

# Milk market regulations – new challenges in the food market?

Effects of stronger buying power in the Norwegian food sector

### **Ag policy in Norway – major instruments**

- Ag Policy
- Tariffs (quotas and preferences)
- protected market for dairy, meat, grains etc.
- more open market in other areas
- Target price system i.e. "target", but also maximum price at point of first sale
- Market regulation by co-operatives (dairy, meat, grains), also responsible for obtaining target prices
- Farmers responsible for any regulation outlets, based on marketing levies paid by producers
- Competition Policy
- "The King in Council shall (...) provide for the exemptions from Sections 10 and 11 that are necessary to implement agriculture and fisheries policies."

### 1980-ies - - the problem of big suppliers

#### **Concerns:**

- Dominant co-operatives have economical advantages through position as "market regulator"? (relative to other private industry)
- Several adjustments undertaken
- **1995**: One <u>ultra</u> dominant supplier (Tine dairy) in a position to suppress the development of newcomers?
  - Lack of competition negative effect on food prices, product development and food diversity.
- Competition on <u>"equal and transparent terms"</u> in the dairy sector was enforced by the Parliament in 1995/96.

#### **Measures undertaken in Ag Policy**

- Traditional obligations for Tine as market regulator:
- buy and collect milk from any milk producer in Norway
- sell milk to any milk buyer
- New requirements:
- supply milk to any dairy in Norway (but producers of liquid milk have to have some supply directly from farmers)
- Regulation and control of milk price when selling to other dairies
- Norway also operate a price differentiation system (self financed with levies and subsidies), ref Milk Marketing Boards in US
- Private, "independent" dairies pay a lower levy (3 Euro cent) or get a higher subsidy where the dairy co-operative is "dominant" in the Norwegian market



#### **Present situation**

- The dairy co-operative Tine is still rather "dominant" in most areas of dairy in Norway, however the market shares are significantly lower than in the 90-ies, especially in cheese
- No "milk crisis" in Norway producer prices are stable
- The Norwegian meat co-operative is in "financial crisis"
- The grain co-operative has some internal problems
- The Norwegian co-operative within vegetables etc. "disappeared" in the late 90-ies and the sector is vertically integrated and controlled by the retailers (contract production)

## From "problem of big suppliers" - to "problem of buying powers"?

- From one major consumer co-operative + many small grocers...
- ... to 4 retailer groups controlling 99 % of the Norwegian consumer food market - in 15 years...
  - One retailer group has a market share of 40 % (has a gross turnover of 5,8 billion Euro, which is higher than combined turnover of the three biggest suppliers...)
  - Within the HORECA market, the market share of one party is 85%.
- It is possible to earn money in the food market... 3 owners of retailer groups are in "top ten" list of wealthiest persons in Norway
- Financial crisis new impetus in the direction of:
  - Vertical integration
  - Buying or controlling industry, and expanding in private labels

### What problems... (I)? - in principle

- Short term- challenge for farmers, industry and Ag Policy
- Market signals from/to agriculture do not reach consumers
- At all...? In a varying degree...?
- With a substantial time lag
- Ref experiences in the European Union (present "milk crisis"), case also in Norway
- "What if" further vertical integration...
- Present market organization in Norway should not work (ref. vegetables – (im)possible in...)
- Should have other significant effects on Ag Policy

34.80

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85,90

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Gilde-produkter taper stort i mini-kjøttmatbørs

AV OYSTEIN LARSEN-CONSTETT OF SVEN ARINE BUOGELAND

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NAME OF THE PARTY			7008,4030

På grillen

Grillpolser, kylling

ommerkateletter, forsk

Private labels are in general priced 25-40 % lower than comparable

products – how is that possible...?



