant les activités après cessation de fonctions de Mme Hedegaard

Please follow this link to view document Ares(2014)4126365 : Projet de décision de la commission concernant les activités après cessation de fonctions de Mme Hedegaard :

<http://www.cc.cec/Ares/documentInfoDetails.do?documentId=080166e59b86f10f>

Important :

- The document access depends on several factors and you might be refused.
- There are two ways to view the document if you are working in ARES as a virtual entity or with a delegation right :
 - Use the search function in ARES with the document save number :
sg.dsg2.b.3(2014)4542302
 - Copy-Paste the link.

From: (SG)
Sent: Tuesday, December 09, 2014 1:45 PM
To: (SJ)
Cc: (SG); n (SG)
Subject: Projet de décision de la commission concernant les activités après cessation de fonctions de Mme Hedegaard

Chère

Comme annoncé, tu trouveras ci joint un projet de Décision sur les activités après cessation de fonctions de Mme Hedegaard (dernier attachment), à inscrire à l'OJ de la Commission du mardi 16 décembre, ainsi que les documents y afférents suivants:

- *E-mail de Mme Hedegaard à la Secrétaire générale du 11 novembre (notification de 6 activités)*
- *Lettre de la Secrétaire générale à Mme Hedegaard du 21 novembre lui demandant des informations complémentaires sur 3 activités*
- *Informations complémentaires communiquées par Mme Hedegaard par lettre du 26 novembre à la Secrétaire générale*
- *Note de la Secrétaire générale au Comité éthique ad hoc du 2 décembre (+ annexes)*
- *Avis du Comité éthique ad hoc du 5 décembre*

Cette consultation est également envoyée par ARES

Merci d'avance de ta coopération.

(SG)

From: (SG)
Sent: Monday 15 December 2014 15:42
To: (SG)
Subject: FW: Draft Décision 5 activités Mme Hedegaard.doc
Attachments: Draft Décision 5 activités Mme Hedegaard.doc

From: (SJ)
Sent: Friday, December 12, 2014 1:43 AM
To: (SG)
Cc: (SG); GUSAK Marcin (SG)
Subject: Draft Décision 5 activités Mme Hedegaard.doc

Chere

Accord du SJ sous reserve des modifications en annexe.

Bien a toi,

MEMORANDUM FROM THE PRESIDENT TO THE COMMISSION

According to Article 245(2) of the Treaty on the Functioning of the European Union, the members of the Commission give a solemn undertaking that, both during and after their term of office, they will respect the obligations arising therefrom and, in particular, their duty to behave with integrity and discretion as regards the acceptance, after they have ceased to hold office, of certain appointments or benefits.

Further to this Treaty provision, the Code of Conduct for Commissioners (C (2011) 2904 final) establishes a specific procedure for the assessment of planned occupations which former Commissioners intend to take up during the eighteen months after they have ceased to hold office. The Commission shall examine the nature of the planned occupation and, if the activity is related to the content of the Commissioner's portfolio, it shall seek the opinion of the Ad hoc Ethical Committee.

On 11 November 2014, former Commissioner Ms Connie Hedegaard informed the Commission about her intention to accept six post-mandate activities, namely as Chairman of the Board of the Kann Foundation, as an external Member of the University of Århus, as Chair of the Danish Ministry of Culture's Public Service Committee, as Co-Chair of the "R 20" Initiative, as Chair of the OECD Round Table for Sustainable Development

On 26 November 2014, following a request from the Commission, Ms Hedegaard provided additional information on her envisaged activities with the Kann Foundation and with the "R 20" initiative.

Chairman of the Board of the Kann Foundation

Ms Hedegaard has been invited to take on the position of Chairman of the Board of the Kann Foundation as from January 2015. The Kann Foundation is a new Foundation established under Danish law as an international private foundation. It is intended to start off in the first quarter of 2015. Its base grant, of around 140 M€, is granted by the Kann Rasmussen Family. This family owns Velux, a well-known window producing company.

