



**IN THE COMPETITION**  
**APPEAL TRIBUNAL**

Case No: 1415/5/7/21 (T)

BETWEEN:

- (1) THE SECRETARY OF STATE FOR HEALTH AND SOCIAL CARE**
- (2) THE NATIONAL HEALTH SERVICE BUSINESS AUTHORITY**
- (3) THE WELSH MINISTERS**
- (4) SWANSEA BAY UNIVERSITY HEALTH BOARD**
- (5) CWM TAF MORGANNWG UNIVERSITY HEALTH BOARD**
- (6) ANEURIN BEVAN UNIVERSITY HEALTH BOARD**
- (7) HYWEL DDA UNIVERSITY HEALTH BOARD**
- (8) BETSI CADWALADR UNIVERSITY HEALTH BOARD**
- (9) CARDIFF & VALE UNIVERSITY HEALTH BOARD**

Claimants

- v -

- (1) LUNDBECK LIMITED**
- (2) H. LUNDBECK A/S**
- (3) GENERICS (U.K.) LIMITED**
- (4) MERCK KGAA**
- (5) ARROW GENERICS LIMITED**
- (6) ARROW GROUP APS**
- (7) RESOLUTION CHEMICALS LIMITED**
- (8) XELLIA PHARMACEUTICALS APS**
- (9) ALPHARMA LLC**
- (10) A.L. INDUSTRIER AS**
- (11) SUN PHARMACEUTICAL INDUSTRIES LIMITED**
- (12) SUN PHARMA UK LIMITED**

Defendants

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## ORDER

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**UPON** the Claimants having filed their Amended Claim Form on 17 March 2023

**AND UPON** the Defendants having given their written consent to the proposed amendments to the Amended Claim Form reflected in the Draft Re-Amended Claim Form provided to the Defendants under cover of a letter dated 12 December 2025 (the **Draft Re-Amended Claim Form**) as attached to this Order

**AND UPON** the parties having agreed in writing that consequential amendments may be made to the Defences and the Reply

**IT IS ORDERED THAT:**

1. The Claimants shall within seven days of receiving this Order file and serve on each of the Defendants a Re-Amended Claim Form in the form of the Draft Re-Amended Claim Form, showing both the original text and the amendments
2. The Defendants shall file and serve on the Claimants their Amended Defences with amendments consequential to those contained in the Re-Amended Claim Form by 26 May 2026
3. The Claimants shall file and serve on each of the Defendants a Re-Amended Reply with amendments consequential to those contained in the Amended Defences, showing both the original text and the amendments, by 22 June 2026
4. The Claimants shall pay the Defendants' reasonable costs to be assessed if not agreed:
  - (a) of and occasioned by the amendments in the Draft Re-Amended Claim Form; and
  - (b) of responding in their original Defences to sections of the Amended Claim Form which have been removed in the Draft Re-Amended Claim Form (such costs being payable only to the extent to which those costs relate only to those sections).

**Bridget Lucas KC**  
Chair of the Competition Appeal Tribunal

Made: 12 May 2026  
Drawn: 12 May 2026