

NOTICE OF THE COLLECTIVE PROCEEDINGS APPLICATION AND HEARING
This is a legal notice that has been issued at the direction of the Competition Appeal Tribunal
In Case No. 1698/7/7/24

Purchasers and/or entities that made a specific financial contribution for the use of Airwave Services from 1 January 2020, could benefit from a collective claim against certain Motorola entities

HEARING DATE: 12-15 September 2025

THIS NOTICE

- Clare Spottiswoode CBE has filed an application for permission to bring collective proceedings as a Class Representative on an opt-out basis against Airwave Solutions Limited (ASL), Motorola Solutions UK Limited (MSUK) and Motorola Solutions, Inc. (MSI) (together "**Motorola**").
- The Consumer Rights Act 2015 allows collective proceedings to be brought on behalf of a group or groups of persons, businesses or any other entities (known as a "class") who are alleged to have suffered loss as a result of unlawful anti-competitive conduct. For collective proceedings to be brought, the Competition Appeal Tribunal (the "**Tribunal**") must first make a Collective Proceedings Order (a "**CPO**") authorising a person to act as representative for the class and certifying the claims as eligible for inclusion in collective proceedings.
- Ms Spottiswoode has applied for a CPO which, if granted, would allow the Proposed Claim to proceed to a full trial.
- This notice contains information about the proposed collective action and steps you can take. To read more about the Tribunal and/or the Proposed Claim, please visit www.catribunal.org.uk or www.emergencycommunicationsclaim.co.uk.

THE PROPOSED CLAIM

- Ms Spottiswoode alleges that Motorola has abused its dominant position in the market for the supply of radio communications network services for public safety and ancillary services in Great Britain, by charging excessive and unfair prices for these services (known as "**Airwave Services**") from 1 January 2020 to 31 July 2023, resulting in purchasers or contributors to the purchase of these services suffering losses.
- Further details on the proposed claim are available below and at www.emergencycommunicationsclaim.co.uk.

THE PROPOSED CLASS DEFINITION

- In summary, the proposed class includes all Purchasers of Airwave Services during the Claim Period. Further details on the definitions of Purchasers and Airwave Services are set out at section 6 below.

- In the event that a CPO is granted, those who meet the class definition and were based in the UK during the relevant time will automatically fall within Ms Spottiswoode's claim and will be bound by the Tribunal's judgment deciding the outcome of the case, or any settlement, unless they choose to opt out.
- Further details on the class definition are available below at www.emergencycommunicationsclaim.co.uk.

HEARING OF THE APPLICATION

- At a hearing scheduled to commence on 12 September 2025, the Competition Appeal Tribunal will hear the arguments as to whether Ms Spottiswoode can be authorised to act as the class representative and whether the claims Ms Spottiswoode proposes to bring can proceed on behalf of the proposed class. The hearing will last for two days and will take place at the Competition Appeal Tribunal, Salisbury Square House, 8 Salisbury Square, London EC4Y 8AP.

A SUMMARY OF YOUR RIGHTS AND CHOICES

Please read this notice carefully. Your legal rights, or the legal rights of the entity you represent, may be affected whether you act or you don't act.

YOU MAY:	YOUR LEGAL RIGHTS AND CHOICES EXPLAINED	DEADLINE:
OBJECT TO THE APPLICATION OR THE CLASS REPRESENTATIVE	Any person with an interest (including any proposed class member) may object to the application for a CPO or the authorisation of Ms Spottiswoode as the class representative. For further information on how to do this, see section 9 below.	By 4 pm on 4 July 2025
APPLY TO MAKE ORAL OR WRITTEN SUBMISSIONS TO THE TRIBUNAL	Any proposed class member may ask to make submissions to the Tribunal (either verbally or in writing) at the hearing. Any third party with a legitimate interest may also ask to make submissions to the Tribunal (either verbally or in writing) at the hearing.	By 4 pm on 4 July 2025

Further details on how to sign up for updates, object or apply to make submissions are available below and at www.emergencycommunicationsclaim.co.uk.

