



**IN THE COMPETITION APPEAL
TRIBUNAL**

Case No.1058/2/4/06

BETWEEN:

INDEPENDENT WATER COMPANY LTD

Appellant

Supported by

ALBION WATER LIMITED

Intervener

-v-

DIRECTOR GENERAL OF WATER SERVICES

Respondent

Supported by

BRISTOL WATER PLC

Intervener

ORDER OF THE TRIBUNAL

UPON reading the appellant's application for a pre-emptive costs order

AND UPON hearing the legal representatives of the appellant, the respondent and Bristol Water Plc and Albion Water Limited in person at a case management conference on 6 April 2006

IT IS ORDERED THAT:

1. The appellant notify the Tribunal, the respondent and the interveners by 5:00 pm on 2 May 2004 whether it still seeks a pre-emptive costs order in this appeal.
2. In the event that the appellant still seeks such an order:

- a. The appellant shall file and serve any additional written submissions on the issue of costs, together with any further evidence in support by 5:00 pm on 9 May 2006
 - b. The respondent shall file and serve written submissions on the issue of costs by 5:00 pm on 26 May 2006
 - c. If so advised, Bristol Water Plc shall file and serve written submissions on the issue of costs by 5:00 pm on 2 June 2006.
3. The appellant shall file and serve its skeleton argument for the preliminary hearing on admissibility by 5:00 pm on 26 May 2006
 4. Bristol Water Plc shall file and serve a Schedule of excisions made on the grounds of confidentiality to material on the respondent's files, in accordance with paragraph 13.26 of the Competition Appeal Tribunal Guide to Proceedings 2005, by 5:00 pm on 13 April 2006.
 5. The respondent shall prepare bundles of documents appropriately excised in accordance with the Competition Appeal Tribunal Guide to proceedings for the appellant and the interveners respectively and shall, by 5:00pm on 26 April 2006, file at the Tribunal four copies of the bundle prepared for the appellant and serve on each of the appellant and the two interveners a copy of the bundle prepared for its respective use.
 6. The preliminary hearing be listed for 10:00am on 9 June 2006.
 7. There be permission to apply.

Marion Simmons QC
Chairman of the Competition Appeal Tribunal

Made 6 April 2006
Drawn 12 April 2006