



CLAIM NO: CP-2022-000042

IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF
ENGLAND AND WALES
COMPETITION LIST (ChD)

CP-2022-000042

MASTER CLARK

28 SEPTEMBER 2023

B E T W E E N:

WINCANTON HOLDINGS LIMITED & OTHERS

Claimants

and

DAF TRUCKS LIMITED & OTHERS

Defendants

CONSENT ORDER

UPON the Claimants and Defendants having agreed to the terms of this Order.

BY CONSENT IT IS ORDERED that:

1. The claim will be immediately transferred to the Competition Appeal Tribunal (“CAT”).
2. Neither this Order giving effect to the said transfer, nor the transfer itself, is intended to alter, limit or exclude in any respect any element of the Claimants’ claim as constituted in this court prior to the transfer taking effect. If and to the extent that any element of the Claimants’ claim, or the claims of the First to Fourth Defendants and the Thirteenth to Sixteenth Defendants pursuant to CPR Part 20, as constituted in this court prior to the transfer taking effect is not capable of falling within the jurisdiction of the CAT on a transfer, or would be altered, limited or excluded by this Order or the transfer, it is not subject to this Order and remains within the jurisdiction of this court.

3. The proceedings were and shall continue to be regarded as having been commenced in this court. Any further statements of case or amendments to a statement of case shall be made in accordance with the Civil Procedure Rules and not with the CAT Rules 2015.
4. Any appeal to the Court of Appeal against the determination by the CAT of the issues transferred or an order of the court giving effect to that determination shall be governed by the rules in CPR Part 52.
5. This court may give such further directions or make such further orders as it thinks fit in connection with the transfer and/or with any such element as referred to above.
6. The parties have liberty to apply for further variations to this Order.
7. The parties have liberty to apply.
8. This Order shall be served by the Claimants on the Defendants.

Service of the order

The Court has provided a sealed copy of this order to the solicitors acting on behalf of the serving parties: Edwin Coe LLP, 2 Stone Buildings, Lincoln's Inn, London, WC2A 3TH; Ref: DMG/ZH/MP/TRU.0029.0001.