



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case Number: 1188/1/1/11

B E T W E E N:

**(1) TESCO STORES LTD
(2) TESCO HOLDINGS LTD
(3) TESCO PLC**

Appellants

-v-

OFFICE OF FAIR TRADING

Respondent

ORDER

UPON reading the Respondent's application, by letter dated 16 February 2012, for a direction in connection with the witnesses due to give evidence at the hearing listed to commence on 26 April 2012

AND UPON reading the letters from Freshfields Bruckhaus Deringer LLP (on behalf of the Appellants) dated 23 February 2012 and from the OFT dated 24 February 2012

IT IS ORDERED THAT:

1. All witnesses to be cross-examined be excluded from the hearing itself, including the hearing of opening submissions other than when they are giving their evidence.
2. All witnesses to be cross-examined not be permitted to read transcripts of the hearing (unless asked to do so during cross-examination or re-examination), until after they have given their evidence.
3. Liberty to apply.

Lord Carlile of Berriew Q.C.
Chairman of the Competition Appeal Tribunal

Made: 27 February 2012
Drawn: 27 February 2012