



IN THE COMPETITION
APPEAL TRIBUNAL

Case No. 1166/5/7/10

B E T W E E N :

ALBION WATER LIMITED

Claimant

-v-

DŴR CYMRU CYFYNGEDIG

Defendant

ORDER

UPON the Tribunal handing down its ruling on various applications made at a case management conference held on 30 March 2012 ([2012] CAT 10)

AND UPON reading the Tribunal's Order of 23 April 2012 in relation to the future conduct of these proceedings ("the April Order")

AND UPON the parties indicating in correspondence that they agree to a variation of the April Order

IT IS ORDERED THAT:

1. The April Order be varied by the deletion of subsections (a) to (c) of paragraph 6 and the substitution of the following text:

“(a) The Claimant serve on the Defendant a draft Re-amended Particulars of Claim no later than 4pm on 1 May 2012.

(b) The Defendant indicate to the Claimant whether it consents, in whole or in part, to the draft Re-amended Particulars of Claim for the purposes of rule 34(a) of the Tribunal's Rules on or before 11 May 2012.

(c) By no later than 4pm on 16 May 2012 the Claimant file and serve, in accordance with rule 34 of the Tribunal's Rules, either:

- i. the Re-amended Particulars of Claim accompanied by the written consent of the Defendant to that re-amendment; or
- ii. an application to the Tribunal for permission to re-amend its Particulars of Claim, together with a copy of the draft Re-amended Particulars of Claim.”

2. There be liberty to apply.

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 25 April 2012
Drawn: 25 April 2012