



IN THE COMPETITION
APPEAL TRIBUNAL

Case No: 1634/7/7/24

BETWEEN:

MR DAVID ALEXANDER DE HORNE ROWNTREE

Proposed Class Representative

- v -

(1) THE PERFORMING RIGHT SOCIETY LIMITED
(2) PRS FOR MUSIC LIMITED

Proposed Defendants

ORDER

UPON reading the Proposed Class Representative's ("PCR") Collective Proceedings Claim Form and application for a collective proceedings order (the "**CPO Application**") dated 28 February 2024 and accompanying documents

AND UPON the Parties agreeing a confidentiality ring order be established (the "**Confidentiality Ring Order**")

AND UPON the Parties having agreed to the terms of this Order

IT IS ORDERED BY CONSENT THAT:

Forum

1. Pursuant to Rules 18, 52 and 74 of the Tribunal Rules, the proceedings shall be treated, for all purposes, as being proceedings in England and Wales.

Publicity

2. The PCR shall publicise, in accordance with paragraphs 4 to 5 of this Order, the right under Rule 76(10)(c) of the Tribunal Rules of persons with an interest to object to the CPO Application or the authorisation of the PCR by 31 July 2024.
3. The PCR shall publicise, in accordance with paragraphs 4 and 5 of this Order, the right under Rule 79(5) of the Tribunal Rules of members of the proposed class to make an application to the Tribunal for permission to make oral and/or written submissions at the hearing of the CPO Application by 31 July 2024.

Objections to the CPO Application and applications for permission to make observations

4. Any person with an interest (including any member of the proposed class) may object to the CPO Application or the authorisation of the PCR by writing to the Tribunal stating their reasons for objecting by 4pm on 27 September 2024.
5. Any person with a legitimate interest (including any member of the proposed class) may seek permission to make oral and/or written submissions at the CPO Application hearing, by making an application for such permission, with reasons, as part of his/her written objections, by 4pm 27 September 2024.

Confidentiality Ring Order

6. The Confidentiality Ring Order be established by separate order of, and in the form to be approved by, the Tribunal.

Responses and Replies

7. The Proposed Defendants shall file and serve their Responses to the CPO Application, together with any expert or factual evidence relied on in support, and any application made pursuant to Rule 79(4) of the Tribunal Rules, by 4pm on 11 October 2024.

8. The PCR shall file and serve any Reply to the Proposed Defendants' Responses, together with any expert or factual evidence relied on in support, and any response to any application made pursuant to Rule 79(4) of the Tribunal Rules, by 4pm on 20 November 2024.

Skeleton arguments and bundles

9. The PCR shall file an agreed electronic bundle for the hearing by 4pm 14 days before the CPO application hearing.
10. The parties shall file and exchange skeleton arguments by 4pm 10 days before the CPO application hearing.
11. The PCR shall file an agreed electronic authorities bundle by 4pm 7 days before the CPO application hearing.
12. Hard copy versions of the electronic bundles, if requested by the Registry, are to be provided to the Tribunal as soon as possible following such request being made.

Hearing of the CPO Application

13. The hearing of the CPO Application shall be listed with a time estimate of three days.
14. The parties are to update the Tribunal by 27 November 2024 on the time estimate for the hearing.

Costs

15. Costs in the case.
16. Liberty to apply.

Justin Turner KC
Chair of the Competition Appeal Tribunal

Made: 17 July 2024
Drawn: 17 July 2024