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N244

Application notice

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Name of court HIGH COURT OF JUSTICE, KING'S BENCH DIVISION	Claim no. QB-2022-001098-2023
Claimants' names (including ref.) (1) ESSO PETROLEUM COMPANY, LIMITED (2) EXXONMOBIL CHEMICAL LIMITED	
Defendants' names (including ref.) (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	
Date	13-12-2023

1. What is your name or, if you are a legal representative, the name of your firm?

NORTON ROSE FULBRIGHT LLP

2. Are you a Claimant Defendant Legal Representative

Other (please specify)

If you are a legal representative whom do you represent?

CLAIMANTS (1) & (2)

3. What order are you asking the court to make and why?

(1) A review of Mr Justice Linden’s order dated 18 July 2023 (as amended on 21 July 2023 and on 16 October 2023) (the **Linden Order**) following the Supreme Court decision in *Wolverhampton City Council and others v London Gypsies and Travellers and others* [2023] UKSC 47, in accordance with paragraph 9 of the Linden Order;
(2) An order that paragraphs 3 and 5 and Schedule 2 of the Linden Order shall be varied to remove the Hartland Park Logistics Hub from the scope of the injunction; and
(3) An order that the Birmingham Plan shall be varied to reflect the correct boundaries of the land registered to the First Claimant, by replacing the existing Birmingham Plan in Schedule 2 with the revised plan appended to the Second Witness Statement of Holly Stebbing [Exhibit HS2/10].

4. Have you attached a draft of the order you are applying for?

Yes No

5. How do you want to have this application dealt with?

at a hearing without a hearing

at a remote hearing

6. How long do you think the hearing will last? Is this time estimate agreed by all parties?

Hours Minutes

Yes No

7. Give details of any fixed trial date or period

8. What level of Judge does your hearing need?

9. Who should be served with this application?

Defendants (1)-(5)
We are also providing a copy of the application to Bindmans LLP, who is acting for Martin Marston-Patterson, and who may wish to make representations for the Judge’s review

9a. Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.

See paragraph 17 of the Linden Order

10. What information will you be relying on, in support of your application?

the attached witness statement

the statement of case

the evidence set out in the box below

If necessary, please continue on a separate sheet.

11. Do you believe you, or a witness who will give evidence on your behalf, are vulnerable in any way which the court needs to consider?

- Yes. Please explain in what way you or the witness are vulnerable and what steps, support or adjustments you wish the court and the judge to consider.

- No


Statement of Truth

I understand that proceedings for contempt of court may be brought against a person who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I believe that the facts stated in section 10 (and any continuation sheets) are true.

The applicant believes that the facts stated in section 10 (and any continuation sheets) are true. I am authorised by the applicant to sign this statement.

Signature



Applicant

Litigation friend (where applicant is a child or a Protected Party)

Applicant's legal representative (as defined by CPR 2.3(1))

Date

Day

13

Month

12

Year

2023

Full name

HOLLY STEBBING

Name of applicant's legal representative's firm

NORTON ROSE FULBRIGHT LLP

If signing on behalf of firm or company give position or office held

PARTNER

Applicant's address to which documents should be sent.

Building and street

NORTON ROSE FULBRIGHT LLP

Second line of address

3 MORE LONDON RIVERSIDE

Town or city

LONDON

County (optional)

Postcode

S E 1 2 A Q

If applicable

Phone number

020 7283 6000

Fax phone number

DX number

DX 85 LONDON

Your Ref.

1001267389

Email

HOLLY.STEBBING@NORTONROSEFULBRIGHT.COM

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

Claim No: QB-2022-001098

BETWEEN:

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

Claimants

-and-

PERSONS UNKNOWN (AS FURTHER DEFINED IN
THE RE-RE-AMENDED CLAIM FORM)

Defendants

CLAIMANTS' SKELETON ARGUMENT

A. INTRODUCTION

1. Following a hearing on 18 July 2023 before Linden J, the Claimants were granted a 5-year final injunction order prohibiting the Defendants from carrying out certain unlawful behaviour (amounting to trespass and nuisance) at or in the vicinity of their Sites (the "**Linden Order**"). The Judge's detailed reasoning was set out in a written judgment (the "**Linden Judgment**"). The Linden Order contained review provisions. §9 of the Linden Order directed that:

"Within 14 days of the judgment of the Supreme Court in *Wolverhampton City Council v London Gypsies and Travellers* (2022/0046) being handed down, the Claimants will apply to the King's Bench Division for a review of this Order. Subject to the views of the judge who considers the matter, such review may be conducted on paper in the event that there is no material change in the law as stated by the Court of Appeal in *London Borough of Barking & Dagenham & Others v Persons Unknown* [2022] EWCA Civ 13; [2023] QB 295."

2. The Supreme Court decision in *Wolverhampton City Council v London Gypsies and Travellers* [2023] UKSC 47 ("*Wolverhampton CC*") was handed down on 29 November 2023. The Claimants have, therefore, made an application to deal with this issue as well as two other unrelated issues that ought to be brought to the attention of the Court (the

“**Application**”). The Application is supported by the Second Witness Statement of Holly Stebbing, dated 13 December 2023 (“**Stebbing 2**”).

3. The purpose of this Skeleton Argument is three-fold: (1) to make submissions on why the Supreme Court decision in *Wolverhampton CC* makes no material change in the law such that the Court need take no further action; (2) to explain why the Claimants seek removal of one the Sites from the scope of the injunctions in the Linden Order – the Hartland Park Logistics Hub; and, (3) to describe and explain slight amendments to the area of one of the sites covered by the Linden Order – the Birmingham Terminal.
4. This Skeleton Argument has been produced to assist the Court and support the Claimants’ position that an oral hearing is unnecessary. The Claimants are, however, ready to attend to make oral submissions on any of these issues should the Court consider it appropriate.

B. EFFECT OF WOLVERHAMPTON CC

5. The Claimants submit that the *Wolverhampton CC* decision has made no material change to law relating to protestor injunctions as stated by the Court of Appeal in *London Borough of Barking & Dagenham v Persons Unknown* [2023] QB 295 (“**Barking & Dagenham**”).¹ They rely on the following four points.
6. **First**, the Supreme Court rejected the Appellants’ appeal and found that injunctions *can* be granted against “Persons Unknown” who are “Newcomers” – i.e. those who are truly unknowable at the time of the grant: §§143 and 167. *Wolverhampton CC* did not, therefore, herald a fundamental change in the law capable of undermining the legal basis of the Linden Order.
7. **Secondly**, although the Supreme Court did propose certain requirements before granting Newcomer injunctions, these were expressly said to apply only in the context of injunctions sought by local authorities against “Travellers”: §§167, 218 and compare

¹ Although a traveller case, the Court of Appeal in *Barking & Dagenham* did not revisit the tests set out at §82 of the Court of Appeal’s judgment in *Canada Goose v Persons Unknown* [2020] 1 WLR 2802, a protest case: see §102.

the sub-section on “*Protest cases*” at §§235-236. Different considerations apply in those cases. Indeed, at §235, the Supreme Court stated, “*nothing we have said should be taken as prescriptive in relation to newcomer injunctions in other cases, such as those directed at protestors who engage in direct action by, for example, blocking motorways, occupying motorway gantries or occupying HS2’s land with the intention of disrupting construction*”.² Rather, the approach of the Supreme Court at §§235-236 suggests that the practice already adopted by the courts in relation to protestor injunctions should carry on as before.

8. **Thirdly**, and in any event, the requirements proposed by the Supreme Court – see §167 for the summary and §§188-189, 218-232 for the detail – are materially the same as those set out in *Ineos v Persons Unknown* [2019] 4 WLR 100 (“*Ineos*”), §34 (and developed in *Canada Goose v Persons Unknown* [2020] 1 WLR 2802, §82). Indeed, the Supreme Court, at §89, referred to the *Ineos* requirements as “*helpful and practical*”. These requirements were applied by Linden J in the Linden Judgment.
9. In relation to three specific matters raised by the Supreme Court:
 - a. The Supreme Court referred to the requirement of a “*compelling justification*” before injunctions against Newcomers could be made. This is, in substance, no different to the previous practice of the courts being “*inherently cautious*” about granting such injunctions: *Ineos*, §31; *Bromley LBC v Persons Unknown* [2020] 4 All ER 114, §34; *Cuadrilla v Persons Unknown* [2020] 4 WLR 29, §48. In the Linden Judgment itself, the Judge referred to the need for caution: §64. This position was recognised by the Supreme Court, at §96, and there is no suggestion that the Court was seeking to alter this approach. In any event, it is clear that Linden J considered there was a compelling justification for the Linden Order: Linden Judgment, §§47-53, 64-70.
 - b. The Supreme Court stated that a stringent disclosure duty would apply (and continue to apply) whenever an injunction was sought against Newcomers:

² Emphasis added.

