

States Greffe

Deputy Kirsten Morel  
Minister for Economic Development, Tourism, Sport and Culture

**BY EMAIL**

23rd June 2023

Dear Minister,

**Competition Regulation**

Thank you for your letter of 28th April 2023 regarding the Jersey Competition Law. Please provide further clarification in the following areas.

You indicate the proposals will seek to remove the Jersey Competition Regulatory Authority's (JCRA) theoretical right to grant approval to mergers and acquisitions that would substantially lessen competition in Jersey. Could you please clarify this, for example would this include work concerning anti-consolidation of companies?

In answer to question four, you highlight that Article 44(2) of the 2005 Law provides that a person commits an offence if he or she discloses specified information unless in the circumstances permitted by the Law or if the information is already in the public domain or framed so as to not to enable information relating to a particular person to be ascertained from it. Could you identify your views on whether managers should also be held accountable under the Law to ensure that staff have received adequate training or supervision to avoid breaches in protection of commercially sensitive information?

You outline that the JCRA and departmental officers work cooperatively with their counterparts in Guernsey, at times under a memorandum of understanding (MOU). Please could examples be given and a copy of the MOU be provided to the Panel.

We would be grateful if you could respond to this no later than Friday 30th June 2023 in line with the 5 working days approved for responses between Scrutiny Panels and Ministers.

If you have any questions regarding this or our work in general, please do not hesitate to contact me. Please note that unless otherwise stated, all letters will be uploaded to the Scrutiny website as a matter of course.

Yours sincerely,



Deputy Moz Scott  
**Chair**  
**Economic and International Affairs Scrutiny Panel**