



IN THE COMPETITION
APPEAL TRIBUNAL

Case Nos: 1440/7/7/22
1518/5/7/22

BETWEEN:

CLARE MARY JOAN SPOTTISWOODE CBE

Class Representative

- v -

(1) NEXANS FRANCE SAS

(2) NEXANS SA

(3) NKT A/S (FORMERLY NKT HOLDING A/S)

(4) NKT VERWALTUNGS GMBH (FORMERLY NKT CABLES GMBH)

(5) PRYSMIAN CAVI E SISTEMI SRL

(6) PRYSMIAN SPA

Defendants

(THE “SPOTTISWOODE PROCEEDINGS”)

AND BETWEEN:

(1) LONDON ARRAY LIMITED

(2) RWE RENEWABLES UK LONDON ARRAY LIMITED

(formerly known as E.ON CLIMATE & RENEWABLES UK LONDON ARRAY LIMITED)

(3) ORSTED LONDON ARRAY LIMITED (formerly known as DONG ENERGY LONDON ARRAY LIMITED)

~~(4) GREENCOAT LONDON ARRAY LIMITED (formerly known as ORSTED LONDON ARRAY II LIMITED) (formerly and prior to that known as DONG ENERGY LONDON ARRAY II LIMITED)~~

(5) MASDAR ENERGY UK LIMITED

Claimants

- v -

(1) NEXANS FRANCE SAS

(2) NEXANS SA

Defendants

(THE “LONDON ARRAY PROCEEDINGS”)

ORDER (COSTS OF ROC ISSUE)

UPON the trial of the matters listed in the Annex to the Tribunal’s Order made on 22 May 2024 (the **ROC Issue**)

AND UPON the Tribunal delivering written judgment on the ROC Issue on 30 October 2025

AND UPON reading written submissions on costs following the said judgment

AND UPON the Tribunal ruling that the Defendants to the London Array Proceedings (**Nexans**) are liable to pay the costs incurred by the Claimants in the London Array Proceedings (**London Array**) of the trial of the ROC Issue

IT IS ORDERED THAT:

1. Paragraph 2(iv) of the Order of 10 December 2025 is hereby disapplied.
2. The Class Representative shall indemnify Nexans in respect of Nexans’s liability to pay London Array’s costs of the ROC Issue.
3. The Class Representative shall pay the costs of the trial of the ROC Issue incurred by the Defendants.
4. To the extent that the aforesaid costs are not agreed, they are to be the subject of detailed assessment on the standard basis by the same costs judge.
5. Any such assessment shall in particular consider the issues identified at paragraphs 14 to 20 of the Tribunal’s ruling on the costs of the ROC Issue.
6. The Class Representative shall make interim payments on account of such costs in sums to be assessed at the Case Management Conference on 23 March 2026 if not agreed.
7. The Tribunal shall hear oral submissions on the issue of whether the Defendants to the Spottiswoode Proceedings are entitled at this stage of the proceedings to costs beyond the trial of the ROC Issues (i.e. those described in submissions as “Wider ROC Costs”) at the Case Management Conference on 23 March 2026.
8. Costs of pursuing the costs arguments addressed in this Order shall be costs in the ROC Issue trial.

The Honourable Mr Justice Jonathan Richards
Chair of the Competition Appeal Tribunal

Made: 5 March 2026
Drawn: 6 March 2026