



## WORKSHOP ON THE SELECTION AND PRIORITISATION OF SECTORS OR INDUSTRIES FOR MARKET STUDIES

Paris, March 9<sup>th</sup>, 2017

10:00 – 17:45, Conference Centre Room 6

### FINAL AGENDA

10:00 – 10:10 | Welcome from the Chair, Frédéric Jenny

**Part One - How market study objectives influence the selection and prioritisation of sectors to be studied:** The first part of the workshop will focus on how the specific objective of market studies in a jurisdiction, which can range from detecting enforcement issues to identifying regulatory barriers to competition to responding to consumer complaints, will impact the types of sectors or industries selected for study and how they are prioritized.

10:10 – 10:30 | **Presentation by Miguel de la Mano** on the primary reasons for undertaking market studies (including objectives and available remedies), and how they will influence the selection of sectors or industries for study.

10:30 – 10:40 | Q&A on the presentation

10:40 – 11:10 | **Presentation by the CMA (UK)** on the objectives of market studies and market investigations it conducts, and how this influences the selection of sectors or industries.

11:10 – 11:30 | Q&A on the presentation

Discussion of the presentations by:

- Amelia Fletcher
- Miguel de la Mano
- Thibaud Vergé

Interventions from the floor

**Part Two – Strategic considerations in the selection and prioritisation of sectors for study:** The workshop will proceed with a discussion of how certain strategic factors, including public attention on issues in a sector or industry, government priorities and the impact of a certain sector on the broader economy, can affect the selection and prioritisation of sectors for market studies.

11:30 – 11:50	<b>Presentation by Thibaud Vergé</b> on strategic considerations in the selection and prioritisation of the sectors to study (e.g. broader impact on the economy, consistency with government priorities, recent or proposed regulatory reforms).
11:50 – 12:00	Q&A on the presentation
12:00 – 12:30	<b>Presentation by the European Commission</b> on its approach to selecting and prioritizing sectors or industries based on strategic considerations.
12:30 – 12:50	Q&A on the presentation
	Discussion of the presentations by: <ul style="list-style-type: none"> <li>• Amelia Fletcher</li> <li>• Miguel de la Mano</li> <li>• Thibaud Vergé</li> </ul>
	Interventions from the floor
<b>12:50 – 14:30</b>	<b>Lunch break</b>

**Part Three - Techniques for identifying candidate sectors for market studies:** The third part of the workshop will cover indicators and other techniques for competition authorities to identify sectors where competition appears not to be working well, and where a market study may help analyse and address these concerns.

14:30 – 14:50	<b>Presentation by Amelia Fletcher</b> setting out the history of how the Competition and Markets Authority (“CMA”, and its predecessors the Office of Fair Trading) developed a methodology for identifying sectors where competition appears not to work well and that could be candidates for market studies. This discussion will explore the various approaches considered over time by the UK authorities and will examine the advantages and disadvantages of various indicators of market competition.
14:50 – 15:00	Q&A on the presentation
15:00 – 15:30	<b>Presentation by the Autorité de la concurrence (France)</b> on its current approach to identifying sectors where competition is not functioning well, and how it prioritizes these sectors for market studies.
15:30 – 16.00	Q&A on the presentation
	Discussion of the presentations by: <ul style="list-style-type: none"> <li>• Amelia Fletcher</li> <li>• Miguel de la Mano</li> <li>• Thibaud Vergé</li> </ul>
	Interventions from the floor

**16:00 – 16:25** | **Coffee break**

**Part Four – Market study scoping:** The precise scope of products, services or business activities that will be included in the market study requires careful consideration, given its impact on the required resources and timeline of the study. The final part of the workshop will discuss strategies for determining a market study's scope.

16:25 – 16:55 | **Presentation by the CNMC (Spain)** on its market study handbook and its approach to determining the precise scope of an industry or sector for market studies.

16:55 – 17:15 | Q&A on the presentation

Discussion of the presentation by:

- Amelia Fletcher
- Miguel de la Mano
- Thibaud Vergé

Interventions from the floor

17:15 – 17:45 | **Conclusion: General discussion on the lessons learned from the workshop**

Concluding remarks by discussants

- Amelia Fletcher
- Miguel de la Mano
- Thibaud Vergé

Closing remarks by the Chair