The Kann Rasmussen Family has already created two foundations (Velux Foundation and Villum Foundation). The new Kann Foundation is called to materialize the family's higher priority given to environment, the new green economy, climate, resource efficiency etc, with an international perspective.

Ms Hedegaard underlined that the Kann Foundation will operate independently from the Kann Rasmussen family and from the Velux Company. Ms Hedegaard also mentioned that she is not aware of any link between DG CLIMA and the Kann Rasmussen family or Velux, although Velux is a known proponent of energy efficient solutions in buildings.

The Services of the Commission considered that Ms Hedegaard's envisaged activity with the Kann Foundation presents a link with her Commission portfolio and the Ad hoc Ethical Committee was requested to deliver its opinion.

External Member of the Board of the University of Århus

Ms Hedegaard indicated her wish to accept the position of External Member of the Board of the University of Århus.

The Services of the Commission considered that this activity does not present any risk of incompatibility either with Ms Hedegaard's former function as Commissioner or with the interests of the Institution. On this basis, the Ad hoc Ethical Committee was informed of this activity but its opinion was not requested.

Chair of the Danish Ministry of Culture's Public Service Committee

Ms Hedegaard informed the Commission that she had been asked by the Danish Minister of Culture to accept the position as Chair of a new Public Service Committee intended to be established shortly with the task, within a two year period, to present scenarios for what "public service" can mean in the modern media picture and to create public debate around this issue through arranging a number of public hearings in Denmark.

The Services of the Commission considered that this activity does not present any link with Ms Hedegaard's former portfolio and that it does not present any risk of incompatibility with her duties of integrity and discretion pursuant to Article 245(2) of the TFEU. On this basis, the Ad hoc Ethical Committee was informed of this activity but its opinion was not requested.

Co-Chair of the "R 20" Initiative

Ms Hedegaard informed that she had been invited to co-chair the "R 20" Initiative in 2015, together with its initiator, Californian Governor Arnold Schwarzenegger. "R20" is a non-governmental non-for-profit initiative founded in 2010 in cooperation with the United Nations to promote climate actions in the regions. In 2015, "R20" will be confronted to important challenges in the field of climate action.

Through its large network of members and affiliate members, the "R20" Initiative connects over 560 subnational and local governments around the world. This coalition of partners works to promote and implement projects that are designed to produce local economic and environmental benefits in the form of reduced energy consumption and greenhouse gas emissions, strong local economies, improved public health and new green jobs. Ms Hedegaard is not aware of any special ties between "R20" and DG CLIMA.

The Services of the Commission considered that Ms Hedegaard's envisaged activity with the "R 20" Initiative presents a link with her Commission portfolio and the Ad hoc Ethical Committee was requested to deliver its opinion.

Chair of the OECD Round Table for Sustainable Development

Ms Hedegaard has been invited by the Secretary General of the Organisation for Economic Co-operation and Development to succeed to Mr Simon Upton, as Chair of the OECD Round Table for Sustainable Development.

This Round Table was established in 1998 to provide an informal setting through which ministers can liaise with key international business and civil society leaders without prejudice to negotiating positions on cross-cutting issues related to sustainable development. In May 2001, OECD Ministers formally endorsed the role of the Round Table "as a forum for international dialogue among stakeholders".

All OECD ministers may attend Round Table meetings. In view of the importance of sustainability to developing countries, ministers from non-OECD Countries have also participated to it. Intergovernmental organizations represented at the Round Table vary according to the topic. The private sector is keen to participate because of the excellent opportunity to receive first-hand information from policy makers and to bring ideas and interests to the table.. Stakeholders from civil society also participate in Round Table meetings.

The Services of the Commission considered that Ms Hedegaard's envisaged activity with the OECD Round Table presents a link with her Commission portfolio and the Ad hoc Ethical Committee was requested to deliver its opinion.

