

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BEFORE:
MR JUSTICE JULIAN KNOWLES

CLAIM NO. QB-2022-002577

BETWEEN

ESSO PETROLEUM COMPANY, LIMITED



Claimant

QB-2022-002577

and

(1) SCOTT BREEN

(2) THE PERSONS UNKNOWN WHO
ARE DESCRIBED IN ANNEX 1 TO
THE CLAIM FORM DATED 10
AUGUST 2022

Defendants

(A COPY OF ANNEX 1 TO THE CLAIM
FORM IS ATTACHED AS ANNEX 1 TO
THIS ORDER)

ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY THIS ORDER YOU MAY BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

IMPORTANT NOTICE TO 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.

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 to be in contempt of Court and may be imprisoned, fined or have their assets seized.

A Defendant who is an individual who is ordered not to do something must not do it herself or himself or in any other way. She or he must not do it through others acting on his behalf or on her or his instructions.

You have the right to ask the Court to vary or discharge this Order.

RECITALS

UPON the hearing on 13 February 2023 of the Claimant's claim for a final injunction

AND UPON HEARING Counsel for the Claimant

AND UPON the Court indicating that it would hand down judgment shortly

IT IS ORDERED THAT:

2. The Order of HHJ Lickley KC, dated 21 October 2022, is to continue to have effect (even after 11:59pm on 21 February 2023) until further order.
3. The Claimant shall cause this Order to be uploaded to the SLP Website - <https://www.slpproject.co.uk>.
4. Service of this Order shall be validly effected on the First and Second Defendants pursuant to the steps set out at paragraph 14(1)-(5) of the Order of HHJ Lickley KC, dated 21 October 2022. Such service shall be deemed effective on the latest date on which all of the said steps shall have been completed or, if sooner, the date of actual notice of the document in question.

Dated 13 February 2023

ANNEX 1

(description of persons unknown who are or may become defendants to these proceedings)

1. In this Annex:

- (1) “DCO” means the Southampton to London Pipeline Development Consent Order 2020 (SI 2020 No 1099);
- (2) “DCO order limits” means the order limits (and as the context requires, the land within the order limits) identified by the DCO and available on the National Planning website ;

[https://infrastructure.planninginspectorate.gov.uk/wpcontent/ipc/uploads/projects/EN070005/EN070005-001463-2.2%20Work%20Plans%20\(1%20of%203\).pdf](https://infrastructure.planninginspectorate.gov.uk/wpcontent/ipc/uploads/projects/EN070005/EN070005-001463-2.2%20Work%20Plans%20(1%20of%203).pdf)

[https://infrastructure.planninginspectorate.gov.uk/wpcontent/ipc/uploads/projects/EN070005/EN070005-001464-2.2%20Works%20Plans%20\(2%20of%203\).pdf](https://infrastructure.planninginspectorate.gov.uk/wpcontent/ipc/uploads/projects/EN070005/EN070005-001464-2.2%20Works%20Plans%20(2%20of%203).pdf)

[https://infrastructure.planninginspectorate.gov.uk/wpcontent/ipc/uploads/projects/EN070005/EN070005-001465-2.2%20Works%20Plans%20\(3%20of%203\).pdf](https://infrastructure.planninginspectorate.gov.uk/wpcontent/ipc/uploads/projects/EN070005/EN070005-001465-2.2%20Works%20Plans%20(3%20of%203).pdf)

- (3) “the Southampton to London Pipeline Project” or “SLPP” means the programme of works and development authorised by the DCO.

2. Any person who does any of the acts listed in paragraph 3 of this Annex in express or implied agreement with any other person, and with the intention of causing damage to the Claimant by preventing or impeding construction of the Southampton to London Pipeline Project.

3. The acts referred to in paragraph 2 of this Annex are:

(1) within the DCO order limits, damaging anything which is used or to be used in or in the course of the construction of the SLPP;

(2) within the DCO order limits, traversing any fence surrounding (or other physical demarcation of) any area of land which is used or to be used in or in the course of the construction of the SLPP;

(3) within the DCO order limits, digging any excavation or affixing or locking themselves to anything or any person;

(4) within the DCO order limits, erecting any structure;

(5) within the DCO order limits, spraying, painting, pouring, depositing or writing any substance on to anything which is used or to be used in or in the course of the construction of the SLPP;

(6) within the DCO order limits, by their presence or activities otherwise obstructing the construction of the SLPP and who fail immediately to cease and desist from such obstruction when requested by or on behalf of the claimant or the police;

(7) whether within or without the DCO order limits, blocking or impeding access to any land within the DCO order limits.

(8) assisting any other person do any of the acts referred to in subparagraphs 3(1) to 3(7).