



Neutral citation [2012] CAT 5

**IN THE COMPETITION
APPEAL TRIBUNAL**

Case No: 1185/6/8/11

BETWEEN:

BAA LIMITED

Applicant

-v-

COMPETITION COMMISSION

Respondent

- supported by -

RYANAIR LIMITED

Intervener

ORDER

UPON the Tribunal handing down its judgment on 1 February 2012 ([2012] CAT 3)

AND UPON reading the application dated 29 February 2012 by BAA Limited (“BAA”) for permission to appeal the judgment and the application dated 8 March 2012 by the Competition Commission to abridge the time for applying to the Court of Appeal for permission to appeal

IT IS ORDERED THAT:

1. Permission to appeal is refused.
2. The Competition Commission’s application to abridge the time for BAA to file an appellant’s notice is dismissed.
3. The question of costs is adjourned.

REASONS

1. We do not consider that BAA has a real prospect of success on appeal. Also, the proposed appeal does not raise a point of general public importance such as to warrant the grant of permission to appeal.

2. There is not a sufficient basis of urgency to warrant abridgement of time for BAA to seek permission from the Court of Appeal. Plainly, however, BAA should get on with any such application as promptly as possible and it would be desirable for the Court of Appeal to consider any such application promptly.
3. The parties are in discussion to resolve issues of costs between themselves.

The Honourable Mr Justice Sales
Chairman of the Competition Appeal Tribunal

Made: 12 March 2012
Drawn: 12 March 2012