The Ad hoc Ethical Committee's Opinion

On 5 December 2014, the Ad hoc Ethical Committee delivered its opinion on three of the four activities about which it had been consulted, namely on Ms Hedegaard's envisaged activities with the Kann Foundation, with the "R 20" Initiative and with OECD Round

Table for Sustainable Development.

The Committee concluded that the activities with the Kann Foundation, with the "R20" Initiative and with the OECD Round Table for Sustainable Development concern non-commercial, not for profit, organizations which promote better and more sustainable environmental policies in line with internationally pursued efforts, including those of the EU. The Committee further considered that, in this context, Ms Hedegaard's knowledge and experience, acquired during her Commission mandate, can be considered an asset in the provision of a public service. The Committee presumed that none of these organizations depend on EU co-financing and assumed that Ms Hedegaard will abstain from any incompatible activities (lobbying, etc.) if such co-financing would be requested. Subject to this caveat, the Committee concluded that these three envisaged activities are compatible with Article 245(2) of the TFEU.

The Commission is invited:

- (1) to decide that Ms Hedegaard's envisaged five activities as Chairman of the Board of the Kann Foundation, as an external Member of the University of Århus, as Chair of the Danish Ministry of Culture's Public Service Committee, as Co-Chair of the "R 20" Initiative and as Chair of the OECD Round Table for Sustainable Development are compatible with Article 245(2) of the TFEU on the condition that Ms Hedegaard will abstain from any lobbying activity with the Commission and its services, should any of the above referred entities request Community funding for its activities;
- (2) to instruct the Secretary General to inform Ms Hedegaard about the present decision, yet drawing her attention to the duty to respect her obligations arising from Articles 245(2) and 339 of the TFEU and from the Code of Conduct for Commissioners, and notably as concerns the protection of the collegiality and the confidentiality of the matters dealt by the Commission during her mandate.

COMMISSION EUROPÉENNE



SECRÉTARIAT GÉNÉRAL

Bruxelles, le 12 décembre 2014

C(2014) 9879

COMMISSION INTERNE

OJ 2110

**ACTIVITES APRES CESSATION DE FONCTION
D'UN MEMBRE DE LA COMMISSION**

Communication de M. le PRESIDENT

Cette question est inscrite à l'ordre du jour de la 2110^{ème} réunion de la Commission le 16 décembre 2014.

Destinataires : Membres de la Commission

MEMORANDUM FROM THE PRESIDENT TO THE COMMISSION

According to Article 245(2) of the Treaty on the Functioning of the European Union, the members of the Commission give a solemn undertaking that, both during and after their term of office, they will respect the obligations arising therefrom and, in particular, their duty to behave with integrity and discretion as regards the acceptance, after they have ceased to hold office, of certain appointments or benefits.

Further to this Treaty provision, the Code of Conduct for Commissioners (C (2011) 2904 final) establishes a specific procedure for the assessment of planned occupations which former Commissioners intend to take up during the eighteen months after they have ceased to hold office. The Commission shall examine the nature of the planned occupation and, if the activity is related to the content of the Commissioner's portfolio, it shall seek the opinion of the Ad hoc Ethical Committee.

On 11 November 2014, former Commissioner Ms Connie Hedegaard informed the Commission about her intention to accept six post-mandate activities, namely as Chairman of the Board of the Kann Foundation, as an external Member of the University of Århus, as Chair of the Danish Ministry of Culture's Public Service Committee, as Co-Chair of the "R 20" Initiative, as Chair of the OECD Round Table for Sustainable Development

On 26 November 2014, following a request from the Commission, Ms Hedegaard provided additional information on her envisaged activities with the Kann and with the "R 20" initiative.

Chairman of the Board of the Kann Foundation

Ms Hedegaard has been invited to take on the position of Chairman of the Board of the Kann Foundation as from January 2015. The Kann Foundation is a new Foundation established under Danish law as an international private foundation. It is intended to start off in the first quarter of 2015. Its base grant, of around 140 M€, is granted by the Kann Rasmussen Family. This family owns Velux, a well-known window producing company.