§219. The Linden Order cannot be impugned on this basis. The Judge was alive to all of the arguments and gave a detailed judgment. He also received oral submissions from interested persons during the course of the hearing: Linden Judgment, §§5-21.

- c. The Supreme Court relied heavily on the availability of a “*liberty to apply provision*” as sufficient procedural safeguard for Newcomers: §§164, 167(ii), 177-178, 232. Such provision is commonplace in protestor injunctions and is already provided at §6 of the Linden Order.

10. **Fourthly**, at §236, in the specific context of protest cases, the Supreme Court said the following:

“236. Counsel for the Secretary of State for Transport has submitted and we accept that each of these cases has called for a full and careful assessment of the justification for the order sought, the rights which are or may be interfered with by the grant of the order, and the proportionality of that interference. Again, in so far as the applicant seeks an injunction against newcomers, the judge must be satisfied there is a compelling need for the order. Often the circumstances of these cases vary significantly one from another in terms of the range and number of people who may be affected by the making or refusal of the injunction sought; the legal right to be protected; the illegality to be prevented; and the rights of the respondents to the application. The duration and geographical scope of the injunction necessary to protect the applicant's rights in any particular case are ultimately matters for the judge having regard to the general principles we have explained.” (emphasis added)

11. Linden J carried out the exact sort of “*full and careful assessment*” referred to by the Supreme Court. After doing so, he decided that an injunction was warranted and that the duration should be 5 years with an in-built annual review. He was entitled to do so and there is nothing in the Supreme Court judgment that gainsays this. As to the reference in §225 of the *Wolverhampton CC to Newcomer injunctions* lasting “*no more than a year*”: (a) this was said expressly in the context of traveller injunctions and is subject to what was subsequently said at §236 on protest injunctions; and, (b) in any event, the in-built annual review in the Linden Order in substance achieves the same objective of ensuring the Court supervises the injunction and reviews the merits of the

Claimants' case at least once a year.

C. REMOVAL OF HARTLAND PARK SITE

12. Stebbing 2, §§2.5-2.6, sets out the reasons why the Claimants wish to remove the Hartland Park Logistics Hub from the scope of the injunctions contained at §§3 and 5 of the Linden Order. In summary, this is because the site has now been substantially vacated by the First Claimant with only a small presence required for 2024. Therefore, the threat of direct action and the risk of any potential harm are greatly diminished.

D. AMENDMENTS TO BIRMINGHAM PLAN

13. Stebbing 2, §§2.7-2.11, sets out the nature of the amendments requested to the area of the Birmingham Terminal covered by the Linden Order. These are to align with the boundary of the freehold land (now) registered to the First Claimant. It appears that a small mapping error in relation to the unregistered title was made by the previous solicitors instructed in this claim at the time of bringing the urgent injunction application. In any event, the relevant land has been fenced-off during the course of these proceedings, such that it would have been obvious to anyone at the Site which areas were off-limits. The precise changes are demonstrated in the plans exhibited to her statement.
14. Both this proposed amendment and the one referenced at **§12 above** are reflected in the draft order filed with the Application.

YAASER VANDERMAN

Landmark Chambers

12 December 2023

Claimants
H Stebbing
SECOND
Exhibit HS2
13 December 2023

**IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION**

CLAIM NO. QB-2022-001098

B E T W E E N:

**(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
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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

**SECOND WITNESS STATEMENT
OF HOLLY STEBBING**

I, Holly Stebbing of Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ, United Kingdom, state as follows:

1 Introduction

- 1.1 I am a Partner at Norton Rose Fulbright LLP. I am duly authorised to make this witness statement on behalf of the Claimants.
- 1.2 I make this witness statement in support of the Claimants' application to review Mr Justice Linden's order dated 18 July 2023 (as amended on 21 July 2023 and on 16 October 2023) (the **Linden Order**).
- 1.3 The facts and matters set out in this statement are within my own knowledge unless otherwise stated, and I believe them to be true. Where I refer to information supplied by others, the source of the information is identified; facts and matters derived from other sources are true to the best of my knowledge and belief.
- 1.4 There is now produced and shown to me a paginated bundle of true copy documents marked ["**HS2**"]. All references to documents in this statement are to **Exhibit HS2** unless otherwise stated.

2 Statement in support of application

- 2.1 For the reasons set out in the enclosed skeleton argument, the Claimants do not consider that any variation to the Linden Order is required in light of the unanimous decision of the Supreme Court in *Wolverhampton City Council and others v London Gypsies and Travellers and others* [2023] UKSC 47.
- 2.2 The Claimants also wanted to raise the two matters set out below as a result of developments since the Linden Order.

Hartland Park

- 2.3 Paragraph 3.1(7) of the Linden Order states:

THE INJUNCTIONS

3. *Until 11 July 2028, or further order in the meantime, the First Defendant must not:*

- 3.1 *enter or remain upon any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:*

[...]

- (7) *Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan').*

2.4 Paragraph 5 of the Linden Order states:

5. *Until 11 July 2028, or further order in the meantime, the Third Defendant must not 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.*

2.5 The First Claimant is the lessee of the Hartland Park Logistics Hub, which was used to support the construction of a replacement fuel pipeline between the Petrochemical Complex and the West London Terminal known as the Southampton to London Pipeline (the **SLP**).

2.6 The First Claimant has instructed me that the construction of the SLP is nearing completion. The Hartland Park Logistics Hub has therefore been substantially vacated by the First Claimant with only a small presence on site required for 2024. Although the lease for the site continues until September 2024, the First Claimant considers that the threat of further protestor action at the Hartland Park Logistics Hub is minimal and injunctive relief in respect of the Hartland Park site is no longer required. The Claimants therefore request that paragraph 3.1(7) of the Linden Order is amended to remove the Hartland Park Logistics Hub from the scope of the relief. This will also take the Hartland Park Logistics Hub outside the scope of the injunction contained at paragraph 5 of the Linden Order. The Claimants also request the removal of the Hartland Park Plan from Schedule 2 of the Linden Order.

Birmingham Terminal

2.7 When the Claimants sought the injunction, the Birmingham Terminal was the subject of three registered freehold titles, namely WK118802, WK66930 and WK33964, and a portion of unregistered freehold land.

2.8 On 21 April 2022, an application to register the unregistered land was submitted to the Land Registry with reference MM168939/OC293EB. On 30 August 2023, the unregistered land was registered with title number MM168939 [**Exhibit HS2/1-5**].

2.9 After taking over as solicitors and reviewing the documents on the file (including the newly registered Birmingham Terminal title plan), we identified some minor errors with the boundary of the Birmingham Plan in Schedule 2 of the Linden Order, which I am instructed was created on the basis of data available at the time (including unregistered title information) to accompany my clients' urgent injunction application. I note as follows:

(a) The Birmingham Plan does not include a section of land on the west boundary of the site which forms part of the freehold title held by the First Claimant. This

land, marked in yellow in **Exhibit HS2/6**, should have been included in the Birmingham Plan.

- (b) The Birmingham Plan includes a section of land on the southwest boundary of the site which is registered to Severn Trent Water (title WM950387) [**Exhibit HS2/7-8**]. This land, marked in blue in **Exhibit HS2/6**, should not have been included in the Birmingham Plan.

2.10 The Claimants therefore request the Court amends the boundary line of the Birmingham Plan in the Linden Order to align with the boundary of the land registered to the First Claimant, which has at all material times been fenced [**Exhibit HS2/9**].

2.11 A copy of the revised plan for the Birmingham Terminal site showing the correct boundaries of the land registered to the First Claimant is attached to this witness statement [**Exhibit HS2/10**].


3 Variation of the Linden Order

3.1 In conclusion, the Claimants are applying for the Linden Order to be varied as follows:

- (a) A variation to remove the Hartland Park Logistics Hub from the scope of the injunction contained in paragraphs 3 and 5 of the Linden Order, and from Schedule 2 of the Linden Order; and
- (b) A variation to the Birmingham Plan to reflect the correct boundaries of the land registered to the First Claimant, by replacing the existing Birmingham Plan in Schedule 2 with the revised plan appended to this witness statement [**Exhibit HS2/10**].

