



Case No.: 1595/7/723

IN THE COMPETITION APPEAL TRIBUNAL

BETWEEN:

ROBERT HAMMOND

Class Representative

– and –

**(1) AMAZON.COM, INC
(2) AMAZON EU S.À.R.L
(3) AMAZON EUROPE CORE S.À.R.L.
(4) AMAZON UK SERVICES LTD**

Defendants

COLLECTIVE PROCEEDINGS ORDER

UPON the Class Representative’s application for a collective proceedings order pursuant to section 47B of the Competition Act 1998 (the “**Act**”) and Rule 75 of the Competition Appeal Tribunal Rules 2015 (the “**Tribunal Rules**”) (the “**CPO Application**”)

AND UPON the receipt of a “**Collective Proceedings Claim Form**” dated 7 June 2023, which combines claims in respect of losses alleged to have been caused by the Defendant’s alleged unlawful conduct in breach of the prohibitions in Chapter II of the Act and/or Article 102 of the Treaty on the Functioning of the European Union (the “**Collective Proceedings**”)

AND UPON the receipt of a “**Re-Amended Collective Proceedings Claim Form**” dated 21 May 2024, amended pursuant to the Order of the Tribunal dated 30 April 2024.

AND UPON the Tribunal having decided to hear the CPO Application together with the CPO application brought by the Class Representative (“**the Stephan Class Representative**”) in case number 1644/7/7/24 *Stephan v Amazon.com, inc and ors* (the “**Stephan Proceedings**”)

AND UPON hearing counsel for the parties at a Joint Certification Hearing with the Stephan Proceedings, which took place on 6 May to 8 May 2025

AND UPON the Class Representative undertaking to engage a costs draftsman to review and advise it on future invoices for fees and disbursements incurred in the Collective Proceedings, as Mr Hammond "*considers appropriate, and at any rate each quarter.*"

AND UPON the Tribunal handing down its Judgment dated 24 July 2025 on the CPO Application [2025] CAT 42 (“**the Judgment**”)

AND UPON the Tribunal having decided in the Judgment in accordance with Rule 79 of the Tribunal Rules that the claim as described in the CPO Application is eligible for inclusion in collective proceedings (but not with the methodology proposed by Mr Hammond in his CPO application in relation to the 'Exclusionary Abuse', as set out in paragraph 4 below).

AND UPON the Class Representative being permitted to rely on the methodology of the Stephan Class Representative as regards alleged higher rival fulfilment charges allegedly leading to higher Amazon marketplace fees.

IT IS ORDERED THAT:

Authorisation of the Class Representative

1. Pursuant to section 47B of the Act and Rules 77 and 80 of the Tribunal Rules, Mr. Robert Hammond be authorised to act as the Class Representative and to continue the Collective Proceedings on an opt-out basis claiming aggregate damages for loss suffered by the Class Members (as defined in paragraph 5, below).
2. The remedy sought is an award of aggregate damages pursuant to section 47C(2) of the Act together with interest and/or such further or other relief as the Tribunal

may see fit.

3. The Class Representative's address for service (hard copy) is c/o Charles Lyndon, 110 Cannon Street, London EC4N 6EU. Electronic service may be affected at such email addresses as have been notified from time to time to the Tribunal and the other parties for that purpose.
4. The claims certified for inclusion in the Collective Proceedings are the claims as set out in the Re-Amended Collective Proceedings Claim Form, subject to the Re-Amended Collective Proceedings Claim Form being amended so that it does not rely on the opinions set out in the expert report of the Class Representative's expert Dr. Pike in relation to the "Exclusionary Abuse".

Class Definition

5. The class of persons (the "**Class**", or "**Class Members**") whose claims are certified for inclusion in the Collective Proceedings comprises:

All natural consumers who purchased at least one product from Amazon's UK based e-commerce marketplace at Amazon.co.uk between at least 1 October 2015 and 7 June 2023 (the "Relevant Period"), including the personal representatives or administrators (where appointed) of such purchasers who are deceased at the date of the granting of the CPO

6. The following categories of persons (as constituted from time to time) shall be excluded from the proposed class and accordingly not be Class Members:
 - a. *Any person active as a business selling products on Amazon Marketplace in the UK and who was either an Amazon seller or a third-party seller who used Amazon's logistics service "Fulfilled by Amazon" (collectively referred to as "**FBA Sellers**") during the Relevant Period;*
 - b. *Officers, directors, or employees of: (i) an FBA Seller; (ii) any entities which have a (direct or indirect) interest in any FBA Seller that gives rise to significant control; and (iii) any entities in which any FBA Seller has such an interest;*
 - c. *Members and staff of the Tribunal assigned to these proceedings;*
 - d. *Officers, directors, or employees of: (i) the Defendants; (ii) any entities*

which have a (direct or indirect) interest in any of the Defendants that gives rise to significant control; and (iii) any entities in which any of the Defendants have such an interest;

- e. The Class Representative's and Defendants' legal representatives, as well as any experts or other professional advisers instructed in these Proceedings, including professional staff assisting them; and*
- f. The Class Representative.*

Forum

- 7. Pursuant to Rules 18, 52 and 74 of the Tribunal Rules, the Collective Proceedings are to be treated as proceedings taking place in England and Wales.

Notification

- 8. The Class Representative shall publish a notice of the Collective Proceedings in the form attached to this Order as Annex A in accordance with Rule 81 of the Tribunal Rules (the “**Notice**”) by 4pm on 2 December 2025.

Opting Out and Opting In

- 9. Every member of the Class who is domiciled in the United Kingdom on 27 November 2025 (the “**Domicile Date**”) shall be included in these Collective Proceedings.
- 10. Any member of the Class who is domiciled in the United Kingdom on the Domicile Date may opt-out of the Collective Proceedings by giving the Class Representative notice in writing of their decision to opt out by 27 February 2026, in accordance with the Notice.
- 11. Any member of the Class who is not domiciled in the United Kingdom on the Domicile Date may opt-in to the Proposed Collective Proceedings by giving the Class Representative notice in writing of their decision by no later than 27 February 2026 in accordance with the Notice.

Costs

12. The Defendants shall pay (and shall be jointly and severally liable to pay) in full and final settlement of the Class Representative's costs of, and caused by, the Defendants' opposition to the CPO Application, the amount of £550,000 (inclusive of VAT), within 28 days from the date of this Order, as agreed between the parties.
13. Any other costs incurred to date shall be costs in the case. If such costs become payable to the Class Representative, it is agreed that his claim, before any reduction on assessment or by agreement, is to be no more than £248,550.75, or 20% of his total costs of the CPO Application, whichever is the lesser.

General

14. There be liberty to apply.

Sir Peter Roth

Chair of the Competition Appeal Tribunal

Made: 27 November 2025

Drawn: 27 November 2025

ANNEX A – NOTICE OF COLLECTIVE PROCEEDINGS