



**IN THE COMPETITION
APPEAL TRIBUNAL**

Case: 1086/4/1/07

B E T W E E N:

AGGREGATE INDUSTRIES LIMITED

Applicant

supported by

HANSON QUARRY PRODUCTS EUROPE LIMITED

Intervener

-v-

OFFICE OF FAIR TRADING

Respondent

ORDER

UPON reading the applicant's request of 17 October 2007 for permission to withdraw its notice of application pursuant to Rule 12 of the Competition Appeal Tribunal Rules 2003 (S.I. 2003 No. 1372) (the "Tribunal Rules")

AND UPON reading the observations of the respondent and intervener dated 18 October 2007 on that request

IT IS ORDERED THAT:

1. The applicant be granted permission to withdraw its application pursuant to Rule 12 of the Tribunal Rules.
2. The hearing fixed for 22 October 2007 be vacated.
3. The respondent be awarded its reasonable and proportionate costs incurred on or after 16 August 2007.

4. In default of agreement between the parties within 28 days, the amount be summarily assessed by the Tribunal pursuant to Rule 55(3) of the Tribunal Rules.

Lord Carlile of Berriew QC
Chairman of the Competition Appeal Tribunal

Made: 18 October 2007
Drawn: 18 October 2007