



EUROPEAN MEDICINES AGENCY
SCIENCE MEDICINES HEALTH

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Administration and Corporate Governance Division

Annual report 2016 on staff engaging in an occupational activity within two years of leaving the service (article 16 of the staff regulations)

Annual report for 2016

Staff members are required to seek permission to engage in an occupation within a period of two years of leaving the Agency, in accordance with Article 16 of the Staff Regulations. National experts are also required to seek permission, although the period is restricted to the equivalent duration of the secondment or two years, whichever is the shorter period. In all cases, applications are reviewed to establish any potential conflict of interests to the Agency, and if so required, on the basis of an opinion of the Agency's Joint Committee, the Executive Director will issue a decision, which may impose restrictions on the staff member to mitigate against any potential conflict of interests.

For the period from 1 January 2016 to 31 December 2016, a total of 21 applications were made, resulting in 16 authorisations without restrictions and 5 applications with restrictions. Examples of restrictions imposed include: a distance clause, whereby the former staff member may not contact individual Agency staff for a period of time, e.g. 6-12 months; explicit prohibition of handling medicinal-product dossiers on which they have worked during their employment at the Agency; a reminder of the binding obligation of confidentiality after leaving; and a requirement that opinions given in public presentations must be stated to be the former staff member's own and not linked to their former employment at the Agency. Other individual restrictions will be applied on a case-by-case basis. Information on restrictions applied to applications in 2016 is given below.

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Engaging in an occupational activity within two years of leaving the service - restrictions applied to applications in 2016:

Case No	Job Title / Function at EMA	Length of service	Date of application	Joint Committee (JC) opinion	Date of JC opinion	Decision of Executive Director (ED)	Date of ED decision
1	Contract Agent / AF-LD	1 year	26/07/2016	Authorisation with restrictions	18/08/2016	In line with professional ethics applied at the level of bar associations throughout Europe, the staff member should not, on a permanent basis, represent/assist a third party in any case lodged with the European Court of Justice, national or international courts which s/he dealt with while in service at the Agency.	25/08/2016
2	Temporary Agent / Scientific & Regulatory Management Department	6 years 6 months	5/09/2016	Authorisation with restrictions	4/10/2016	Holds that during a period of six months to be counted as of the date of leaving the service, the staff member should refrain from individually liaising with any member of staff of the European Medicines Agency with regard to any professional activity s/he may have dealt with in the performance of his/her responsibilities at the Agency during the 6 years and 6 six months of service.	12/10/2016
3	Contract Agent + Temporary Agent/Finance Department	5 years 3 months	9/11/2016	Authorisation with restrictions	8/12/2016	Holds that during a period of six months from leaving the service, s/he should refrain from individually liaising with any staff member of the European Medicines Agency with regard to any professional activity s/he may have dealt with in the performance of his/her duties at the Agency	9/12/2016

Case No	Job Title / Function at EMA	Length of service	Date of application	Joint Committee (JC) opinion	Date of JC opinion	Decision of Executive Director (ED)	Date of ED decision
						during the 5 years and 3 months of service.	
4	Contract Agent + Temporary Agent/Product Development & Scientific Support Department	8 years 7 months	7/12/2016	Authorisation with restrictions	23/01/2017	<p>Six month 'distance clause' provision extended to a further six months with respect to interactions on the specific products the staff member worked on within the last three years;</p> <p>Holds that during a period of six months from leaving the service, the staff member should refrain from individually liaising with any member of staff of the European Medicines Agency with regard to any professional activity s/he may have dealt with in the performance of his/her responsibilities at the Agency during the 9 years of service.</p>	27/01/2017
5	Temporary Agent/Product Development & Scientific Support Department	10 years 1 month	20/12/2016	Authorisation with restrictions	23/01/2017	<p>Six month 'distance clause' provision extended to a further six months with respect to interactions on the specific products s/he has worked on within the last three years;</p> <p>Holds that during a period of six months from leaving the service, s/he should refrain from individually liaising with any member of staff of the European Medicines Agency with regard to any professional activity s/he may have dealt with in the performance of his/her responsibilities at the Agency during the 10 years and 1 month of service at the Agency.</p>	27/01/2017