

IN THE COMPETITION
APPEAL TRIBUNAL

Case no. 1028/5/7/04

Victoria House,
Bloomsbury Place,
London WC1A 2EB

17th February 2005

Before:
MARION SIMMONS QC
(The Chairman)

Sitting as a Tribunal in England and Wales

BETWEEN:

BCL OLD CO LIMITED & OTHERS

Claimants

and

AVENTIS S.A. & OTHERS

Defendants

The Parties did not attend and were not represented.

Transcribed from the Shorthand notes of
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JUDGMENTS HANDED DOWN

- 1 THE CHAIRMAN: I am today handing down two judgments in the BCL action. They will be
2 available on the Tribunal website later this afternoon.
3 The first is in respect of an application to join additional parties to the proceedings.
4 On the 8th December 2004 the Tribunal decided to give permission for certain parties to be

1 joined to the action. We reserved our reasons for doing so and these are contained in the first
2 of the judgments which I am handing down today.

3 The second judgment relates to an application by the Defendants for security for
4 costs. The Tribunal dismisses that application for the reasons set out in the judgment being
5 handed down today.

6 In both the BCL and in the Deans action, which was being heard concurrently, the
7 Claimants had applied to the Tribunal to amend their respective claims to include a
8 restitutionary claim for a sum of money. These applications were to be heard by the Tribunal
9 on the 10th February 2005. However having regard to the order, which was made by this
10 Tribunal on 11th February 2005 on the application of the Claimants, that hearing did not take
11 place.
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