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signed: 

HOLLY STEBBING

Date: 13 December 2023

Claimants
H Stebbing
SECOND
Exhibit HS2
13 December 2023

CLAIM NO. QB-2022-001098

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- (4) PAUL BARNES
- (5) DIANA HEKT

Defendants

SECOND WITNESS STATEMENT
OF HOLLY STEBBING

3 More London Riverside
London SE1 2AQ
United Kingdom

+44 20 7283 6000
+44 20 7283 6500
DX 85 London

Claimants
H Stebbing
SECOND
Exhibit HS2
13 December 2023

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- (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

EXHIBIT "HS2"

This is the exhibit marked "HS2" referred to in the Second Witness Statement of Holly Stebbing.



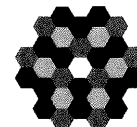
.....
Holly Stebbing

Dated: 13 December 2023

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Document Name	Date	Page(s)
Official Copy (Register of Title and Title Plan) - MM168939	30 August 2023	1-5
Birmingham Plan overlay	N/A	6
Official Copy (Title Plan) - WM950387	18 August 2023	7-8
Google Street View of Birmingham Terminal on Bromford Lane	11 December 2023	9
Revised Birmingham Plan	N/A	10

HM Land Registry



BDB PITMANS LLP
ONE BARTHOLOMEW CLOSE
LONDON
EC1A 7BL



Date
30 August 2023

Your ref
ICF/085194.0454

Our ref
RCS/MM168939

Completion of registration

Title number **MM168939**

Property **Esso Petroleum Co Ltd, Wood Lane,
Erdington, Birmingham (B24 8DN)**

Registered proprietor **Esso Petroleum Company Limited**

Your application lodged on 22 April 2022 has been completed. An official copy of the register is enclosed together with an official copy of the title plan.

The official copy shows the entries in the individual register of title as at the date and time stated on it. You do not need to reply unless you think a mistake has been made in completing your application.

If you lodged Original Deeds and documents with your application, we are returning these, except for any destroyed in accordance with Rule 203 of the Land Registration Rules 2003.

If you lodged a Copy Deeds application accompanied by a Conveyancer's Certificate, there are no documents to return.

Subject to the rights of any mortgagee that wishes to hold them, the estate owners are entitled to possession of the pre-registration deeds, and they ought not to be destroyed without their authority.

There are several reasons why a customer may want to keep pre-registration deeds:

- they often contain information that would not appear on the land register. For example, details of trusts, wayleaves, licences, short leases, correspondence and old searches
- they may assist in future if the title comes into question or on alteration applications
- recent court decisions have stated that only the deeds can establish the exact line of a boundary on a property registered with general boundaries.

An owner's property is probably their most valuable asset so it's important to protect it from the risk of fraud. Please read our property fraud advice at www.gov.uk/protect-land-property-from-fraud

Important information about the address for service

If we need to write to an owner, a mortgage lender or other party who has an interest noted in the register, we will write to them at their address shown in the register. We will also use this address if we need to issue any formal notice to an owner or other party as a result of an application being made. Notices are often sent as a safeguard against fraud so it is important that this address is correct and up-to-date. If it is not, the property owner or other party may not receive our letter or notice and could suffer a loss as a result.

HM Land Registry
Wales Office
PO Box 75
Gloucester
GL14 9BD

DX 321601 Gloucester 33

Tel 0300 006 0411

www.gov.uk/land-registry

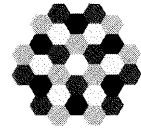
Up to three addresses for service can be entered in the register. At least one of these must be a postal address, but this does not have to be in the United Kingdom; the other two may be a DX address, a UK or overseas postal address or an email address.

Please let us know at once of any changes to an address for service.

For information on how a property owner can apply to change their contact details or add an address, please see www.gov.uk/government/publications/updating-registered-owners-contact-address on GOV.UK (or search for "COG1") or contact HM Land Registry Customer Support (0300 006 0411) (0300 006 0422 for Welsh speakers service) from Monday to Friday between 8am and 6pm.

If you require this correspondence in an alternative format, please let us know.

Land Registry



Official copy of register of title

Title number MM168939 Edition date 22.04.2022

- This official copy shows the entries in the register of title on 30 August 2023 at 15:19:16.
- This date must be quoted as the "search from date" in any official search application based on this copy.
- The date at the beginning of an entry is the date on which the entry was made in the register.
- Issued on 30 August 2023.
- Under s.67 of the Land Registration Act 2002, this copy is admissible in evidence to the same extent as the original.
- For information about the register of title, see www.gov.uk/land-registry.
- This title is dealt with by HM Land Registry Coventry Office.

A: Property register

This register describes the land and estate comprised in the title.

WEST MIDLANDS : BIRMINGHAM

- 1 (22.04.2022) The Freehold land shown edged with red on the plan of the above title filed at the Registry and being Esso Petroleum Co Ltd, Wood Lane, Erdington, Birmingham (B24 8DN).
- 2 (22.04.2022) The land has the benefit of any legal easements granted by the Conveyance dated 31 December 1957 referred to in the Charges Register but is subject to any rights that are reserved by the said deed and affect the registered land.

B: Proprietorship register

This register specifies the class of title and identifies the owner. It contains any entries that affect the right of disposal.

Title absolute

- 1 (22.04.2022) PROPRIETOR: ESSO PETROLEUM COMPANY LIMITED (Co. Regn. No. 00026538) of Ermyn House, Ermyn Way, Leatherhead KT22 8UX.
- 2 (22.04.2022) The value as at 22 April 2022 was stated to be between £200,001 and £500,000.

Title number MM168939

C: Charges register

This register contains any charges and other matters that affect the land.

- 1 (22.04.2022) A Conveyance of the land in this title and other land dated 31 December 1957 made between (1) The Valor Company Limited and (2) Esso Petroleum Company Limited contains restrictive covenants.

NOTE 1:-Neither the original documents referred to in the First Schedule of the Conveyance nor certified copies or examined abstracts thereof were produced on first registration.

NOTE 2:-Copy filed.

- 2 (22.04.2022) The parts of the land affected thereby are subject to the rights granted by a Lease dated 2 January 1975 referred to in the schedule of leases hereto.

NOTE: Copy lease filed under WM14174 .

- 3 (22.04.2022) The land is subject to any rights that are granted by a Deed dated 2 January 1975 for a term of 99 years from 1 November 1971 made between (1) Esso Petroleum Company Limited and (2) Mainline Pipelines Limited and affect the registered land.

NOTE:-Copy filed.

- 4 (22.04.2022) The land is subject to any rights that are granted by a Deed dated 2 January 1975 for a term of 99 years from 1 November 1971 made between (1) Esso Petroleum Company Limited and (2) Mainline Pipelines Limited and affect the registered land.

NOTE:-Copy filed.

- 5 (22.04.2022) The parts of the land affected thereby are subject to the rights granted by a Lease dated 28 February 2011 referred to in the schedule of leases hereto.

