

# **CLAIMANTS AND FOURTH DEFENDANT CONSENT ORDER**

**15 AUGUST 2024**

CLAIM NO. QB-2022-001098

- (1) ESSO PETROLEUM COMPANY, LIMITED  
(2) EXXONMOBIL CHEMICAL LIMITED

**CLAIMANTS**

-and-

**(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE ‘EXTINCTION REBELLION’ CAMPAIGN OR THE ‘JUST STOP OIL’ CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES (“THE SITES”)**

- (A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED ‘FAWLEY PLAN’)
- (B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED ‘HYTHE PLAN’)
- (C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED ‘AVONMOUTH PLAN’)
- (D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED ‘BIRMINGHAM PLAN’)
- (E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED ‘PURFLEET PLAN’)
- (F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED ‘WEST LONDON PLAN’)
- ~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED ‘HARTLAND PARK PLAN’)~~
- (H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED ‘ALTON COMPOUND PLAN’)

**(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE ‘EXTINCTION REBELLION’ CAMPAIGN OR THE ‘JUST STOP OIL’ CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED ‘FAWLEY PLAN’)**

**(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE ‘EXTINCTION REBELLION’ CAMPAIGN OR THE ‘JUST STOP OIL’ CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS’ PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE “SITES” FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)**

- (4) PAUL BARNES  
(5) DIANA HEKT

**DEFENDANTS**

19 August 2024



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To whom it may concern

This notice is given in connection with Operating Sites injunctions that the Claimants have sought and been granted against various defendants connected to the Extinction Rebellion or Just Stop Oil campaigns with claim number QB-2022-001098.

The Claimants and the Fourth Defendant have agreed the enclosed order that was sealed by the Court on 15 August 2024 (the **Consent Order**). The Claimants now provide the Consent Order to the other Defendants.

A copy of the Consent Order may be obtained from Norton Rose Fulbright LLP at the address stated above or by emailing [ExxonMobil.Service@nortonrosefulbright.com](mailto:ExxonMobil.Service@nortonrosefulbright.com). This notice and the Consent Order can also be viewed at <https://www.exxonmobil.co.uk/Company/Overview/UK-operations>.

Yours faithfully

*Norton Rose Fulbright LLP*

**Norton Rose Fulbright LLP**

Enc.

IN THE HIGH COURT OF JUSTICE  
KING'S BENCH DIVISION  
BEFORE:  
JUSTICE FARBEY

CLAIM NO. QB-2022-001098

BETWEEN:

(1) ESSO PETROLEUM COMPANY, LIMITED  
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE  
'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL'  
CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE  
FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE  
SITES")

- (A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
- (B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
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- (F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
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- (H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE  
'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL'  
CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE  
FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE  
CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS  
SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED  
'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE  
'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL'  
CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND  
OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY  
OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT  
INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES  
(5) DIANA HEKT

Defendants

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DRAFT ORDER

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**PENAL NOTICE**



**If you the within named Fourth Defendant disobey the undertakings set out in this order or instruct (which includes training, coaching, teaching or educating) others to do the acts which you have undertaken not to do, you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized.**

**Any other person who knows of this order and does anything which helps or permits the Defendant to breach the undertakings set out in this order may also be held in contempt of court and may be imprisoned, fined or have their assets seized.**

### **IMPORTANT NOTICE TO THE FOURTH DEFENDANT**

**This order prohibits you from doing the acts set out in paragraphs 4, 5 and 6 below.**

**You should read it very carefully.**

**UPON** the **Fourth Defendant** having agreed to an order in the terms set out below

**AND UPON** the **Fourth Defendant** giving undertakings to the Court as set out below

**AND UPON** the Order of Tipples J dated 10 July 2024 making no order as to the continuing effect of the Ellenbogen Order; and

#### **IT IS ORDERED THAT:**

1. There be no order as to costs.
2. Pursuant to CPR r.6.15, r.6.27 and r.81.4(2)(c)-(d), service of this Order and any subsequent court documents in these proceedings on the Fourth Defendant may be effected by alternative means by email to [PBHPXR@protonmail.com](mailto:PBHPXR@protonmail.com), and/or by an email to [PBHPXR@protonmail.com](mailto:PBHPXR@protonmail.com) referencing that the documents can be found at <https://www.exxonmobil.co.uk/company/overview/uk-operations>, and such service shall be deemed to be good and sufficient service on the Fourth Defendant. Any such document shall be deemed served on the date the email is sent.

### **UNDERTAKINGS TO THE COURT**

The **Fourth Defendant** undertakes to the Court promising as follows:

3. Not to:

- (a) enter or remain on any part of the Sites (as defined above) without the Consent of the First Claimant.
- (b) damage any part of any of the Sites;
- (c) affix themselves or any person or object to any part of any of the Sites;
- (d) erect any structures on any part of any of the Sites.

4. Not to:

- (a) enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH (the "Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');
- (b) damage any part of the Chemical Plant;
- (c) affix themselves or any person or object at the Chemical Plant;

5. Not to enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

**AND TO BE BOUND BY THESE PROMISES UNTIL 30 June 2025**

**STATEMENT**

**I understand the undertakings that I have given, and that if I break any of my promises to the Court I may be fined, my assets may be seized or I may be sent to prison for contempt of court.**

\_\_\_\_\_  
Paul Barnes

Fourth Defendant

\_\_\_\_ July 2024

We consent to an order in these terms

\_\_\_\_\_  
Norton Rose Fulbright LLP

Solicitors for the Claimants

\_\_\_\_ July 2024

**THE HON MRS JUSTICE FARBEY 15/08/2024 (NB: SIGNATURE OF PAUL BARNES AND OF NORTON ROSE FULBRIGHT VIEWED ON PDF VERSION AND ACCEPTED)**

