



**IN THE COMPETITION**  
**APPEAL TRIBUNAL**

Case Nos: 1469/5/7/22 (T)  
1470/5/7/22 (T)

BETWEEN:

**VODAFONE LIMITED & OTHERS**

Claimants

- v -

- (1) **MASTERCARD INCORPORATED**
- (2) **MASTERCARD INTERNATIONAL INCORPORATED**
- (3) **MASTERCARD EUROPE S.A.**
- (4) **MASTERCARD/EUROPAY U.K. LIMITED**

Defendants

(the “Vodafone Proceedings”)

AND BETWEEN

**GROVE F&B LIMITED & OTHERS**

Claimants

- v -

- (1) **MASTERCARD INCORPORATED**
- (2) **MASTERCARD INTERNATIONAL INCORPORATED**
- (3) **MASTERCARD EUROPE S.A.**
- (4) **MASTERCARD/EUROPAY U.K. LIMITED**

Defendants

(the “Grove Proceedings”)

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**ORDER**

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**UPON** the Order of the Chancellor of the High Court dated 7 April 2022 (as amended pursuant to the slip rule) transferring the cases listed in the schedule to that order to the Tribunal (the “Transfer Order”) including these proceedings

**UPON** reading letter from Scott+Scott UK LLP dated 28 September 2022 on behalf of the Claimants in these proceedings

**AND UPON** the Claimants filing Amended Claim Forms in relation to these proceedings on 21 October 2022 in the Vodafone Proceedings and 25 October 2022 in the Grove Proceedings

**AND HAVING REGARD TO** the Civil Procedure Rules (“CPR”) in relation to amendments prior to service of the Claim Form, specifically CPR 17.1(1) and CPR 19.4(1)

**IT IS ORDERED THAT:**

1. The Claimants are granted permission to amend the Claim Forms in the forms provided to the Tribunal on 21 October 2022 in the Vodafone Proceedings and 25 October 2022 in the Grove Proceedings. Permission to amend is being granted without substantive consideration by the Tribunal to reflect the Claimants’ right to amend the Claim Forms prior to service without permission pursuant to the CPR. The Tribunal considers the Claimants’ rights in this regard should not be prejudiced by the transfer of the proceedings to the Tribunal pursuant to the Transfer Order.
2. The Claimants may serve unsealed versions of the Claim Forms on the Defendants, as amended pursuant to the terms of this Order, and such service of unsealed Claim Forms will constitute valid service.
3. Paragraphs 1 and 2 are made without prejudice to the Defendants’ right to apply to disallow the amendments pursuant to the Tribunal exercising under its own rules an approach equivalent to CPR 17.2.
4. There shall be no order as to costs.

**Sir Marcus Smith**  
President of the Competition Appeal Tribunal

Made: 25 October 2022  
Drawn: 25 October 2022