



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1289/7/7/18

BETWEEN:

ROAD HAULAGE ASSOCIATION LIMITED

Applicant / Proposed Class Representative

- v -

MAN SE AND OTHERS

Respondents / Proposed Defendants

- and -

DAIMLER AG

Objector

ORDER (DIRECTIONS)

UPON the applications for a Collective Proceedings Order (“**CPO**”) brought by UK Trucks Claim Limited (“**UKTC**”) on 18 May 2018 (Case No. 1282/7/7/18) and the Road Haulage Association Limited (“**RHA**”) on 17 July 2018

AND UPON the judgment of the Tribunal of 8 June 2022 determining that the UKTC application should be dismissed and the RHA application should be granted subject to amendment

AND UPON the Court of Appeal having handed down its judgment on 25 July 2023 ([2023] EWCA Civ 875) (the “**CoA Judgment**”)

AND UPON the Court of Appeal Order dated 28 September 2023 *inter alia*: (i) remitting to the Tribunal for it to give directions in relation to the separate representation and separate teams within the RHA and separate funding for the two sub-classes in relation to the issue of resale pass-on; (ii) for it to approve the form of CPO

Notice under Rule 81 of the Competition Appeal Tribunal Rules 2015, all in accordance with the guidance in the CoA Judgment (the “**Remitted Matters**”)

AND UPON the Tribunal listing the hearing of the Remitted Matters on 4 and 5 June 2024

AND UPON reading the correspondence from the parties’ solicitors dated 16 and 20 February 2024

IT IS ORDERED THAT:

1. The RHA to file its application in respect of the Remitted Matters by 4 pm on 15 March 2024.
2. The Proposed Defendants and Objectors (the “**OEMs**”) to file non-duplicative responses by 4 pm on 22 April 2024.
3. The RHA to file any Reply to the OEMs’ Responses by 4 pm on 6 May 2024.
4. The RHA to file an electronic copy of agreed hearing bundles and five hard copies of an agreed core bundle by 4 pm on 17 May 2024.
5. The parties to file and exchange skeleton arguments by 4 pm on 22 May 2024.
6. The skeleton argument of the RHA be limited to 30 pages and skeleton arguments from the OEMs to be limited to 30 pages in aggregate, whether as a joint skeleton or several separate skeletons, in each case skeletons to be 1.5 line spacing and 12-point font.
7. There be liberty to apply by 17 May 2024 for permission to increase the page limit on skeleton arguments.

The Honourable Mr Justice Roth
Chair of the Competition Appeal Tribunal

Made: 27 February 2024
Drawn: 27 February 2024