



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1299/1/3/18

BETWEEN

ROYAL MAIL PLC

Appellant

-v-

OFFICE OF COMMUNICATIONS

Respondent

-and-

WHISTL UK LIMITED

Intervener

ORDER

HAVING REGARD TO the Tribunal's Order of 14 November 2018 establishing a confidentiality ring in these proceedings (the "Confidentiality Order")

AND HAVING REGARD TO the Tribunal's case management powers under rule 19 of the Competition Appeal Tribunal Rules 2015 (S.I. 2015 No. 1648)

AND UPON the Respondent filing its Defence, an expert report of Mr David Matthew (the "Expert Report") and supporting evidence on 17 December 2018

AND UPON the Respondent making, by way of a letter dated 17 December 2018, a request for further directions (the "Request")

AND UPON the parties having consented to the Request

IT IS ORDERED BY CONSENT THAT:

1. The Request is granted.
2. Paragraphs 8 and 9 of the Confidentiality Order shall not apply to the version of the Respondent's Defence, Expert Report and supporting evidence filed and served on 17 December 2018.
3. By no later than Friday 21 December 2018, the Appellant shall indicate to the Respondent those parts of the Defence and Expert Report over which it claims confidential treatment.
4. By no later than Thursday 10 January 2019, the Appellant shall indicate to the Respondent those parts of Respondent's supporting evidence over which it claims confidential treatment.
5. By no later than Friday 4 January 2019, the Respondent shall provide to the parties: (i) a version of the Defence and Expert Report that is marked or highlighted so as to indicate the parts in relation to which confidential treatment is claimed, in the manner referred to in paragraph 7.46 of the Tribunal's Guide to Proceedings 2015; and (ii) a non-confidential version of those documents from which Confidential Information has been redacted.
6. By no later than Thursday 17 January 2019, the Respondent shall provide to the parties: (i) a version of the supporting documents that is marked or highlighted so as to indicate the parts in relation to which confidential treatment is claimed, in the manner referred to in paragraph 7.46 of the Tribunal's Guide to Proceedings 2015; and (ii) a non-confidential version of those documents from which Confidential Information has been redacted.
7. There be liberty to apply.

Peter Freeman CBE QC (Hon)
Chairman of the Competition Appeal Tribunal

Made: 18 December 2018
Drawn: 18 December 2018