



Case No: 1435/5/7/22 (T)

IN THE COMPETITION APPEAL TRIBUNAL

BETWEEN:

- (1) STELLANTIS AUTO SAS
- (2) GIE PSA TRESORERIE
- (3) STELLANTIS NV
- (4) OPEL AUTOMOBILE GMBH
- (5) STELLANTIS EUROPE SPA
- (6) FCA SRBIJA D.O.O. KRAGUJEVAC
- (7) FCA POLAND SP. Z O.O
- (8) MASERATI SPA
- ~~(9) SOCIETA EUROPEA VEICOLI LEGGERI (SEVEL) SPA~~
- (10) VAUXHALL MOTORS LTD
- (11) STELLANTIS ESPAÑA SLU

Claimants

- v -

- (1) AUTOLIV AB
- (2) AUTOLIV, INC
- (3) AUTOLIV JAPAN LTD
- (4) AUTOLIV B.V. & CO. KG
- (5) AIRBAGS INTERNATIONAL LTD
- (6) ZF TRW AUTOMOTIVE HOLDINGS CORP.
- (7) ZF AUTOMOTIVE SAFETY GERMANY GMBH
- (8) ZF AUTOMOTIVE GERMANY GMBH
- (9) TRW SYSTEMS LTD
- (10) ZF AUTOMOTIVE UK LTD
- ~~(11) TOKAI RIKI CO., LTD~~
- ~~(12) TOYODA GOSEI CO., LTD~~

Defendants

ORDER

UPON the Tribunal’s Ruling dated 2 November 2023 ([2023] CAT 66) granting the First to Eleventh Defendants permission to instruct a single joint expert in the field of competition economics (the “2 November 2023 Ruling”)

AND UPON the Order of the Chair dated 22 December 2023 withdrawing the Claim in its entirety against the Eleventh Defendant only

AND UPON the Court of Appeal granting the First to Fifth Defendants (the “Autoliv Defendants”) and the Sixth to Tenth Defendants (the “ZF Defendants”) (together, the “Defendants”) permission to appeal the 2 November 2023 Ruling by Order of Popplewell LJ on 6 February 2024, and the hearing of the appeal being listed to take place on 30 April 2024

AND UPON the application by the Defendants dated 27 March 2024 to vary the 2 November 2023 Ruling to be granted permission to instruct separate experts in relation to the issue of overcharge (the “Application”)

AND UPON the consideration of the skeleton arguments and hearing argument on 15 April 2024

IT IS ORDERED THAT:

1. The Application is dismissed.
2. Costs be reserved until the next case management conference.

Justin Turner KC
Chair of the Competition Appeal Tribunal

Made: 23 April 2024
Drawn: 23 April 2024