STATUTORY INSTRUMENTS

2015 No. 1648

COMPETITION

The Competition Appeal Tribunal Rules 2015

Made---7th September 2015Laid before Parliament8th September 2015Coming into force1st October 2015

THE COMPETITION APPEAL TRIBUNAL RULES 2015

PART 1

INTRODUCTION

- 1. Citation and commencement
- 2. Interpretation
- 3. Application of Rules
- 4. Governing principles
- 5. The Registrar
- 6. Tribunal address for service
- 7. Tribunal website
- 8. Representation

PART 2

APPEALS

COMMENCING APPEAL PROCEEDINGS

- 9. Time and manner of commencing appeals
- 10. Defective notices of appeal
- 11. Power to strike out
- 12. Amendments to notice of appeal
- 13. Withdrawal of the appeal

RESPONSE TO APPEAL PROCEEDINGS

14. Acknowledgment and notification

15. Defence

INTERVENTION, CONSOLIDATION AND FORUM

- 16. Intervention
- 17. Consolidation
- 18. Forum

CASE MANAGEMENT

- 19. Directions
- 20. Case management conference etc.
- 21. Evidence
- 22. Summoning or citing of witnesses
- 23. Failure to comply with directions

INTERIM ORDERS AND MEASURES

24. Power to make interim orders and to take interim measures

PART 3

PROCEEDINGS UNDER THE 2002 ACT

- 25. Time for commencing proceedings for a review under the 2002 Act
- 26. Supplementary provisions concerning reviews
- 27. Expert evidence
- 28. Appeals in relation to penalties under section 114 of the 2002 Act

PART 4

CLAIMS UNDER SECTION 47A OF THE 1998 ACT

29. Application of Rules to proceedings in Scotland

COMMENCEMENT OF PROCEEDINGS

- 30. Manner of commencing proceedings under section 47A of the 1998 Act
- 31. Service out of the jurisdiction
- 32. Amendments to claim form

RESPONSE TO A CLAIM

- 33. Acknowledgment, service and notification
- 34. Disputing the Tribunal's jurisdiction
- 35. Defence to a claim
- 36. Reply to defence
- 37. Further pleadings

ADDITIONAL PARTIES AND ADDITIONAL CLAIMS

- 38. Additional parties
- 39. Additional claims
- 40. Powers on receipt of an additional claim

SUMMARY DISPOSAL

- 41. Power to strike out
- 42. Default judgment
- 43. Summary judgment
- 44. Withdrawal of the claim

OFFERS TO SETTLE

- 45. Settlement offers
- 46. Clarification of a Rule 45 Offer
- 47. Withdrawing or changing a Rule 45 Offer
- 48. Costs consequences of acceptance of a Rule 45 Offer
- 49. Costs consequences following judgment

INTERVENTION, CONSOLIDATION AND FORUM

- 50. Intervention
- 51. Consolidation
- 52. Forum

CASE MANAGEMENT

- 53. Directions
- 54. Case management conference etc.
- 55. Evidence
- 56. Summoning or citing of witnesses
- 57. Failure to comply with directions

FAST-TRACK PROCEDURE

58. Fast-track procedure

SECURITY FOR COSTS

59. Security for costs

DISCLOSURE

- 60. Disclosure by parties to the proceedings
- 61. Documents referred to in statements of case etc.
- 62. Disclosure before proceedings start
- 63. Orders for disclosure against a person not a party
- 64. Claim to withhold inspection or disclosure of a document
- 65. Restriction on use of a privileged document inspection of which has been inadvertently allowed

INTERIM PAYMENTS

66. Interim payments on claims

INJUNCTIONS

- 67. Injunctions generally
- 68. Interim injunctions
- 69. How to apply for an interim remedy
- 70. Enforcement

TRANSFERS

- 71. Transfer of claims from the Tribunal
- 72. Transfer of claims to the Tribunal

PART 5

COLLECTIVE PROCEEDINGS AND COLLECTIVE SETTLEMENTS

- 73. Scope and interpretation
- 74. General

COLLECTIVE PROCEEDINGS

- 75. Manner of commencing proceedings under section 47B of the 1998 Act
- 76. Response to a collective proceedings claim form
- 77. Determination of the application for a collective proceedings order
- 78. Authorisation of the class representative
- 79. Certification of the claims as eligible for inclusion in collective proceedings
- 80. The collective proceedings order
- 81. Notice of the collective proceedings order
- 82. Opting in and opting out of collective proceedings
- 83. Class records
- 84. Scope of the collective proceedings
- 85. Stay of proceedings and variation or revocation of the collective proceedings order
- 86. Individual settlement by the class representative in opt-in proceedings
- 87. Applications for withdrawal by the class representative

Status: This is the original version (as it was originally made).

- 88. Case management of the collective proceedings
- 89. Disclosure
- 90. Notices
- 91. Judgments and orders
- 92. Assessment of damages
- 93. Distribution of award

COLLECTIVE SETTLEMENTS

- 94. Collective settlement where a collective proceedings order has been made: opt-out collective proceedings
- 95. Collective settlements where a collective proceedings order has been made: opt-in proceedings
- 96. Collective settlements where a collective proceedings order has not been made
- 97. Collective settlement approval order

COSTS AND FEES

98. Costs

PART 6

GENERAL AND SUPPLEMENTARY

THE HEARING

- 99. Hearing to be in public
- 100. Quorum

CONFIDENTIALITY

- 101. Requests for confidential treatment
- 102. Subsequent use of documents provided in proceedings

DECISION OF THE TRIBUNAL

- 103. Delivery of the decision
- 104. Costs
- 105. Interest
- 106. Consent orders

APPEALS FROM THE TRIBUNAL

- 107. Permission to appeal
- 108. Decision of the Tribunal on request for permission to appeal

REFERENCES TO THE EUROPEAN COURT

109. References to the European Court

SUPPLEMENTARY

- 110. Power of President, chairman and Registrar to exercise powers of Tribunal
- 111. Documents etc.
- 112. Time
- 113. Funding Arrangements
- 114. Irregularities
- 115. General power of the Tribunal

PART 7

REFERENCE OF PRICE CONTROL MATTERS TO THE CMA UNDER THE 2003 ACT

- 116. Reference of price control matters to the CMA
- 117. Determination by the CMA of price control matters

PART 8

REVOCATION AND SAVINGS

- 118. Revocation
- 119. Savings

PART 9

REVIEW

120. Review

Signature

Explanatory Note