



IN THE COMPETITION APPEAL
TRIBUNAL

Case No: 1381/7/7/21

BETWEEN:

JUSTIN LE PATOUREL

Class Representative

- v -

(1) BT GROUP PLC
(2) BRITISH TELECOMMUNICATIONS PLC

Defendants

ORDER

UPON The Tribunal having given judgment on 19 December 2024 (amended under the slip rule on 31 December 2024) [2024] CAT 21 (the “**Judgment**”)

AND UPON the Tribunal’s order of 13 February 2025 ordering the CR to pay 85% of BT’s costs of the action to be subject to detailed assessment on the standard basis if not agreed (“**the Costs Order**”)

AND UPON the Tribunal having ordered the CR to make a payment on account of costs in the sum of £14,000,000 in respect of the costs which are the subject of the Costs Order, such payment having been paid in several tranches on or around the period 3 March 2025 to 7 March 2025 (“**the Payment on Account**”)

AND UPON the Parties having reached agreement in respect of the quantum of costs subject to the Costs Order, subject to determination of the CR's application for permission to appeal to the Court of Appeal (and appeal if permission is granted)

IT IS ORDERED BY CONSENT THAT:

1. The CR shall pay to BT the sum of £16,500,000 (sixteen million, five hundred thousand pounds), in full and final settlement of the CR's liability to costs pursuant to the Costs Order, including any liability for interest on costs and costs of assessment ("**the Settlement Sum**"), subject only to the terms of this order.
2. Credit shall be given for the Payment on Account made. The CR shall pay the balance (£2,500,000 (two million, five hundred thousand pounds)) to BT by 4pm on 22 May 2025.
3. Payment shall be made by way of payment to British Telecommunications Plc and receipt by British Telecommunications Plc shall constitute valid payment by the CR of the Settlement Sum and discharge of his liabilities pursuant to the Costs Order.
4. In the event that permission to appeal is granted and, on any appeal (whether to the Court of Appeal or the Supreme Court) the Costs Order is varied or set aside, the terms in paragraphs 1, 2 and 3 of this order shall similarly be set aside without requiring any further agreement or order. BT will repay any sums paid by the CR in respect of the Costs Order in accordance with any order of the Court or agreement between the parties.

The Hon Mr Justice Waksman
Chair of the Competition Appeal Tribunal

Made: 21 May 2025
Drawn: 21 May 2025