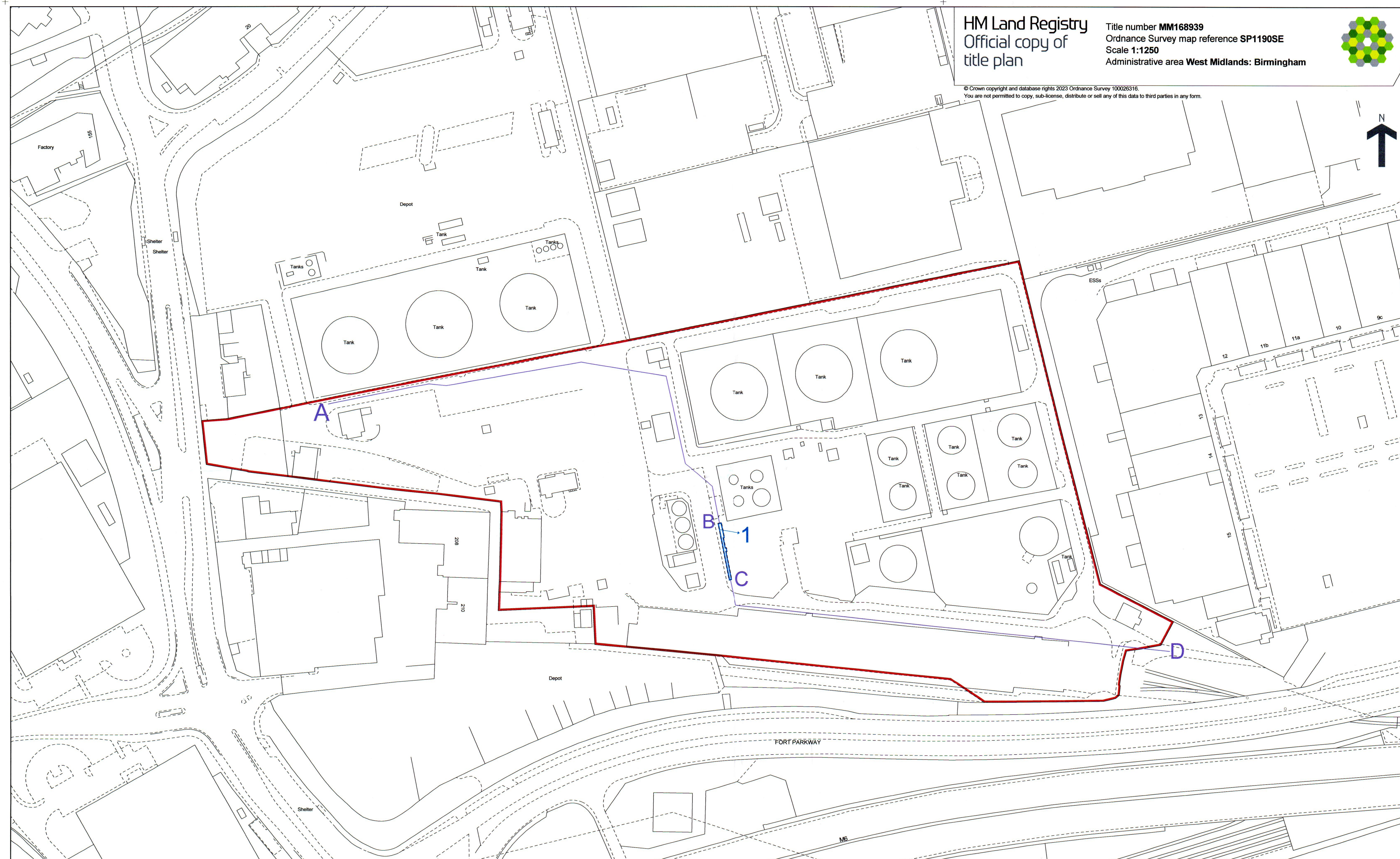
NOTE: Copy lease filed under WM987233 .

- 6 (22.04.2022) The parts of the land affected thereby are subject to the leases set out in the schedule of leases hereto. The leases grant and reserve easements as therein mentioned.

Schedule of notices of leases

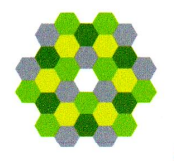
	Registration date and plan ref.	Property description	Date of lease and term	Lessee's title
1	13.07.2011 Edged & No'd 1 in blue	land on the south east side of Wood Lane	28.02.2011 99 years from and including 28.02.2011	WM987233
2	12.02.1975	pipeline being three feet in width and thirty feet in depth excluding the top two feet six inches thereof	02.01.1975 99 years from 01.11.1971	WM14174
	NOTE: The lease comprises also other land and contains provisions as to an upwards extension of the land demised and as to re-location			

End of register



HM Land Registry
 Official copy of
 title plan

Title number **MM168939**
 Ordnance Survey map reference **SP1190SE**
 Scale **1:1250**
 Administrative area **West Midlands: Birmingham**



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 You are not permitted to copy, sub-license, distribute or sell any of this data to third parties in any form.



This official copy issued on 30 August 2023 shows the state of this title plan on 30 August 2023 at 15:19:16.
 It is admissible in evidence to the same extent as the original (s.67 Land Registration Act 2002).
 This title plan shows the general position, not the exact line, of the boundaries. It may be subject to distortions in scale. Measurements scaled from this plan may not match measurements between the same points on the ground.
This title is dealt with by HM Land Registry, Coventry Office.



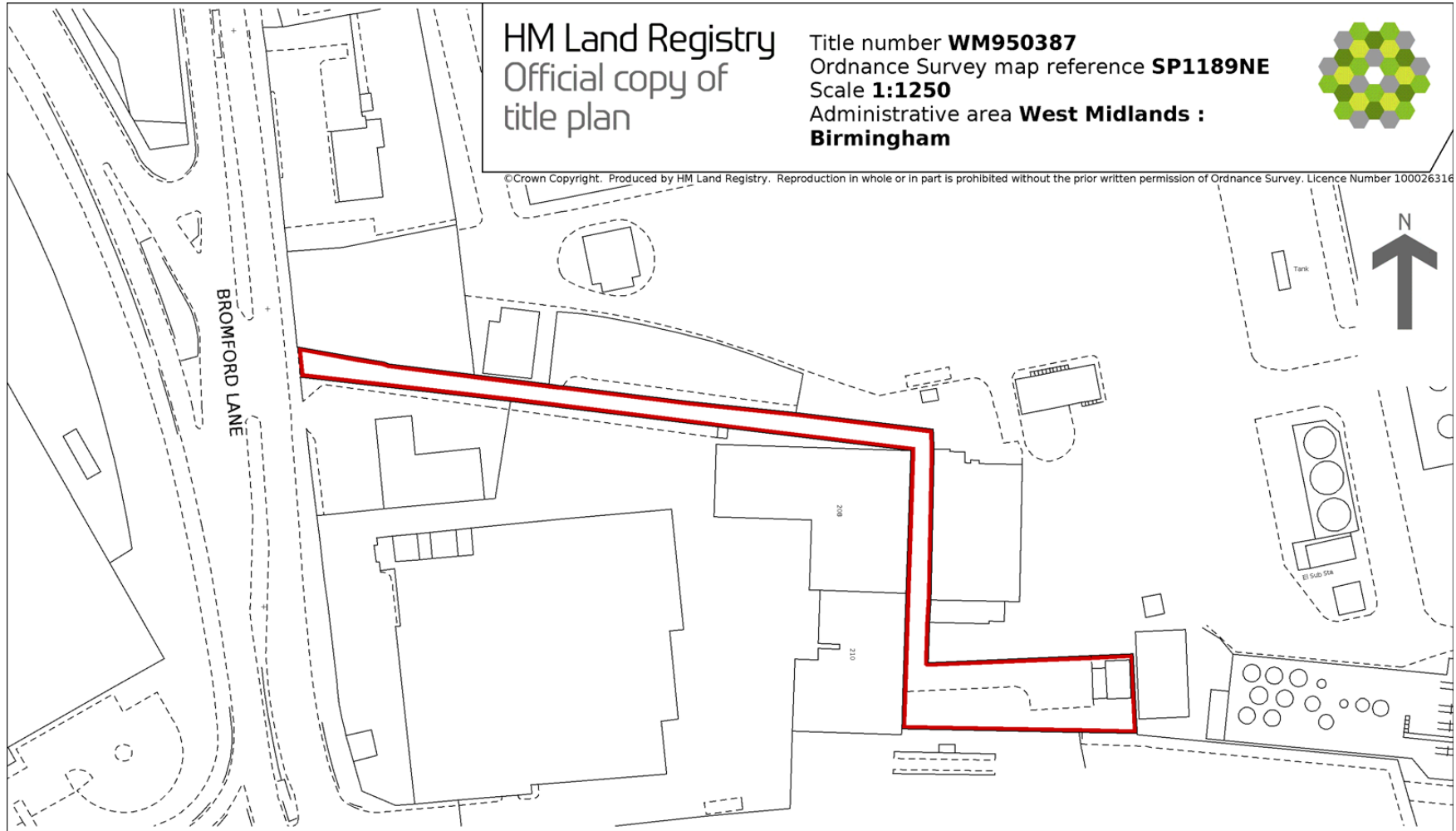
These are the notes referred to on the following official copy

The electronic official copy of the title plan follows this message.

Please note that this is the only official copy we will issue. We will not issue a paper official copy.