GENERAL INFORMATION

1. Why has this notice been issued?

The Competition Appeal Tribunal has issued directions for a hearing to determine whether a CPO should be made, which is scheduled to commence on 12 September 2025. It has also

directed that this notice be issued ahead of the hearing to seek the views of any interested persons.

The application for a CPO asks the Tribunal to:

- a. approve the claim as suitable to proceed as a collective claim on behalf of eligible class members; and
- b. approve Ms Spottiswoode as the class representative.

To read the full draft Collective Proceedings Order, please visit www.emergencycommunicationsclaim.co.uk.

This notice has been issued to inform you of your legal rights to object to the application for a CPO or the authorisation of the Class Representative.

This notice explains what the claim is about, who is included, your right to object, what action you need to take (if any) and the deadlines that apply.

Please read this notice carefully.

2. What is a collective action?

The Consumer Rights Act 2015 allows for a Class Representative to bring a collective claim on behalf of a group or groups of persons, businesses or any other entities who are alleged to have suffered a common loss. Entities within the group are known as “class members”. Class members do not each need to bring an independent claim to obtain compensation for their loss. Instead, they may all receive compensation through a single collective claim brought on their behalf by the Class Representative.

The Class Representative's duty is to act fairly and adequately in the interests of all class members.

3. Who is the proposed collective action against?

The proposed claim is against Airwave Solutions Limited (ASL), Motorola Solutions UK Limited (MSUK) and Motorola Solutions, Inc. (MSI) (together "**Motorola**").

4. What is this proposed collective action about?

The Airwave Network is a bespoke, secure, proprietary terrestrial trunked radio (TETRA) radio communications network owned and operated by Airwave Solutions Limited (ASL), one of the proposed defendants and part of the wider Motorola corporate group, to provide Airwave Services, which are essential for public safety.

The Airwave Network is used by all police, ambulance, and fire and rescue services in Great Britain. It is also used by certain central government departments, and smaller organisations such as the coastguard, some local authorities, search and rescue teams and various charitable organisations, as well as some private companies. It is critical national infrastructure, meaning that the continuity of reliable and secure Airwave Services is essential for public safety and national security. There was (and remains) no credible alternative network capable of providing a similar service in Great Britain.

The proposed claim alleges that Motorola charged excessive and unfair prices for Airwave Services, in breach of UK competition law, resulting in Purchasers of Airwave Services

suffering loss. Ms Spottiswoode is seeking compensation from Motorola for these losses on behalf of these entities.

5. Who is the Class Representative?

The proposed Class Representative is Clare Spottiswoode CBE.

Ms Spottiswoode is the former head of Britain's gas regulator, where she led the introduction of competition in the market (culminating in a CBE in recognition of her services to industry). A keen advocate of promoting choice and competition, Ms Spottiswoode already has experience bringing a competition class action (in the energy sector).

As Class Representative, Ms Spottiswoode's role would be to lead the collective action and act fairly and adequately in the interests of the class members. She will instruct the lawyers and experts, make decisions on the conduct of the claim and, in particular, decide whether to present any settlement offer to the Tribunal for its approval.

Throughout the claim, Ms Spottiswoode would be responsible for communicating with class members and for issuing formal notices, such as this notice.

6. Who is in the proposed class?

The Proposed Class ("**Proposed Class**") is defined as:

"all Purchasers of Airwave Services during the Claim Period" (the "**Proposed Class Definition**").

For these purposes the following definitions apply:

- a. "**Purchaser**" means any natural or legal person, incorporated or unincorporated organisation or any other entity (including, without limitation and by way of example only, trustees on behalf of trusts, unincorporated associations and government departments and their authorised representatives), domiciled in Great Britain during the Claim Period, which makes or made a specific Financial Contribution for the use of Airwave Services, whether by that person or entity, or by another person or entity.
- b. "**Airwave Services**" means the products and services provided to customers of ASL by all the business lines of ASL, with the exception of:
 - Ambulance Bundle 2;
 - Pronto;
 - the Command Central Control Room Solution (CCCRS)
 - radio terminals (except where part of a managed service); and
 - services that are associated with the development and provision of any interface solution required for interworking and provided under the Interface Agreement.

