IN THE HIGH COURT OF JUSTICE QUEEN'S BENCH DIVISION

Before the Honourable Mr Justice Chamberlain On 17 March 2022

BETWEEN:

NATIONAL HIGHWAYS LIMITED

-and-

- (1) PERSONS UNKNOWN CAUSING THE BLOCKING, ENDANGERING, SLOWING DOWN, OBSTRUCTING OR OTHERWISE PREVENTING THE FREE FLOW OF TRAFFIC ONTO OR ALONG THE M25 MOTOR APPORE THE PURPOSES OF PROTESTING
- (2) PERSONS UNKNOWN CAUSING THE BLOCKING, SLOWING DOWN, OBSTRUCTING OR OTHERWISE INTERFERING WITH THE FLOW OF TRAFFIC ONTO OR OFF OR ALONG THE A2, A20 AND 2070 TRUNK ROADS AND M2 AND M20 MOTORWAY FOR THE PURPOSE OF PROTESTING
- (3) PERSONS UNKNOWN CAUSING THE BLOCKING, SLOWING DOWN, OBSTRUCTING OR OTHERWISE INTERFERING WITH THE FLOW OF TRAFFIC ONTO OR OFF OR ALONG THE A1(M), A3, A12, A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS AND THE M1, M3, M4, M4 SPUR, M11, M26, M23 AND M40 MOTORWAYS FOR THE PURPOSE OF PROTESTING
 - (4) MR ALEXANDER RODGER AND 142 OTHERS

<u>Defendants</u>

ORDER

PENAL NOTICE

IF YOU THE WITHIN NAMED DEFENDANTS OR PERSONS UNKNOWN OR ANY OF YOU DISOBEY THIS ORDER OR INSTRUCT OR ENCOURAGE OTHERS TO BREACH 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 TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED

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IMPORTANT NOTICE TO THE DEFENDANTS

This Order prohibits you from doing the acts set out in this Order. You should read it very carefully. You are advised to consult a solicitor as soon as possible. You have the right to ask the Court to vary or discharge this Order.

FURTHER TO the Orders made in these proceedings by Lavender J on 22 September 2021 (the "**M25 Order**"), Cavanagh J on 24 September 2021 (the "**Kent Roads Order**") and Holgate J on 4 October 2021 (the "**Feeder Roads Order**")

AND UPON the Claimant's application by Application Notice dated 4 March 2022, pursuant to the liberty to apply provisions at paragraph 7 of the M25 and Kent Roads Orders and paragraph 10 of the Feeder Roads Order to extend the duration of the injunctions contained at paragraph 2 of the M25 and Kent Roads Orders and paragraph 4 of the Feeder Roads Order (the "Extension Application")

AND UPON READING the Witness Statement of Robert Shaw dated 4 March 2022, and the Claimant's skeleton argument.

AND UPON hearing David Elvin QC, Counsel for the Claimant

AND UPON the Court accepting the Claimant's undertaking that it will provide to the Defendants copies of further evidence or other documents filed in these proceedings upon request, following the Defendants or their representatives providing contact details to the Claimant's solicitors

AND UPON the Court accepting the Claimant's renewed undertaking that the Claimant will comply with any order for compensation which the Court might make in the event that the Court later finds that this Order has caused loss to a Defendant and the Court finds that the Defendant ought to be compensated for that loss

AND UPON the Court accepting the Claimant's renewed undertaking to identify and name Defendants and apply to add them as named Defendants to this Order as soon as reasonably practicable

AND UPON the Claimant confirming that this Order is not intended to prohibit lawful protest which does not endanger, slow, obstruct, prevent or otherwise interfere with the flow of traffic onto off or along the M25, Kent Roads or Feeder Roads nor to

prevent lawful use of the Roads by any person

AND UPON the Claimant confirming that it will file summary judgment applications in respect of Claim Nos. QB-2021-003576, 003626 and 003737 as soon as reasonably practicable

AND UPON the Chief Constables for those forces listed in Schedule 2 to this order having consented to an order being made in the terms set out below

IT IS ORDERED THAT:

Continuation of the M25 Order

- 1. For the purposes of this Order, the
 - 1.1 M25 means the London Orbital Motorway including but not limited to the verges, central reservation, on- and off-slip roads, overbridges and underbridges including the Dartford Crossing and Queen Elizabeth II Bridge, and any apparatus related to that motorway.
 - the Kent Roads mean the A2, A20, A2070, M2 and M20 as identified in the plans annexed at Annex A to this Order, including but not limited to the verges, central reservation, on- and off-slip roads, overbridges and underbridges and any apparatus related to that motorway;
 - the Feeder Roads mean the A1(M) (Junction 1 to Junction 6), M11 (Junction 4 to Junction 7), A12 (M25 Junction 28 to A12 Junction 12), A13 (M25 Junction 30 to A1089), M26 (whole motorway from M25 to M20), A21 (M25 to B2042), A23 (M23 to Star Shaw), M23 (Junction 7 to Junction 10 (including M23 Gatwick Spur)), A23 (between North and South Terminal Roundabouts), A3 (A309 to B2039 Ripley Junction), M3 (Junction 1 to Junction 4), A30 (M25 Junction 13 to Harrow Road, Stanwell, Feltham), A3113 (M25 Junction 14 to A3044), M4 (Junction 1 to Junction 7), M4 Spur (whole of spur from M4 Junction 4 to M4 Junction 4a), M40 (Junction 7 to A40 at Fray's River Bridge), M1 (Junction 1 to Junction 8) and A414 (M1 Junction 8 to A405) as identified by the descriptions and plan annexed at Annex B to this Order, including but not

limited to the verges, central reservation, on- and off-slip roads, overbridges and underbridges, including any roundabouts for access to and from the Feeder Roads, and any apparatus related to those roads.

(together the "Roads").

Continuation of the M25 Order

2. The long-stop date of 21 March 2022 be deleted, and the injunction at paragraph 2 of the M25 Order as set out in full at paragraph 3 below shall continue until 9 May 2022 or further order.

Injunction in force - M25 Order

- 3. With immediate effect and until the earlier of (i) Trial; (ii) Further Order; or (iii) 23.59 pm on 9 May 2022, the Defendants and each of them are forbidden from:
 - 3.1 Blocking, endangering, slowing down, preventing, or obstructing the free flow of traffic onto or along or off the M25 for the purposes of protesting.
 - 3.2 Causing damage to the surface of or to any apparatus on or around the M25 including but not limited to painting, damaging by fire, or affixing any item or structure thereto.
 - 3.3 Affixing themselves ("locking on") to any other person or object on the M25.
 - 3.4 Erecting any structure on the M25.
 - 3.5 Tunnelling in the vicinity of the M25.
 - 3.6 Entering onto the M25 unless in a motor vehicle.
 - 3.7 Abandoning any vehicle or item on the M25 with the intention of causing an obstruction.
 - 3.8 Refusing to leave the area of the M25 when asked to do so by a police constable, National Highways Traffic Officer or High Court Enforcement Officer.

- 3.9 Causing, assisting or encouraging any other person to do any act prohibited by paragraphs 3.1 3.8 above.
- 3.10 Continuing any act prohibited by paragraphs 3.1 3.9 above.

Continuation of the Kent Roads Order

4. The long-stop date of 24 March 2022 be deleted, and the injunction at paragraph 2 of the Kent Roads Order as set out in full at paragraph 5 below shall continue until 9 May 2022 or further order.

Injunction in force - Kent Roads Order

- 5. With immediate effect and until the earlier of (i) Trial; (ii) Further Order; or (iii) 23.59 pm on 9 May 2022, the Defendants and each of them are forbidden from:
 - 5.1 Blocking, slowing down, obstructing or otherwise interfering with the flow of traffic onto or along or off the Roads for the purpose of protesting.
 - 5.2 Blocking, slowing down, obstructing or otherwise interfering with access to or from the Roads, and on any adjacent roads, slip roads or roundabouts which are not vested in the Claimant, for the purpose of protesting.
 - 5.3 Causing damage to the surface of or to any apparatus on or around the Roads including but not limited to painting, damaging by fire, or affixing any item or structure thereto.
 - 5.4 Affixing themselves ("locking on") to any other person or object on the Roads.
 - 5.5 Erecting any structure on the Roads.
 - 5.6 Tunnelling in the vicinity of the Roads.
 - 5.7 Entering onto the Roads unless in a motor vehicle.
 - 5.8 Abandoning any vehicle or item on the Roads with the intention of causing an obstruction.

