

STATES OF JERSEY



JERSEY COMPETITION REGULATORY AUTHORITY: APPOINTMENT OF MEMBER AND CHAIRMAN

**Lodged au Greffe on 20th April 2004
by the Economic Development Committee**

STATES GREFFE

PROPOSITION

THE STATES are asked to decide whether they are of opinion –

in accordance with Article 3(1)(a) of the Competition Regulatory Authority (Jersey) Law 2001, to re-appoint Dr. Patrick Anthony McNutt as a member and Chairman of the Jersey Competition Regulatory Authority for a period of 3 years with effect from 17th May 2004.

ECONOMIC DEVELOPMENT COMMITTEE

REPORT

- 1.1 The States approved the Competition Regulatory Authority (Jersey) Law 2001 in November 2000. It received Royal Assent on 14th March 2001 and came into force on 1st May 2001.
- 1.2 Under Article 3(1)(a) it is for the States to appoint one member of the Authority as its Chairman upon the recommendation of the Economic Development Committee.
- 1.3 Under Article 4(2) a member shall be appointed for a period not exceeding 5 years and upon expiry of such period shall be eligible for reappointment.
- 1.4 Dr. Patrick Anthony McNutt was appointed as the first Chairman of the Authority with effect from 17th May 2001. Dr. McNutt's current term of office as member and Chairman expires on 17th May 2004.
- 1.5 Dr. McNutt was formerly Professor of Political Economy at the University of Ulster and, from 1995-2000, was the second Chairman of the Irish Competition Authority. He is a leading authority on European competition policy with direct experience of independent regulation of the kind now in the frame for Jersey under the aegis of the JCRA. A short curriculum vitae for Dr. McNutt is attached.
- 1.6 The Appointments Commission has previously indicated that they would wish to take an active role in the recruitment process in respect of senior posts at the JCRA. Following consultation, the Chairman of the Appointments Commission has agreed that it is appropriate for the Committee to recommend the reappointment of the current Chairman for a further term without having to undertake a recruitment process. The Appointments Commission will require the position to undergo a recruitment process at the end of the second term.
- 1.7 Accordingly, the Economic Development Committee recommends that the States appoint Dr. McNutt as a member and Chairman of the Jersey Competition Regulatory Authority for a further period of three years commencing on 17th May 2004.
- 1.8 There are no additional manpower or financial consequences arising from this proposition.

15th April 2004

CURRICULUM VITAE

Dr. Patrick Anthony McNutt BA, MPhil, DPhil

Current Appointment

- Strategy and Anti-Trust Consultant trading as Patrick McNutt and Associates

Previous appointments

- Partner and Head of Competition, Indecon Consultants, Dublin, 2000 – 2003
- Chairman, Irish Competition Authority, Dublin, 1996 – 2000
- Professor of Political Economy, University of Ulster, Belfast, 1994 – 1996

Past appointments

- Research Assistant, Economic and Social Research Institute, Dublin
- Lecturer, Department of Economics, University College Galway
- Visiting Scholar, Victoria University of Wellington, New Zealand
- Visiting Scholar, Georgetown University, Washington DC
- Visiting Lecturer, University of Limerick
- College Lecturer, Department of Economics, University College Galway

Other appointments and distinctions

- Rapporteur at Directorate Competition's Advisory Committee, European Commission, Brussels, selected cases 1997 – 1999
- Former Member of the Senate of the University of Ulster
- Former Chairman of Social Sciences Research Centre, University College Galway
- Former Director, Centre for Research in Economics and Law, University College Galway and University of Ulster, Belfast
- Former Member, National Committee for Economics and Social Sciences, Royal Irish Academy
- Former Member, Committee of the European Public Choice Society

Guest Editorship of journals

- International Journal of Social Economics
- European Business Review

Editorial Advisory Board on journals

- International Journal of Social Economics
- World Competition

Books/Monographs

- Understanding Economic Issues (1985)
- Competition Policy and the 1991 Irish Competition Act (1992)
- Perspectives on Competition Policy Issues: Ireland and the EU (1994)

Books

- The Economics of Public Choice (1996)
- The Economics of Public Choice Vol. II (2001)
- Law and Economics: European Perspective (2002/3)

Articles and book chapters

- Over 50 published articles, book chapters and working papers on various aspects of economics and competition policy.