

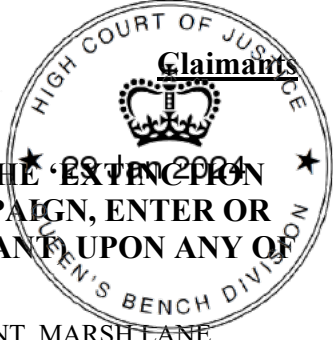
BEFORE: THE HONOURABLE MRS JUSTICE ELLENBOGEN DBE

On 29 January 2024

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

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 “**Linden 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

AND UPON the Claimants’ application, dated 13 December 2023:

- (1) pursuant to paragraph 9 of the Linden Order, for a review of that order in light of the above judgment of the Supreme Court; and
- (2) for a variation of the Linden Order (a) to remove the Hartland Park site from the scope of that order, and (b) to amend the area comprising the Birmingham Terminal, as shown in the ‘Birmingham Plan’ attached to that order.

AND FOLLOWING the order of Freedman J dated 14 December 2023, subsequent to which no written representations have been received in accordance with paragraphs 2 and 3 of that order

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

AND UPON reading the Claimants' skeleton argument dated 12 December 2023

AND UPON the Court being satisfied that it is appropriate to consider the Claimants' application on the papers

AND UPON the Court further being satisfied that:

- (1) the judgment of the Supreme Court has marked no material change in the law in relation to injunctions of the nature granted by Linden J; and
- (2) the removal of the Hartland Park site from the scope of the Linden Order and the amendment of the Birmingham Plan are appropriate, for the reasons set out by the Claimants

IT IS ORDERED THAT:

NAMED DEFENDANTS

- 1 In view of the assurances given by them to Linden J and recited in the Linden Order, Paul Barnes and Diana Hekt, respectively the Fourth and Fifth Defendants, are not to be subject to the injunctions set out in paragraphs 2, 3 and 4 below, without further order.

THE INJUNCTIONS

- 2 Until 11 July 2028, or further order in the meantime, the First Defendant must not:
 - 2.1 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, revised '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) Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan')

all such plans comprising Schedule 1 to this Order. For the avoidance of doubt, the Sites no longer include Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the 'Hartland Park Plan' attached to the Linden Order);

2.2 damage any part of any of the Sites;

2.3 affix themselves or any person or object to any part of any of the Sites;

2.4 erect any structures on any part of any of the Sites;

3 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:

- 3.1 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');
 - 3.2 damage any part of the Chemical Plant;
 - 3.3 affix themselves or any person or object at the Chemical Plant;
 - 3.4 erect any structures on any part of the Chemical Plant;
- 4 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, or Hartland Park Logistics Hub) 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

- 5 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.
- 6 Any person applying to vary or discharge this Order must provide his or her full name and address, an address for service.
- 7 The Claimants have liberty to apply.

REVIEW HEARINGS

- 8 The injunctions made herein shall be reviewed on each anniversary of the Linden Order (that is, on 18 July each year, or so close thereto as is convenient having regard to the Court's list and the need for such review to take place on a working day) 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.

- 9 The Claimants shall file and serve a trial bundle not less than 7 days before the review hearing.
- 10 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

- 11 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

- 12 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:

- 12.1 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 12.2 of this Order;

- 12.2 posting the Order on the following website: <https://www.exxonmobil.co.uk/Company/Overview/UK-operations>;

- 12.3 fixing a minimum of four large warning notices in the forms annexed to this Order at Schedule 2 in conspicuous places around the perimeters of the Sites. Such notices must be a minimum of A2 size; and

- 12.4 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 12.2 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

13 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 12 above have been completed.

14 Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 12 of this Order shall stand as good service of the Order on the First, Second and Third Defendants.

