



IN THE HIGH COURT OF JUSTICE

**BUSINESS AND PROPERTY COURTS
OF ENGLAND AND WALES**

CP-2022-000037

Competition List (ChD)

DEPUTY MASTER MARSH

Tuesday 19 July 2022

BETWEEN

**(1) VODAFONE LIMITED AND OTHERS v VISA EUROPE LIMITED &
OTHERS**
**(2) IDEAL SHOPPING DIRECT LIMITED (IN ADMINISTRATION) v VISA
EUROPE LIMITED & OTHERS**

CONSENT ORDER

UPON READING the joint letter of Linklaters LLP and Scott+Scott UK LLP dated Tuesday 5 July 2022

AND UPON the parties in related interchange fee Proceedings before the Competition Appeal Tribunal (the "**Tribunal**") (case numbers 1312-1325/5/7/19 (T), 1350/5/7/20 (T), 1384/5/7/21 (T)) having applied for and been granted permission by the Court of Appeal to appeal and cross-appeal (Appeal Court reference number CA-2021-003290) certain aspects of the Tribunal's judgment dated Friday 26 November 2021 (the "**Appeal**")

AND HAVING REGARD TO section 16 of the Enterprise Act 2002 (as amended) (the "**2002 Act**") and to the Section 16 Enterprise Act 2002 Regulations 2015 (the "**2015 Regulations**")

AND HAVING REGARD TO paragraphs 8.3-8.6 and 8.10-8.13 of Practice Direction 30, supplementing CPR Part 30 ("**Practice Direction 30**")

AND UPON the court concluding, in the light of all the circumstances of the cases, including the wishes of the parties, that it is appropriate to make an order pursuant to section 16(1) of the 2002 Act together with Regulation 2 of the 2015 Regulations in respect of these proceedings, and noting that this Court may give such directions or make such order as it thinks fit to give effect to the determination of any issue by the Tribunal pursuant to Regulation 2(b) of the 2015 Regulations

AND UPON the parties having agreed to this Order in draft form

IT IS ORDERED THAT:

1. The Defendants shall file and serve defence in these Proceedings within 21 days following the handing down of judgment by the Court of Appeal in the Appeal.
2. These Proceedings are transferred to the Tribunal pursuant to section 16(1) of the 2002 Act and Regulation 2 of the 2015 Regulations.
3. Pursuant to paragraph 3 of Practice Direction 30, this Order shall take effect forthwith.
4. The sending of this Order to the parties and the Tribunal shall constitute notice to them for the purposes of paragraphs 8.5 and 8.12 of Practice Direction 30 and CPR Rule 30.4(1).
5. Any Order determining any issue in these Proceedings shall be made by this Court and any appeal therefrom may be made pursuant to CPR Part 52.
6. Costs in the Claims.
7. This Order shall be served by the Defendants on the Claimants.

Service of the Order

The Court has provided a sealed copy of this Order to the **servicing party**:

Defendants' solicitors:

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EC2Y 8HQ

Ref: Tom Cassels/Sarina Williams

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and

Claimant's Solicitors:

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