

Claim No: QB-2022-001236

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
ROYAL COURTS OF JUSTICE

6th December 2023

Amended This 22nd January 2024 Pursuant To Slip Rule CPR 40.12



B E T W E E N

NORTH WARWICKSHIRE BOROUGH COUNCIL

Claimant

and

- (1) DAVID BALDWIN
- (2) THOMAS BARBER
- (3) MICHELLE CADET-ROSE
- (4) TIM HEWES
- (5) JOHN HOWLETT
- (6) JOHN JORDAN
- (7) CARMEN LEAN
- (8) ALYSON LEE
- (9) AMY PRITCHARD
- (10) STEPHEN PRITCHARD
- (11) PAUL RAITHBY
- (12) HOLLY ROTHWELL
- (13) NO LONGER PURSUED
- (14) JOHN SMITH
- (15) BEN TAYLOR
- (16) JANE THEWLIS
- (17) ANTHONY WHITEHOUSE
- (18) NO LONGER PURSUED
- (19) PERSONS UNKNOWN WHO ARE ORGANISING, PARTICIPATING IN OR ENCOURAGING OTHERS TO PARTICIPATE IN PROTESTS AGAINST THE PRODUCTION AND/OR USE OF FOSSIL FUELS, IN THE LOCALITY OF THE SITE KNOWN AS KINGSBURY OIL TERMINAL, TAMWORTH B78 2HA
- (20) JOHN JORDAN

-and-

**THE ADDITIONAL DEFENDANTS LISTED
AT SCHEDULE A TO THIS ORDER**

Defendants

ORDER

BEFORE Mr Justice Soole sitting in the High Court of Justice, King's Bench Division at the Royal Courts of Justice, Strand, London, WC2A 2LL on 6 December 2023.

UPON the Claimant's application dated 27 November 2023.

AND UPON the Court having by Order dated 30 November 2023 vacated the trial of this action listed for 6 December 2023 and ordered a directions hearing in its place.

AND UPON the Court having received indications from some Defendants that they are willing to give undertakings to the Court, and indications from the Claimant that it would not accept undertakings in respect of all of those Defendants.

UPON hearing Ms Crocombe, Counsel for the Claimant, and Alison Lee (the 8th Defendant), Ian Cave (the 47th Defendant), Jerrard Mark Latimer (the 90th Defendant), and Jessica Upton (the 147th Defendant) in person, and upon reading the letter to the Court dated 1 December 2023 from solicitors for Sue Hampton (the 72nd Defendant).

IT IS ORDERED THAT:

1. The Claimant is at liberty to apply to the Court for a hearing (in person or via MS Teams) for the purpose of approval by the Court of disposal of the claim against any Defendant(s) by means of an undertaking.
2. The trial of the matter is to be listed for the first available date after 10 April 2024, time estimate 3 days.

3. The Orders of Mr Justice Sweeting dated 31 March 2023 and 8 August 2023 are varied as follows:

- (i) The time for any Defendant or person wishing to be heard at the final hearing of this claim to file and serve on the Claimant an Acknowledgement of Service is extended to 4pm on 27 December 2023.
- (ii) Any Defendant or person who fails to comply with paragraph 3(i) above shall not be permitted to defend or take any further role in these proceedings without further order of the Court.
- (iii) The time for the Claimant to file and serve any updating evidence that it wishes to rely on at trial is extended to 4pm on 17 January 2024.
- (iv) The time for the Defendants to file and serve a Defence and any evidence upon which they seek to rely upon at trial is extended to 4pm on 31 January 2024.
- (v) The time for the Claimant to file and serve a Reply to any Defence and evidence in support is extended to 15 February 2024.

4. Skeleton arguments are to be filed and exchanged no later than 10 days before the trial date.

5. The Claimant is to file two hard copies of the trial bundle and an electronic copy of the bundle in a form compliant with the Kings Bench Division Guide 2023 by not more than 7 days and not less than 3 days before the trial.

Service

6. Pursuant to CPR rule 6.38, the Claimant has permission to serve any document filed in these proceedings on the 142nd Defendant outside of the jurisdiction.