SERVICE OF OTHER DOCUMENTS

15 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:

15.1 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 15.2 of this Order;

15.2 posting the Further Documents on the following website: <https://www.exxonmobil.co.uk/Company/Overview/UK-operations>; and

15.3 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 15.2 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

- 15.4 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 15 above have been completed.
- 15.5 Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 15 of this Order shall stand as good service of the Further Documents on the First, Second and Third Defendants.
- 15.6 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

16 No order as to costs.

THE COURT

- 17 The Court will provide sealed copies of this Order for service to the Claimants' solicitors, whose details are set out in Paragraphs 12.1 and 15.1 of this Order.
- 18 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 is open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
 - The telephone number is 020 7947 6000
 - The email address is kbjudgeslistingoffice@justice.gov.uk

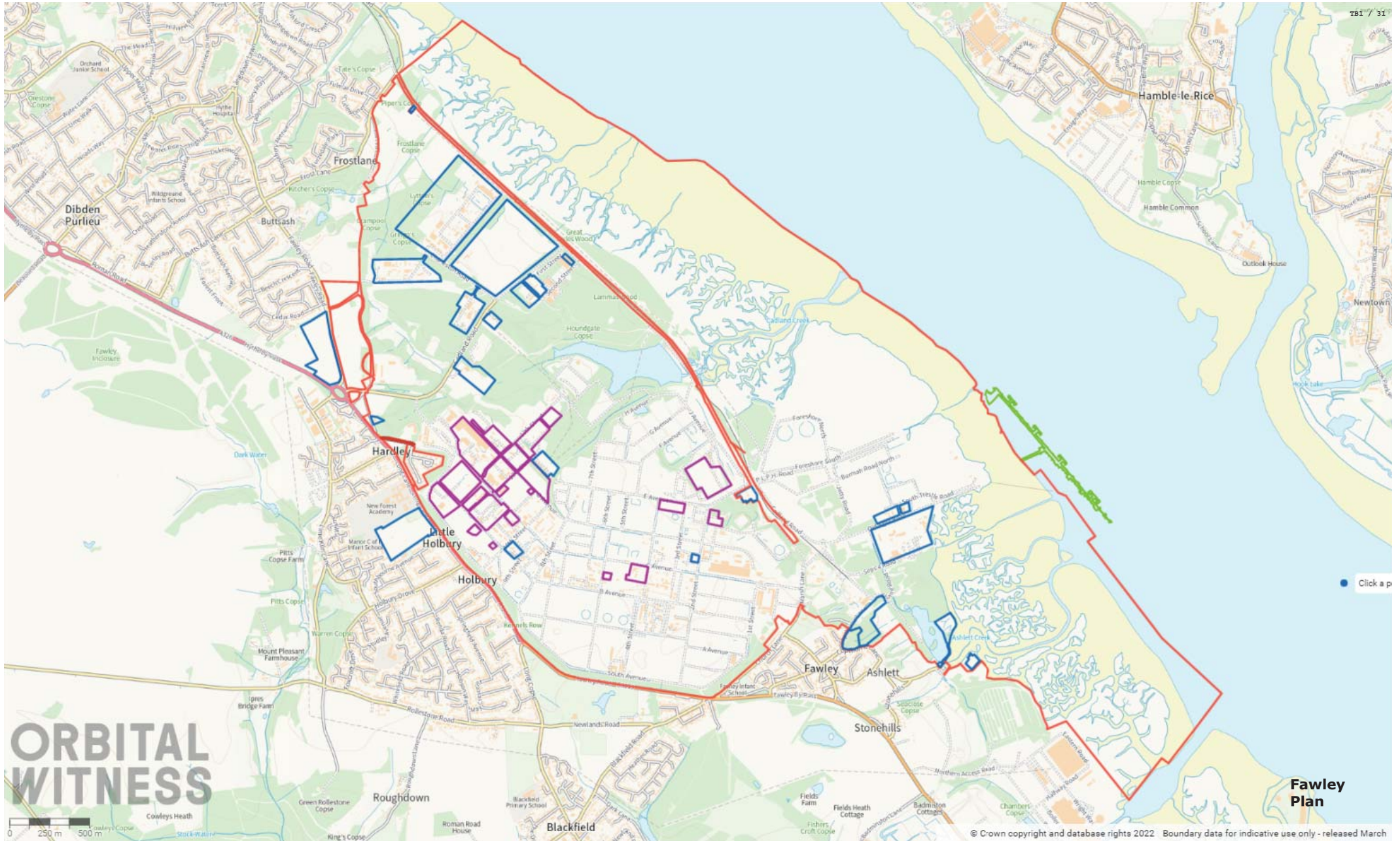
SERVICE OF THE ORDER

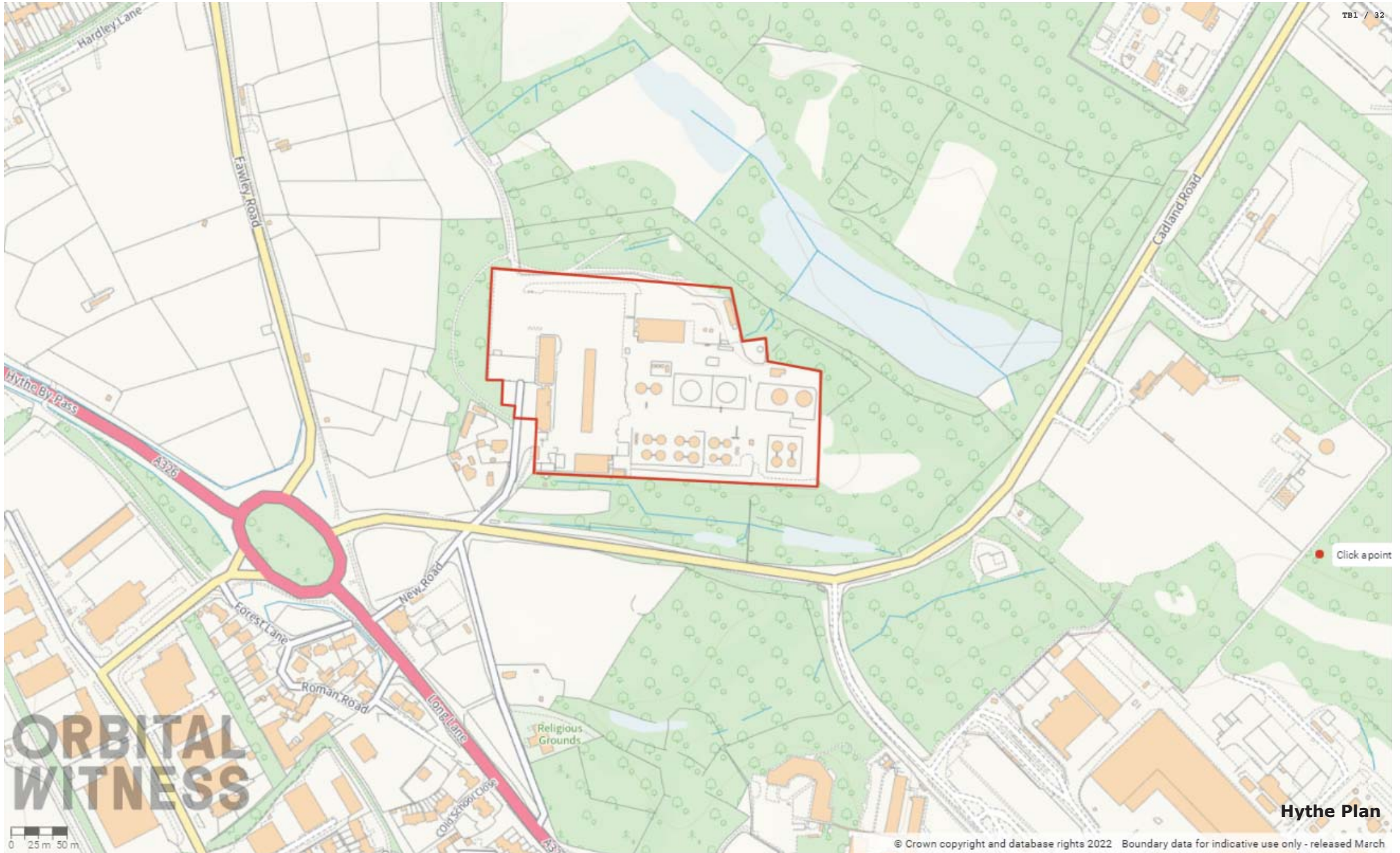
19 This Order shall be served by the Claimants on all Defendants.

