



TUESDAY 30TH OCTOBER 2012

IN THE COURT OF APPEAL

ON APPEAL FROM THE COMPETITION APPEAL TRIBUNAL
11863311

BEFORE LORD JUSTICE LLOYD
And LORD JUSTICE MCCOMBE

BETWEEN

TALKTALK TELECOM GROUP PLC

Appellant/
APPLICANT

- and -

OFFICE OF COMMUNICATIONS

Respondent

- and -

1) BRITISH SKY BROADCASTING LIMITED
2) BRITISH TELECOMMUNICATIONS PLC

Interveners

COURT 74
Appeal No.

C3/2012/0785

ON READING the amended Appellant's Notice sealed on the 22nd May 2012 filed on behalf of the **Applicant** applying for permission to appeal the decision of the Competition Appeal Tribunal dated 10th January 2012, and for permission to adduce fresh evidence

AND ON HEARING Mr Meredith Pickford of counsel for the **Applicant**

IT IS ORDERED that

1. The Applicant's application for permission to appeal is granted.
2. The appeal will be heard by three Judges who are not members of the High Court, including at least one Lord or Lady Justice with specialist competition experience.
3. The Applicant's application to admit fresh evidence is adjourned, to be considered at the hearing of the appeal.
4. The time estimate for the hearing of the appeal is 1 ½ days, subject to submissions from the Respondents.





5. The Court will receive submissions from the parties on expedition of the appeal, to be agreed if possible.

By the Court

[The Court sat from 10:33 to 10:58]

**TUESDAY 30TH OCTOBER 2012
IN THE COURT OF APPEAL**

ON APPEAL FROM THE COMPETITION APPEAL
TRIBUNAL

TALKTALK TELECOM GROUP PLC

- and -

OFFICE OF COMMUNICATIONS

- and -

1) BRITISH SKY BROADCASTING LIMITED
2) BRITISH TELECOMMUNICATIONS PLC

ORDER

Copies to:

BT Legal
Kelvin House
123 Judd Street
London
WC1H 9NP
Ref: NANCY JOHNSON

General Counsel/Legal Adviser
Ofcom
Riverside House
2a Southwark Bridge Road
London
SE1 9HA
Ref: POLLY WEITZMAN/ROBERT WELLS

Herbert Smith LLP
Exchange House
Primrose Street
London
EC2A 2HS
Ref: STEPHEN WISKING

Towerhouse Consulting LLP
10 Fitzroy Square
London
W1T 5HP
Ref: PB/BI

* This order was drawn by Mr D Fallon (Associate) to whom all enquiries regarding this order should be made. When communicating with the Court please address correspondence to Mr D Fallon, Civil Appeals Office, Room E307, Royal Courts of Justice, Strand, London WC2A 2LL (DX 44450 Strand) and quote the Court of Appeal reference number. The Associate's telephone number is 020 7073 4831