- 5.9 Refusing to leave the area within 50m of the centre of the Roads when asked to do so by a police constable, National Highways Traffic Officer or High Court Enforcement Officer.
- 5.10 Causing, assisting or encouraging any other person to do any act prohibited by paragraphs 5.1 5.9 above.
- 5.11 Continuing any act prohibited by paragraphs 5.1 5.10 above.

Continuation of the Feeder Roads Order

6. The long-stop date of 24 March 2022 be deleted, and the injunction at paragraph 4 of the Feeder Roads Order as set out in full at paragraph 7 below shall continue 9 May 2022 or further order.

Injunction in force - Feeder Roads Order

- 7. With immediate effect and until the earlier of (i) Trial; (ii) Further Order; or (iii) 23.59 pm on 9 May 2022, the Defendants and each of them are forbidden from:
 - 7.1 Blocking, slowing down, obstructing or otherwise interfering with the flow of traffic onto or along or off the Roads for the purpose of protesting.
 - 7.2 Blocking, slowing down, obstructing or otherwise interfering with access to or from the Roads, and on any adjacent roads, slip roads or roundabouts which are not vested in the Claimant, for the purpose of protesting.
 - 7.3 Causing damage to the surface of or to any apparatus on or around the Roads including but not limited to painting, damaging by fire, or affixing any item or structure thereto.
 - 7.4 Affixing themselves ("locking on") to any other person or object on the Roads.
 - 7.5 Erecting any structure on the Roads.
 - 7.6 Tunnelling in the vicinity of the Roads.
 - 7.7 Entering onto the Roads unless in a motor vehicle.

- 7.8 Abandoning any vehicle or item on the Roads with the intention of causing an obstruction.
- 7.9 Refusing to leave the area within 50m of the centre of the Roads when asked to do so by a police constable, National Highways Traffic Officer or High Court Enforcement Officer.
- 7.10 Causing, assisting or encouraging any other person to do any act prohibited by paragraphs 7.1 7.9 above.
- 7.11 Continuing any act prohibited by paragraphs 7.1 7.10 above.

Alternative Service

- 8. The Claimant is permitted in addition to personal service to serve this Order and other documents in these proceedings by the following three methods:
 - 8.1 placing a copy of this Order on the National Highways website; and
 - 8.2 sending a copy of this Order to Insulate Britain's email addresses: Insulate
 Britain ring2021@protonmail.com and
 insulatebritainlegal@protonmail.com; and
 - 8.3 posting a copy of this Order together with covering letter through the letterbox of each Defendant (or leaving in a separate mailbox) with a notice affixed to the front door if necessary, drawing the recipient's attention to the fact the package contains a court order. If the premises do not have a letterbox, or mailbox, a package containing this Order may be affixed to the front door marked with a notice drawing the recipient's attention to the fact that the package contains a court order and should be read urgently. The Notices shall be given in prominent lettering in the form set out in Schedule 1; or
 - 8.4 instead of by post as set out in paragraph 8.3 above, by email in circumstances where a Defendant has requested email service of documents.
- 9. Compliance with paragraph 8 shall constitute service of this Order.

Third-Party Disclosure

- 10. The disclosure obligations contained in the order of Thornton J dated 24 November 2021, as set out in full at paragraph 11 below, shall be extended to continue until 31 July 2022 or further order.
- 11. The Chief Constables for those forces listed in the Schedule to this order shall disclose to the Claimant:
 - all of the names and addresses of any person who has been arrested by one of their officers in the course of, or as a result of, protests on the highway referred to in these proceedings; and
 - 11.2 all arrest notes, body camera footage and/or all other photographic material relating to possible breaches of the Orders.
- 12. The Claimant is to serve this order on the Police Representative Assistant Chief Constable Owen Weatherill (owen.weatherill@npocc.police.uk), by email only.

