



IN THE COMPETITION
APPEAL TRIBUNAL

Case Number: 1193/3/3/12

BETWEEN

BRITISH TELECOMMUNICATIONS PLC

Appellant

- supported by –

EVERYTHING EVERYWHERE LIMITED

Intervener

- and –

OFFICE OF COMMUNICATIONS

Respondent

- supported by –

BRITISH SKY BROADCASTING LIMITED
TALKTALK TELECOM GROUP PLC

Interveners

ORDER OF THE CHAIRMAN (WITHDRAWAL)

UPON reading the application of 7 September 2012 by British Telecommunications plc (“BT”), seeking permission, pursuant to rule 12 of the Competition Appeal Tribunal Rules (S.I. No. 1372 of 2003), to withdraw its appeal in relation to those matters set out in paragraphs 8(iii) and 119 to 132 of BT’s Notice of Appeal and paragraphs 11(c) and 97 to 124 of the First Witness Statement of Edward Dolling (“the Relevant Ground”)

AND UPON there being no objections to the proposed withdrawal of the Relevant Ground

AND HAVING REGARD TO rule 3 of the Competition Appeal Tribunal (Amendment and Communications Act Appeals) Rules 2004 (SI 2004 No. 2068) and the Order of the Tribunal of 24 July 2012 referring specified price control matters to the Competition Commission

IT IS ORDERED THAT:

1. BT be granted permission to withdraw its appeal in relation to the Relevant Ground
2. Question 1(iii) set out at paragraph 2 of the Tribunal’s Order of 24 July 2012 be deleted
3. There be liberty to apply

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 14 September 2012
Drawn: 14 September 2012