



IN THE COMPETITION
APPEAL TRIBUNAL

1528/5/7/22 (T)

BETWEEN:

VOLKSWAGEN AG & OTHERS

Claimants

- v -

- (1) MOL (EUROPE AFRICA) LTD
- (7) “K”-LINE HOLDING (EUROPE) LTD
- (8) “K”-LINE (EUROPE) LTD
- (9) KAWASAKI KISEN KAISHA, LTD

Defendants / Rule 39 Claimants

(10) MITSUI O.S.K. LINES, LIMITED

Defendant

- and -

NIPPON YUSEN KABUSHIKI KAISHA

Rule 39 Defendant
(the “Proceedings”)

ORDER

UPON the Claimants in the Proceedings (the “**Claimants**”) and the First and Tenth Defendants in the Proceedings (the “**First and Tenth Defendants**”) having agreed to a settlement in the

terms set out in a confidential agreement dated 2 November 2023 (the “**Agreement**”), copies of which are held by the solicitors for the Claimants and the First and Tenth Defendants

AND UPON such settlement being without prejudice to the Claimants’ claims against the Seventh to Ninth Defendants in the Proceedings, which claims the Claimants intend to pursue and which are not stayed by this Order

AND UPON the Claimants and the First and Tenth Defendants having agreed to stay the Proceedings until 8 December 2023

IT IS ORDERED BY CONSENT THAT:

1. Pursuant to Rule 53(2)(k) of the Competition Appeal Tribunal Rules 2015, the proceedings against the First and Tenth Defendants shall be stayed until 8 December 2023, except for the purpose of enforcing the terms of the Agreement and the terms of this Order.
2. The Claimants and the First and Tenth Defendants shall have permission to apply to the Tribunal to enforce the terms of the Agreement without the need to issue fresh proceedings.
3. There shall be no order as to costs (as between the Claimants and the First and Tenth Defendants).

The Hon Mrs Justice Cockerill DBE
Chair of the Competition Appeal Tribunal

Made: 8 November 2023
Drawn: 9 November 2023