Further directions

- 13. The Defendants or any other person affected by this order may apply to the Court at any time to vary or discharge it but if they wish to do so they must inform the Claimant's solicitors immediately (and in any event not less than 48 hours before the hearing of any such application).
- 14. Any person applying to vary or discharge this order must provide their full name and address, an address for service, and must also apply to be joined as a named defendant to the proceedings at the same time (to the extent they are not already so named).
- 15. The Claimant has permission to apply to extend or vary this Order or for further directions.
- 16. The Claimant is to file its application for summary judgment ("the Application") by 4pm on 25 March 2022.
- 17. The Claimant is to serve the Application and evidence in support thereof on the Defendants by 4pm on 5 April 2022.

18. Any Defendant wishing to file evidence in response to the Application is to file

and serve such evidence in response by 4pm on 22 April 2022.

19. The Claimant and any Defendant wishing to file a Skeleton Argument are to file

and serve a Skeleton Argument by 4pm on 27 April 2022.

The Application is listed for 4-5 May 2022 with a time estimate of 2 days, with 3 20.

May 2022 set aside as a judicial reading day.

21. Costs reserved.

Communications with the Claimant

22. The Claimant's solicitors and their contact details are:

> **FAO** Billing/ Rob Shaw (petra.billing@dlapiper.com Petra

/

rob.shaw@dlapiper.com)