Nortificres kiedialesia



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Skinke, kokt	232,67	91,60
Kalkunpålegg	248,00	240,00
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Salami	226,00	99,66
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Kiwi, First Price	25 %
Rema, Nordfjord	42 %
Rema, Nordfjord	(146 %)
Kiwi, First Price	(154 %)
Rema, Nordfjord	65 %
Kiwi, First Price	(154 %)
Rema, Solvinge	3 %
Rema, Stranda	22 %
Rema, Nordfjord	38 %
Kiwi, Dansk type	27 %
Rema, Grifstad	12 %
Rema Solvinge	3 %

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Kiwi, First Price

Rema, Solvinge

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BILLIGST



FirstPoint kost skew



Glide kolić skiriku





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kimiseen som verger samge konkurrenter.
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thi for Northen makin in grop.
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at volument ligger studiell. For Northern, meen de ejemer mestion ikke perigere på det, stor Redier. Comp. Norgen Scipper leydling, kjott fra. Northern till embolde av sinto belliginsteker. Over 20 pra-sens av variette kjesten sedger har in egent Comp-leydling seder har in egent Comp-leydling refere der till en det sid en seder en er det en det mik ed difference.

Kiwi, First Price (18 pkn)

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l NorgesGruppen. Etter det VG erfarer, ender mye kyl-lingfilet fra Scottaru med «First Price» (ogo.

Rti av tiltakene Norture

### What problems... (II)? - the issue of transparency

- Do prices for private labels reflect cost of production and the quality of the product - or is cross subsidies used to influence single markets?
- Are cross subsidies used to sell private labels with zero profit or under cost - in competition with products that follow normal price formation?
- Private label production give retailers information that normally is not exchanged between competitors (private label versus private brand)
- The systems for pricing the products are really not transparent: ref bonus systems, joint marketing, discounts systems, portfolio agreements etc.
- How to identify misuse on single markets when the negotiations are on a portfolio basis - sum estimated up to 1 billion Euro

### What problems... (III)? - possible negative effects of new imbalances

The buying powers influence over the food market, industry, agricultural production and farmers may:

- Obviously lead to lower profits in production and industry
- Which should lead to lower ability for the industry to innovate (private labels are usually "copies")
- Which may lead to less diversity in the food market
- And in the end...? With higher prices for consumers and higher profits for retailers...
- You may probably trust them they know what they are aiming at...(?)

## **Analysis of power and control** in the Norwegian food sector

- Initiative of the Minister of Agriculture and Food
- To be further discussed

#### Outline of possible mandate for a committee:

- Secure the consumers a diversity of food at prices that reflect quality and cost of production.
- Secure transparency and public view to enable satisfactory and adequate control of the sector.
- Secure that the political goals for the food sector may be obtained.

#### Outline of a possible mandate (II)

#### Mapping and evaluation:

- Of the state of affairs and development in the Norwegian food sector with an emphasis on the increasing market power held by the retailers.
- Of market shares of the retail groups in different geographical areas and in different markets (grocery, Horeca, institutions and convenience etc.).
- Of the retailers tools of power and influence of the value chain of foods.
- Significance and effects of vertical integration form the retail chains.
- International comparison.

### Discuss and propose - possible adjustments in political tools

- Based on: -Increased transparency and knowledge of the hidden dynamics behind pricing and product diversity.
- Vertical integration and private labels challenge our perception of buying power.
- Might buying power in an oligopoly be a threat to a sensible balance in bargain power?
- If so how to adjust negative effects of a dominating buying power?
- By (new) legal measures and/or new legal practise?
- <u>Discipline for both parties</u> in the market.

#### Possible tools...

- <u>Price monitoring</u> we have (some) price monitoring in Norway. May have some effect – from time to time...
- We do not have <u>net price information</u> for the transaction of consumer ready products between industry and retailers
- Margin monitoring and control?
- We do have experience in Norway in margin control in industry (dairy). Huge complexity (volume, price, discounts, joint marketing etc., volume of milk per product, milk fat – in/out, cost and cost structure)
- We do have experience with total monitoring of margins (meat products). Even bigger complexity...
- Enforcement of legal instruments versus vertical integration...?
- <u>Enforcement</u> in the direction of <u>net pricing</u>, where certain discount systems are prohibited? Will increase transparency and possibilities for control
- "Code of practise"??

### Many questions - few answers...

That's why we need further analysis and discussion.

 Norway follow with great interest work undertaken in the European Union and in the High Level Group.

Norway will – eventually – be happy to contribute!!