



IN THE COMPETITION
APPEAL TRIBUNAL

Cases No: 1160-1165/1/1/10

BETWEEN:

(1) IMPERIAL TOBACCO GROUP PLC
(2) IMPERIAL TOBACCO LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

CO-OPERATIVE GROUP LIMITED

Appellant

- v -

OFFICE OF FAIR TRADING

Respondent

WM MORRISON SUPERMARKETS PLC

Appellant

- v -

OFFICE OF FAIR TRADING

Respondent

(1) SAFEWAY STORES LIMITED
(2) SAFEWAY LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

(1) ASDA STORES LIMITED
(2) ASDA GROUP LIMITED
(3) WAL-MART STORES (UK) LIMITED
(4) BROADSTREET GREAT WILSON EUROPE LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

(1) SHELL U.K. LIMITED
(2) SHELL U.K. OIL PRODUCTS LIMITED
(3) SHELL HOLDINGS (U.K.) LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

ORDER

UPON considering the OFT's application, made by letter dated 19 December 2011, for an extension of time until 2 February 2012 in which to make any request for permission to appeal against the Tribunal's judgment handed down on 12 December 2011 in these appeals ([2011] CAT 41) ("the Judgment")

AND UPON reading the observations from the Appellants contained in their respective solicitors' letters and appended to the OFT's application

IT IS ORDERED THAT:

1. Pursuant to rule 19(2)(h) of the Competition Appeal Tribunal Rules 2003 ("the Tribunal Rules") the time for making a request to the Tribunal for permission to appeal from the Judgment be extended until 19 January 2012.
2. There be liberty to apply.

REASONS:

The OFT refers to two matters in support of its application: first, its internal reporting and governance procedures; and secondly, the forthcoming holiday period. In my judgment, the OFT's internal procedures should be arranged in a manner that enables them to comply with the time limit provided by rule 58(1)(b) of the Tribunal Rules, i.e. 12 January 2012. The period for requesting permission to appeal in these cases does, however, coincide with the festive holiday period and a resulting reduction in working days. Taking into account this and also that the Appellants (except Shell) do not object to a short extension, the time for requesting permission to appeal from the Judgment will run until 19 January 2012.

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 20 December 2011
Drawn: 22 December 2011