DLA Piper UK LLP

1 St Paul's Place

Sheffield

S1 2JX

Reference - RXS/366530/107

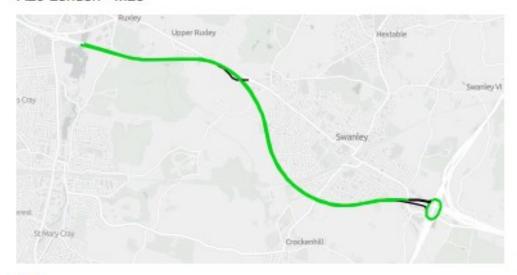
BY THE COURT

Dated: 18 March 2022

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ANNEX A

A20 London - M25



M20



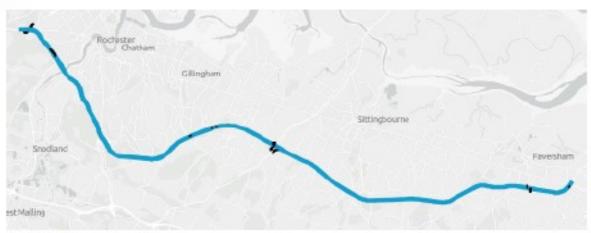
A20 Coast Section



A2 London - M2 Section



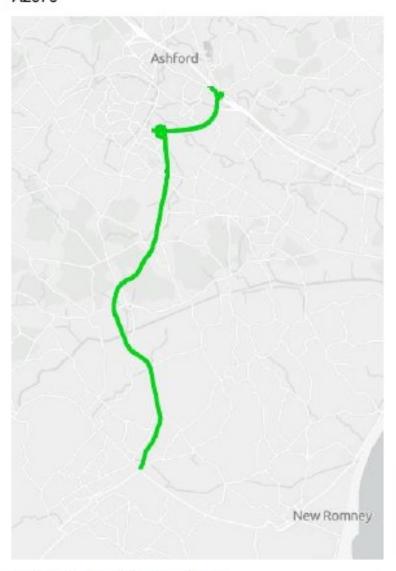
M2



A2 M2 - Dover Section



A2070

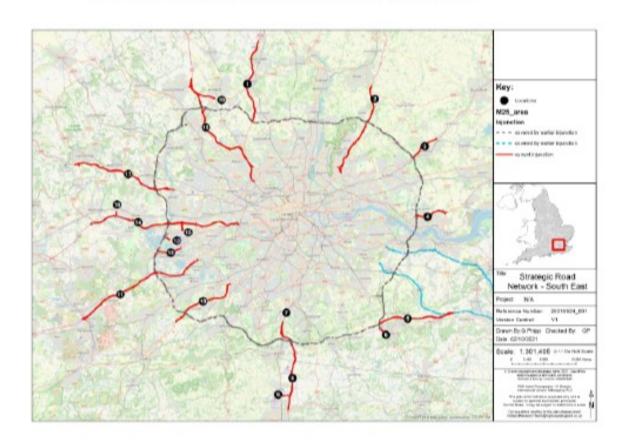


Kent & Surrounding areas SRN



ANNEX B

Plan and description of the Roads covered by this Order



- 1.A1(M) from Junction 1 to Junction 6
- 2.M11 from Junction 4 to Junction 7
- 3.A12 from M25 Junction 28 to A12 Junction 12
- 4.A13 from M25 Junction 30 to A1089
- 5.M26 (the whole motorway) from M25 to M20
- 6.A21 from the M25 to B2042
- 7.A23 from M23 to Star Shaw
- 8.M23 from Junction 7 to Junction 10 (including M23 Gatwick Spur)
- 9.A23 between North and South Terminal Roundabouts
- 10.A3 from A309 to B2039 Ripley Junction
- 11.M3 from Junction 1 to Junction 4
- 12.A30 from M25 Junction 13 to Harrow Road, Stanwell, Feltham
- 13.A3113 from M25 Junction 14 to A3044
- 14.M4 from Junction 4B to Junction 7
- 15.M4 Spur (whole spur) from M4 Junction 4 to M4 Junction 4a
- 16.M4 from Junction 1 to Junction 4B
- 17.M40 from M40 Junction 7 to A40 (Fray's River Bridge)
- 18.M1 from Junction 1 to Junction 8
- 19.A414 from M1 Junction 8 to A405

SCHEDULE 1 - NOTICES

[On the package containing this order]

"VERY URGENT: THIS PACKAGE CONTAINS AN ORDER OF THE HIGH COURT AND YOU SHOULD READ IT IMMEDIATELY AND SEEK LEGAL ADVICE. IF YOU NEED ANOTHER COPY PLEASE CALL [XXXXXX]"

[To affix to front door when the package has been posted through the letterbox or placed in a mailbox]

"VERY URGENT: A PACKAGE HAS BEEN LEFT THAT CONTAINS AN ORDER OF THE HIGH COURT AND YOU SHOULD READ IT IMMEDIATELY AND SEEK LEGAL ADVICE. IF YOU NEED ANOTHER COPY PLEASE CALL [XXXXXX]"

SCHEDULE 2

CHIEF CONSTABLES OF THE FORCES OF:

City of London Police

Metropolitan Police Service

Avon and Somerset Constabulary

Bedfordshire Police

Cambridgeshire Constabulary

Cheshire Constabulary

Cleveland Police

Cumbria Constabulary

Derbyshire Constabulary

Devon & Cornwall Police

Dorset Police

Durham Constabulary

Essex Police

Gloucestershire Constabulary

Greater Manchester Police

Hampshire Constabulary

Hertfordshire Constabulary

Humberside Police

Kent Police

Lancashire Constabulary

Leicestershire Police

Lincolnshire Police

Merseyside Police

Norfolk Constabulary

North Yorkshire Police

Northamptonshire Police

Northumbria Police

Nottinghamshire Police

South Yorkshire Police

Staffordshire Police

Suffolk Constabulary

Surrey Police

Sussex Police

Thames Valley Police

Warwickshire Police

West Mercia Police

West Midlands Police

West Yorkshire Police

Wiltshire Police

SCHEDULE 3 - NAMED DEFENDANTS (AS AT 15.03.2022)

	Name	Address
1.	Alexander RODGER	
2.	Alyson LEE	
3.	Amy PRITCHARD	
4.	Ana HEYATAWIN	
5.	Andrew Taylor WORSLEY	
6.	Anne TAYLOR	
7.	Anthony WHITEHOUSE	
8.	Arne SPRINGORUM	
9.	Barry MITCHELL	
10.	Ben TAYLOR	
11.	Benjamin BUSE	
12.	Biff William Courtenay WHIPSTER	
13.	Cameron FORD	
14.	Catherine RENNIE- NASH	
15.	Catherine EASTBURN	
16.	Christian MURRAY- LESLIE	

17.	Christian ROWE	
18.	Cordelia ROWLATT	
19.	Daniel Lee Charles SARGISON	
20.	Daniel SHAW	
21.	David CRAWFORD	
22.	David JONES	
23.	David NIXON	
24.	David SQUIRE	
25.	Diana Elizabeth BLIGH	
26.	Diana HEKT	
27.	Diana Lewen WARNER	
28.	Donald BELL	
29.	Edward Leonard HERBERT	
30.	Elizabeth ROSSER	
31.	Emily BROCKLEBANK	
32.	Emma Joanne SMART	
33.	Gabriella DITTON	
34.	Gregory FREY	

