



The Swedish Research Council's guidelines for managing conflicts of interest¹

1. Starting points

A characteristic of the organisation and decision-making formats of the Swedish Research Council is that the majority of the members in the Council's decision-making and reviewing bodies are active researchers and part of the research community, which in turn is directly affected by the Council's allocation of research funds.

The handling of matters relating to research funds include a number of steps that can potentially affect the outcome of the matters. Among these are the control of formal requirements, decisions to screen out applications, the distribution of applications among the review panels and reviewers, assessments made by individual reviewers and by the review panels, decisions to approve or reject applications and the implementation of decisions.

The Swedish Research Council also carries out evaluations, appoints representatives to external bodies, carries out strategic work, responds to referrals and consultations and participates in communication activities. The Council also works on a daily basis on issues relating to direction and coordination, finance, personnel administration, IT, law, archiving and registration and operational support.

Issues regarding conflicts of interest may arise in all types of matters occurring at the Swedish Research Council. According to the Swedish Research Council's conflict of interest policy, the Council shall itself decide on guidelines for the management of conflicts of interest. The following guidelines aim to realise the conflict of interest policy, and shall constitute support in the handling of matters at

¹ This is a translation of the adopted Swedish version of the guidelines for managing conflicts of interest. In the event of conflict between the Swedish version and this English version, the former shall take precedence.



the Swedish Research Council. In addition to the guidelines, there are also specific control documents for conflicts of interest in certain types of matters.

2. Legal provisions regulating conflicts of interest

Provisions regulating disqualifying conflicts of interest can be found in Sections 16–18 of the Swedish Administrative Procedure Act, (Förvaltningslagen, SFS 2017:900, “FL”). In its capacity as an administrative government agency, the Swedish Research Council shall comply with these provisions when handling matters.

Various conflict of interest situations (Section 16 FL)

The act states that persons who take part on behalf of a public agency in handling in a way that may affect the agency’s decision in a matter has a disqualifying conflict of interest in situations such as the following:

- If he or she or any closely related person is party to the matter, or otherwise can be assumed to be affected by the decision to a not insignificant extent
- If he or she or any closely related person is or has been the representative or agent for a party to the matter, or for anyone else who can be assumed to be affected by the decision to a not insignificant extent
- If there is any other specific circumstance that means his or her impartiality in the matter can be questioned.

Only if it is clear that the issue of impartiality lacks any importance shall the agency disregard any disqualifying conflict of interest. It must then be a question of matters where the person who will be part of the handling lacks any opportunity to influence or become influenced by any irrelevant circumstances, such as registration matters.

Consequences and managing of conflict of interest (Sections 17–18 FL)

The consequences of a conflict of interest are regulated as follows:

- A person with a disqualifying conflict of interest must not take part in the handling of the matter.
- A person with a disqualifying conflict of interest must not be present when the matter is decided on.
- A person with a disqualifying conflict of interest may, however, carry out such tasks that cannot be carried out by someone else without significant delay of the handling.

The managing of conflict of interest is regulated as follows:

A person who is aware of a circumstance that could be assumed to cause him or her to have a disqualifying conflict of interest is obliged to report this immediately to the agency.



- The agency shall examine issues regarding conflict of interest as soon as possible.
- The person who has a disqualifying conflict of interest may take part in the examination of the issue of conflict only if this is required for the agency to be competent to act and any replacement cannot be called in without delaying the examination significantly.

3. Preventing conflict of interest situations

The following applies in order to prevent disqualifying conflict of interest situations at the Swedish Research Council.

Information on conflict of interest circumstances

- A person who is aware of any circumstance that may mean he or she has a disqualifying conflict of interest shall voluntarily and immediately inform the Swedish Research Council of this circumstance.
- Employees of the Swedish Research Council should provide information regarding disqualifying conflict of interest circumstances to their immediate superior. When handling applications for research funding, the information should instead be given to the administrative officer responsible.
- Appointed reviewers and elected review panel members should in the first instance inform about conflict of interest circumstances to the administrative officer responsible, and in the second instance to the chair of the review panel, or the chair of the scientific council, council or committee.

Specifically regarding matters relating to applications for research funding

- All who take part in the handling of applications for research funding shall provide information on any disqualifying conflict of interest circumstances relating to applicants and participating researchers listed in an application. In addition, and as far as possible, information should also be provided on disqualifying conflict of interest situations relating to any other person who will participate in the research according to the application.
- Applications should be made available at an early stage to members of the relevant scientific councils, councils and committees and review panels, with a request to report any disqualifying conflicts of interest.
- When review panel members are appointed and when the applications are allocated, conflict of interest issues should be recognised so that disqualifying conflict of interest situations can be avoided.
- Applications for research funding from members of the board, scientific councils, councils and committees and review panels shall not be reviewed by the panel where the member is the chair, a member or an observer. This applies irrespective of whether the member is the applicant or a participating researcher listed in the application.
- When several matters are handled in parallel, for example when a scientific council, council or committee decides on a large number of applications at



once on the basis of a list of priorities established by a review panel, potential disqualifying conflicts of interest must be considered as far as possible.

