



CASE C1471G – JT/SURE

CASE DECISION STATEMENT

Following an investigation conducted under section 22(1) of the Competition (Guernsey) Ordinance, 2012 (**2012 Ordinance**), the Guernsey Competition and Regulatory Authority (**GCRA**; the **Authority**) has found that JT Group Limited and JT (Guernsey) Limited (together **JT**) and BTC Sure Group Limited and Sure (Guernsey) Limited (together **Sure**) have infringed the prohibition imposed by section 5(1) of the 2012 Ordinance, which prohibits agreements and/or concerted practices between undertakings which have the object or effect of preventing competition within any market in Guernsey for goods or services.

Following a decision by the Authority, the GCRA opened an investigation into a suspected anti-competitive agreement and/or concerted practice between JT and Sure and a case opening statement was placed on the GCRA's website. Subsequently, the Authority sent information requests to JT and to Sure and conducted statutory interviews.

After considering the evidence gathered, and pursuant to section 43(2) of the 2012 Ordinance, the GCRA sent to JT and to Sure a notice in writing (**Statement of Objections**) setting out its preliminary conclusions. JT and Sure made separate oral and written representations to the GCRA in respect of the matters set out in the Statement of Objections.

Having taken into account the evidence provided and having heard and taken into account the representations of JT and of Sure, the Authority has concluded that over a period of more than a year from August 2018 until November 2019, JT and Sure attempted to illegally control the provision of mobile networks in Guernsey.

The Authority will be minded to impose a financial penalty where it finds a restriction of competition by object. It will therefore now consider whether it would be appropriate to issue a draft penalty statement to JT and to Sure in respect of the anti-competitive behaviour. In carrying out this assessment, the GCRA will follow the approach set out in its [Financial Penalties | GCRA](#).

20 December 2021