



SandpiperCI Retail Limited - Undertaking

Case C1351J

Interim Measure

Document No: CICRA 18/02

26 January 2018

Jersey Competition Regulatory Authority
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1. On 17 January 2018, the Jersey Competition Regulatory Authority (“JCRA”), pursuant to Article 40(3) of the Competition (Jersey) Law 2005 (the “2005 Law”), gave written notice to SandpiperCI Retail Limited (“Sandpiper”) that the JCRA intended to serve upon Sandpiper a direction under Article 40(2) of the 2005 Law for the reasons set out in that written notice.
2. In that written notice, and pursuant to Article 40(3) of the 2005 Law, the JCRA gave Sandpiper until 5 p.m. on Wednesday 24 January to make written representations to it on the direction the JCRA proposed to issue to Sandpiper.
3. On 18 January 2018, Sandpiper’s legal representative wrote to the JCRA, stating that Sandpiper:
 - Had received the JCRA’s letter of 17 January 2018;
 - Was willing to and intended to comply with the direction set out in the letter; and
 - Did not believe that it had breached the Undertaking (as defined in that letter).
4. The JCRA therefore gives the following direction to Sandpiper:
 1. *Sandpiper shall not sell or lease the First Tower Store to any third party for any purpose.*
 2. *Sandpiper shall not take any steps preparatory to such sale or lease (such as continuing to seek planning permission in respect of the First Tower Store).*
 2. *Sandpiper shall maintain the First Tower Store as a General Store and shall not take any step or steps which, in the reasonable opinion of the JCRA, would detrimentally affect the viability or commercial value of the First Tower Store as a General Store.*
 3. *The terms “First Tower Store”, “General Store”, “JCRA” and “Sandpiper” shall have the same meaning as in the Merger Application Form and the annexes thereto dated 28 March 2017 and submitted to the JCRA in connection with the proposed purchase of Spar (Channel Islands) Limited by SandpiperCI Retail Limited, CICRA Case M1290J.*
5. This direction will remain in force until it is varied or revoked by the JCRA.

26 January 2018

By order of the JCRA Board