



**1 August 2012 (updated)**

**CICRA consults on new Channel Islands  
competition law guidelines**

CICRA, the Channel Islands Competition and Regulatory Authorities, has today issued 12 new competition law guidelines for public consultation. The new guidelines are issued on a pan-Channel Islands basis, covering competition law enforcement in both Guernsey and Jersey. This consultation is launched on the day when Guernsey's new competition law, *The Competition (Guernsey) Ordinance, 2012*, (**Guernsey Ordinance**) comes into force.

The guidelines have two main purposes. First, they provide practical guidance regarding the manner in which CICRA will administer and enforce the Guernsey Ordinance and the *Competition (Jersey) Law 2005* (**Jersey Law**). Secondly, the guidelines are admissible in evidence in any court proceedings concerning the provisions of both competition laws.

The consultation is undertaken pursuant to section 55(5) of the Guernsey Ordinance and Article 7(4) of the Jersey Law.

The new guidelines are based on the existing competition law guidelines applied by CICRA in Jersey, updated and revised to take account of the provisions of the Guernsey Ordinance and developments in competition law over recent years. Further guidelines on the setting of financial penalties and the granting of leniency for cartel whistle-blowers are intended to be issued next month for consultation.

The draft guidelines can be found on the CICRA website under the "Legal Framework" tab of the "Competition" section, or at the following link: [http://www.cicra.gg/competition/legal\\_framework.aspx](http://www.cicra.gg/competition/legal_framework.aspx).

The new guidelines cover the following topics:

- 1a. A Quick Guide to the competition laws
- 1b. A Guide to Compliance
2. Anti-Competitive Agreements
3. Cartels
4. Trade Associations & Professions
5. Abuse of a Dominant Position
6. Mergers and Acquisitions
7. Market Definition
8. How to Make a Complaint
9. Applications for Guidance and Exemptions
10. Investigation Procedures
11. Vertical Agreements

Final guidelines will be issued by CICRA once it has reviewed the responses to the consultation. CICRA will apply these draft guidelines to its own administration and enforcement of the competition laws in the interim. The draft guidelines immediately replace the pre-existing guidelines issued by the Jersey Competition Regulatory Authority (JCRA).

Consultation responses are sought by 9am on Monday, 17 September 2012. Responses should be sent by e-mail or post to the Guernsey or Jersey offices of CICRA, at the following addresses:

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| Guernsey Competition and Regulatory Authority<br>Suites B1 & B2<br>Hirzel Court<br>St Peter Port<br>Guernsey<br>GY1 2NH<br><br>Email: <a href="mailto:info@cicra.gg">info@cicra.gg</a> | Jersey Competition Regulatory Authority<br>2 <sup>nd</sup> Floor, Salisbury House<br>1-9 Union Street<br>St Helier<br>Jersey<br>JE2 3RF<br><br>Email: <a href="mailto:info@cicra.je">info@cicra.je</a> |
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Any queries regarding the guidelines can be directed to CICRA at the e-mail addresses listed above or by telephone to: 01481 711120 (Guernsey) or 01534 514990 (Jersey).