



**IN THE COMPETITION  
APPEAL TRIBUNAL**

Case No: 1277/1/12/17

BETWEEN

**(1) BALMORAL TANKS LIMITED  
(2) BALMORAL GROUP HOLDINGS LIMITED**

Appellants

**-v-**

**COMPETITION AND MARKETS AUTHORITY**

Respondent

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**ORDER**

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**UPON** reading the notice of appeal of Balmoral Tanks Limited and Balmoral Group Holdings Limited (together “Balmoral”) dated 20 February 2017

**AND UPON** reading the correspondence from Balmoral and the Competition and Markets Authority (the “CMA”) filed in advance of a case management conference (“CMC”) listed for 21 March 2017

**AND UPON** the CMC being vacated

**IT IS ORDERED THAT:**

**Forum**

1. The appeal shall be treated as proceedings in England and Wales.

**Evidence**

2. Balmoral shall be permitted to rely on the witness statement of Allan Peter Joyce dated 20 February 2017.

### **Future conduct of the appeal**

3. The main hearing of the appeal shall provisionally be listed for five days (with a sixth day in reserve) commencing on 17 July 2017.
4. In relation to the filing and service of further pleadings in the appeal:
  - a. The CMA shall file and serve its defence and any supporting evidence by 5pm on 4 April 2017.
  - b. Balmoral shall file and serve a reply (if any) by 5pm on 25 April 2017.
5. There shall be a pre-trial review listed in the week commencing 12 June 2017 with a time estimate of half a day.
6. Five copies of the hearing bundle shall be prepared by Balmoral (liaising in advance with the Tribunal Registry) and lodged at the Tribunal by 5pm on 19 June 2017.
7. Balmoral shall file and serve its skeleton argument by 5pm on 3 July 2017.
8. The CMA shall file and serve its skeleton argument by 5pm on 10 July 2017.
9. Costs to be reserved.
10. There shall be liberty to apply.

**The Hon Mrs Justice Rose**  
Chairman of the Competition Appeal Tribunal

Made: 21 March 2017  
Drawn: 21 March 2017