



**IN THE COMPETITION  
APPEAL TRIBUNAL**

**Case No: 1194/5/7/12**

- 1) W.H. NEWSON HOLDING LIMITED
- 2) W.H. NEWSON & SONS LIMITED
- 3) BMSS LIMITED
- 4) BROOMBYS LIMITED
- 5) CONNECTIONS (AML) LIMITED
- 6) JAYHARD LIMITED
- 7) KEYLINE BUILDERS MERCHANTS LIMITED
- 8) TRAVIS PERKINS (PROPERTIES) LIMITED
- 9) TRAVIS PERKINS TRADING COMPANY LIMITED
- 10) WICKES LIMITED
- 11) WICKES BUILDING SUPPLIED LIMITED
- 12) CITY PLUMBING SUPPLIES LIMITED
- 13) CITY PLUMBING SUPPLIES HOLDINGS LIMITED
- 14) B&G (HEATING & PLUMBING) LIMITED
- 15) THE BSS GROUP LIMITED
- 16) PTS GROUP LIMITED
- 17) P.T.S. PLUMBING TRADE SUPPLIES LIMITED
- 18) FRY & POLLARD LIMITED
- 19) TRICOM GROUP LIMITED
- 20) TRICOM SUPPLIES LIMITED
- 21) ZENITH PLUMBPOINT LIMITED

**Claimants**

-v-

- 1) IMI PLC
- 2) IMI KYNOCH LIMITED
- 3) BOLIDEN AB

**Defendants**

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**ORDER**

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**UPON** reading the claim form filed by the Claimants in the above proceedings

**AND UPON** noting that one of the Defendants named in the claim form appears to be domiciled outside the jurisdiction

**IT IS ORDERED THAT:**

1. Pursuant to Rule 63(3) of the Competition Appeal Tribunal Rules 2003 (“the Tribunal Rules”), the Claimants shall serve the claim form on Boliden AB (“the Overseas Defendant”) by any method permissible by Part 6 of the Civil Procedure Rules (“CPR”) in respect of a defendant domiciled outside the jurisdiction.
2. Service of the claim form in accordance with the above paragraph shall also include service of the Tribunal’s form of acknowledgment of service and a copy of this Order on the Overseas Defendant.
3. Where service takes place outside the jurisdiction, the periods for acknowledging service and filing a defence which are set out in Rules 36 and 37 of the Tribunal Rules shall be varied so as to accord with the periods applicable under the CPR and the Claimants shall draw the attention of the Overseas Defendant to that fact.
4. In respect of the Overseas Defendant, the Claimants shall notify the Tribunal of:
  - (i) the method by which service has been effected;
  - (ii) the date of deemed service;
  - (iii) the dates by which the Overseas Defendant should acknowledge service and file a defence.
5. There shall be liberty to apply.

**Vivien Rose**  
Chairman of the Competition Appeal Tribunal

Made: 18 May 2012  
Drawn: 18 May 2012