



IN THE COMPETITION
APPEAL TRIBUNAL

Case Nos. 1089/3/3/07
1090/3/3/07
1091/3/3/07
1092/3/3/07

BETWEEN:

T-MOBILE (UK) LIMITED

-and-

BRITISH TELECOMMUNICATIONS PLC

-and-

HUTCHISON 3G UK LIMITED

-and-

CABLE & WIRELESS & ORS

-and-

Appellants /
Interveners

VODAFONE LIMITED

ORANGE PERSONAL COMMUNICATIONS SERVICES LIMITED

Interveners

-and-

OFFICE OF COMMUNICATIONS

Respondent

ORDER

UPON the Tribunal on 20 November 2007 ordering that the matters raised in the paragraphs of the Notices of Appeal that were listed in the Schedule to that order (“the core issues”) be heard at a hearing from 24 January to 5 February 2008;

AND UPON judgment on the core issues being handed down on 20 May 2008 ([2008] CAT 12);

AND UPON T-Mobile (UK) Limited (“T-Mobile”); Hutchison 3G UK Limited (“H3G”); and Cable & Wireless & Ors (“the 1092 Appellants”) applying, pursuant to rule 12 of The Competition Appeal Tribunal Rules 2003 (S.I. No. 1372 of 2003) for permission to withdraw the remaining issues in their appeals being issues raised in paragraphs which were not listed in the Schedule to the Order of 20 November (“the non-core issues”);

AND UPON there being no objections to those applications to withdraw;

IT IS ORDERED THAT:

1. The 1092 Appellants, H3G and T-Mobile be granted permission to withdraw the non-core issues contained in their Notices of Appeal;
2. There be liberty to apply.

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 15 October 2008
Drawn: 15 October 2008