

# MEASURING EFFECTIVENESS

Ex-ante and ex-post impact assessment

Ann-Marie Grant | *General Manager*  
(Jamaica) Fair Trading Commission

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# AGENDA

Overview of the JFTC's involvement in competition advocacy

Type of interventions for ex ante assessments: "spontaneous" vs agency-planned

Strategies for undertaking spontaneous assessments

Data-on-Demand strategies

# Overview of the JFTC's involvement in competition advocacy

- Assess existing laws, policies, licences
- Assess proposed laws, policies and programmes
- Provide advice and training

## Type of interventions for ex ante assessments: “spontaneous” vs agency-planned

“Spontaneous” assessments are those requested by Government agencies (or prompted by competition authority) directed at policy decisions that affect consumers or competition when there is only a small window of opportunity for competition authority to conduct such assessments.

## OECD COMPETITION ASSESSMENT CHECKLIST

This checklist is part of the OECD Competition Assessment Toolkit, developed to help governments eliminate barriers to competition based on the recommendation:

It notes that competition assessment should be conducted if a legal provision has any of the following effects:

### A Limits the number or range of suppliers

This is likely to be the case if the provision:

- A1** Grants exclusive rights to a supplier to provide goods or services
- A2** Establishes a licence, permit or authorisation process as a requirement of operation
- A3** Limits the ability of some suppliers to provide a good or service

### B Limits the ability of suppliers to compete

This is likely to be the case if the provision:

- B1** Limits sellers' ability to set prices for goods or services
- B2** Limits freedom of suppliers to advertise or market their goods or services
- B3** Sets standards for product quality that provide an advantage to some suppliers over others

## Strategies for undertaking spontaneous assessments

# How?

Screen: Using the OECD Competition Assessment Toolkit

Review the importance of affected market to economy and consumers

Prioritization (other ongoing matters)

Stakeholder engagement – get key stakeholders involved

Assistance from parent Ministry



# Strategies for undertaking spontaneous assessments



## EFFECT OF MEASURE

Determine effect of policy on competition



## IMPORTANCE OF SECTOR

Determine the importance of sector to the economy and consumers



## REVIEW TYPE OF MEASURE

Temporary vs permanent and timeframe for implementation



## DATA ON DEMAND

**Identify Regulators that routinely collect data**

## Data-on-Demand strategies

where  
to  
source  
data?

Maintain a list of data sources on key sectors

Pursue formal collaboration with sector regulators

Advocate for access to data, and for the type of data to be collected

## Ex ante assessments – expected benefits



Advocacy interventions

Market studies

Merger assessments

Formula used for assessment of monetary impact: Based on OECD Guide

Turnover [sector or firms affected] x  
Price increase avoided [3%] x  
Expected duration [generally 3 years]



# Monetary impact of market intervention 2019/20 – 2022/23





# Fair Trading Commission



Unit 42A New Kingston Business Centre  
30 Dominica Drive  
Kingston 5, Jamaica



876) 960.0120-4



[ftc@cwjamaica.com](mailto:ftc@cwjamaica.com)



[jftc.gov.jm](http://jftc.gov.jm)