



**IN THE COMPETITION**  
**APPEAL TRIBUNAL**

Case No: 1258/5/7/16

**B E T W E E N:**

**UKRS TRAINING LIMITED**

Applicant

- v -

**NSAR LIMITED**

Respondent

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**ORDER**

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**UPON** the application of the Applicant dated 24 June 2016 for an injunction pursuant to section 47A of the Competition Act 1998 (the “Act”) (the “Application”)

**AND UPON** reading the evidence and material submitted by the parties

**AND UPON** hearing Counsel for the parties at a hearing on 28 June 2016

**AND UPON** the Tribunal accepting the undertakings offered to the Tribunal by the Applicant and the Respondent in the terms set out in the Schedule to this Order, subject to the reservation made by the Respondent that it may apply to the Tribunal to be released from its undertaking

**AND HAVING REGARD TO** the Tribunal’s case management powers under Rule 53 of the Competition Appeal Tribunal Rules 2015 (S.I. 2015 No. 1648) (the “Tribunal Rules”)

**IT IS ORDERED THAT:**

1. Pursuant to Rule 52 and Rule 18 of the Tribunal Rules, the proceedings be treated as proceedings in England and Wales.
2. The Applicant file and serve a claim form for the purposes of its claim under section 47A of the Act by 4pm on 8 July 2016.

3. The requirement under Rule 33(4) of the Tribunal Rules for the Respondent to file an acknowledgement of service be dispensed with.
4. The Respondent file and serve any evidence in response to the Application by 4pm on 12 July 2016.
5. The Applicant file and serve any evidence in reply by 4pm on 14 July 2016.
6. The hearing of the Application be listed for 21 July 2016 with a time estimate of one day.
7. The Applicant file three sets of an agreed, indexed hard copy bundle and authorities bundle by noon on 19 July 2016.
8. The parties file and serve skeleton arguments by noon on 19 July 2016.
9. The costs of the hearing on 28 June 2016 be reserved.
10. The Applicant and the Respondent and any other person affected by this Order have liberty to apply.

**The Honourable Mr Justice Roth**  
President of the Competition Appeal Tribunal

Made: 28 June 2016  
Drawn: 28 June 2016

## **SCHEDULE**

### **UNDERTAKING OF THE APPLICANT**

The Applicant undertakes to sign and serve its witness statement by 4pm on 30 June 2016 in the form of the draft witness statement presently before the Tribunal.

### **UNDERTAKING OF THE RESPONDENT**

The Respondent undertakes pending the hearing of the Applicant's application for an interim injunction or further Order that it shall not seek to enforce the terms of the Applicant's suspension from The Inspection Framework Training Assurance Scheme as contained in the Appeal Letter dated 17 June 2016, and in order to effect this, to postpone the period of suspension so that the remainder of the period starts on the day following the hearing or such other date as the Tribunal by its Order may permit.