



**IN THE HIGH COURT OF JUSTICE**

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

CP-2022-000035  
CP-2022-000035

**Competition List (ChD)**

**The Honourable Mr Justice Marcus Smith**

**21 July 2022**

**BETWEEN**

**Ideal Shopping Direct Limited**

(In administration)

**Claimant**

- v -

**1. Visa Europe Limited**

**2. Visa Europe Services LLC**

**3. Visa UK Limited**

**4. Visa Incorporated**

**Defendants**

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**ORDER**

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**UPON** the Order of the High Court dated 4 July 2022 transferring the proceedings to the Competition Appeal Tribunal (the “**Transfer Order**”)

**AND 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 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 Transfer Order is amended to include the following provisions:
  - (a) The Defendants shall file and serve Defences in these proceedings within 21 days following the handing down of judgment by the Court of Appeal in the Appeal.
  - (b) 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.
  - (c) Costs in the claim.

**Service of the Order**

The Court has provided a sealed copy of this order to the serving party:

**Claimant's Solicitors:**  
Scott+Scott UK LLP  
St Bartholomew House  
90-94 Fleet Street  
London  
**EX4Y 1DH**  
**Ref: 16030UK/BAH**  
**Email – [kburnham@scott-scott.com](mailto:kburnham@scott-scott.com)**

**Email – [bhollway@scott-scott.com](mailto:bhollway@scott-scott.com)**  
and

**Defendants' Solicitors:**

Linklaters LLP  
One Silk Street  
London

**EX2Y 8HQ**

**Ref: Tom Cassels/Sarian Williams**

**Email – [tom.cassels@linklaters.com](mailto:tom.cassels@linklaters.com)**

**Email – [sarian.williams@linklaters.com](mailto:sarian.williams@linklaters.com)**