The Kann Rasmussen Family has already created two foundations (Velux Foundation and Villum Foundation). The new Kann Foundation is called to materialize the family's higher priority given to environment, the new green economy, climate, resource efficiency etc, with an international perspective.

Ms Hedegaard underlined that the Kann Foundation will operate independently from the Kann Rasmussen family and from the Velux Company. Ms Hedegaard also mentioned that she is not aware of any link between DG CLIMA and the Kann Rasmussen family or Velux, although Velux is a known proponent of energy efficient solutions in buildings.

The Services of the Commission considered that Ms Hedegaard's envisaged activity with the Kann Foundation presents a link with her Commission portfolio and the Ad hoc Ethical Committee was requested to deliver its opinion.

External Member of the Board of the University of Århus

Ms Hedegaard indicated her wish to accept the position of External Member of the Board of the University of Århus.

The Services of the Commission considered that this activity does not present any risk of incompatibility either with Ms Hedegaard's former function as Commissioner or with the interests of the Institution. On this basis, the Ad hoc Ethical Committee was informed of this activity but its opinion was not requested.

Chair of the Danish Ministry of Culture's Public Service Committee

Ms Hedegaard informed the Commission that she had been asked by the Danish Minister of Culture to accept the position as Chair of a new Public Service Committee intended to be established shortly with the task, within a two year period, to present scenarios for what "public service" can mean in the modern media picture and to create public debate around this issue through arranging a number of public hearings in Denmark.

The Services of the Commission considered that this activity does not present any link with Ms Hedegaard's former portfolio and that it does not present any risk of incompatibility with her duties of integrity and discretion pursuant to Article 245(2) of the TFEU. On this basis, the Ad hoc Ethical Committee was informed of this activity but its opinion was not requested.

Co-Chair of the "R 20" Initiative

Ms Hedegaard informed that she had been invited to co-chair the "R 20" Initiative in 2015, together with its initiator, Californian Governor Arnold Schwarzenegger. "R20" is a non-governmental non-for-profit initiative founded in 2010 in cooperation with the United Nations to promote climate actions in the regions. In 2015, "R20" will be confronted to important challenges in the field of climate action.

Through its large network of members and affiliate members, the "R20" Initiative connects over 560 subnational and local governments around the world. This coalition of partners works to promote and implement projects that are designed to produce local economic and environmental benefits in the form of reduced energy consumption and greenhouse gas emissions, strong local economies, improved public health and new green jobs. Ms Hedegaard is not aware of any special ties between "R20" and DG CLIMA.

The Services of the Commission considered that Ms Hedegaard's envisaged activity with the "R 20" Initiative presents a link with her Commission portfolio and the Ad hoc Ethical Committee was requested to deliver its opinion.

Chair of the OECD Round Table for Sustainable Development

Ms Hedegaard has been invited by the Secretary General of the Organisation for Economic Co-operation and Development to succeed to Mr Simon Upton, as Chair of the OECD Round Table for Sustainable Development.

This Round Table was established in 1998 to provide an informal setting through which ministers can liaise with key international business and civil society leaders without prejudice to negotiating positions on cross-cutting issues related to sustainable development. In May 2001, OECD Ministers formally endorsed the role of the Round Table "as a forum for international dialogue among stakeholders".

All OECD ministers may attend Round Table meetings. In view of the importance of sustainability to developing countries, ministers from non-OECD Countries have also participated to it. Intergovernmental organizations represented at the Round Table vary according to the topic. The private sector is keen to participate because of the excellent opportunity to receive first-hand information from policy makers and to bring ideas and interests to the table.. Stakeholders from civil society also participate in Round Table meetings.