7. Pursuant to CPR rules 6.27 and 81.4(2) (c) and (d), the Claimant has permission to serve any document filed in these proceedings:

- (i) On the Defendants numbered 22, 23, 32, 36-39, 42, 43, 49, 50, 53, 54, 56, 58-61, 69-72, 75, 79, 82, 83, 86, 91, 92, 97, 99-101, 103, 105, 110, 114, 117-119, 121, 122, 124, 125, 127-131, 133, 136, 138, 141, ~~143~~, 145, 146, 151, 156, and 157, by the alternative method of recorded first class post.

- (ii) On the Defendants numbered 1, 4, 6, 8, 9, 10, 11, 12, 16, 17, 20, 21, 24, 25, 26, 27, 28, 33, 34, 35, 40, 41, 44, 45, 46, 47, 48, 51, 52, 55, 57, 63, 65, 66, 67, 68, 74, 76, 78, 80, 81, 84, 85, 88, 89, 90, 93, 94, 95, 96, 98, 102, 104, 106, 107, 108, 111, 113, 115, 116, 120, 123, 126, 132, 134, 135, 137, 139, 140, 144, 147, 148, 149, 150, 152, 153, 154, 158, and 159, by the alternative method of email, and

- (iii) On the Defendants numbered 19, 62, 64, 73, 77, 87, 109, 112, 142 and 155 by the following alternative methods:
 - (a) Posting a copy of those documents on its dedicated webpage for these proceedings
https://www.northwarks.gov.uk/info/20170/council_business/1606/just_stop_oil_-_high_court_injunction).

 - (b) Publicising those documents and the link through which they can be obtained using the Claimant's Facebook page and Twitter account,

 - (c) Using its best endeavours to ensure that a link to those documents is posted on the local police social media accounts.

 - (d) Posting a link to those documents to the Facebook, Twitter, LinkedIn, YouTube and Instagram accounts of Just Stop Oil.

 - (e) Emailing a link to those documents to the following email addresses:
 - (1) Ring2021@protonmail.com
 - (2) juststopoil@protonmail.com
 - (3) youthclimateswarm@protonmail.com

- (f) Displaying a notice setting out the nature of those documents and indicating how a hard copy of the documents can be obtained at public entrances of the Claimant's main offices and at the entrances to Kingsbury Oil Terminal.
- (g) Any other like manner as the Claimant may decide to use in order to bring the documents to the attention of the Defendants and other persons likely to be affected.

8. The deemed date of service of any document shall be the date of the relevant certificate of service on completion of the steps described in paragraph 7(i)-(iii) of this Order.
9. Liberty to any Defendant to apply to vary this Order.
10. The Claimant has permission to amend the name of 8th Defendant so as to read "Alyson Lee" and the name of the 90th Defendant so as to read "Jerrard Mark Latimer".
11. Costs reserved.

SCHEDULE A

- (21) THOMAS ADAMS
- (22) MARY ADAMS
- (23) COLLIN ARIES
- (24) STEPHANIE AYLETT
- (25) MARCUS BAILIE
- (26) MAIR BAIN
- (27) JEREMY BAYSTON
- (28) PAUL BELL
- (29) PAUL BELL
- (30) SARAH BENN
- (31) RYAN BENTLEY
- (32) DAVID ROBERT BERKSHIRE
- (33) MOLLY BERRY
- (34) GILLIAN BIRD
- (35) RACHEL JANE BLACKMORE
- (36) PAUL BOWERS
- (37) KATE BRAMFITT
- (38) SCOTT BREEN
- (39) ALICE BRENCHER
- (40) EMILY BROCKLEBANK
- (41) TOMMY BURNETT
- (42) TEZ BURNS
- (43) GEORGE BURROW
- (44) JADE CALLAND
- (45) OLWEN CARR
- (46) CAROLINE CATTERMOLE
- (47) IAN CAVE
- (48) MICHELLE CHARLESWORTH
- (49) ZOE COHEN
- (50) JONATHAN COLEMAN
- (51) PAUL COOPER
- (52) CLARE COOPER
- (53) JEANINIE DONALD-MCKIM
- (54) KATHRYN DOWDS
- (55) JANINE EAGLING
- (56) STEPHEN EECKELAERS
- (57) SANDRA ELSWORTH
- (58) HOLLY JUNE EXLEY
- (59) CAMERON FORD
- (60) WILLIAM THOMAS GARRATT-WRIGHT
- (61) ELIZABETH GARRATT-WRIGHT
- (62) ALASDAIR GIBSON
- (63) ALEXANDRA GILCHRIST
- (64) STEPHEN GINGELL
- (65) CALLUM GOODE
- (66) KATHRYN GRIFFITH
- (67) FIONA GRIFFITH
- (68) JOANNE GROUNDS

