



**IN THE COMPETITION  
APPEAL TRIBUNAL**

**Case: 1062/1/1/06**

**BETWEEN:**

**LONDON METAL EXCHANGE**

**Appellant**

**-v-**

**OFFICE OF FAIR TRADING**

**Respondent**

---

**ORDER**

---

**UPON** reading the decision of the respondent of 27 February 2006 pursuant to section 35 of the Competition Act 1998 addressing an interim measures direction (“IMD”) to the applicant

**AND UPON** reading the notice of appeal lodged by the applicant under rule 8 of the Competition Appeal Tribunal Rules 2003, SI 2003 No 1372, on 26 April 2006 and registered on 27 April 2006

**AND UPON** reading the decision of the respondent of 15 May 2006 withdrawing the IMD (“the decision of 15 May 2006”)

**AND UPON** hearing counsel for the parties at a case management conference on 15 May 2006

**AND UPON** counsel for the respondent stating that the respondent would publish its full reasons for the decision of 15 May 2006 by 24 May 2006

**IT IS ORDERED THAT:**

1. Any application for costs which the applicant may be advised to make be filed by 5:00pm on 2 June 2006.
2. The respondent file its reply to any such application by 5:00pm on 23 June 2006.

3. A hearing to determine any such application be provisionally listed for 10:30am on 28 June 2006.
4. There be liberty to apply.

**Marion Simmons QC**  
Chairman of the Competition Appeal Tribunal

Made: 15 May 2006  
Drawn: 16 May 2006