35.	Gwen HARRISON	
36.	Harry BARLOW	
37.	lan BATES	
38.	Ian Duncan WEBB	
39.	James BRADBURY	
40.	James Malcolm Scott SARGISON	
41.	James THOMAS	
42.	Janet BROWN	
43.	Janine EAGLING	
44.	Jerrard Mark LATIMER	
45.	Jessica CAUSBY	
46.	Jonathan Mark COLEMAN	
47.	Joseph SHEPHERD	
48.	Joshua SMITH	
49.	Judith BRUCE	
50.	Julia MERCER	
51.	Julia SCHOFIELD	

52.	Karen MATTHEWS	
53.	Karen WILDIN	
54.	Liam NORTON	
55.	Louis MCKECHNIE	
56.	Louise Charlotte LANCASTER	
57.	Lucy CRAWFORD	
58.	Mair BAIN	
59.	Margaret MALOWSKA	
60.	Marguerite DOWBLEDAY	
61.	Maria LEE	
62.	Martin John NEWELL	
63.	Mary ADAMS	
64.	Matthew LUNNON	
65.	Matthew TULLEY	
66.	Meredith WILLIAMS	
67.	Michael BROWN	
68.	Michael Anthony WILEY	

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69.	Michelle CHARLSWORTH	
70.	Natalie Clare MORLEY	
71.	Nathaniel SQUIRE	
72.	Nicholas COOPER	
73.	Nicholas ONLEY	
74.	Nicholas TILL	
75.	Oliver ROCK	
76.	Paul COOPER	
77.	Paul SHEEKY	
78.	Peter BLENCOWE	
79.	Peter MORGAN	
80.	Phillipa CLARKE	
81.	Priyadaka CONWAY	
82.	Richard RAMSDEN	
83.	Rob STUART	
84.	Robin Andrew COLLETT	
85.	Roman Andrzej PALUCH-MACHNIK	
86.	Rosemary WEBSTER	

87.	Rowan TILLY	
88.	Ruth Ann COOK	
89.	Ruth JARMAN	
90.	Sarah HIRONS	
91.	Serena SCHELLENBERG	
92.	Simon REDING	
93.	Stefania MOROSI	
94.	Stephanie AYLETT	
95.	Stephen Charles GOWER	
96.	Stephen PRITCHARD	
97.	Susan CHAMBERS	
98.	Sue PARFITT	
99.	Sue SPENCER- LONGHURST	
100.	Susan HAGLEY	
101.	Suzie WEBB	
102.	Tam MILLAR	
103.	Tessa-Marie BURNS	

104.	Theresa NORTON	
105.	Tim SPEERS	
106.	Tim William HEWES	
107.	Tracey MALLAGHAN	
108.	Valerie SAUNDERS	
109.	Venitia CARTER	
110.	Victoria Anne LINDSELL	
111.	Xavier GONZALEZ TRIMMER	
112.	Bethany MOGIE	
113.	Indigo RUMBELOW	
114.	Adrian TEMPLE- BROWN	
115.	Ben NEWMAN	
116.	Christopher PARISH	
117.	Elizabeth SMAIL	
118.	Julian MAYNARD SMITH	
119.	Rebecca LOCKYER	
120.	Simon MILNER- EDWARDS	
121.	Stephen BRETT	

122.	Virginia MORRIS	
123.	Andria EFTHIMIOUS- MORDAUNT	
	MORDAONT	
124.	Ben HORTON	
125.	Christopher FORD	
123.	Chilistophiei FOND	
126.	Darcy MITCHELL	
127.	David MANN	
128.	Ellie LITTEN	
120	Hannah SHAFER	
129.	HAIIIIAII SHAFER	
130.	Jesse LONG	
131.	Julie MACOLI	
132.	Kai BARTLETT	
133.	Mara CADITCKV	
133.	Marc SABITSKY	
134.	Sophie FRANKLIN	
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135.	Tony HILL	
136.	Nicholas BENTLEY	
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137.	Thomas FRANKE	
138.	Nicola STICKELLS	

139.	Mary LIGHT	
140.	David McKENNY	
141.	Giovanna LEWIS	
142.	William WRIGHT	
143.	Margaret REID	