



Case No: 1745/5/7/25 (T)

IN THE COMPETITION

APPEAL TRIBUNAL

BETWEEN:

**(1) ROADGET BUSINESS PTE. LTD. (A COMPANY INCORPORATED IN
SINGAPORE)**

(2) SHEIN DISTRIBUTION UK LIMITED

Claimants

- v -

WHALECO UK LIMITED

Defendant

ORDER

UPON a “Two-Tier” Confidentiality Order being made by Bacon J on 29 July 2025 (the “**Confidentiality Order**”)

AND UPON the Claimants and the Defendant raising various issues by way of Requests for Further Information (“**RFI(s)**”) and applications for disclosure

AND UPON the parties making applications to the Tribunal in respect of RFIs and disclosure

AND UPON hearing counsel for the Claimants and for the Defendant at the case management conference on 17 December 2025

AND UPON the Claimants agreeing to request expedition of any application for permission to appeal paragraph 2 of this Order

AND UPON the Claimants confirming that they would be content for the members of the “**Outer Confidentiality Ring**” (as defined in paragraph 1.15 of the Confidentiality Order) for the Defendant who have the names of “**Relevant Suppliers**” who were the subject of the interviews (referred to in paragraphs 47A and 47B of the Re-Re-Re-Re-Re-Amended Defence

and Counterclaim (the “**Defence and Counterclaim**”)) to approach the relevant interviewees and to ask them about their own interviews

AND HAVING REGARD TO the Tribunal’s case management powers pursuant to Rule 53 of the Competition Appeal Tribunal Rules 2015

IT IS ORDERED THAT:

Supplier Attestation Names

1. On or before 4pm on 24 December 2025 the Claimants shall provide to the Defendant the names of all suppliers that entered into supplier attestations (the subject of paragraph 46 of the Defence and Counterclaim) since 1 August 2022 (the “**Supplier Attestation Names**”).
2. Subject to paragraph 11 below, the Supplier Attestation Names shall be provided to the Defendant as “Outer Confidentiality Ring Information”, as defined in paragraph 1.13 of the Confidentiality Order.

Defendant’s application to de-designate Relevant Supplier names

3. The Defendant’s application for the names of the 22 Relevant Suppliers to be de-designated from Confidentiality Order is refused.

Claimants’ application for responses to its RFI dated 26 November 2025 and/or disclosure

4. The Defendant shall by 4pm on 23 December 2025 confirm by way of a response to the Claimants’ RFI:
 - (a) What is meant by “retained interest” in paragraph 69A.1 of the Defence and Counterclaim.
 - (b) How the claims made in paragraphs 69A.1 and 69A.2 of the Defence and Counterclaim should be understood and how they interrelate (including whether paragraph 69A.1 is additive in quantum terms to paragraph 69A.2).
 - (c) Whether the amendment made to paragraph 69A.1 materially affected the estimate of the value of the claim.
5. Save for the Defendant’s confirmations to be given pursuant to paragraph 4 above, the Claimants’ request for responses to its RFI dated 26 November 2025 and/or disclosure on the same is refused.

Other Orders

6. The dates given in Annex 1 to the Tribunal Order of 9 October 2025 be varied as follows:
 - (i) Step (I), disclosure, to 9 January 2026;
 - (ii) Step (K), draft list of issues, to 22 January 2026;
 - (iii) Step (L), comments on the list of issues, to 28 January 2026;
 - (iv) Step (M), agreement of list of issues, to 2 February 2026.
7. The further CMC on 9 February 2026 (Step (N)) shall be vacated and re-fixed at a convenient time for the parties and the Tribunal to be heard later in February 2026.
8. When giving disclosure pursuant to Step (I) above, the Claimants shall give a clear answer to the questions asked in paragraphs 4(b) and 4(c) of the Tribunal's Reasoned Order dated 6 November 2025.

Permission to appeal

9. The Claimants' application for permission to appeal paragraph 2 of this Order is refused.
10. Any application for permission to appeal shall be made to the Court of Appeal by 4pm on 23 December 2025.
11. Pending any application for permission to appeal paragraph 2 above and, if granted, pending any appeal, paragraph 2 above is stayed and the Supplier Attestation Names shall be treated by the Defendant as "Inner Confidentiality Ring Information", as defined in the Confidentiality Order. If no application for permission to appeal is made within the time given in paragraph 10 above, or if any such application is refused or any resulting appeal is finally dismissed, paragraph 2 above shall come into effect.

Costs

12. Costs in the case.

Other

13. Permission to apply.

Andrew Lykiardopoulos KC

Chair of the Competition Appeal Tribunal

Made: 17 December 2025

Drawn: 19 December 2025