



**IN THE HIGH COURT OF JUSTICE**  
**BUSINESS AND PROPERTY COURTS OF**  
**ENGLAND AND WALES**  
**COMPETITION LIST (ChD)**

CP-2020-000021

**MASTER CLARK**

**23 SEPTEMBER 2021**

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

**A TO Z CATERING SUPPLIES LIMITED & OTHERS**

**Claimants**

**-AND-**

**DAF TRUCKS LIMITED & OTHERS**

**Defendants**

**-AND-**

**SCANIA AKTIEBOLAG (PUBL) & OTHERS**

**Third Parties**

---

**CONSENT ORDER**

---

**UPON** reading the Defendants' letter to the clerk to Master Clark of 12 February 2021 and the Claimants' solicitors' letter to the clerk to Master Clark of 12 February 2021

**AND UPON** the agreement of the parties that this Order shall apply in respect of the entire proceedings notwithstanding that the fifth defendant, MAN SE, was merged into TRATON SE by registration in the commercial register at the Munich Local Court (Amtsgericht) (HRB 246068) on 31 August 2021 and MAN SE ceasing to exist as an independent legal entity

**IT IS ORDERED BY CONSENT** that

1. The claim be transferred to the Competition Appeal Tribunal ("CAT") immediately.
2. Neither this Order giving effect to the said transfer, nor the transfer itself, is intended to alter, limit or exclude in any respect any element of the Claimants' claim as constituted in this court prior to the transfer taking effect. If and to the extent that any element of the Claimants' claim

as constituted in this court prior to the transfer taking effect is not capable of falling within the jurisdiction of the CAT on a transfer, or would be altered, limited or excluded by this Order or the transfer, it is not subject to this Order and remains within the jurisdiction of this court.

3. The proceedings were and shall continue to be regarded as having been commenced in this court. Any further statements of case or amendments to a statement of case shall be made in accordance with the Civil Procedure Rules and not with the CAT Rules 2015.
4. Any appeal to the Court of Appeal against the determination by the CAT of the issues transferred or an order of the court giving effect to that determination shall be governed by the rules in CPR Part 52.
5. This court may give such further directions or make such further orders as it thinks fit in connection with the transfer and/or with any such element as referred to above.
6. The parties have liberty to apply for further variations to this Order.
7. The parties have liberty to apply.
8. This Order shall be served by the Claimants on the Defendants.

#### **Service of the order**

The Court has provided a sealed copy of this order to the serving party: Edwin Coe LLP at 2 Stone Buildings, Lincolns Inn, London WC2A 3TH.