



IN THE COMPETITION
APPEAL TRIBUNAL

Case Number: 1246/8/3/16

B E T W E E N:

BRITISH TELECOMMUNICATIONS PLC

Appellant

-v-

OFFICE OF COMMUNICATIONS

Respondent

-and-

SKY UK LIMITED

Intervener

ORDER

UPON the Tribunal giving case management directions on 25 February 2016 (the “February Order”), including the listing of a hearing from 3-14 October 2016

AND UPON hearing counsel for the parties at a case management conference on 7 July 2016

AND UPON considering subsequent correspondence from the parties

IT IS ORDERED THAT:

Timetable for the hearing

1. The indicative timetable for the hearing is set out in the Schedule to this Order

Variation of time limits for filing and service of skeleton arguments

2. The February Order be varied by the deletion of subparagraphs (a) to (c) of paragraph 8 and the substitution of the following text:
 - a. BT file and serve its skeleton argument by 5pm on 6 September 2016
 - b. OFCOM file and serve its skeleton argument by 5pm on 13 September 2016
 - c. Sky file and serve its skeleton argument by 5pm on 20 September 2016

Additional preparatory documents for the hearing

3. In respect of concurrent expert evidence in relation to Ground 5:
 - a. BT and Sky file and serve a joint statement setting out areas of agreement by 5pm on 29 August 2016;
 - b. the parties file and serve submissions, agreed where possible, on topics to inform the hearing of concurrent expert evidence by 5pm on 16 September 2016
4. There be liberty to apply

Peter Freeman CBE QC (Hon)
Chairman of the Competition Appeal Tribunal

Made: 21 July 2016
Drawn: 21 July 2016

SCHEDULE

Timetable for the hearing

3 October 2016 10am – 4.30pm	Opening submissions
4 October 2016 10am – 1pm	BT: 4 hours Ofcom/Sky: 4.5 hours
4 October 2016 Afternoon	Non-sitting
5 October 2016 10.30am – 4.30pm	Witnesses of fact
6 October 2016 10.30am – 4.30pm	
7 October 2016 10.30am – 4.30pm	Concurrent expert evidence on Ground 5
10 October 2016 10.30am – 4.30pm	Expert evidence
11 October 2016 10.30am – 4.30pm	
12 October 2016	Non-sitting
13 October 2016 11.30am – 4.30pm	Closing submissions
14 October 2016 10.30am – 5pm	BT: 5 hours (including 1 hour for reply) Ofcom/Sky: 4.5 hours