



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1339/7/7/20

BETWEEN:

MARK McLAREN CLASS REPRESENTATIVE LIMITED

Applicant/
Proposed Class Representative

- v -

- (1) MOL (EUROPE AFRICA) LTD
- (2) MITSUI O.S.K. LINES LIMITED
- (3) NISSAN MOTOR CAR CARRIER CO. LTD
- (4) KAWASAKI KISEN KAISHA LTD
- (5) NIPPON YUSEN KABUSHIKI KAISHA
- (6) WALLENIUS WILHELMSSEN OCEAN AS
- (7) EUKOR CAR CARRIERS INC
- (8) WALLENIUS LOGISTICS AB
- (9) WILHELMSSEN SHIPS HOLDING MALTA LIMITED
- (10) WALLENIUS LINES AB
- (11) WALLENIUS WILHELMSSEN ASA
- (12) COMPANIA SUDAMERICANA DE VAPORES S.A.

Respondents/
Proposed Defendants

ORDER

UPON the pre-hearing review originally listed for 8 October 2021 being vacated by order of the Chairwoman dated 5 October 2021

AND UPON the parties having agreed various matters relating to the conduct of the CPO application hearing listed for 29 November to 1 December 2021 (the “CPO hearing”)

AND UPON reading the letter dated 19 October 2021 from the solicitors for the Applicant on behalf of the Proposed Class Representative and the First to Eleventh Proposed Defendants explaining why they should be permitted to file skeleton arguments for the CPO hearing exceeding the limits set in paragraph 3 of the Tribunal's Practice Direction 1/2021

IT IS ORDERED THAT:

1. The Applicant and Proposed Defendants shall make their respective experts available on the second day of the CPO hearing, i.e. Tuesday 30 November 2021, to give evidence by way of response to any questions from the Tribunal. In the event that any party's expert(s) give such evidence, the opposing party shall be permitted to ask supplemental questions arising out of that evidence.
2. The Applicant's skeleton argument for the CPO hearing shall be limited to no more than 40 pages (12-point font with 1.5 line spacing). The Proposed Defendants' skeleton arguments shall collectively be limited to no more than 50 pages (12-point font with 1.5 line spacing). The Proposed Defendants will liaise between them to divide that collective page limit, as they see fit.
3. Costs in the CPO application.

The Hon Mrs Justice Falk
Chairwoman of the Competition Appeal Tribunal

Made: 22 October 2021
Drawn: 25 October 2021