



COMPETITION APPEAL TRIBUNAL

**IN THE COMPETITION
APPEAL TRIBUNAL**

Cases: 1014 and 1015/1/1/03

BETWEEN:

**(1) ARGOS LIMITED
(2) LITTLEWOODS LIMITED**

Appellants

-v-

**THE OFFICE OF FAIR TRADING
(formerly the Director General of Fair Trading)**

Respondent

ORDER

UPON reading the appellants' applications filed on 3 October 2003 to set aside the decision of the Director General of Fair Trading No. CA98/2/2003 ("the Decision") and for the disclosure of material referred to in those applications.

AND UPON hearing counsel for the parties.

AND UPON the appellants indicating through counsel that they waive their entitlement to make oral representations in response to the supplemental notice served on them by the Office of Fair Trading ("OFT") on 12 September 2003 under rule 14 of the Competition Act 1998 (Director's Rules) Order 2000 No. 263 ("the Director's Rules") pursuant to the Tribunal's Order of 30 July 2003.

AND UPON the parties indicating that they have reached agreement in connection with the question of the disclosure of the material set out in the appellants' applications.

IT IS ORDERED THAT:

1. There be no order on the appellants' applications for the Decision to be set aside.
2. There be no order on the appellants' applications for disclosure of the material set out in their submissions in support of their applications.

3. The timetable for the supplemental procedure pursuant to rule 14 of the Director's Rules provided for by paragraph 3 of the Tribunal's Order of 30 July 2003 be amended as follows:
 - (a) in paragraph 3(b) any written representations in response to the supplemental rule 14 notice shall be filed and served on the OFT by 4.30 pm on 24 October 2003;
 - (b) in paragraph 3(d) the OFT shall issue any amended version of the Decision taking account of any written representations submitted pursuant to paragraph 3(a) of this Order by 21 November 2003;
 - (c) paragraph 3(c) providing for oral representations to be made by the appellants in response to the supplemental rule 14 notice is revoked.
4. The costs of the appeals up to and including the date of this Order are reserved for consideration at a future date.
5. There be liberty to apply.

Sir Christopher Bellamy
President of the Competition Appeal Tribunal

Made: 9 October 2003
Drawn: 16 October 2003