



06 March 2026

BY EMAIL ONLY

FAO Lukas Ament, Head of Competition and Intellectual Property
Department for the Economy
Government of Jersey
Union Street
St. Helier
JE2 3DN

Dear Lukas,

RE: Consultation Paper: Draft Competition (Mergers and Acquisitions) (Jersey) Order 202-

The Jersey Competition Regulatory Authority (**JCRA**) is focused on promoting and encouraging competition between businesses in Jersey and an effective merger control regime is fundamental to achieving this. The JCRA welcomed the opportunity to provide the Minister with Advice¹ that has supported the development of the Draft Competition (Mergers and Acquisitions) (Jersey) Order 202- (**Draft New M&A Order**).

The JCRA is pleased to note that the Minister has, for the most part, taken its Advice into account in shaping the Draft New M&A Order. This is a positive reflection of the constructive engagement undertaken throughout the process and this approach strengthens Jersey's merger control regime and supports the continued development of a competition framework that delivers clarity, proportionality and effective oversight.

The JCRA notes that the principal area in which the Draft New M&A Order differs from its Advice relates to the period specified for the exercise of the call in power (30 working days, rather than the 40 working days the JCRA recommended). The Government has explained in its consultation paper that a shorter call in period is intended to provide businesses with greater certainty and to

¹ See: [C-005 - Updates to the Competition \(Mergers and Acquisitions\) \(Jersey\) Order 2010 | JCRA](#)

avoid unnecessary delays to transactions, supporting a more streamlined and proportionate merger control framework.

While this rationale is understood, a modestly longer period would have offered additional time to gather initial information and assess whether further investigation might be appropriate. The intention behind the 40 working day recommendation was to act as a safeguard within a lighter touch regime, rather than to impose additional burden. A reduced window may limit the practical flexibility of the call in power and place the JCRA in a position where it is used more frequently than would otherwise be the case because insufficient time is available to fully assess transactions.

In relation to the remaining aspects of the Draft New M&A Order, our review has identified a small number of additional, minor points:

- Article 3: It may be helpful for this to more clearly signal that the thresholds it contains constitute the mandatory notification thresholds under Article 20(1) of the Competition Law. This could be a minor refinement to the heading or opening sentence and will distinguish it from the separate voluntary notification process the JCRA will be introducing.
- Article 4 (1) Meaning of turnover: For clarity, this would benefit from explicitly referring to the most recent full financial year (rather than ‘preceding financial year’). The approach here could further draw on the Commission Consolidated Jurisdictional Notice on the control of concentrations between undertakings².

Reflecting the JCRA’s commitment to transparency, this response will be published on its website, and we confirm that it may also be published on the Government website.

The JCRA remains available to assist, as appropriate, in the preparation of the new M&A Order.

Yours sincerely

Tim Ringsdore

Chief Executive

Jersey Competition Regulatory Authority

² See: [EUR-Lex - 52008XC0416\(08\) - EN - EUR-Lex](#)