

Disclosures of interest: Tesco / Co-op store acquisition in Slough

Members' interests:

Peter Freeman

Peter Freeman, Chairman of the CC, who will chair the Group that is conducting this investigation, acted whilst a partner at Simmons & Simmons in connection with a possible offer to purchase Safeway in early 2003. The offer was not made and in July 2003 his contact with the client ceased.

Alan Hamlin

Alan Hamlin, a member of the Group that is conducting this investigation holds an academic post at the University of Manchester. Sir Terry Leahy (Chief Executive of Tesco) and Ms Anna Ford (Director of J Sainsbury plc) are co-Chancellors of the University. The position of co-Chancellor is largely honorary and the co-Chancellors have no management role in relation to Professor Hamlin's post. Professor Hamlin has not met or communicated with Sir Terry Leahy or Anna Ford, and does not expect to have any dealings with them in the future. Should he meet the co-Chancellors, he would not discuss his involvement in the groceries investigation.

Bruce Lyons

Bruce Lyons, a member of the Group that is conducting this investigation is editing a book of case studies on competition economics which is expected to be published by CUP in 2007, and associated to which a conference will be held in July 2006. One chapter of the book by Professor Paul Dobson will cover recent CC inquiries into supermarkets. Professor Lyons will not edit that chapter, nor will he have any input into it.

Professor Lyon's wife, Gwynne Lyons, is a Director of the CHEM Trust (which involves liaison with grocery retailers), and is a Member of the Advisory Committee on Hazardous Substances (DEFRA).

Mr Freeman, Professor Hamlin and Professor Lyons believe that they can discharge their obligations as members of the Group (and as Chair of the Group, in the case of Peter Freeman) investigating the groceries market independently and impartially. The CC believes that the matters described above will not compromise the ability of the Group to discharge its functions in an independent and impartial manner.

Staff interests

The brother-in-law of Martin Stanley, Chief Executive of the CC, is a manager in a J Sainsbury store in Braintree, Essex.

John Davies, Chief Economist at the CC, was until September 2003 a shareholder of and manager at Frontier Economics, an economics consultancy. Frontier Economics has advised clients in the grocery retail sector on competition matters, including Tesco, though Mr Davies did not work on any projects for Tesco.

David Roberts, Chief Business Adviser and Director of Remedies at the CC, worked for J Sainsbury plc until 2002 in various roles including Group Treasurer and Director of Corporate finance. Mr Roberts is also a deferred member of the J Sainsbury plc pension fund. He has no other interests in the sector and has had no involvement in J Sainsbury plc since 2002. Mr Roberts heads the team of CC staff business advisers, supervising their work and maintaining an oversight of inquiries (Peter Barron and Maria Cianci are the staff business advisers who will be more closely involved than Mr Roberts in the detail of the case); he may also provide expert advice to the inquiry Group.

Clare Potter, Chief Legal Adviser at the CC was a partner at Simmons & Simmons until September 2004, and in that capacity, acted in connection with a possible offer to purchase Safeway in early 2003. The offer was not made and her contact with the client ceased in 2003. Ms Potter has a management and oversight role in respect of the staff team of CC legal advisers; the detail of the case will be handled by Tim Miller (see disclosure below) and Carole Begent.

Tim Miller, a legal adviser to the Group, was an associate at Coudert Brothers law firm between September 2001 until April 2005 and on occasions advised a manufacturer and supplier of household products, on competition and regulatory matters.

Nicola Mazzarotto, an economist adviser to the Group, has written the following articles in relation to the supermarket sector, as part of his doctorate at the University of East Anglia:

1. "Retail mergers and buyer power". Discussion paper of the Centre for Competition Policy (CCP), University of East Anglia. CCR wp 04-03, 2004. Being prepared for submission to the International Journal of Industrial Organization.
2. "Retailer-Supplier Relations in European Competition Policy: A case study". European Retail Digest, nr 39, Autumn, 2003.
3. "Competition policy towards retailers: size, seller market power and buyer power". CCR wp 01-4. 2001.

Nicola Mazzarotto has also co-written, with Prof. Roman Inderst, a chapter for the ABA Antitrust Section Handbook, Issues in Competition Law and Policy (W.D. Collins, ed., in preparation).

Kate Collyer, staff economist at the CC, until July 2004 was employed by the economics consultancy Lexecon (now CRA). During the time she worked there, Lexecon advised clients in the grocery sector, though she was not directly involved.

Kirsten Edwards, a staff economist at the CC, until November 2004 was employed by Deloitte (formerly Andersen). Some of her colleagues at Deloitte advised clients in relation to the 2003 Safeway inquiry, though she was not directly involved.

Kirsten Edwards is no longer employed at the CC.

The CC is satisfied that the impartiality of the inquiry will not be affected by any of the above interests.

Loyalty cards etc

Staff and members working on this inquiry, and their close relatives, also hold various store loyalty cards, and affiliated credit cards/ financial products, including Tesco Clubcard, Nectar Card (Sainsbury's), Sainsbury's Bank Visa Credit Card, Tesco Visa Card, M&S & More Card, Boots Loyalty Card, Littlewoods Card, Harrods Card, Waitrose Credit Card and a member of staff has a Sainsbury's Bank personal loan.

The CC is satisfied that the impartiality of the inquiry will not be affected by any of the above.

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