



IN THE COMPETITION APPEAL
TRIBUNAL

Cases: 1102/3/3/08
1103/3/3/08

BETWEEN:

T-MOBILE (UK) LIMITED

Appellant

- supported by -

HUTCHISON 3G UK LIMITED

Intervener

-v-

OFFICE OF COMMUNICATIONS

Respondent

TELEFÓNICA O2 UK LIMITED

Appellant

-v-

OFFICE OF COMMUNICATIONS

Respondent

ORDER

UPON considering the Notice of Appeal lodged by T-Mobile (UK) Limited (“T-Mobile”) on 16 May 2008 and the Notice of Appeal lodged by Telefónica O2 UK Limited (“O2”) on 3 June 2008

AND UPON the Tribunal ordering on 30 May 2008 that the issue of the Tribunal’s jurisdiction to hear the appeals be tried as a preliminary issue

AND UPON hearing submissions from the parties on the preliminary issue at an oral hearing on 26 and 27 June 2008

AND UPON the Tribunal issuing judgment in respect of the jurisdiction of the Tribunal to hear these appeals on 10 July 2008 ([2008] CAT 15)

IT IS ORDERED THAT:

1. The Tribunal does not have jurisdiction under section 192 of the Communications Act 2003 to hear these appeals.
2. Costs be reserved.

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 10 July 2008
Drawn: 4 September 2008