- (69) ALAN GUTHRIE**
- (70) DAVID GWYNE**
- (71) SCOTT HADFIELD**
- (72) SUSAN HAMPTON**
- (73) JAKE HANDLING**
- (74) FIONA HARDING**
- (75) GWEN HARRISON**
- (76) DIANA HEKT**
- (77) ELI HILL**
- (78) JOANNA HINDLEY**
- (79) ANNA HOLLAND**
- (80) BEN HOMFRAY**
- (81) JOE HOWLETT**
- (82) ERIC HOYLAND**
- (83) REUBEN JAMES**
- (84) RUTH JARMAN**
- (85) STEPHEN JARVIS**
- (86) SAMUEL JOHNSON**
- (87) INEZ JONES**
- (88) CHARLOTTE KIRIN**
- (89) JENNIFER KOWALSKI**
- (90) JERRARD MARK LATIMER**
- (91) CHARLES LAURIE**
- (92) PETER LAY**
- (93) VICTORIA LINDSELL**
- (94) EL LITTEN**
- (95) EMMA MANI**
- (96) RACHEL MANN**
- (97) DAVID MANN**
- (98) DIANA MARTIN**
- (99) LARCH MAXEY**
- (100) ELIDH MCFADDEN**
- (101) LOUIS MCKECHNIE**
- (102) JULIA MERCER**
- (103) CRAIG MILLER**
- (104) SIMON MILNER-EDWARDS**
- (105) BARRY MITCHELL**
- (106) DARCY MITCHELL**
- (107) ERIC MOORE**
- (108) PETER MORGAN**
- (109) RICHARD MORGAN**
- (110) ORLA MURPHY**
- (111) JOANNE MURPHY**
- (112) GILBERT MURRAY**
- (113) CHRISTIAN MURRAY-LESLIE**
- (114) RAJAN NAIDU**
- (115) CHLOE NALDRETT**
- (116) JANE NEECE**
- (117) DAVID NIXON**
- (118) THERESA NORTON**

- (119) RYAN O TOOLE**
- (120) GEORGE OAKENFOLD**
- (121) NICOLAS ONLAY**
- (122) EDWARD OSBOURNE**
- (123) RICHARD PAINTER**
- (124) DAVID POWTER**
- (125) STEPHANIE PRIDE**
- (126) HELEN REDFERN**
- (127) SIMON REDING**
- (128) MARGARET REID**
- (129) CATHERINE RENNIE-NASH**
- (130) ISABEL ROCK**
- (131) CATERINE SCOTHORNE**
- (132) JASON SCOTT-WARREN**
- (133) GREGORY SCULTHORPE**
- (134) SAMUEL SETTLE**
- (135) VIVIENNE SHAH**
- (136) SHEILA SHATFORD**
- (137) DANIEL SHAW**
- (138) PAUL SHEEKY**
- (139) SUSAN SIDEY**
- (140) NOAH SILVER**
- (141) JOSHUA SMITH**
- (142) KAI SPRINGORUM**
- ~~**(143) MARK STEVENSON**~~
- (144) ANNE TAYLOR**
- (145) HANNAH TORRANCE BRIGHT**
- (146) JANE TOUIL**
- (147) JESSICA UPTON**
- (148) ISABEL WALTERS**
- (149) CRAIG WATKINS**
- (150) SARAH WEBB**
- (151) IAN WEBB**
- (152) ALEX WHITE**
- (153) WILLIAM WHITE**
- (154) SAMANTHA WHITE**
- (155) LUCIA WHITTAKER-DE-ABREU**
- (156) EDRED WHITTINGHAM**
- (157) CAREN WILDEN**
- (158) MEREDITH WILLIAMS**
- (159) PAMELA WILLIAMS**