



IN THE COMPETITION APPEAL TRIBUNAL

Case No: 1538/5/7/22(T)-1566/5/7/22(T)

BETWEEN:

THE PURSUERS TO THE CLAIMS LISTED IN ANNEX A

Pursuers

- and -

THE DEFENDERS TO THE CLAIMS LISTED IN ANNEX A

Defenders

- and -

THE THIRD PARTIES TO THE CLAIMS LISTED IN ANNEX A

Third Parties

CONSENT ORDER

UPON the agreement set out in the letter from Travers Smith LLP to the claimants in the Second Wave Trucks Proceedings, dated 7 December 2023, regarding the disclosure of documents within the Commission's administrative file;

AND UPON the following definitions applying for the purpose of this Order:

- **“DAF Addressee Parties”** means PACCAR Inc., DAF Trucks N.V. and DAF Trucks Deutschland GmbH;

- “**VT/RT Addressee Parties**” means AB Volvo (publ), Volvo Lastvagnar AB, Renault Trucks SAS and Volvo Group Trucks Central Europe GmbH;

BY CONSENT IT IS ORDERED THAT:

1. Within one working day of this Order being made, the DAF Addressee Parties shall provide to the Pursuers the following disclosure, to the extent that such disclosure has not already been provided:
 - (a) the version of the decision of the European Commission dated 19 July 2016 in *Case AT.39824 – Trucks* disclosed pursuant to paragraph 11 of the Directions Order of Mrs Justice Rose dated 18 December 2017 in *Royal Mail Group Limited v DAF Trucks Limited & Others* (Claim No. HC-2016-003422; CAT Case No 1284/5/7/18 (T)) by the defendants in that claim;
 - (b) the versions of the documents on the European Commission’s administrative file relating to its investigation in *Case AT.39824 – Trucks* which were disclosed by the defendants in Case 1295/5/7/18 (T) *Dawsongroup plc and Others v DAF Trucks N.V. and Others*;
 - (c) the version of the index to the European Commission’s administrative file relating to its investigation in *Case AT.39824 – Trucks*, pursuant to paragraph 12 of the Order of Mr Justice Roth dated 19 December 2018 in *Case 1291/5/7/18 (T) Ryder Limited & another v MAN SE* and others by the DAF Addressee Parties; and
 - (d) the parent data of the documents on the European Commission’s administrative file relating to its investigation in *Case AT.39824 – Trucks* which were disclosed in Case 1295/5/7/18 (T) *Dawsongroup plc and Others v DAF Trucks N.V. and Others*.
2. Within one working day of this Order being made, the VT/RT Addressee Parties shall provide to the Pursuers the following disclosure, to the extent that such disclosure has not already been provided: the relevant documents which are part of the European Commission’s administrative file relating to its investigation in *Case AT.39824 – Trucks* which were previously withheld from disclosure and were disclosed pursuant to paragraph 1 of the Reasoned Order of Mr Andrew Lenon KC dated 11 November 2022 in Case 1295/5/7/18 (T) *Dawsongroup plc and Others v DAF Trucks N.V. and Others*.
3. Liberty to apply.
4. Costs in the case.

Sir Marcus Smith
President of the Competition Appeal Tribunal

Made: 2 May 2024
Drawn: 2 May 2024

ANNEX A

1538/5/7/22 (T) Clackmannanshire Council v VFS Financial Services Ltd & Others

1539/5/7/22 (T) Angus Council v VFS Financial Services Limited & Others

1540/5/7/22 (T) East Ayrshire Council v VFS Financial Services Ltd & Others

1541/5/7/22 (T) The City of Edinburgh Council v VFS Financial Services Ltd

1542/5/7/22 (T) East Lothian Council v VFS Financial Services Ltd & Others

1543/5/7/22 (T) East Dunbartonshire Council v VFS Financial Services Limited

1544/5/7/22 (T) Fife Council v VFS Financial Services Ltd & Others

1545/5/7/22 (T) Midlothian Council v VFS Financial Services Ltd & Others

1546/5/7/22 (T) Glasgow City Council v VFS Financial Services Ltd & Others

1547/5/7/22 (T) Dundee City Council v VJ Stockdale and Son Limited v AB Volvo

1548/5/7/22 (T) Scottish Water v VFS Financial Services Limited & Others

1549/5/7/22 (T) West Lothian Council v VFS Financial Services Ltd & Others

1550/5/7/22 (T) Perth & Kinross Council v VFS Financial Services Limited

1551/5/7/22 (T) Stirling Council v VFS Financial Services Limited & Others

1552/5/7/22 (T) Renfrewshire Council v VFS Financial Services Ltd & Others

1553/5/7/22 (T) South Ayrshire Council V VFS & Others

1554/5/7/22 (T) The North Ayrshire Council v VFS Financial Services Limited

1555/5/7/22 (T) Western Isles Council v VFS Financial Services & Others

1556/5/7/22 (T) West Dunbartonshire Council v VFS Financial Services

1557/5/7/22 (T) North Lanarkshire Council v VFS Financial Services Ltd

1558/5/7/22 (T) Scottish Borders Council v VFS Financial Services Limited

1559/5/7/22 (T) Dundee CC & Others t/a Tayside Contracts v VFS FS Ltd & Others

1560/5/7/22 (T) Aberdeenshire Council v VFS Financial Services Ltd & Others

1561/5/7/22 (T) Argyll and Bute Council v VFS Financial Services Limited

1562/5/7/22 (T) East Renfrewshire Council v VFS Financial Services Limited

1563/5/7/22 (T) South Lanarkshire Council v VFS Financial Services Limited

1564/5/7/22 (T) Grahams The Family Dairy (Processing Ltd) v CNH Industrial

1565/5/7/22 (T) Grahams The Family Dairy Ltd v CNH Industrial N.V.

1566/5/7/22 (T) Graham's Dairies Limited v CNH Industrial N.V.