



**IN THE COMPETITION**  
**APPEAL TRIBUNAL**

Case No: 1244/5/7/15

**B E T W E E N :**

- (1) PEUGEOT CITROEN AUTOMOBILES UK LTD  
(2) PEUGEOT MOTOR COMPANY PLC  
(3) PEUGEOT CITROEN AUTOMOBILES SA  
(4) SOCIETE EUROPEENE DE VEHICULES LEGERS DU NORD SEVEL NORD  
(5) AUTOMOVILES CITROEN ESPANA SA  
(6) PEUGEOT CITROEN AUTOMOVILES ESPANA SA  
(7) PEUGEOT ESPANA SA  
(8) PCA SLOVAKIA S.R.O.  
(9) SAAB AUTOMOBILE AB KONKURSBO

Claimants

- v -

- (1) PILKINGTON GROUP LIMITED  
(2) PILKINGTON AUTOMOTIVE LIMITED

Defendants

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**ORDER**

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**UPON** the application of the Defendants of 22 January 2016 for a stay of these proceedings (the “Stay Application”)

**AND UPON** the application of the Claimants of 28 January 2016 for the hearing of a preliminary issue regarding the correct interpretation of section 47A(4) of the Competition Act 1998 (the “1998 Act”) and the application of the Foreign Limitation Periods Act 1984 to a claim brought pursuant to section 47A of the 1998 Act (the “Preliminary Issue Application”)

**AND HAVING REGARD TO** the claim related to these proceedings before the High Court in Case No HC-2014-001072 between the Claimants and the Defendants in these proceedings, and the additional claim under CPR Part 20 brought by the Defendants in the

High Court against Asahi Glass Co. Limited and certain of its subsidiaries (“AGC”)

**AND UPON** reading the evidence and material submitted by the parties

**AND UPON** hearing the parties’ legal representatives and counsel for AGC at a hearing on 10 February 2016

**AND HAVING REGARD TO** the Tribunal's case management powers under Rule 53 of the Competition Appeal Tribunal Rules 2015 (S.I. 2015 No. 1648) (the “Tribunal Rules”)

**IT IS ORDERED THAT:**

1. Pursuant to Rule 52 and Rule 18 of the Tribunal Rules the proceedings be treated as proceedings in England and Wales.
2. The Defendants file and serve their defence and any additional claim against AGC pursuant to Rule 39 of the Tribunal Rules by 4pm on 25 February 2016.
3. The Claimants file and serve any reply to the defence by 4pm on 10 March 2016.
4. AGC file and serve their defence to any additional claim by 4pm on 17 March 2016.
5. The Defendants file any reply to the defence to any additional claim by 4pm on 24 March 2016.
6. The parties (including, if applicable, AGC) submit to the Tribunal by 4pm on 24 March 2016 their proposed wording for the preliminary issue to be determined in these proceedings (which should, if possible, be agreed between the parties), following which the President will give further directions in respect of the hearing of the preliminary issue, including in relation to the precise wording of that issue.
7. The hearing of the preliminary issue be listed for the first available date after Easter with a time estimate of one day.
8. The costs of the Preliminary Issue Application and the Stay Application be costs in the case.
9. There be no other order as to the Stay Application.
10. There be liberty to apply.

**The Hon Mr Justice Roth**  
President of the Competition Appeal Tribunal

Made: 10 February 2016  
Drawn: 10 February 2016