

From: (SG)
Sent: 09 September 2016 08:47
To: (SG)
Subject: FW: Advice please

From: Jonathan Hill [[mailto: _____](#)]
Sent: Wednesday, September 07, 2016 10:40 AM
To: ITALIANER Alexander (SG)
Subject: Re: Advice please

Dear Alexander

Further to my earlier e-mail, and your helpful advice, I am writing formally to notify you that I would like to enter into an arrangement with Chartwell Speakers and Literary Agency. (If you Google Chartwell Speakers you will find their web-site.)

As I said in my earlier e-mail, this would involve payment _____ and I understand that I would need to notify the Commission of what _____ earned so they can in due course make any necessary calculations.

I hope this is straightforward, but I would of course be happy to answer any questions.

More generally, I am starting to think about the future. I will go back to the House of Lords at the beginning of October :

**OUT OF THE
SCOPE**

Best wishes

Jonathan

From: _____ (SG)
Sent: Monday 19 September 2016 10:15
To: _____ (SJ)
Cc: _____ (SG); _____ (SG)
Subject: Pour accord: Projet de décision de la Commission sur les activités après cessation de fonctions de Lord Hill
Attachments: Draft Décision Lord Hill - speaking activities.doc; notification Lord Hill 160907.pdf
Importance: High

Je te prie de bien vouloir trouver ci-joint un projet de décision de la Commission relatif à deux projets d'ordre professionnel envisagés par Lord Hill comme suite à sa démission, l'un en tant qu'auteur de discours et l'autre concernant la reprise de ses activités à la Chambre des Lords.

Merci de bien vouloir donner l'accord et/ou les observations du SJ.

Nous voudrions soumettre cette décision à la 2183^{ème} réunion de la Commission du mercredi 28.09.2016. Nous voudrions dès lors obtenir l'avis du SJ **avant ce jeudi 22 septembre, fin de matinée.**

Cette consultation sera également envoyée via ARES.

Je joins également la lettre de Lord Hill au Secrétaire Général du 7 septembre 2016

Merci d'avance de ta collaboration

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 7 September 2016, after his resignation as from 15 July 2016, former Commissioner Jonathan Hill informed the Commission about his intention to enter into an arrangement with Chartwell Speakers and Literary Agency in order to deliver speeches at conferences for which he would be paid. Lord Hill also informed the Commission about his intention to resume his functions as member of the House of Lords as from October 2016.

Chartwell Speakers and Literary Agency

Chartwell Speakers and Literary Agency presents itself as a "speakers bureau and literary agency for motivational speakers, inspirational authors and world-class experts". The Services of the Commission noted that in previous decisions regarding three members of the Barroso II Commission¹, the Commission had considered that the arrangements which the former Commissioners involved wished to conclude with different "speakers bureaux" were compatible with article 245(2) of the TFEU, provided that the former Commissioners should respect the confidentiality and the collegiality of the matters dealt with by the Commission and to abide by their obligations to behave with integrity and discretion and that they should refuse any specific engagement which might conflict with their obligations above mentioned.

The Services of the Commission considered therefore that the Commission could approve Lord Hill's envisaged contract Chartwell Speakers and Literary Agency subject to the same conditions.

House of Lords

Lord Hill enjoys membership of the House of Lords for life, yet his functions have been suspended during his mandate as Member of the Commission. In view of the public office nature of this function, and according to paragraph 1.2 of the Code of Conduct for Commissioners, a Commission authorisation on this occupation is not necessary.

¹ Decision C (2014) 8319 of 05.11.2014 regarding former President José Manuel Barroso, Decision C (2014) 9877 of 16.12.2014 regarding former Vice-President Viviane Reding and Decision C (2015) 915 of 18.02.2015 regarding former Vice-President Joaquín Almunia

The Commission is invited:

- (1) to decide that the contract which former Commissioner Jonathan Hill, Baron Hill of Oareford, wishes to conclude with Chartwell Speakers and Literary Agency regarding speeches to deliver at conferences is compatible with article 245(2) of the TFEU provided that Lord Hill respects his obligations deriving from articles 245 and 339 of the TFEU and from the Code of Conduct for Commissioners, and notably the protection of the confidentiality and the collegiality of the matters dealt with by the Commission during his mandate and that he refuses any to deliver any speech which might conflict with his obligations above mentioned;
- (2) to take note of former Commissioner Lord Hill's intention to resume his functions as Member of the House of Lords;
- (3) to instruct the Secretary General to inform Lord Hill about the present decision, yet drawing his attention to the conditions stipulated therein.

