



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1370/5/7/20 (T)

BETWEEN

- (1) VATTENFALL AB
- (2) VATTENFALL ELDISTRIBUTION AB
- (3) VATTENFALL VINDKRAFT AB
- (7) VÄSTERBERGSLAGENS ELNÄT AB
- (8) THANET OFFSHORE WIND LIMITED
- (10) ORMONDE ENERGY LIMITED
- (11) VATTENFALL A/S
- (12) VATTENFALL VINDKRAFT A/S
- (13) DOTI DEUTSCHE OFFSHORE-TESTFELD UND
INFRASTRUKTUR GMBH & CO KG
- (14) STROMNETZ BERLIN GMBH
- (15) NOORDZEEWIND CV

Claimants

- and -

- (1) PRYSMIAN S.P.A.
- (2) PRYSMIAN POWERLINK S.R.L.
- (3) PRYSMIAN CABLES & SYSTEMS LTD
- (4) PRYSMIAN GROUP FINLAND OY
- (5) PRYSMIAN KABEL UND SYSTEME GMBH
- (8) PRYSMIAN CAVI E SISTEMI SRL

Defendants

- and -

- (1) NEXANS FRANCE SAS
- (2) NEXANS SA

Third Parties

CONSENT ORDER

UPON the Claimants, Defendants and Third Parties having agreed the terms of this Order

AND HAVING REGARD TO the Order of Mr Justice Adam Johnson dated 13 October 2020 (the “**CMC Order**”)

AND HAVING REGARD TO the Order of the Honourable Mr Justice Trower dated 22 January 2021, as amended by the Order of the Honourable Mrs Joanna Smith dated 27 May 2021 and the Order of the Honourable Mrs Joanna Smith dated 18 August 2021, (the “**Third Parties Disclosure Order**”)

IT IS ORDERED BY CONSENT THAT:

1. The Third Parties Disclosure Order be varied as follows:

a) The wording at paragraph 9 be replaced with:

“By 4pm on 14 January 2022 the Parties shall exchange signed statements of witnesses of fact and hearsay notices where required by CPR 33.2”

b) The wording at paragraph 10 be replaced with:

“By 4pm on 18 February 2022 the Parties shall exchange signed reply statements of witnesses of fact.”

c) The wording at paragraph 14.1 be replaced with::

“the Claimants’ Expert shall serve their report by 4pm on 18 March 2022.”

d) The wording at paragraph 14.2 be replaced with:

“the Prysmian Defendants’ Expert shall serve their report by 4pm on 13 May 2022.”

e) The wording at paragraph 14.3 be replaced with:

“the Third Parties’ Expert shall serve their report by 4pm on 24 June 2022.”

f) The wording at paragraph 14.4 be replaced with:

“the Claimants’ Expert shall serve their reply report by 4pm on 29 July 2022.”

2. The CMC Order be varied as follows:

a) The wording at paragraph 23 be replaced with:

“The joint memorandum of the Experts shall be completed by 4pm on 9 September 2022.”

The Honourable Mrs Joanna Smith
Chairman of the Competition Appeal Tribunal

Made: 29 November 2021
Drawn: 29 November 2021