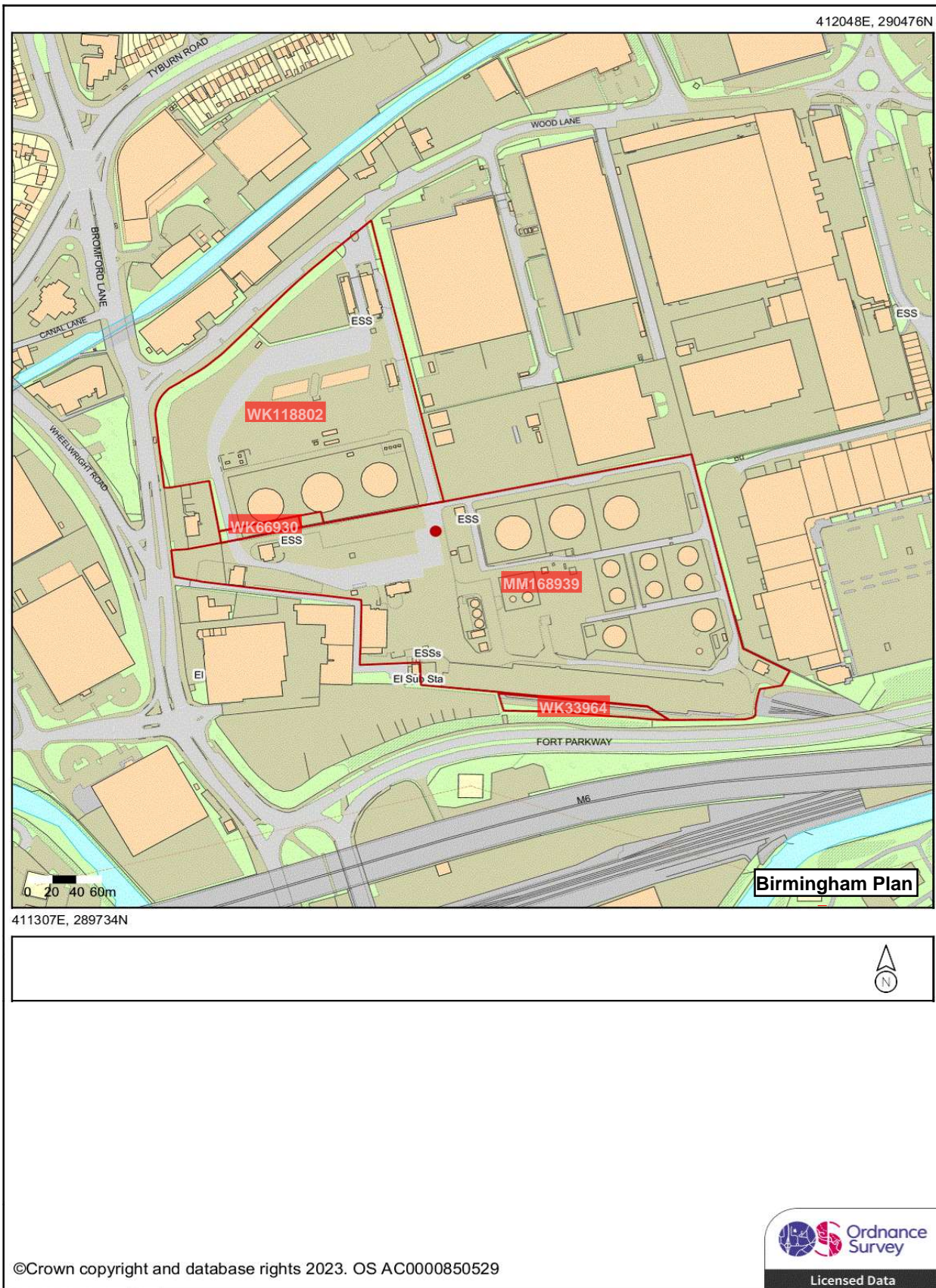
This official copy was delivered electronically and when printed will not be to scale. You can obtain a paper official copy by ordering one from HM Land Registry.

This official copy is issued on 18 August 2023 shows the state of this title plan on 18 August 2023 at 17:05:01. It is admissible in evidence to the same extent as the original (s.67 Land Registration Act 2002). This title plan shows the general position, not the exact line, of the boundaries. It may be subject to distortions in scale. Measurements scaled from this plan may not match measurements between the same points on the ground. This title is dealt with by the HM Land Registry, Coventry Office .



This official copy is incomplete without the preceding notes page.





**IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
The Honourable Mr Justice Freedman
On 14 December 2023**

CLAIM NO. QB-2022-001098

B E T W E E N:

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

-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

ORDER

UPON the Court reading an application notice of the Claimants dated 13 December 2023 for

- (1) a review of the order of Mr Justice Linden dated 18 July 2023, as amended on 21 July 2023 and on 16 October 2023 (“the Order”), pursuant to paragraph 9 of the Order in the light of the decision of the Supreme Court decision in *Wolverhampton City Council and others v London Gypsies and Travellers and others* [2023] UKSC] 47 (“the Application”)

- (2) a variation of the Order (a) to remove the Hartland Park Site from the Order, and (b) to amend the area of the Birmingham Terminal in the Order.

AND UPON the Court reading an accompanying letter to the Court of Norton Rose Fulbright (“NRF”) on behalf of the Claimants dated 13 December 2023 and an email sent to the Court of NRF dated 14 December 2023 in response to an email from the Court as regards directions for the disposal of the Application.

IT IS ORDERED THAT:

1. As soon as reasonably practicable and in any event by not later than Wednesday 20 December 2023, the Claimants do serve the Application and accompanying documents and this order on the Defendants in accordance with paragraph 17 of the Order.

2. By Monday 15 January 2024, any defendant and any other person affected by the Application (including but not limited to Mr Martin Marston-Patterson by Bindmans LLP on his behalf), may file and serve written representations and supporting documents in response to the application.

3. By Monday 22 January 2024, the Claimants do file any reply to any written representations filed in response to the Application.
4. After 24 January 2024, the papers will be referred to a Judge of the King's Bench Division to determine the application on the papers (or at a hearing if the Court determines that an oral hearing is required).
5. There be permission to apply to discharge or vary this order on application by the parties or any of them or any other person affected by this order on 48 hours' notice to the other parties.

Approved:

Mr Justice Freedman

14 December 2023

**IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION**

CLAIM NO. QB-2022-001098

[xxx]

On [date]

B E T W E E N:

- (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

DRAFT / ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY THIS ORDER 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 DEFENDANTS OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANT

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this Order (which is explained below).

RECITALS

FOLLOWING the order of Linden J dated 18 July 2023 (as amended under the Slip Rule on 21 July 2023 and 16 October 2023) (the “**Order**”)

AND FOLLOWING the judgment of the Supreme Court in *Wolverhampton CC v London Gypsies & Travellers* [2023] UKSC 47 being handed down on 29 November 2023

UPON the application of the Claimants dated 13 December 2023, pursuant to paragraph 9 of the Order

AND UPON reading the Second Witness Statement of Holly Stebbing dated 13 December 2023

IT IS ORDERED THAT:

THE INJUNCTIONS

1. Until 11 July 2028, or further order in the meantime, the First Defendant must not:
 - 1.1 enter or remain upon any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:
 - (1) the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TH (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan').
 - (2) Hythe Terminal, New Road, Hardley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan').
 - (3) Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan').
 - (4) Birmingham Terminal, Wood Lane, Birmingham B24 8DN (as shown for identification edged red on the attached 'Birmingham Plan').
 - (5) Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan').
 - (6) West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan').
 - (7) ~~Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan').~~
 - (8) Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan');
 - 1.2 damage any part of any of the Sites;
 - 1.3 affix themselves or any person or object to any part of any of the Sites;

- 1.4 erect any structures on any part of any of the Sites;
2. Until 11 July 2028, or further order in the meantime, the Second Defendant must not without the consent of the First Claimant or Second Claimant:
 - 2.1 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');
 - 2.2 damage any part of the Chemical Plant;
 - 2.3 affix themselves or any person or object at the Chemical Plant;
 - 2.4 erect any structures on any part of the Chemical Plant;
3. Until 11 July 2028, or further order in the meantime, the Third Defendant must not 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.

VARIATION OR DISCHARGE OF THIS ORDER

4. The Defendants may apply to vary or discharge this Order at any time upon giving not less than 3 clear days' notice to the Claimant's solicitors, Norton Rose Fulbright LLP, by emailing ExxonMobil.Service@nortonrosefulbright.com. Any evidence to be relied upon in support of such an application must be communicated in writing to the Claimants' solicitors at least 2 clear days before the hearing.
5. Any person applying to vary or discharge this Order must provide their full name and address, an address for service.
6. The Claimants have liberty to apply.

REVIEW HEARINGS

7. The injunctions made herein shall be reviewed on each anniversary of this order (or so close thereto as is convenient having regard to the Court's list) with a time estimate of

2.5hrs (plus reading time). The Claimants are permitted to file and serve any evidence in support 14 days before the review hearing.

