ANNEX

DETAILS OF INFRINGEMENTS

(Paragraph 46 of the Judgment)

1. Set out below is a summary of the infringements committed by the Present Appellants, as found by the OFT in the Decision. It adopts the abbreviations and terminology used in the Judgment.

Galliford Try

2. Galliford Try was found to have committed three infringements:

- **Infringement 42** (page 663 of the Decision). In January 2001 Uxbridge College sought tenders for a new build Academy Building. Five contractors were invited to bid for the work and Galliford Try ultimately won the contract with its bid of £3,837,611. The OFT found that Galliford Try provided a cover price to another bidder in respect of this tender.

- **Infringement 142** (page 1111 of the Decision). In January 2003 the University of Wolverhampton sought tenders for the construction of a new sports hall with specialist facilities at its Walsall Campus. Six companies were invited to tender and the winning bid of £4,254,498 came from another company. The OFT found that Sol had supplied Galliford Try with a cover price in respect of this tender.

- **Infringement 186** (page 1317 of the Decision). On 23 February 2004 Leicester City Council sought tenders for classroom replacements at Buswells Lodge Primary School. Six companies were invited to tender and the winning bid of £522,573 came from another company. The OFT found that Galliford Try had received a cover price in respect of this tender.

Apollo

3. Apollo was found to have committed three infringements:

- **Infringement 154** (page 1155 of the Decision). In June 2003, UK Estates Ltd sought tenders for re-roofing, external repairs and decorations to 242-254 Banbury Road, Oxford. Four companies were invited to tender and Apollo submitted the winning bid of £173,574. The OFT found that Apollo had provided a cover price to another bidder.

- **Infringement 199** (page 1378 of the Decision). In June 2004, Hillingdon Homes Ltd sought tenders for external refurbishment of some shops in Sutton Court Road. Six companies were invited to tender and Apollo submitted the winning bid of £479,344. The OFT found that Apollo had provided a cover price to another bidder.

- **Infringement 203** (page 1400 of the Decision). In July 2004, Southern Housing Group sought tenders for window replacement, external redecoration and internal improvements for premises in Bracknell. Six companies were invited to tender and Apollo submitted the winning bid of £605,580. The OFT found that Apollo had provided a cover price to another bidder.

Seddon

4. Seddon was found to have committed three infringements:

- **Infringement 23** (page 601 of the Decision). In August 2000 Unsworth Cricket and Tennis Club Ltd sought tenders for a new pavilion and facilities at its premises. Seven companies were invited to tender and Seddon's bid of £691,198 was successful. The OFT found that Seddon had provided a cover price to another of the bidders.

- **Infringement 39** (page 649 of the Decision). In November 2000 Leeds City Council sought tenders for refurbishment works to 112 flats at Saxton Gardens Phase 2. Six companies were invited to tender and a company other than Seddon won the contract with a bid of £4,103,013. The OFT found that Seddon had received a cover price from the winning contractor.

- **Infringement 176** (page 1275 of the Decision). In October 2003, Bradford Metropolitan District Council sought tenders for repairs to premises in Lawkholme, Keighley. Seven companies were invited to tender and a company other than Seddon won the contract with a bid of £93,440. The OFT found that Seddon received a cover price from one of the unsuccessful bidders.

Interclass

5. Interclass was found to have committed two infringements:

- **Infringement 75** (page 807 of the Decision). In August 2001, Birmingham City Council sought tenders for the refurbishment and extension to Wattville Thomas J&I School. Six companies were invited to tender and a company other than Interclass won the tender with a bid of £1,064,354. The OFT found that Interclass had received a cover price from the successful bidder.

- **Infringement 150** (page 1145 of the Decision). In May 2003, Staffordshire County Council sought tenders for extensions and alterations to a primary school in Tamworth. Six companies were invited to tender and Interclass was successful with its bid of £1,133,800. The OFT found that Interclass had provided a cover bid to another bidder.

Tomlinson

6. Tomlinson was found to have committed three infringements:

- **Infringement 46** (page 678 of the Decision). In December 2000, Marsh and Grochowski (a firm of architects) sought tenders for the construction of a new house in Nottingham. Six companies were invited to tender and a bidder other than Tomlinson was successful with a bid of £232,814. The OFT found that Tomlinson had received a cover price from one of the other unsuccessful bidders.

- **Infringement 187** (page 1321 of the Decision). In March 2004, Nottinghamshire County Council sought tenders for the amalgamation of Portland/Hartland Schools. Eight companies were invited to tender and a bidder other than Tomlinson won the tender with a bid of £1,464,892. The OFT found that the winning company had supplied Tomlinson with a cover price.

- **Infringement 201** (page 1384 of the Decision). In June 2004 Sherwood Energy Village sought tenders for the construction of new office accommodation and a bistro at the E-Centre development in New Ollerton. Six companies were invited to tender and the OFT found that the winning company had supplied a cover price to Tomlinson. The winning bid was £3,695,766.

Sol

7. Sol was found to have committed three infringements:

- **Infringement 142** (page 1111 of the Decision). This is the same infringement as Galliford Try was found to have been involved in respect of the University of Wolverhampton sports hall. The OFT found that Sol had supplied Galliford Try with a cover price in respect of this tender.

- **Infringement 156** (page 1167 of the Decision). In June 2003 Nottinghamshire County Council sought tenders for the construction of a sixth form block at Redhill Comprehensive School. Six companies were invited to tender and the winning bid was for £473,262. The OFT found that the winning bidder had supplied a cover price to Sol.

- **Infringement 187** (page 1321 of the Decision). This is the same tender referred to as Tomlinson's second infringement and related to the amalgamation of Nottinghamshire County Council schools. The OFT found that the winning company had also supplied Sol with a cover price.