



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1404/7/7/21

BETWEEN:

DAVID COURTNEY BOYLE

Late Class Representative

- v -

(1) GOVIA THAMESLINK LIMITED
(2) THE GO-AHEAD GROUP LIMITED
(3) KEOLIS (UK) LIMITED

Defendants

- and -

SECRETARY OF STATE FOR TRANSPORT

Intervener

ORDER

UPON the Order of the Tribunal dated 20 April 2026 (the “**April Order**”) confirming that unless a further application for authorisation of the proposed class representative (the “**Proposed Authorisation Application**”) was filed by 4pm on 24 July 2026 the Proceedings would be decertified and the CPO revoked without further order

AND UPON the confirmation from the Late Class Representative’s solicitors that the proposed class representative would not be filing a Proposed Authorisation Application

AND UPON the Proceedings being decertified and the CPO revoked as a result of the April Order

AND UPON the Tribunal listing a two-day hearing on 22 and 23 September 2026 (the “**September Hearing**”) to consider matters consequential to the decertification of the Proceedings, including the Defendants’ application for their costs of the Proceedings and (if so advised) the Intervener’s application for its costs of the Proceedings

AND UPON the Parties having agreed the terms of this Order

AND HAVING REGARD TO the Tribunal's powers under Rule 106 of the Competition Appeal Tribunal Rules 2015

IT IS ORDERED BY CONSENT THAT:

1. The September Hearing is vacated.
2. The September Hearing shall be re-listed for two days on the first available date after 9 November 2026 and the Parties shall liaise to re-list the September Hearing.
3. The Parties shall file with the Tribunal agreed directions (or, in the absence of agreement, their respective proposed directions) for the filing and determination of the relevant costs applications, by 4pm on 21 September 2026.
4. Costs in the case.
5. Liberty to apply.

The Honourable Mr Justice Butcher
Chair of the Competition Appeal Tribunal

Made: 27 August 2026
Drawn: 27 August 2026