



IN THE COMPETITION
APPEAL TRIBUNAL

Case: 1293/5/7/18 (T)

Case: 1292/5/7/18 (T)

Case: 1294/5/7/18 (T)

(1) – (139) VEOLIA ENVIRONNEMENT S.A. AND OTHERS

Claimants

-v-

**(1) – (15) STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES
N.V) AND OTHERS**

Defendants

-and-

(1) - (4) PACCAR INC. AND OTHERS

Third Parties

AND

(1) – (339) SUEZ GROUPE SAS AND OTHERS

Claimants

-v-

**(1) – (4) STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES
N.V)AND OTHERS**

Defendants

-and-

(1) - (15) IVECO S.P.A. AND OTHERS

Third Parties

AND

(1) – (153) WOLSELEY UK LIMITED AND OTHERS

Claimants

-v-

**(1) - (4) STELLANTIS N.V. (FORMERLY FIAT CHRYSLER AUTOMOBILES
N.V) AND OTHERS**

Defendants

-and-

(1) - (15) MAN SE AND OTHERS

Third Parties

CONSENT ORDER

UPON the Order made by Mr Malek QC in these proceedings on 18 December 2020 (as amended by agreement between the Parties), in particular paragraph 4 thereof which directed the Parties to file and serve a Redfern Schedule in respect of the UK market containing each party's position in relation to any disputed disclosure requests along with a list of categories which are agreed between the Parties

AND UPON the Parties' agreement to similarly engage in a Redfern Schedule process in respect of the French market

AND UPON the Claimants sending their final Redfern Schedules in respect of the UK and French markets, containing both agreed and disputed categories of disclosure requests, to the Defendants on 16 April 2021 and 3 September 2021 respectively (the *UK Redfern Schedule* and the *French Redfern Schedule* respectively)

AND UPON the following definitions applying for the purpose of this Order and the accompanying Annex:

- **“Confidentiality Ring”** means the confidentiality ring established by the Orders of Mr Justice Roth made on 18 December 2020 in each of the cases to which this Order relates (the **“Confidentiality Ring Orders”**); and
- **“VT/RT”** means, for Volvo Trucks (VT), the 9th to 11th Defendants in Case 1293/5/7/18 (T), the 6th to 8th Third Parties in Case 1292/5/7/18 (T) and the 6th to 8th Third Parties in Case 1294/5/7/18 (T), and for Renault Trucks (RT), the 12th and 13th Defendants in Case 1293/5/7/18, the 9th Third Party in Case 1292/5/7/18 (T) and the 9th Third Party in Case 1294/5/7/18 (T)

BY CONSENT IT IS ORDERED THAT:

1. By 4pm on 14 December 2021, VT/RT shall disclose the documents and/or data referred to in Tranche 1 of Annex 1 to this Order.
2. By 4pm on 25 February 2022, VT/RT shall disclose the documents and/or data referred to in Tranche 2 of Annex 1 to this Order.
3. By 4pm on 8 April 2022, VT/RT shall disclose the documents and/or data referred to in Tranche 3 of Annex 1 to this Order.

4. Any disclosure given pursuant to paragraphs 1 and 3 shall be accompanied by a disclosure statement(s) by an appropriate person(s) which shall: (a) set out the extent of the search that has been made in order to locate the documents to be disclosed, (b) specify the manner in which the search has been limited on reasonableness and proportionality grounds and why, and (c) certify to the best of their knowledge and belief that the disclosure ordered has been provided.
5. Where the categories set out in Annex 1 provide for a sample of relevant documents and/or data to be provided, the basis on which such a sampling approach has been adopted, and an explanation as to why this is reasonable and proportionate in the circumstances, shall be set out in a statement accompanying the disclosure.
6. The documents and/or data to be disclosed and made available for inspection pursuant to paragraphs 1 to 3 above, if contained in the form of an electronic database or extract therefrom, should be provided in their native electronic format or electronic excel format, together with a statement on how the relevant information has been compiled from the database(s) and, if appropriate, guidance on how it is to be examined.
7. VT/RT may choose to disclose documents, data or information into the Confidentiality Ring in accordance with the Confidentiality Ring Orders.
8. Liberty to apply.
9. Costs in the case.