

IN THE COMPETITION APPEAL TRIBUNAL

Case No: 1241/5/7/15 (T)

BETWEEN:

SAINSBURY'S SUPERMARKETS LTD

Claimant

-V-

(1) MASTERCARD INCORPORATED (2) MASTERCARD INTERNATIONAL INCORPORATED (3) MASTERCARD EUROPE SA

<u>Defendants</u>

ORDER

UPON the Tribunal having handed down its judgment in these proceedings on 14 July 2016 (citation [2016] CAT 11, 'the Judgment')

IT IS ORDERED THAT:

- 1. By 4pm on 11 August 2016, the Defendants shall pay the Claimant the sum of £68,582,245 in respect of over payments in relation to credit cards in accordance with paragraph 549 of the Judgment.
- 2. By 4pm on 11 August 2016, the Defendants shall pay the Claimant the sum of £760,406 in respect of over payments in relation to debit cards in accordance with paragraph 549 of the Judgment.
- 3. In the event that the sums payable under paragraph 1 and/or paragraph 2 above fall to be reduced in the light of the matters referred to in paragraph 548(7) of the Judgment, the Claimant shall repay any such reduction to the Defendants (including interest thereon) within 28 days of the parties agreeing, or (if necessary) the Tribunal determining, the extent of the reduction.
- 4. As the parties have been unable to agree the sum payable by way of interest under paragraph 546 of the Judgment, and/or whether any reduction is required pursuant to paragraph 3 above, and/or the extent of any such

reduction, the parties shall set out their respective positions by way of written submissions, to be filed and exchanged by 5pm on 15 September 2016.

- 5. The Defendants shall pay the Claimant's costs of these proceedings, such costs to be assessed if not agreed.
- 6. There be liberty to apply.

Marcus Smith QC Chairman of the Competition Appeal Tribunal

Drawn: 11 August 2016

Made: 11 August 2016