



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1642/12/13/24

BETWEEN:

AUBREY WEIS

Appellant

- v -

GREATER MANCHESTER COMBINED AUTHORITY (“GMCA”)

Respondent

ORDER

UPON the Appellant’s application dated 31 January 2025

AND UPON Hodge Malek KC of the Tribunal hearing Leading Counsel for the Appellant and the Respondent at a case management conference on 29 April 2025

IT IS ORDERED THAT:

1. Mr Joel Weis shall be added to the existing Confidentiality Ring and shall have permission to see the documents contained at Tabs 3 to 5 of the Confidential Bundle filed with the Competition Appeal Tribunal (“the Tribunal”), upon receipt by the Tribunal of a signed undertaking in the terms of the Schedule to this Order.

2. The following directions shall apply:

- a. The Appellant's Amended Notice of Appeal shall be filed and served by 5pm on 6 May 2025;
- b. Any further witness statement on which the Appellant wishes to rely shall be served by 10am on 9 May 2025.
- c. If so advised, the Respondent shall file any reply and supporting evidence by 5pm on 14 May 2025.
- d. Cross-referenced skeleton arguments, hearing bundles (including a discrete bundle only setting out the documents in the proceedings relevant to the Authority's decision making processes and the decision under review) and authorities bundle shall be filed and served by 10am on 22 May 2025 in both hard copy (four copies) and electronic format.
- e. The substantive hearing is listed to be heard on 27, 29 and 30 May 2025, with a time estimate of 2 days (and one further day in reserve).

3. The costs of the Applicant's application is adjourned to the substantive hearing.

Hodge Malek K.C.

Chair of the Competition Appeal Tribunal

Made: 29 April 2025

Drawn: 1 May 2025

Schedule

CASE 1642/12/13/24: AUBREY WEIS V GREATER MANCHESTER COMBINED AUTHORITY ("GMCA")

Undertakings

1. At the second Case Management Conference in respect of the above case held on 29 April 2025 before a Chair of the Competition Appeal Tribunal, Mr Hodge Malek K.C., decided as follows in respect of an application by Mr Aubrey Weis ("AW") for access by Mr Joel Weis ("JW") to certain information which is subject to a confidentiality ring.
2. JW shall be added to the confidentiality ring and have permission only in respect of the 3 documents contained at Tabs 3 to 5 of the Confidential Bundle filed with the Competition Appeal Tribunal (the "**Redacted Information**" and the "**Documents**" respectively).
3. Subject to the undertakings below having been executed, JW shall be able to review the Redacted Information only at Walker Morris LLP's offices.
4. JW shall not be permitted to review the Redacted Information outside of Walker Morris LLP's offices, including any document that references the Redacted Information such as without limitation and any witness statement given or to be given by JW referencing the Redacted Information such as without limitation.
5. The Redacted Information and any document that references the Redacted Information will remain in the custody of CRO Members at Walker Morris LLP and/or Joseph Barrett KC.

JW and AW each undertake that they will comply with the following requirements in the following terms:

I, the undersigned, undertake to the Tribunal and each of the Parties as follows:

- i. I have read a copy of the draft second confidentiality ring Order which the Tribunal is to be asked to approve ("**the Order**") and understand the implications of that Order and the giving of this undertaking.
- ii. I understand that JW will be able to review a copy of the Redacted Information only at the offices of Walker Morris LLP.
- iii. JW will not disclose the information to any person who is not a CRO Member. For the avoidance of doubt this means JW is only permitted to discuss the Redacted Information with the Appellant's external legal advisors and shall not disclose the Redacted Information to anyone else either within Combined Property Control or any corporate entity within the Weis Group or outside of those groups.
- iv. JW will use the Redacted Information for the purpose of these proceedings only.
- v. JW will not use the Redacted Information in his day to day role of running Combined Property Control or any corporate entity within the Weis Group for any other current or future proceedings, dispute, complaint, or any other use whatsoever.
- vi. JW will not remove the Documents from the offices of Walker Morris LLP.
- vii. JW will not make further copies of the Documents containing the Redacted Information whether that be written, by photograph or any other means.

Signed:

Name: Mr Aubrey Weis

Date: [XX]

Signed:

Name: Mr Joel Weis

Date: [XX]