

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION

BEFORE: MR JUSTICE BENNATHAN

Claim No: QB-2021-003576, QB-2021-003626, QB-2021-003737

B E T W E E N:

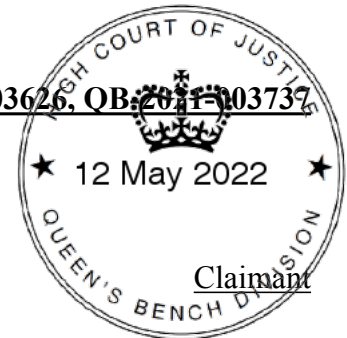
NATIONAL HIGHWAYS LIMITED

-and-

**(1) PERSONS UNKNOWN CAUSING THE BLOCKING OF, ENDANGERING,
OR PREVENTING THE FREE FLOW OF TRAFFIC ON THE M25
MOTORWAY, A2, A20 AND A2070 TRUNK ROADS AND M2 AND M20
MOTORWAY, 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**

(2) MR ALEXANDER RODGER AND 132 OTHERS

Defendants



JUDGMENT ORDER

UPON the application of the Claimant for summary judgment (“the Application”)

AND UPON Mr Justice Chamberlain making an Order dated 17 March 2022 (“Extension Order”)

AND UPON hearing Myriam Stacey QC, Admas Habteslasie and Michael Fry for the Claimant, and Owen Greenhall for Jessica Branch being a person who is not a party to the proceedings but who was permitted to make representations pursuant to CPR r. 40.9.

AND UPON the Court making a separate Order dated 12 May 2022 (“Injunction Order”) in respect of interim and final injunctive relief.

IT IS ORDERED:

Definitions

1. In this Order, the following definitions shall have effect:
 - 1.1. “Dismissal Defendants” means Tam Millar; Hannah Shafer; Jesse Long; Thomas Franke; William Wright; Arne Springorum; Ben Horton; Emily Brocklebank; Marc Savitsky; and Serena Schellenberg
 - 1.2. “Contemnor Defendants” means Ana Heyatawin (D5); Ben Taylor (D10); Benjamin Buse (D11); Biff Whipster (D12); Christian Rowe (D17); David Nixon (D23); Diana Warner (D27); Ellie Litten (D124); Emma Smart (D31); Gabriella Ditton (D32); Indigo Rumbelow (D110); James Thomas (D40); Louis McKechnie (D54); Oliver Rock (D74); Paul Sheeky (D76); Richard Ramsden (D81); Roman Paluch-Machnik (D84); Ruth Jarman (D88); Stephanie Aylett (D92); Stephen Gower (D93); Stephen Pritchard (D94); Sue Parfitt (D96); Theresa Norton (D101); and Tim Speers (D102)
 - 1.3. “109 Defendants” means all the remaining named defendants excluding the Dismissal and Contemnor Defendants.

Management of Proceedings

2. The Extension Order at paragraph 14 is varied as it conflicts with CPR r 40.9. Pursuant to r 40.9 Ms Jessica Branch is directly affected by the proposed order and has permission to seek to vary the proposed order.

Disposal

3. The Application is dismissed as against the Dismissal Defendants and the 109 Defendants.

4. Summary judgment on the Application in favour of the Claimant is granted in respect of the Contemnor Defendants.
5. Injunctive relief in the form of interim and final injunctions is granted, as set out in the Injunction Order dated 12 May 2022.
6. The Claimant's application for alternative service of the Injunction Order is refused in respect of the First Defendant, and granted in respect of the Contemnor Defendants and 109 Defendants.
7. The Claimant's application for disclosure orders in respect of the police is granted as provided for in the Injunction Order.
8. The Claimant's application for declaratory relief is refused.

Costs

9. Costs reserved.
10. Any submissions on costs by any party are to be filed and served on the Claimant, Ms Branch, and the Court by 4pm on Monday 16 May 2022.

Permission to Appeal

11. The Claimant's application (made by email to Mr Justice Bennathan's clerk dated 11 May 2022 timed at 17:51) for permission to appeal is refused.
12. If so advised, time to file any further application for permission to appeal is to run from Wednesday 11 May 2022 which is the date judgment in the Application was handed down.

Alternative Service of this Order

13. The Claimant is permitted to serve this Judgment Order on the Defendants by:
 - 13.1. Service of the sealed Order on Insulate Britain by email to their known email addresses insulatebritainlegal@protonmail.com and ring2021@protonmail.com; and
 - 13.2. Placing copies of the Order on the National Highways website.
14. This Judgment Order and any document relating to the hearing on 4 – 5 May 2022 (but not the Injunction Order) may be served on Ms Branch by providing a copy to her solicitors by email.

12 May 2022

BY THE COURT