



**IN THE COMPETITION  
APPEAL TRIBUNAL**

Case No: 1219/4/8/13

**B E T W E E N:**

**RYANAIR HOLDINGS PLC**

Applicant

-v-

**COMPETITION COMMISSION**

Respondent

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**ORDER**

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**UPON** reading the Notice of Application lodged by Ryanair Holdings Plc (“Ryanair”) under rule 8 of the Competition Appeal Tribunal Rules 2003 (S.I. No. 1372 of 2003) (the “Tribunal Rules”) on 23 September 2013, relating to a decision made by the Competition Commission (the “Commission”) dated 28 August 2013 (the “Decision”)

**AND UPON** reading the request for permission to intervene made pursuant to rule 16 of the Tribunal Rules by Aer Lingus Group Plc (“Aer Lingus”) on 27 September 2013

**AND UPON** the deadline for requests for permission to intervene having been abridged to 12 noon on 9 October 2013 pursuant to an order made on 24 September 2013

**AND UPON** reading Ryanair’s application by letter dated 9 October 2013 for disclosure from the Commission

**AND UPON** reading the written observations of the parties filed in advance of the case management conference

**AND UPON** hearing counsel for the parties and Aer Lingus at a case management conference on 10 October 2013

**IT IS ORDERED THAT:**

**Forum**

1. Pursuant to rule 18 of the Tribunal Rules the proceedings be treated as proceedings in England and Wales.

### **Intervention**

2. Aer Lingus be granted permission to intervene in support of the Commission, on condition that it take all reasonable steps to avoid any duplication of the submissions made by the Commission.

### **Disclosure and confidentiality**

3. There be established by separate order a confidentiality ring limited to named external legal advisers in terms to be agreed by the parties and Aer Lingus (the “Proposed Confidentiality Ring”).
4. The Respondent disclose to members of the Proposed Confidentiality Ring and file with the Tribunal passages of the Decision identified by the Tribunal in its Ruling of 10 October 2013 ([2013] CAT 25), in the form and manner identified in that Ruling, by 4pm on 17 October 2013.

### **Future Conduct of the Proceedings**

5. Ryanair file and serve an amended notice of application, if so advised, by 4pm on 31 October 2013.
6. The Commission file and serve its defence and any supporting evidence by 4pm on 13 November 2013.
7. Aer Lingus file and serve a statement of intervention and any supporting evidence by 4pm on 27 November 2013.
8. Ryanair file and serve a reply, if so advised, by 4pm on 18 December 2013.
9. Ryanair file and serve a skeleton argument by 4pm on 15 January 2014
10. The Commission file and serve a skeleton argument by 4pm on 22 January 2014
11. Aer Lingus file and serve a skeleton argument by 4pm on 28 January 2014.
12. Ryanair file and serve six copies of an agreed bundle of documents to serve as the core bundle for the main hearing, together with six copies of an agreed joint bundle of authorities to be referred to at the main hearing, by 4pm on 3 February 2014.
13. A hearing be listed for 12 February 2014 with a time estimate of three days.
14. There be liberty to apply.