



IN THE COMPETITION
APPEAL TRIBUNAL

Case: 1025/3/3/04

BRITISH TELECOMMUNICATIONS PLC

Appellant

-and-

THE OFFICE OF COMMUNICATIONS

Respondent

supported by

THUS PLC AND BROADSYSTEM VENTURES LIMITED

and

NJ ASSOCIATES

Interveners

ORDER

UPON considering the Tribunal's judgment handed down on 9 December 2004

AND UPON reading the written submissions of the parties

AND UPON hearing counsel for the appellant and the respondent at a hearing on 10 March 2005

IT IS ORDERED THAT:

1. In respect of each of the matters set out in paragraph 2 below, the appellant and respondent write, in agreed terms, to the Tribunal by 5pm on 23 March 2005 indicating either:
 - a. that agreement has been reached; or
 - b. that agreement has not been reached

and, in each case, if agreement has not been reached, further indicating the extent of the matters that have not been agreed and the reasons for the disagreement.

2. The matters referred to in paragraph 1 above are the following:
 - a. The contents of the CPS Notification of Transfer letter; and
 - b. Whether the respondent objects, for the purposes of General Condition 1.2., to the appellant making a “verification call”, and if so, the reasons for the objection and if not, the script of such a call.
3. The Registrar publish a non-confidential version of the Tribunal’s judgment which includes the text excised from paragraph 34 in the current non-confidential version of the Tribunal’s judgment.
4. The time within which an application for permission to appeal from the Tribunal’s judgment may be made pursuant to rule 58 of the Tribunal’s Rules is extended generally until further order.
5. Costs be reserved.
6. There shall be liberty to apply.

Sir Christopher Bellamy
President of the Competition Appeal Tribunal

Made: 10 March 2005
Drawn: 15 March 2005