

## **ALLEGED ANTI-COMPETITIVE PRACTICES**

**MR. CLAUDE ELIZABETH V/S MR. JEFFREY  
HOAREAU/MRS. SIPAY HAOREAU AND MS.  
OUSAR SILIKAN**

**CASE NUMBER: FCA60**

**Date: September 2015**

**Complaint:** On 16<sup>th</sup> July, 2015, a complaint was lodged at the Fair Trading Commission by Mr. Claude Elizabeth. According to Mr. Elizabeth he is registered for the production and sale of crackling from the Seychelles Licensing Authority and Public Health Authority. Mr. Elizabeth added that his competitors namely Mr. Jeffrey Hoareau, Mrs. Sipay Hoareau and Ms. Ousar Silikan are currently undertaking the productions and sale of crackling without registering, thus they do not need to meet the strict compliance rules set by the regulators therefore they have an unfair advantage over him and other registered crackling producers.

Based on the above, the Fair Trading Commission conducted an investigation in an effort to identify the type of offences being committed and by whom.

**Commission's Assessment:** With the aim to verify the enquiry made by the Ministry of Finance, the Fair Trading Commission liaised with the Seychelles Licensing Authority and the Public Health Authority to gain additional information.

The Public Health Authority informed the Commission that it had conducted an inspection on the premises of Mr. Jeffrey Hoareau and Mrs. Sipay Hoareau. According to Public Health Authority the aforementioned individuals were conforming to the rules and regulations needed to operate as a crackling producer. As such a compliance certificate was issued to them.

Additionally, Public Health Authority informed the Commission that Ms. Ousar Silikan was not complying with the regulations in place. Ms. Ousar Silikan decided to voluntarily cease the production of crackling and as of date she is no longer producing or selling cracklings.

**Conclusion:** In conclusion, the Fair Trading Commission concluded that there was no breach as both Mr. Jeffrey Hoareau and his wife Mrs. Sipay Hoareau were complying with the regulations enforced by the Public Health Authority. As for Ms. Ousar Silikan she had ceased operations. It was recommended that the case be referred to the Seychelles Licensing Authority and Public Health Authority for follow-ups especially for Ms. Ousar Silikan.