



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case: 1082/3/3/07

B E T W E E N:

RAPTURE TELEVISION PLC

Appellant

-v-

OFFICE OF COMMUNICATIONS

Respondent

supported by

BRITISH SKY BROADCASTING LIMITED

Intervener

ORDER

UPON considering the notice of appeal filed by the appellant on 9 May 2007

AND UPON hearing the parties at a case management conference on 1 June 2007

AND UPON the Tribunal ordering at the case management conference on 1 June 2007 that any application for amendment to the notice of appeal be filed and served by 5.00pm on 10 July 2007

AND UPON the appellant filing a document entitled “Substituted Notice of Appeal” on 10 July 2007

AND UPON the Tribunal writing to the appellant on 13 July 2007

AND UPON the appellant sending a letter to the Tribunal on 17 July enclosing a document entitled “Short Note Addressing Tribunal’s Letter of 13 July 2007”

AND UPON considering the written submissions of the Office of Communications and British Sky Broadcasting Limited, both dated 19 July 2007

AND UPON considering the application filed by the appellant on 20 July 2007 for permission to amend the notice of appeal by way of substitution, and the appellant's written submissions filed on 23 July 2007

AND UPON hearing the parties at a further case management conference on 24 July 2007

AND UPON the parties agreeing at the case management conference on 24 July 2007 that the application for permission to amend the notice of appeal be considered by the Tribunal without a further oral hearing (unless the Tribunal directs otherwise) on the basis of the oral submissions made at that case management conference together with the written submissions made in advance of that case management conference and the further written submissions that will be made in accordance with this Order

AND UPON the parties indicating at the case management conference on 24 July 2007 that they would seek to agree and provide to the Tribunal a draft consent order dealing with the limited disclosure between legal advisers of confidential information

AND UPON the parties also indicating at the case management conference on 24 July 2007 that, once the application for permission to amend the notice of appeal had been determined by the Tribunal, they would seek to agree and provide to the Tribunal a further draft consent order dealing with the timetable for the service of any further pleadings and/or written submissions

IT IS ORDERED THAT:

1. The appellant's application for permission to amend its notice of appeal be adjourned.
2. The appellant file and serve by 5.00pm on 7 August 2007 a draft amended notice of appeal together with a schedule identifying which, if any, of the amendments would require the Tribunal's permission pursuant to rule 11 of the Tribunal Rules (Competition Appeal Tribunal Rules 2003, S.I. 2003 No. 1372).
3. The respondent file and serve any written submissions on the proposed draft amended notice of appeal by 5.00pm on 11 September 2007.
4. The intervener file and serve any written submissions on the proposed draft amended notice of appeal by 5.00pm on 18 September 2007.

5. The main hearing of this appeal be listed for 10.30am on 18 December 2007 with a time estimate of one day, with 19 December 2007 held as a day in reserve.
6. Permission to apply.

Marion Simmons QC
Chairman of the Competition Appeal Tribunal

Made: 24 July 2007
Drawn: 25 July 2007