

# **STATES OF JERSEY**



## **DRAFT COMPETITION (JERSEY) LAW 2005 (APPOINTED DAY) ACT 200-**

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**Lodged au Greffe on 1st March 2005  
by the Economic Development Committee**

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**STATES GREFFE**





Jersey

## **DRAFT COMPETITION (JERSEY) LAW 2005 (APPOINTED DAY) ACT 200-**

### **REPORT**

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The Competition (Jersey) Law 2005 was adopted by the States on 23rd June 2004 (P.37/2004) and registered in the Royal Court on 18th February 2005. This Law will help to create a more competitive commercial environment in the Island, potentially reduce prices, increase consumer choice and will benefit Jersey's economy as undertakings reduce their cost structure and allocate resources more efficiently and productively into activities that consumers want.

In order to implement the Law, certain Articles need to be brought into force in advance of others, in particular, those Articles that place a duty on the Jersey Competition Regulatory Authority to administer the Law. This first commencement Act brings into force those Articles (and certain others that are necessary) with effect from 1st May 2005. The commencement date of 1st May 2005 has been approved by all relevant parties.

The second, and final, commencement Act will be brought into force with effect from 1st November 2005. In the interim period, the Jersey Competition Regulatory Authority will issue, after consultation, and on the basis of it having regard to various specified criteria, advisory guidance on activities which in its opinion would or might be likely to infringe the prohibitions contained in Part 2 and Part 3 of the Law. It is because of this preparatory work that Parts 2 and 3 will be introduced in November.

As outlined in P.37/2004, in relation to manpower implications for the States of Jersey, a new Board of non-executive Directors has been established and recruitment for a JCRA Competition Law case officer, legal adviser and economic adviser is being undertaken. The base financial cost of administration and implementation of this Law has been accounted for within Economic Development Committee budgets.

## **Explanatory Note**

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This Act brings the Competition (Jersey) Law 2005, other than Parts 2 and 3, into force on 1st May 2005.

Part 2 of the Law, which prohibits anti-competitive arrangements, and Part 3, which prohibits abuses of dominant market position, are brought into force on 1st November 2005.





Jersey

# **DRAFT COMPETITION (JERSEY) LAW 2005 (APPOINTED DAY) ACT 200-**

*Made*

*[date to be inserted]*

*Coming into force*

*[date to be inserted]*

**THE STATES**, in pursuance of Article 64 of the Competition (Jersey) Law 2005,<sup>[1]</sup> have made the following Act –

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## **1 Commencement of Competition (Jersey) Law 2005**

- (1) The Competition (Jersey) Law 2005,<sup>[2]</sup> other than Parts 2 and 3, shall come into force on 1st May 2005.
- (2) Parts 2 and 3 of the Law<sup>[3]</sup> shall come into force on 1st November 2005.

## **2 Citation**

This Act may be cited as the Competition (Jersey) Law 2005 (Appointed Day) Act 200-.

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[1] *Recueil des Lois, Volume 2005, page 212.*

[2] *Recueil des Lois, Volume 2005, page 177.*

[3] *Recueil des Lois, Volume 2005, pages 185 to 190.*