This definition is closely linked to the CMA's Final Report and Charge Control Order, and so includes (without limitation) Core Services, Police

Menu Services and other Menu Services (as defined in the Charge Control Order)¹ but excludes specific categories that are not within the scope of the Charge Control Order for the reasons given by the CMA.²

- c. “**Claim Period**” means the period commencing on 1 January 2020 and ending on 31 July 2023 (or such later date as the Tribunal may order).
- d. “**Financial Contribution**” means the transfer or allocation of funds or other monetary consideration.
- e. “**Charge Control Order**” means the [Mobile Radio Network Services Market Investigation Order 2023](#) published by the CMA on 31 July 2023 and effective from 1 August 2023.

The claim does not include:

- a. those who were not Purchasers of Airwave Services during the Claim Period;
- b. officers, directors or employees of Motorola, its subsidiaries or any entity in which Motorola has a controlling interest;
- c. all members of the Class Representative’s or Motorola’s respective legal teams and all experts and professional advisors instructed and retained by them and all insurers involved, in connection with these collective proceedings;
- d. all members and staff of the Tribunal assigned at any point to these collective proceedings; and/or
- e. any judge and Court staff involved in any appeal in these collective proceedings (whether in respect of the grant of permission to appeal or the hearing of any substantive appeal).

7. How is this proposed collective action being paid for?

The proposed claim is being funded by the Secretary of State for the Home Department.

8. What is the Competition Appeal Tribunal?

The Competition Appeal Tribunal is a specialist court based in London that covers the whole of the UK and hears disputes such as these. The Tribunal publishes its Rules and Guidance, together with information about what it does, on its website www.catribunal.org.uk. A summary of this claim can be found on the Tribunal’s website.

HOW TO OBJECT TO THE APPLICATION OR THE CLASS REPRESENTATIVE

9. Can I object and what can I object to?

Any person with an interest (including any proposed class member) may object to the application for a CPO or the authorisation of Ms Spottiswoode as the Class Representative.

¹ For the CMA's conclusions as to the design of the Charge Control, see Appendix K to the Final Report.

² The Final Report, §8.20(b) and Appendix K to the Final Report, §§9-15.

If you wish to file an objection, you must write to the Tribunal stating your reasons for objecting and send it by post, **so it is received by no later than 4pm on 4 July 2025** to the following address:

The Registrar
Competition Appeal Tribunal
Salisbury Square House
8 Salisbury Square
London EC4Y 8AP

When writing to the Tribunal you must include reference to “**Proposed collective claim (Ms Spottiswoode) against Motorola, Case No. 1698/7/7/24**”.

DEADLINE TO OBJECT: 4pm on 4 July 2025

Any proposed class member may ask to make submissions to the Tribunal (either verbally or in writing) at the hearing of the application for a CPO, in addition to making written objections.

Any third party with a legitimate interest who is not a proposed class member may also ask to make submissions to the Tribunal (either verbally or in writing) at the hearing of the application for a CPO, in addition to making written objections.

Any such request to make submissions must be sent to the Tribunal in writing to the address above, supported by reasons.

DEADLINE TO REQUEST TO MAKE SUBMISSIONS AT THE HEARING: 4pm on 4 July 2025

WOULD YOU LIKE MORE INFORMATION?

10. How can I stay updated on the progress of the claim?

There are several ways that you can receive updates:

- a. You can visit www.emergencycommunicationsclaim.co.uk and register; and
- b. You can follow our social media channels on [LinkedIn](#) and [X](#).

11. How can I get more information?

To find out more information about the claim, please visit www.emergencycommunicationsclaim.co.uk.