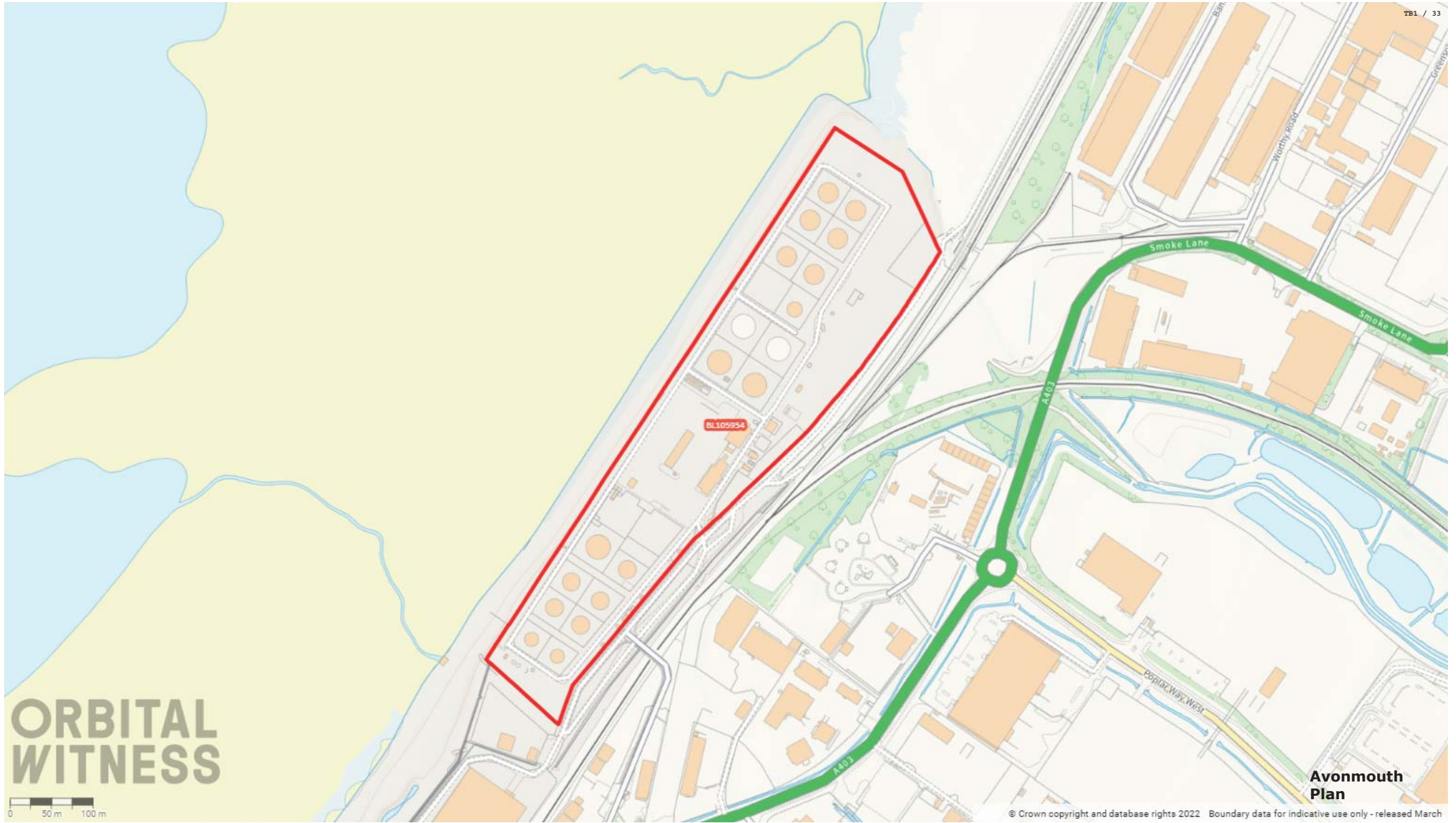
29 January 2024

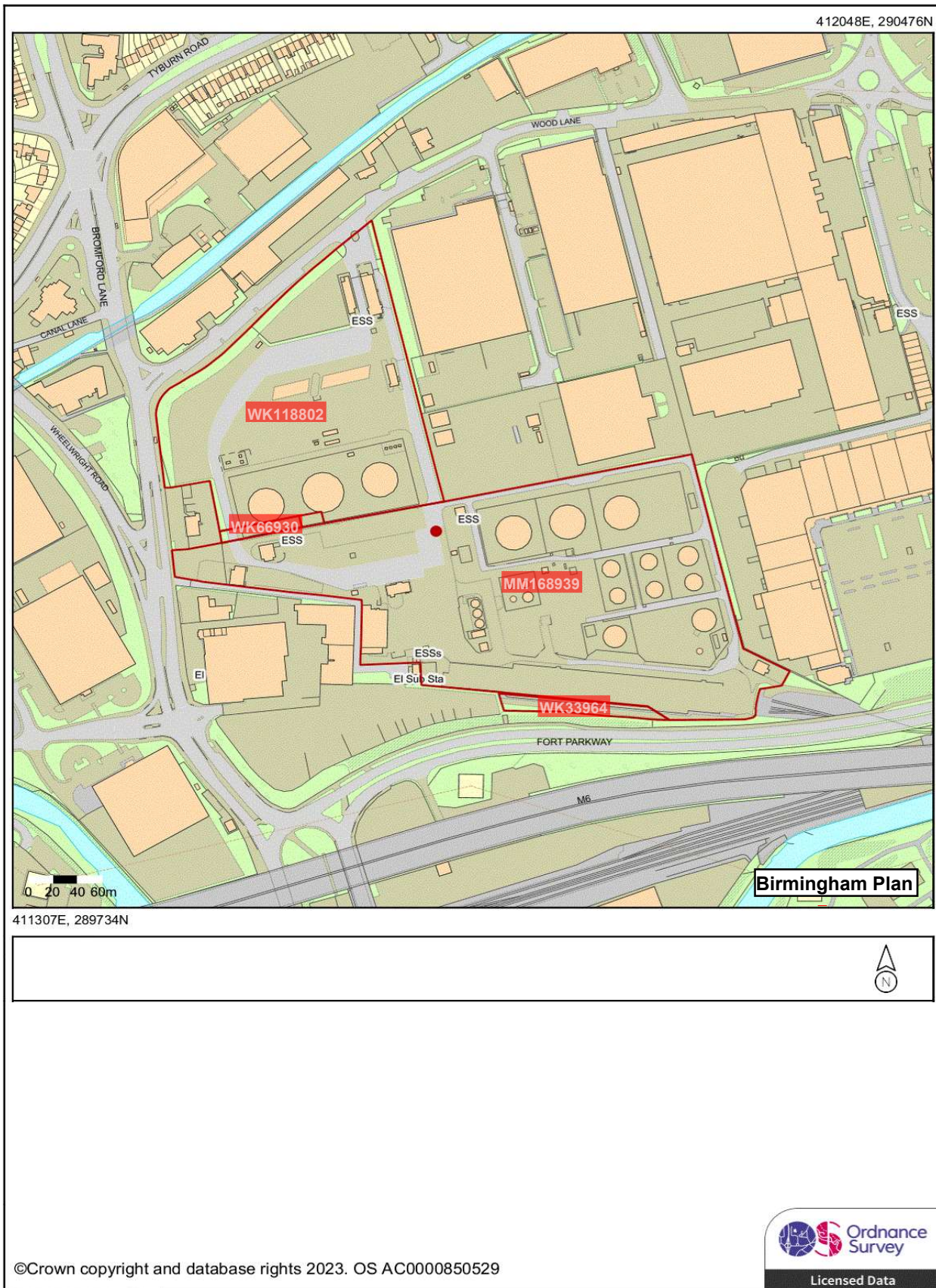
SCHEDULE 1 - Plans

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









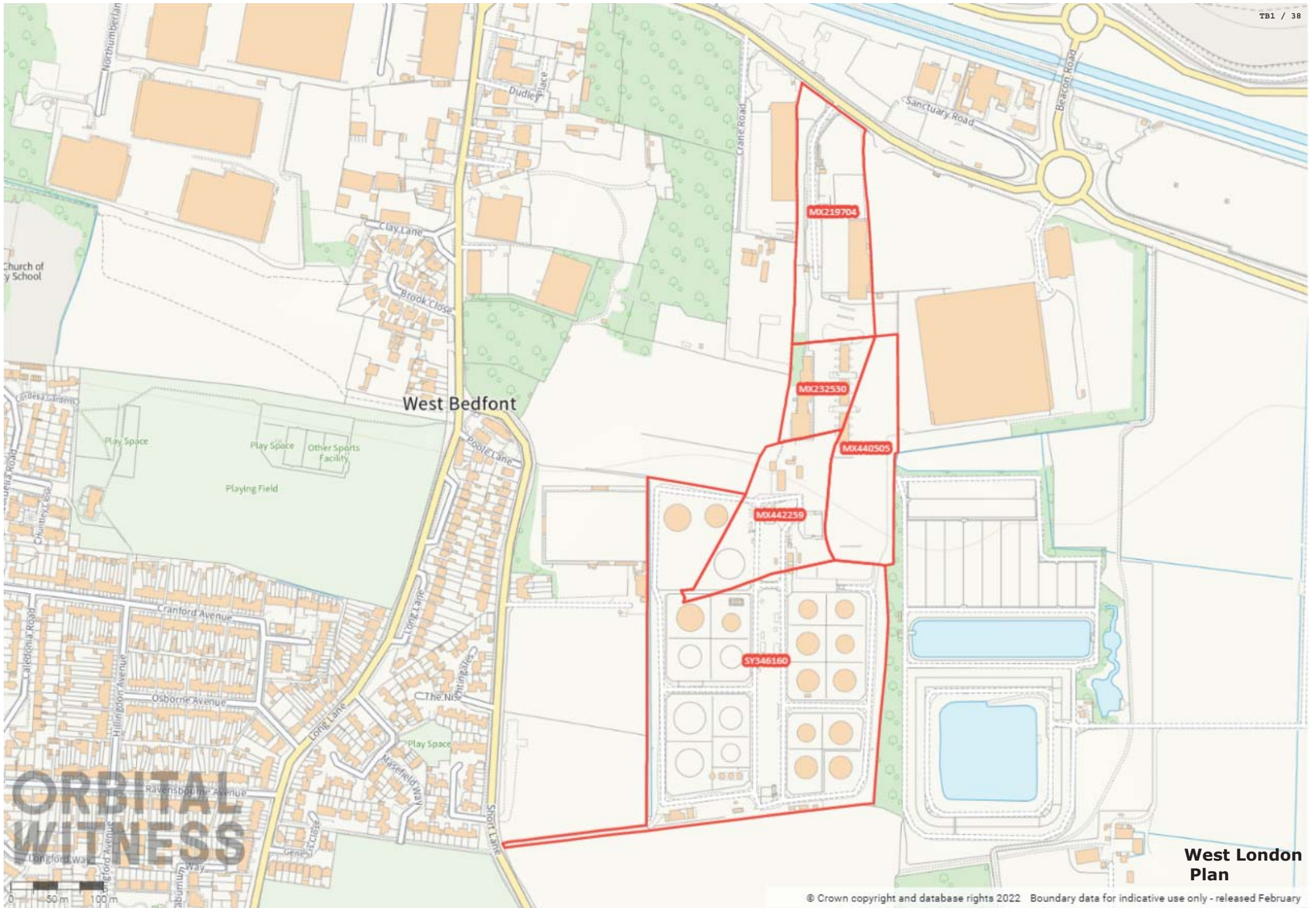




**ORBITAL
WITNESS**

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**Purfleet
Plan B**





**ORBITAL
WITNESS**

**Alton Compound
Plan**

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SCHEDULE 2 – Warning Notice

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

Important Notice

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

On 29 January 2024, 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
- Alton Compound, Pumping Station, A31, Holybourne