



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1429/4/12/21

BETWEEN:

META PLATFORMS, INC.

Applicant

- v -

COMPETITION AND MARKETS AUTHORITY

Respondent

- and -

(1) APPLICATION DEVELOPERS ALLIANCE
(2) THE COMPUTER & COMMUNICATIONS INDUSTRY ASSOCIATION
(3) PRIVACY INTERNATIONAL

Interveners

ORDER

UPON the Tribunal's Order dated 26 January 2022 (as amended by the Tribunal's order dated 15 February 2022) establishing a "Confidentiality Ring" in these proceedings (the "Confidentiality Order")

AND UPON the ruling of Sir Marcus Smith at a hearing in relation to the treatment of confidential information held in private on 19 April 2022, [2022] CAT 17 (the "Confidentiality Ruling")

AND UPON the parties having agreed the terms of this Order

IT IS ORDERED THAT:

1. This Order becomes effective in respect of each of the persons named in Part A of the Schedule to this Order only upon receipt by the Competition Appeal Tribunal (“the **Tribunal**”) of a signed undertaking in the terms of Part B of the Schedule to this Order.
2. Defined terms in this Order refer to the terms as defined in the Confidentiality Order, unless otherwise stated.
3. The individuals listed at Part A of the Schedule to this Order are authorised to be admitted to the Confidentiality Ring established by the Confidentiality Order, as External Legal Advisers to Snap, Inc. in accordance with the Confidentiality Ruling.
4. No order as to costs.
5. There be liberty to apply.

Sir Marcus Smith
President of the Competition Appeal Tribunal

Made: 22 April 2022
Drawn: 22 April 2022

SCHEDULE

PART A

Snap, Inc. (a non-party to proceedings)

Counsel

Alison Berridge (Monckton Chambers)

Solicitors

Oliver Carroll)

Abigail Cessna) of Clifford Chance LLP

PART B

Undertaking

In respect of any Confidential Information disclosed to them pursuant to this Order, each External Legal Adviser undertakes that they will comply with the following requirements in the following terms:

I, the undersigned, undertake to the Tribunal and each of the parties as follows:

1. I have read a copy of the Confidentiality Order, this Order, and understand the implications of these Orders and the giving of this undertaking.
2. Save in respect of provision to the Tribunal, I will only disclose the Confidential Information in accordance with the terms of the Confidentiality Order and this Order (together, the “Orders”) and will not disclose the Confidential Information (as defined in the Orders) to any person who is not an External Legal Adviser (as defined in the Orders) without the express written consent of the party originally disclosing the Confidential Information (the “Disclosing Party”) or the permission of the Tribunal.
3. I will use the Confidential Information only for the purpose of these proceedings and for the purpose of no other current or future proceedings, dispute, complaint, or other use whatsoever without the express written consent of the Disclosing Party or the permission of the Tribunal.
4. The pleadings and documents containing the Confidential Information will remain in my custody or the custody of another External Legal Adviser at all times and be held in a manner appropriate to the circumstances so as to prevent unauthorised access.
5. The production by me of further copies of the documents containing the Confidential Information shall be limited to those strictly required for the use

of the External Legal Advisers for the purpose of these proceedings and shall be held in accordance with paragraph 4 of this undertaking.

6. Any and all copies and the pleadings and documents in paper form containing the Confidential Information will be returned to the Disclosing Party, or destroyed by the receiving party at the conclusion of the present proceedings; and copies of the pleadings and the documents containing Confidential Information in electronic form will where possible be returned or where that is not possible will be rendered inaccessible from any computer systems, disk or device so that the Confidential Information is not readily available to any person.
7. Save that none of the requirements listed above shall prevent External Legal Advisers from disclosing to a person advised by them Confidential Information which such person has already legitimately seen.
8. Save that none of the requirements listed above shall prevent External Legal Advisers from complying with any regulatory requirement in relation to their profession.

Signed: _____

Name: [NAME]

[LEGAL QUALIFICATION/ROLE/JOB TITLE]

[FIRM/COMPANY/ESTABLISHMENT]

Date: [DATE]