



**IN THE COMPETITION  
APPEAL TRIBUNAL**

**Case: 1054/1/1/05  
1055/1/1/05  
1056/1/1/05**

**Before:  
Sir Christopher Bellamy (President)  
Dr Arthur Prior CB  
Mr David Summers**

**MASTERCARD UK MEMBERS FORUM LIMITED**

**-and-**

**MASTERCARD INTERNATIONAL INCORPORATED AND  
MASTERCARD EUROPE SPRL**

**-and-**

**ROYAL BANK OF SCOTLAND GROUP**

**Appellants**

**-supported by-**

**VISA (EUROPE) LIMITED AND VISA (UK) LIMITED**

**Interveners**

**-and-**

**OFFICE OF FAIR TRADING**

**Respondent**

**-supported by-**

**THE BRITISH RETAIL CONSORTIUM**

**Intervener**

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**ORDER**

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**UPON** considering the Respondent's requests contained in its letter to the Tribunal of 17 February 2006

**AND UPON** reading the Appellants' comments on those requests

**IT IS ORDERED BY CONSENT THAT:**

1. The following documents be added to the Protected Information as defined in Part A of the Schedule to the Tribunal's Order of 25 November 2005 in Case 1055/1/1/05, as amended by the Tribunal's Order of 9 December 2005:
  - (a) Merchant Study, DotEcon, May 2003 (submitted to the OFT on 2 May 2003 as Annex 1 to the parties' Joint Response to the Supplementary Rule 14 Notice);
  - (b) Cardholder Study: A response to the OFT, DotEcon, May 2003 (submitted to the OFT on 2 May 2003 as Annex 2 to the parties' Joint Response to the Supplementary Rule 14 Notice);
  - (c) Discouragement of credit card use, DotEcon, February 2005 (submitted to the OFT on 17 February 2005 as Annex 5 to the parties' Joint Response to the Statement of Objections); and
  - (d) Comments on the merchant survey undertaken by FACTS International for the OFT, DotEcon, February 2005 (submitted to the OFT on 17 February 2005 as Annex 6 to the parties' Joint Response to the Statement of Objections).
2. The undertakings provided by each of the persons named in Part B of the Schedule to the Tribunal's Orders of 25 November 2005 in Cases 1054/1/1/05 and 1055/1/1/05 and by each of the persons named in Part B (i) of the Schedule to the Tribunal's Order of 25 November 2005 in Case 1056/1/1/05 in each case as amended by the Tribunal's Order of 9 December 2005 ("the External Advisers") be amended by replacing the words "documents set out at Schedule A of this undertaking (which together are "the Protected Information)" with "Protected Information as defined in Part A of the Schedule to the Tribunal's Orders of 25 November 2005 as amended by the Tribunal" and the amended and re-signed undertakings be filed in the Tribunal.
3. Costs be reserved.
4. There be general liberty to apply.

**Sir Christopher Bellamy**  
President of the Competition Appeal Tribunal

Made: 20 February 2006  
Drawn: 20 February 2006