



**IN THE COMPETITION APPEAL
TRIBUNAL**

Case No. 1046/2/4/04

BETWEEN:

ALBION WATER LIMITED

Appellant

supported by

AQUAVITAE (UK) LIMITED

Intervener

-v-

DIRECTOR GENERAL OF WATER SERVICES

Respondent

supported by

DŴR CYMRU CYFYNGEDIG (1)

and

UNITED UTILITIES WATER PLC (2)

Interveners

ORDER

UPON considering the Tribunal's interim judgment handed down on 22 December 2005 [2005] CAT 40

AND UPON reviewing the material provided by the parties pursuant to the Tribunal's Order of 23 January 2006

AND UPON hearing counsel for the parties at a case management conference on 2 March 2006

IT IS ORDERED THAT:

1. the appellant file and serve any evidence in response to the evidence served by Dŵr Cymru pursuant to paragraphs 1 and 4 of the Tribunal's Order of 23 January 2006, by 5pm on 7 April 2006.
2. the respondent file and serve a witness statement in respect of the evolution of the Director General's thinking on the application of the Efficient Component Pricing Rule (ECPR) in the water industry in England and Wales in the period leading up to and during the investigation of the appellant's complaint and appeal, by 5pm on 27 March 2006
3. Aquavitae (UK) Limited and the appellant file and serve a report from the expert instructed by them (or either of them) pursuant to paragraph 6 of the Tribunal's order of 23 January 2006 by 5pm on 7 April 2006.
4. a further case management conference be listed for 24 April 2006 at 2pm.
5. a hearing be listed to commence on 30 May 2006 with a provisional time estimate of 3 days, with 1 further day in reserve.
6. the appellant and Aquavitae (UK) Limited file and serve written submissions for the hearing by 5pm on 3 May 2006.
7. the respondent, Dŵr Cymru Cyfyngedig and United Utilities Water plc file and serve written submissions for the hearing by 5pm on 17 May 2006.
8. the appellant and Aquavitae (UK) Limited be permitted, if so advised, to file and serve further written submissions in reply to the submissions served pursuant to paragraph 7 above by 5pm on 24 May 2006.
9. liberty to apply.

Sir Christopher Bellamy
President of the Competition Appeal Tribunal

Made 2 March 2006
Drawn 3 March 2006