



IN THE COMPETITION
APPEAL TRIBUNAL

Cases No: 1160-1165/1/1/10

BETWEEN:

(1) IMPERIAL TOBACCO GROUP PLC
(2) IMPERIAL TOBACCO LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

CO-OPERATIVE GROUP LIMITED

Appellant

- v -

OFFICE OF FAIR TRADING

Respondent

WM MORRISON SUPERMARKETS PLC

Appellant

- v -

OFFICE OF FAIR TRADING

Respondent

(1) SAFEWAY STORES LIMITED
(2) SAFEWAY LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

(1) ASDA STORES LIMITED
(2) ASDA GROUP LIMITED
(3) WAL-MART STORES (UK) LIMITED
(4) BROADSTREET GREAT WILSON EUROPE LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

(1) SHELL U.K. LIMITED
(2) SHELL U.K. OIL PRODUCTS LIMITED
(3) SHELL HOLDINGS (U.K.) LIMITED

Appellants

- v -

OFFICE OF FAIR TRADING

Respondent

ORDER

UPON reading the Order of the Chairman dated 15 November 2010 requesting disclosure from the Appellants of the data relied upon by their respective expert witnesses

AND UPON reading the OFT's letter of 5 April 2011 relating to the terms of the Order made on 15 November 2010

IT IS ORDERED THAT:

1. In this Order the term "the earlier Order" means the order made by the Tribunal in these appeals on 15 November 2010.
2. Paragraph 3 of the earlier Order be replaced with the following:

“(a) Imperial Tobacco Group Plc and/or Imperial Tobacco Limited (“ITL”) shall disclose to the OFT the data requested in the OFT’s letter of 30 March 2011, as clarified in ITL’s letter of 4 April 2011”

(b) Subject to paragraph 4 below, ITL shall disclose to the OFT the data requested in the OFT’s letter of 17 September 2010 as clarified by the OFT’s letter of 14 October 2010.”
3. Liberty to apply.

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 7 April 2011
Drawn: 7 April 2011