The Services of the Commission considered that Ms Hedegaard's envisaged activity with the OECD Round Table presents a link with her Commission portfolio and the Ad hoc Ethical Committee was requested to deliver its opinion.

The Ad hoc Ethical Committee's Opinion

On 5 December 2014, the Ad hoc Ethical Committee delivered its opinion on three of the four activities about which it had been consulted, namely on Ms Hedegaard's envisaged activities with the Kann Foundation, with the "R 20" Initiative and with OECD Round

Table for Sustainable Development.

The Committee concluded that the activities with the Kann Foundation, with the "R20" Initiative and with the OECD Round Table for Sustainable Development concern non-commercial, not for profit, organizations which promote better and more sustainable environmental policies in line with internationally pursued efforts, including those of the EU. The Committee further considered that, in this context, Ms Hedegaard's knowledge and experience, acquired during her Commission mandate, can be considered an asset in the provision of a public service. The Committee presumed that none of these organizations depend on EU co-financing and assumed that Ms Hedegaard will abstain from any incompatible activities (lobbying, etc.) if such co-financing would be requested. Subject to this caveat, the Committee concluded that these three envisaged activities are compatible with Article 245(2) of the TFEU.

The Commission is invited:

- (1) to decide that Ms Hedegaard's envisaged five activities as Chairman of the Board of the Kann Foundation, as an external Member of the University of Århus, as Chair of the Danish Ministry of Culture's Public Service Committee, as Co-Chair of the "R 20" Initiative and as Chair of the OECD Round Table for Sustainable Development are compatible with Article 245(2) of the TFEU on the condition that Ms Hedegaard will abstain from any lobbying activity with the Commission and its services, should any of the above referred entities request Community funding for its activities;
- (2) to instruct the Secretary General to inform Ms Hedegaard about the present decision, yet drawing her attention to the duty to respect her obligations arising from Articles 245(2) and 339 of the TFEU and from the Code of Conduct for Commissioners, and notably as concerns the protection of the collegiality and the confidentiality of the matters dealt by the Commission during her mandate.



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

The Secretary General

DOCUMENT 10

Brussels, 16 DEC. 2014
SG/B3 Ares(2014)

Ms Connie Hedegaard

Also by e-mail to:

Dear Ms Hedegaard,

Following my letter of 11 December 2014 (Ares(2014) 4162493), I am pleased to inform you that the Commission decided, at its 2110th meeting of 16 December 2014, that five of your envisaged post Commission-office activities notified with your e-mail of 11 November 2014 (Ares(2014) 3749987) are compatible with Article 245(2) of the TFEU on the condition that you abstain from any lobbying activity with the Commission and its services, should any of the above referred entities request Community funding for its activities.

The Commission also instructed me to draw your attention to your duty to respect your obligations arising from Articles 245(2) and 339 of the TFEU and from the Code of Conduct for Commissioners, and notably as concerns the protection of the collegiality and the confidentiality of the matters dealt by the Commission during your mandate.

Please find enclosed Commission decision C(2014) 9879.

Yours sincerely,

Catherine Day

Encl: Commission Decision C(2014) 9879

Cc: Mr Selmayr (Head of President Juncker's Private Office)



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

The Secretary General

Brussels, **17 DEC. 2014**
SG/B3 Ares(2014)

Note to the Members of the Ad-Hoc Ethical Committee

Mr Nikolaus Van der Pas
Mr Rafael García-Valdecasas
Mr Terry Wynn

Subject: Five Commission Decisions on post-mandate activities of former members of the Barroso II Commission

Please find enclosed, for your information, Commission Decisions C(2014) 9879, adopted at its 2110th meeting of 16 December 2014, on f and former Commissioner Hedegaard's envisaged post Commission-office activities.

The Commission decisions on on Ms Hedegaard take due account of the Ad hoc Ethical Committee's opinions.

Catherine Day

Encl:

Commission Decision C(2014) 9879(Ms Hedegaard)

