



COMPETITION APPEAL TRIBUNAL

Charles Dhanowa OBE

Registrar

10779.33-02

Gordon Downie
Chairman
Scottish Competition Law Forum
c/o Shepherd & Wedderburn
1 Exchange Crescent
Conference Square
Edinburgh EH3 8UL

13 November 2008

Dear Gordon

I am writing to mention a matter to you in your capacity of Chairman of the Scottish Competition Law Forum (SCLF).

The President of the Tribunal intends to establish a Users Committee drawing together representatives from a cross section of those who frequently have cases or appear before the Tribunal to discuss matters of relevance to the litigation of competition law matters generally. There will be no discussion though of individual cases presently before the Tribunal.

The Committee will meet in the early evening at Victoria House. It is envisaged that there will be two meetings a year, although additional meetings may be convened if necessary. The first meeting will take place on a date to be fixed in January 2009.

In the first instance, membership of the Committee will consist of the President (who will chair the meeting), Chairmen and the Registrar of the Tribunal and will be open to representatives from both branches of the legal profession and the competition authorities and relevant regulators. In addition the President may, from time to time, co-opt one or more Ordinary Members of the Tribunal onto the Committee. In order to ensure some degree of rotation the President shall, from time to time, require the re-nomination of any individual representative who has been on the Committee for two years or longer.

The President has already been in correspondence with the Chairman of the Bar Council who has nominated James Flynn QC of Brick Court Chambers and Daniel Beard of Monckton Chambers to represent the Bar on the Users Committee. We have contacted the Joint Working Party of the UK Bars and Law Societies to ask them to nominate solicitor representatives. We also intend asking the Office of Fair Trading, the Competition Commission and OFCOM to nominate their representatives.

Of course we regard it as essential to have proper representation of users from across the UK and, in relation to Northern Ireland, we will be approaching the Law Society of Northern Ireland on this matter. In relation to Scotland however, we would be grateful if you could consider with the SCLF whether they would like to nominate someone to represent, on the Users Committee, the views of those practising in the field of competition in Scotland.

If the SCLF does wish to nominate a representative, I would be grateful if you could let me have their details (by the end of the month, if possible) so that we can begin to make arrangements for the first meeting.



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The President very much hopes that the SCLF will support this initiative and I look forward to hearing from you in due course.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Charles Dhanowa', written over a horizontal line.

Charles Dhanowa