

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY
BEFORE MR JUSTICE SWEETING

6 August 2023

B E T W E E N

NORTH WARWICKSHIRE BOROUGH COUNCIL

and



- (1) DAVID BALDWIN
(2) THOMAS BARBER
(3) MICHELLE CADET-ROSE
(4) TIM HEWES
(5) JOHN HOWLETT
(6) JOHN JORDAN
(7) CARMEN LEAN
(8) ALISON 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
- Defendants

ORDER

BEFORE Mr Justice Sweeting sitting in the High Court of Justice, King's Bench Division at the Royal Courts of Justice.

UPON the Judgment of the Supreme Court in the case of Wolverhampton City Council and others -v- London Gypsies and Travellers and others UKSC 2022/0046 not having been handed down and having heard written representations on behalf of the Claimant and the 72nd Defendant that the outcome of that decision is relevant to the Trial of this matter.

IT IS ORDERED THAT:

1. The Trial listed for the week commencing 24 July is vacated and the matter is listed for hearing on the first available date in November 2023 with a time estimate of 2 days.
2. Pursuant to CPR rules 6.27 and 81.4(2) (c) and (d), the Claimant shall be permitted to serve this Order:
 - (a) Pursuant to CPR rule 6.38 on the 140th Defendant outside of the jurisdiction.
 - (b) On the 21st-23rd, 25th-30th, 32nd-61st, 63rd, 66th-72nd, 74th-76th, 78th-86th, 88th-106th, 108th, 110th, 111th, 113th-141st, 143rd-154th and 156th-158th Defendants by the alternative method of recorded first class post.
 - (c) On the 20th, 24th and 65th Defendants by the alternative method of emailing the email addresses that they supplied to the Claimant during the committal proceedings against them in August 2022, and
 - (d) On the 31st, 62nd, 64th, 73rd, 77th, 87th, 107th, 109th, 112th, 142nd and 155th Defendants (for whom the Claimant does not have any contact details by the following alternative methods:

- (i) Posting copies on its website,
- (ii) Publicising them using the Claimant's Facebook page and Twitter account,
- (iii) Using best endeavours to ensure that copies are posted on the local police social media accounts.
- (iv) Posting a link to the copies posted on the Claimant's webpage to the Facebook, Twitter, LinkedIn, YouTube and Instagram accounts of Just Stop Oil.
- (v) Emailing copies to the following email addresses associated with Just Stop Oil:
 - (a) Ring2021@protonmail.com
 - (b) juststopoil@protonmail.com
 - (c) youthclimateswarm@protonmail.com
- (vi) Placing copies prominently at the entrances to the Terminal;
- (vii) Displaying copies at the public entrances of the Claimant's main offices.
- (viii) Issuing a media release concerning this Order. Such release must provide:
 - (a) a summary of this Order;
 - (b) the date, time and location of any future hearings, if known
 - (c) the addresses of the webpage on which this order is published.
 - (e) The Claimants' contact details as set out below; and
 - (f) Details of where and how copies of this Order, the Order dated 31 March and Application documents may be obtained.

Such release shall be made to, but is not limited to, local print publications including the [Coventry Telegraph]; local radio stations including [BBC Coventry and Warwickshire and BBC West Midlands]; and the following television stations, [BBC West Midland and Central Television] by 23:59 on [4 August 2023]

- (ix) Any other like manner as the Claimant may decide to use in order to bring the Claim Form and this Order and power of arrest to the attention of the Defendants and other persons likely to be affected.
3. The deemed date of service of this Order and the application documents above shall be the date of the relevant certificate of service on completion of the steps described in paragraphs 2(a)-(c) of this Order.

Directions to Trial

4. The Claimant is to file and serve any updating evidence that it wishes to rely upon by 16:00 on 31st August 2023.
5. Any other person wishing to be heard at the final hearing of this claim shall file and serve an Acknowledgement of Service by 16:00 on 7 September 2023 and apply to be joined as a named Defendant at the same time.
6. Any Defendant or person who fails to comply with paragraph 5 above shall not be permitted to defend or take any further role in these proceedings without further order of the Court.
7. The Defendants are to file and serve a Defence and any evidence upon which they seek to rely upon by 28 September 2023.
8. The Claimant is to file and serve any Reply and evidence in support by 12 October 2023.
9. Pursuant to CPR rule 6.38, the Claimant has permission to serve any document referred to at paragraphs 4 and 8 above on the 140th Defendant outside of the jurisdiction.
10. Pursuant to CPR rules 6.27 and 81.4(2) (c) and (d), the Claimant has permission to serve any document referred to at paragraphs 4 and 8 above by the means set out in paragraph 2

11. Costs in the case.

SCHEDULE 1

- (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 CATTERMOLLE**
- (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) JERARD 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**