

COMMONWEALTH OF AUSTRALIA

Copyright Act 1968

IN THE COPYRIGHT TRIBUNAL

FILE NO. CT 2 of 2022

FREE TV AUSTRALIA LIMITED (ACN 101 842 184)

Applicant

PHONOGRAPHIC PERFORMANCE COMPANY OF AUSTRALIA LIMITED (ACN 000 680 704)

Respondent

ORDER

TRIBUNAL: ROFE J (Deputy President)

DATE: 5 MAY 2025

WHERE MADE: SYDNEY



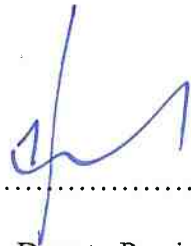
THE TRIBUNAL ORDERS THAT:

1. There be an economic expert conclave between Dr Reitman and Dr Eisenach (the **Economic Experts**) concerning the economic issues on which they agree and the economic issues on which they disagree (**Expert Topics**).
2. By 6 June 2025, the parties endeavour to agree on Expert Topics; and provide to the Tribunal an agreed list of Expert Topics.
3. The Economic Experts are to participate in joint expert conferences, during the period 4 August 2025 to 29 August 2025, such conferences to be conducted in accordance with Part 7 of the **Federal Court** of Australia's Expert Evidence Practice Note (**GPN-EXPT**), and, by 29 August 2025, produce a joint report that identifies the topics posed and sets out the areas of agreement, partial agreement and disagreement, in respect of any matters in which they have expertise, and, where there is disagreement or partial

agreement, short reasons for each Economic Expert's position and cross-referring to their reports where their respective reasoning is set out.

4. A registrar of the Federal Court be appointed to act as the facilitator of the joint experts conferences referred to in order 3 in accordance with paragraph 7.2 of the GPN-EXPT.
5. By 5 September 2025, the applicant file the joint expert report referred to in order 3.
6. The matter be listed for a pre-trial directions hearing at 9.15 on 18 August 2025.

Date stamped: 5 May 2025



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The Hon Justice Helen Rofe, Deputy President