



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1185/6/8/11

BETWEEN:

BAA LIMITED

Applicant

-v-

THE COMPETITION COMMISSION

Respondent

ORDER

UPON reading the notice of application lodged by BAA Limited (“BAA”) under rules 8 and 25 of the Competition Appeal Tribunal Rules 2003 (S.I. No. 1372 of 2003) (“the Tribunal Rules”) on 16 September 2011;

AND UPON reading the request for permission to intervene from Ryanair Limited (“Ryanair”) dated 5 October 2011;

AND UPON reading the submissions of the parties filed in advance of the case management conference;

AND UPON hearing counsel for the parties and Ryanair at a case management conference on 7 October 2011;

IT IS ORDERED THAT:

1. Pursuant to rule 18 of the Tribunal Rules the proceedings be treated as proceedings in England and Wales.
2. Ryanair be granted permission to intervene and make submissions in writing. Ryanair has liberty to apply for permission to make oral submissions at the hearing in accordance with the directions below.
3. The parties and Ryanair formulate and agree between themselves arrangements for the disclosure of information contained in the pleadings and supporting material for which confidentiality is claimed and submit the agreed arrangements to the Tribunal in the form of an agreed draft order as soon as possible, and in any event no later than 4 pm on 10 October.

4. Ryanair be served with confidential copies (within the confidentiality ring) of BAA's application and supporting materials by 4pm on 11 October.
5. Any applications for permission to intervene made within the time limit specified in rule 15(2)(f) of the Tribunal Rules shall, if not consented to by the parties, be determined on the papers or (if the Tribunal considers it appropriate) at a hearing with a time estimate of 1 hour to be listed within 14 days of the expiry of that deadline.
6. In relation to the proceedings:
 - a. The Competition Commission file and serve its defence and any evidence by 4 pm on 31 October.
 - b. Ryanair file and serve its statement of intervention and any evidence by 4 pm on 7 November.
 - c. Ryanair file and serve any application for permission to make oral submissions at the hearing by 4pm on 7 November.
 - d. If an application has been made by Ryanair under sub-paragraph (c) above, BAA and the Competition Commission shall file and serve any observations thereon by 4 pm on 14 November. The Tribunal shall then determine the application on the papers.
 - e. BAA file and serve its skeleton argument and any evidence in reply by 4 pm on 18 November.
 - f. The Competition Commission file and serve its skeleton argument by 4 pm on 25 November.
 - g. Ryanair file and serve its written submissions/skeleton argument by 4 pm on 28 November.
 - h. An agreed bundle of authorities and agreed bundle of documents for the main hearing be prepared by BAA and lodged by 4 pm on 1 December.
 - i. A hearing be listed for 5 to 7 December.
7. Costs be reserved.
8. There be liberty to apply.