

Made on behalf of the Class Representative Walter Hugh Merricks CBE  
Fifth Witness Statement  
WHM5  
12 February 2025  
Case No. 1266/7/7/16

**IN THE COMPETITION APPEAL TRIBUNAL**  
**IN THE MATTER OF SECTIONS 18**  
**AND 47B OF THE COMPETITION ACT 1998**

**BETWEEN :**

**WALTER HUGH MERRICKS CBE**

**Class Representative**

**-and-**

**(1) MASTERCARD INCORPORATED**  
**(2) MASTERCARD INTERNATIONAL INCORPORATED**  
**(3) MASTERCARD EUROPE S.P.R.L.**

**(together “Mastercard”)**

**Defendants**

**-and-**

**INNSWORTH CAPITAL LIMITED**

**First Intervener**

**-and-**

**THE ACCESS TO JUSTICE FOUNDATION**

**Second Intervener**

**(the “Collective Proceedings”)**

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**EXHIBIT WHM5**

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This is the exhibit marked “WHM5” and referred to in the fifth witness statement of Mr Walter Hugh Merricks CBE dated 12 February 2025

Information confidential vis-à-vis Mastercard and third parties (on the basis of confidentiality and legal professional privilege) is highlighted in **blue**  
Information confidential vis-à-vis third parties only is highlighted in **green**

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