Date du document : 21/09/2016 **Attachement(s) :** 1 **Type :** Interne **Sécurité :** Restriction de traitement **Avis du Service Juridique**

Titre : Avis du SJ - Projet de décision de la Commission sur les activités après cessation de fonctions de Lord Hill

Expéditeur(s) : J.F)

Destinataire(s) : [To] (SG.DSG2.B.3); [Cc] (SG.DSG2.B.3)

Comment. :

Attribution(s) :

Code	Attribuée à	Echéance	Attribuée par	Statut
CLASS	(SJ.F)			Lancée depuis 23/09/2016

Dossier(s) :

Code	Code spécifique	Titre du dossier	Service responsable
Le document n'est pas encore classé dans un dossier.			

Lien(s) :

Titre Document	Lien	Date	N°enregistrement	N°sauvegarde
Pour accord: Projet de décision de la Commission sur les	Requête	19/09/2016	Ares(2016)5438660	sg.dsg2.b.3(2016)5937690

Signé par:

(SG)

From: (SJ)
Sent: Wednesday 21 September 2016 16:10
To: (SG)
Cc: (SG); (SG)
Subject: Projet de décision de la Commission sur les activités après cessation de fonctions de Lord Hill
Attachments: Draft Décision Lord Hill - speaking activities.doc

Je peux marquer mon accord, sous réserve de quelques modifications mineures.

Bien à toi,

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COMMISSION EUROPÉENNE

SECRÉTARIAT GÉNÉRAL

DOCUMENT 3

Bruxelles, le 23 septembre 2016

C(2016) 6262

COMMISSION INTERNE

OJ 2183

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

Communication de M. le PRÉSIDENT

Cette question est inscrite à l'ordre du jour de la 2183^{ème} réunion de la Commission le 28 septembre 2016.

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.

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The services of the Commission considered therefore that the Commission could approve Lord Hill's envisaged contract with Chartwell Speakers and Literary Agency subject to the same conditions.

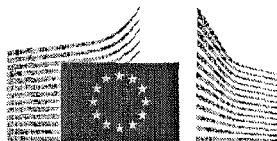
House of Lords

Lord Hill enjoys membership of the House of Lords for life, yet his functions had been suspended during his mandate as Member of the Commission. In view of the public office nature of this function, and according to paragraph 1.2 of the Code of Conduct for Commissioners, a Commission authorisation on this occupation is not necessary.

¹ Decision C (2014) 8319 of 05.11.2014 regarding former President José Manuel Barroso, Decision C (2014) 9877 of 16.12.2014 regarding former Vice-President Viviane Reding and Decision C (2015) 915 of 18.02.2015 regarding former Vice-President Joaquín Almunia

The Commission is invited:

- (1) to decide that the contract which former Commissioner Jonathan Hill, Baron Hill of Oareford, wishes to conclude with Chartwell Speakers and Literary Agency regarding speeches to deliver at conferences is compatible with article 245(2) of the TFEU, provided that Lord Hill respects his obligations deriving from articles 245 and 339 of the TFEU and from the Code of Conduct for Commissioners, and notably the protection of the confidentiality and the collegiality of the matters dealt with by the Commission during his mandate, and that he abstains from delivering any speech which might conflict with these obligations;
- (2) to take note of former Commissioner Lord Hill's intention to resume his functions as Member of the House of Lords;
- (3) to instruct the Secretary General to inform Lord Hill about the present decision, yet drawing his attention to the conditions stipulated therein.



EUROPEAN COMMISSION
SECRETARIAT-GENERAL

The Secretary General

Brussels,
SG/B3 Ares(2016)

The Rt. Hon.
The Baron Hill of Oareford
By e-mail to:

Dear Lord Hill, *Dear Tomathan,*

Following your letter to me of 7 September 2016 (Ares (2016) 5143387), I am pleased to inform you that the Commission, during its 2183rd meeting of 28 September 2016:

- (1) decided that the contract which you intend to conclude with Chartwell Speakers and Literary Agency regarding speeches to deliver at conferences is compatible with article 245(2) of the TFEU, provided that you respect your obligations deriving from articles 245 and 339 of the TFEU and from the Code of Conduct for Commissioners, and notably the protection of the confidentiality and the collegiality of the matters dealt with by the Commission during your mandate, and that you abstain from delivering any speech which might conflict with these obligations;
- (2) took note of your intention to resume your functions as Member of the House of Lords. As a matter of fact, in view of the public office nature of your functions as Member of the House of Lords, and according to section 1.2, paragraph 4, of the Code of Conduct for Commissioners, no authorisation from the Commission is necessary for you to resume these functions.

Please find enclosed Commission Decision C(2016) 6262.

Yours sincerely,

Alexander Italianer

Encl: Commission Decision C(2016) 6262

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