Specifically regarding matters relating to research infrastructure

- When making decisions to appoint members or delegates to work on research infrastructure issues, any links to national infrastructures and the strategic work on infrastructure issues at administrating organisations shall be considered.

Specifically for matters relating to national and international collaboration

- When making decisions to appoint representatives to external boards and committees and other decision-making or advisory bodies, any disqualifying conflict of interest circumstances shall be considered. This also applies when deciding on an extension to a previously appointed representative's mandate.

4. Assessment of conflicts of interest

The following shall be used to support an assessment of whether a disqualifying conflict of interest exists.

An assessment of whether a disqualifying conflict of interest exists shall always be carried out based on the conflict of interest provisions of the Swedish Administrative Procedure Act. The provisions cover all persons who take part in the handling of a matter on behalf of the Swedish Research Council. It is not the position designation or the job description but the actions in the individual matter that determine whether the provisions are applicable. This means that employed administrators, appointed reviewers and elected members are all covered by the provisions when they take part in the handling of matters.

In some situations, disqualifying conflict of interest issues are clear. Examples are when the person taking part in the handling

- is party to the matter
- is closely related to a party
- otherwise can be assumed to be affected by the decision to a not insignificant extent.

Other situations may be perceived to be more unclear or difficult to assess. This applies in particular to cases in which ones impartiality in the matter can be questioned, even though the person is not a party, related to a party or can be assumed to be affected by the decision to a not insignificant extent. It is important that all potential conflict of interest situations are handled and assessed based on the circumstances of the individual case, and that the nature, scope and duration of the circumstances that can be assumed to constitute a conflict of interest are considered.

Examples of situations where a disqualifying conflict of interest typically exists

Examples of situations where a disqualifying conflict of interest typically exists are:



- When an economic or other dependency circumstance exists. Examples of the latter are situations where an applicant or participating researcher has an assignment to evaluate the competence, application, department or subject of the person taking part in the handling of the matter.
- When an ongoing or recently terminated close collaboration exists, such as a teacher-student relationship, or a joint research project. The relationship between a doctoral student and his/her supervisor is considered disqualifying a conflict of interest regardless of how long ago the collaboration occurred.
- When there is evident friendship, enmity or difference of opinion.
- When there is a manager-employee relationship.
- When the person taking part in the handling in another context has handled an issue the matter relates to, for example as a representative of another public agency or organisation.

Examples of situations where there is a risk of a disqualifying conflict of interest

Examples of situations where there is a risk of a disqualifying conflict of interest are:

- When there exists co-authorship of books or articles. As a rule, taking part in the handling of a matter should be avoided where research collaboration and co-authorship has occurred during the last 5 years. A joint article or a joint chapter in an edited book may be enough to establish co-authorship. Co-authorship that occurred more than 5 years ago can also constitute a disqualifying conflict of interest. The determining factor will be whether or not it was the result of close collaboration, and must be assessed from case to case.
- When a person taking part in the handling of a matter belongs to the same institution (particularly small and medium-sized ones) or a similar financially independent entity as an applicant or participant.
- When the nature of a person's involvement in the matter easily arouses suspicion that the basis for impartial assessment is compromised.

5. Management of conflict of interest situations

The following applies for the management of conflict of interest situations at the Swedish Research Council.

All types of matters

- A person with a disqualifying conflict of interest must not be present when the matter is decided on, or otherwise participate in the handling of the matter.



- Conflict of interest situations, both in cases where it exists and where it has been examined and found not to exist, must be documented throughout the handling process.
- If a question of conflict of interest has been raised by an outside party, or if the conflict of interest issue relates to a person who does not consider themselves as having a disqualifying conflict of interest, or differing opinions exist otherwise whether the person has a disqualifying conflict of interest, the examination of the conflict of interest issue shall immediately be passed to the Swedish Research Council for determination.

Specifically for matters relating to applications for research funding

When handling applications for research funding, it is not always possible to prevent conflict of interest situations from arising. This is the case, for example, when a member of a scientific council, council or committee or of the board applies for research funding. In such cases, written statements on the application must be obtained from at least two external experts.

6. Communication and information about conflict of interest issues

As questions and discussions about conflict of interest arise throughout the activities of the Swedish Research Council, all persons taking part in the handling of cases must know and understand the contents of the Council's conflict of interest policy, and the guidelines for handling a conflict of interest. To ensure this, the following applies:

- All employees shall be informed of the conflict of interest policy and the guidelines for the managing conflicts of interest.
- All new employees shall have the opportunity to discuss the meaning of the conflict of interest policy and guidelines as part of their work introduction.
- Administrative officers involved in the review of applications shall be given the opportunity to discuss conflicts of interest and the current procedures for managing such conflicts before and after the application review, in order to raise suggestions for ways to improve the work.
- The conflict of interest policy should be included in the reviewer handbooks.
- The conflict of interest policy and the guidelines shall be communicated to the scientific councils, councils and committees, and to review panel chairs and review panel members.
- The Chief Legal Officer shall have overall responsibility for the Swedish Research Council's management of conflict of interest issues.