



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case: 1083/3/3/07

B E T W E E N:

HUTCHISON 3G UK LIMITED

Appellant

-v-

OFFICE OF COMMUNICATIONS

Respondent

supported by

02 (UK) LIMITED

T-MOBILE (UK) LIMITED

VODAFONE LIMITED

ORANGE PERSONAL COMMUNICATIONS SERVICES LIMITED

BRITISH TELECOMMUNICATIONS PLC

Interveners

ORDER

UPON reading the letter from Hutchison 3G UK Limited (“H3G”) dated 12 November 2007 requesting the Tribunal to consider amending its Order made on 6 November 2007 and drawn on 8 November 2007

AND UPON none of the other parties to these proceedings objecting to H3G’s proposals within the time frame laid down by the Tribunal

IT IS ORDERED THAT:

1. Paragraph 1 of the Order of the Tribunal made on 6 November 2007 be amended so as to read as follows:

- “1. H3G be granted permission to amend its notice of appeal in the form of the draft amended notice of appeal filed with the Tribunal on 12 October 2007, subject to the following exceptions
- a. Permission to include the arguments relating to “on-net/off-net pricing” (paragraphs 17.22 to 17.26 of the proposed amended notice of appeal) is refused.
 - b. Permission to include reference to the “on-net/off-net pricing strategies” in paragraphs 17.30, 17.35 and 19.3 is also refused.”
2. There be permission to apply.

Vivien Rose
Chairman of the Competition Appeal Tribunal

Made: 20 November 2007
Drawn: 20 November 2007