

## **Annex**

Schedule of documents

E-mail from FM's office requesting Ministerial attendance

E-mail from FM's office inviting stakeholders

E-mail to Ministerial Office's with the Ministerial Briefing

Ministerial Briefing

E-mail to the external stakeholders with a briefing for the workshop

External stakeholder briefing

E-mail to Ministerial PO's with the notes of the meetings

The note of the pre meet between FM/ DFM and Professor Mazzucato

The note of the workshop

E-mail to Ministerial PO's with the ERDM links to the notes of the meetings

E-mail to external stakeholders with the note from the meeting

E-mail to SG officials with the slide deck

E-mail to external stakeholders with the slide deck

E-mail with some reflections on the workshop

E-mail to SG colleagues with a link to the note from the meeting

E-mail to the FM with feedback on the GIS

E-mail from DFM's office requesting a readout from the meeting

E-mail from DFM's office confirming content with the readout

E-mail from Mr McKee's office confirming content with the readout

E-mail from Ms Martin's office confirming content with the readout

E-mail from Mr Arthur's office confirming content with the readout

E-mail from FM's office confirming content with the readout

PDF slide deck that was presented by Professor Mazzucato

PDF feedback from Professor Mazzucato's team on the Green Industrial Strategy

An exemption applies

An exemption under section 38(1)(b) of FOISA (personal information) applies to a small amount of the

information requested because it is personal data of a third party, i.e. names and contact details of

individuals, and disclosing it would contravene the data protection principles in Article 5(1) of the

General Data Protection Regulation and in section 34(1) of the Data Protection Act 2018. This

exemption is not subject to the 'public interest test', so we are not required to consider if the public

interest in disclosing the information outweighs the public interest in applying the exemption.

An exemption under section 30(b)(ii) (free and frank exchange of views) of FOISA applies to a small

amount of the information requested. This exemption applies because disclosure would, or would be

likely to, inhibit substantially the free and frank exchange of views for the purposes of deliberation. This

exemption recognises the need for Ministers to have a private space within which to discuss issues and

options before the Scottish Government reaches a settled view. Disclosing the content of free and frank

discussions with Professor Marianna Mazzucato on a mission-oriented approach will substantially inhibit such discussions in the future, particularly because these discussions are still ongoing and decisions have not been taken.

This exemption is subject to the 'public interest test'. Therefore, taking account of all the circumstances

of this case, we have considered if the public interest in disclosing the information outweighs the public

interest in applying the exemption. We have found that, on balance, the public interest lies in favour of

upholding the exemption. We recognise that there is a public interest in disclosing information as part of

open, transparent and accountable government, and to inform public debate.

However, there is a

greater public interest in allowing Ministers and officials a private space within which to explore and

refine the Government's position on a mission-oriented approach. This private thinking space is

essential to enable all options to be properly considered, so that good decisions can be taken.

Premature disclosure is likely to undermine the full and frank discussion of issues, which in turn will

undermine the quality of the decision making process, which would not be in the public interest.