8. The Claimants shall file and serve a trial bundle not less than 7 days before the review hearing.
9. Skeleton arguments on behalf of any represented party shall be lodged and exchanged, with bundle of authorities, not less than 3 days before the review hearing.

INTERPRETATION OF THIS ORDER

10. A Defendant who is ordered not to do something must not do it him/herself/themselves or in any other way. He/she/they must not do it through another acting on his/her/their behalf or on his/her/their instructions or with his/her/their encouragement.

SERVICE OF THIS ORDER

11. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of this Order shall be effected on the First, Second and Third Defendants as follows:
 - 11.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that a copy of the Order may be obtained from the Claimants' solicitors, Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ (Ref: Holly Stebbing, tel: 020 7283 6000) email: ExxonMobil.Service@nortonrosefulbright.com; and (b) that a copy of the Order may be viewed at the website referred to in Paragraph 11.2 of this Order;
 - 11.2 posting the Order on the following website:
<https://www.exxonmobil.co.uk/Company/Overview/UK-operations>;
 - 11.3 fixing a minimum of four large warning notices in the forms annexed to this Order in conspicuous places around the perimeters of the Sites. Such notices must be a minimum of A2 size; and
 - 11.4 sending an email to each of the following email addresses: (i) with the information that a copy of the Order may be viewed at the website referred to in

Paragraph 11.2 of this Order; and/or (ii) enclosing a copy of this Order (whether by Mimecast link or otherwise):

- (a) xr-legal@riseup.net
- (b) enquiries@extinctionrebellion.uk
- (c) juststopoilpress@protonmail.com

12. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), this Order shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 11 above have been completed.
13. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 11 of this Order shall stand as good service of the Order on the First, Second and Third Defendants.

SERVICE OF OTHER DOCUMENTS

14. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of any other documents in these proceedings by the Claimants (“the Further Documents”) shall be effected on the First, Second and Third Defendants as follows:
 - 14.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that copies of the Further Documents may be obtained from the Claimants’ solicitors, Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ (Ref: Holly Stebbing, tel: 020 7283 6000) email: ExxonMobil.Service@nortonrosefulbright.com; and (b) that copies of the Further Documents may be viewed at the website referred to in Paragraph 14.2 of this Order;
 - 14.2 posting the Further Documents on the following website: <https://www.exxonmobil.co.uk/Company/Overview/UK-operations>; and
 - 14.3 sending an email to each of the following email addresses: (i) with the information that copies of the Further Documents may be viewed at the website

referred to in Paragraph 14.2 of this Order; and/or (ii) enclosing copies of the Further Documents (whether by Mimecast link or otherwise):

- (a) xr-legal@riseup.net
- (b) enquiries@extinctionrebellion.uk
- (c) juststopoilpress@protonmail.com

15. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), the Further Documents shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 14 above have been completed.
16. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 14 of this Order shall stand as good service of the Further Documents on the First, Second and Third Defendants.
17. Pursuant to CPR 81.4(2)(c) and (d), the Court dispenses with the requirement for personal service in relation to the Fifth Defendant.

COSTS

18. No order as to costs.

THE COURT

19. The Court will provide sealed copies of this Order for service to the Claimants' solicitors, whose details are set out in Paragraphs 11.1 and 14.1 of this Order.
20. All communications to the Court about this Order should be sent to:
 - King's Bench Division, Royal Courts of Justice, Strand WC2A 2LL
 - The office are open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
 - The telephone number is 020 7947 6000
 - The email address is kjudgeslistingoffice@justice.gov.uk

SERVICE OF THE ORDER

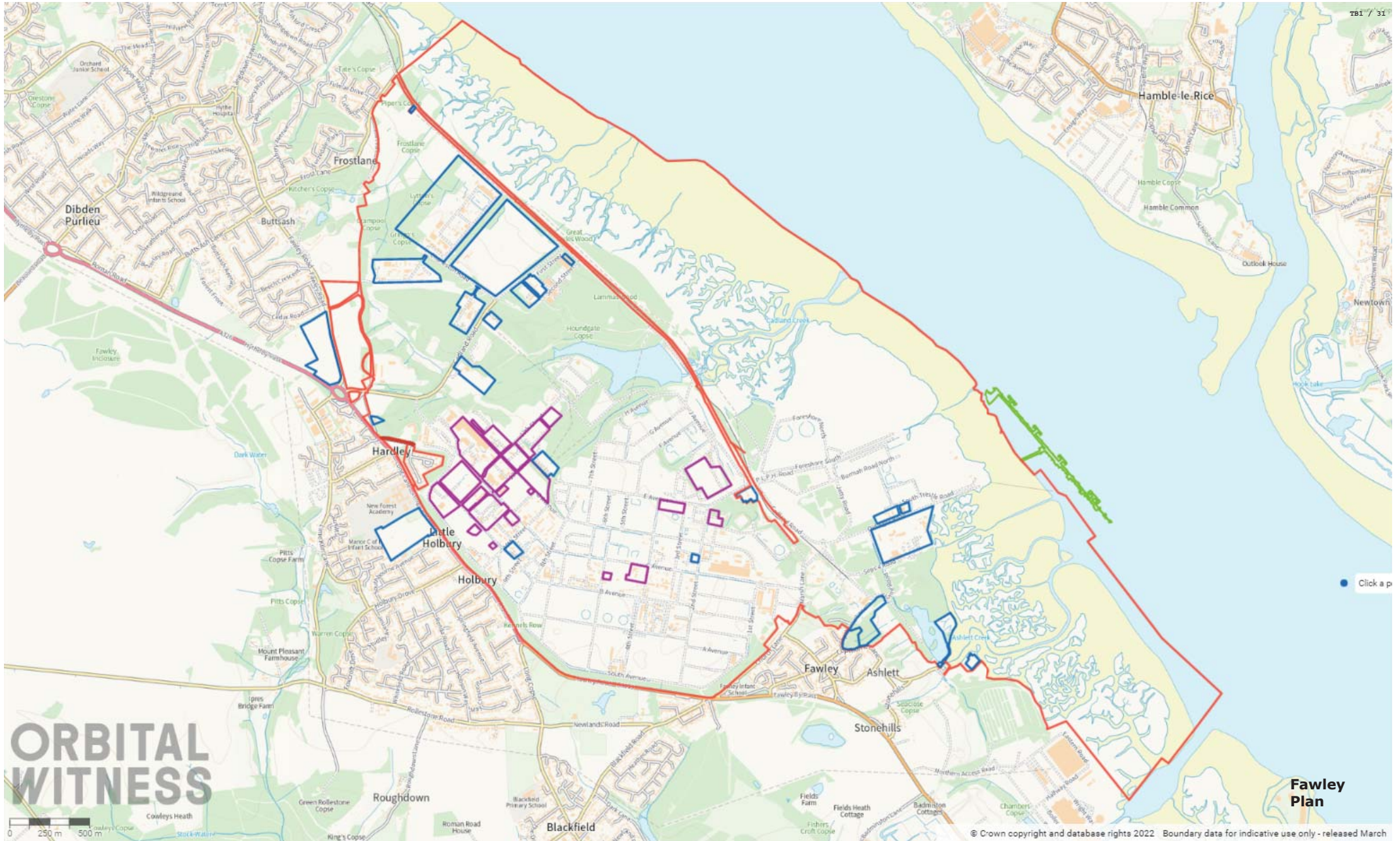
21. This Order shall be served by the Claimants on the Defendants.

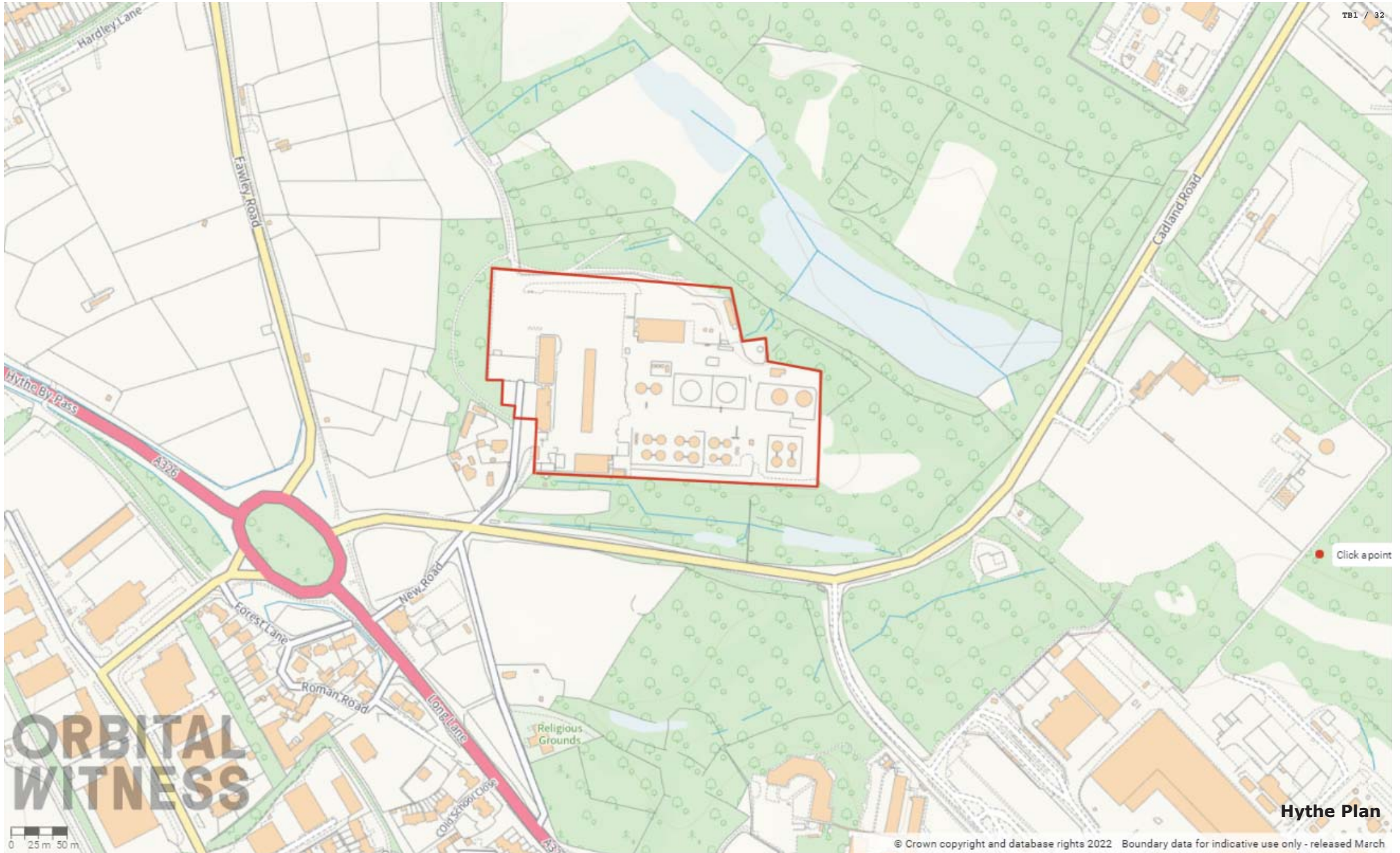
[date] 2023

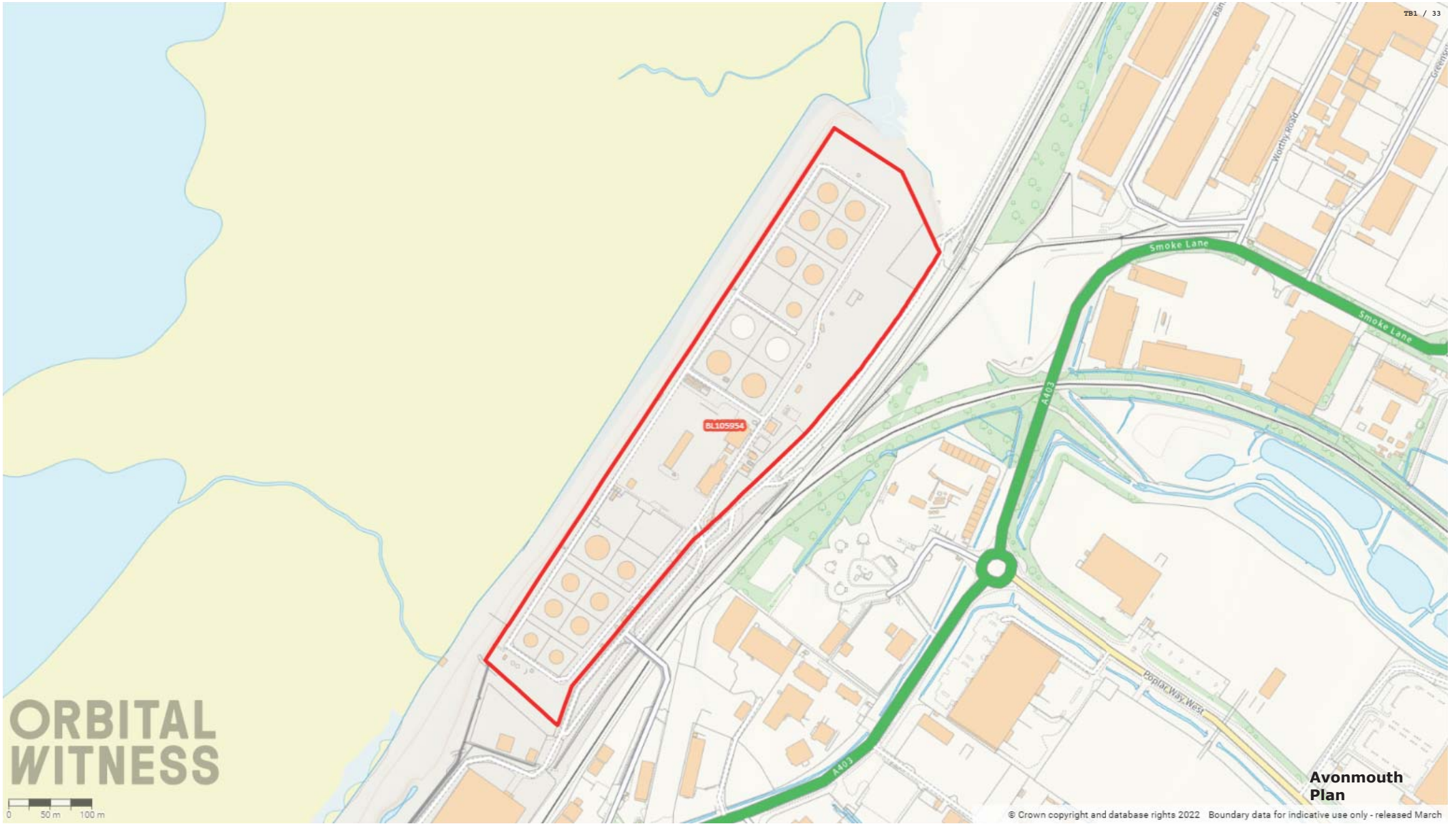
SCHEDULE 1 - Plans

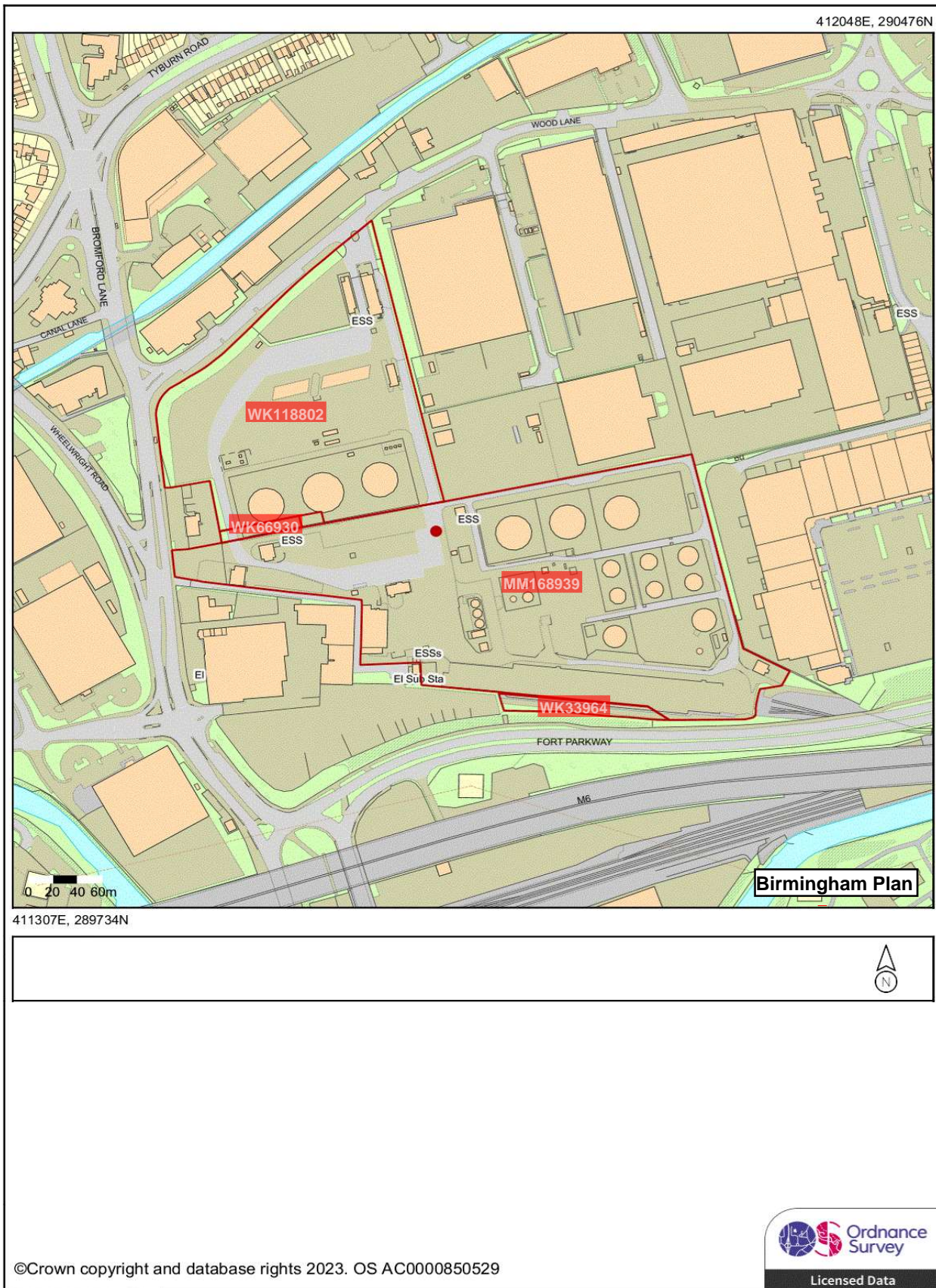
1. Fawley Plan
2. Hythe Plan
3. Avonmouth Plan
4. Birmingham Plan
5. Purfleet Plan
6. West London Plan
7. ~~Hartland Park Plan~~
8. Alton Compound Plan

SCHEDULE 2 – Warning Notice









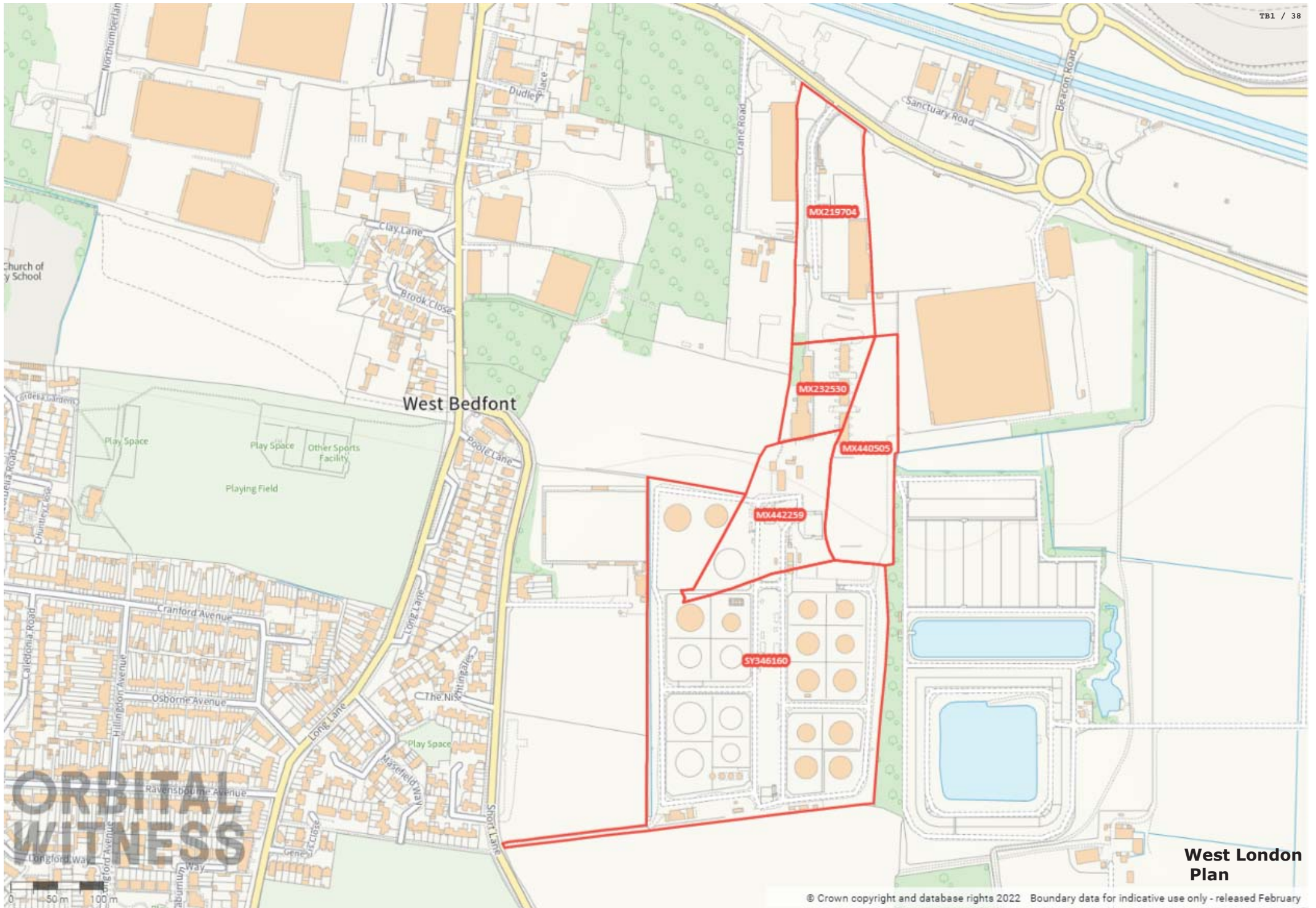




**ORBITAL
WITNESS**

0 25 m 50 m

**Purfleet
Plan B**



West Bedfont

**ORBITAL
WITNESS**

**West London
Plan**



ESSO PETROLEUM COMPANY, LIMITED (First Claimant)
EXXONMOBIL CHEMICAL LIMITED (Second Claimant)

Important Notice
High Court of Justice – Claim No QB-2022-001098

On [date], an injunction was made by the High Court of Justice in the proceedings referred to above concerning this Site

The Order prohibits entering or remaining, damaging, affixing any person or object, erecting structures and/or obstructing vehicular access.

The persons affected by the Order are Persons Unknown acting in connection with the Extinction Rebellion campaign and/or the Just Stop Oil campaign (and other Defendants who are named in the proceedings).

Anyone in breach of the injunction will be in contempt of court and may be imprisoned, fined or have their assets seized. Any person who knows of this Order and does anything which permits the Defendant or any of them to breach the terms of the Order may also be held to be in contempt of court and may be imprisoned, fined or have their assets seized.

This means that you must not go beyond this notice and enter this site without permission.
This also means that you must not obstruct any vehicular entrance or exit.
If you do, you may be sent to prison or have your assets seized.

Copies of the Court documents may be viewed at www.exxonmobil.co.uk/Company/Overview/UK-operations

Copies may also be obtained from ExxonMobil.Service@nortonrosefulbright.com

The injunction applies to the following Sites:-

- The Oil Refinery and Jetty at the Petrochemical Plant, Marsh Lane, Fawley, Southampton SO45 1TH
- Hythe Oil Terminal, New Road, Hardley SO45 3NR
- Avonmouth Oil Terminal, St Andrews Road, Bristol BS11 9BN
- Birmingham Oil Terminal, Wood Lane, Birmingham B24 8DN
- Purfleet Oil Terminal, London Road, Purfleet, Essex RM19 1RS
- West London Oil Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ
- ~~Hartland Park Logistics Hub, Ively Road, Farnborough~~
- Alton Compound, Pumping Station, A31, Holybourne