

**KING'S BENCH DIVISION**

**B E T W E E N : -**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL  
(2) WARWICKSHIRE COUNTY COUNCIL**

**Claimants**

**-and-**

**(1) THOMAS CORCORAN  
(2)-(53) OTHER NAMED DEFENDANTS  
(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS  
WITHIN THE BOROUGH OF NUNEATON AND BEDWORTH**

**Defendants**

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**BUNDLE A  
FOR HEARING 17 and 18 December 2024**

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## Claim Form (CPR Part 8)

**DEFENDANT'S COPY**

|  |                 |
|--|-----------------|
| In the High Court of Justice<br>Queen's Bench Division |                 |
| Claim no.  | QB-2019-000616  |
| Fee Account no.  |                 |
| Help with Fees -<br>Ref no. (if applicable)            | H W F - - - - - |

### Claimant

(1) NUNEATON & BEDWORTH BOROUGH COUNCIL  
Town Hall, Coton Rd, Nuneaton CV11 5AA

(2) WARWICKSHIRE COUNTY COUNCIL  
Shire Hall, Warwick CV34 4RL



**Assigned to Master** McCloud

### Defendant(s)

(1) Mr THOMAS CORCORAN AND 52 OTHER NAMED DEFENDANTS IN SCHEDULE 1  
OF THE CLAIM FORM

(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS WITHIN  
THE BOROUGH OF NUNEATON AND BEDWORTH

See attached for further details

Does your claim include any issues under the Human Rights Act 1998?

☐ Yes

☒ No

### Details of claim (see also overleaf)

1. The Claimants seeks an interim and final injunction pursuant to s.222 of the Local Government Act 1972 and/or s.187B of the Town and Country Planning Act with a power arrest attached to the appropriate provisions of the court order. The Claimants seeks to restrain the repeated breaches of directions to leave the land, served pursuant to sections 61 and 77 of the Criminal Justice and Public Order Act 1994 (CJPOA).

2. The First and Second Claimant are local authorities and the administrative boundaries of the First Claimant are marked on the map attached to the Draft Order at Schedule 2. The Claimants seeks an injunction to protect the First Claimant's administrative area from further unauthorised encampments by the First to Fifty-Third Defendants, who have formed unauthorised encampments within the Borough. Further, the First and Second Claimant seek an order against the Fifty-Fourth Defendant, Persons Unknown, to prevent Persons Unknown from encamping on identified areas within the Borough shaded in red on the map attached to the Draft Order at Schedule 3; as these areas have suffered in total 103 unauthorised encampments throughout the last 3 years as detailed in the evidence. These encampments have been formed on both private and public land including: public open space, the highways, village centres, industrial estates, residential areas, and close to schools.

Defendant's  
name and  
address

(1) Mr Thomas Corcoran, 7 Sandiacre,  
Long Green, Cressing, Baintree, Essex,  
CM778DL

See attached for further details

|                              |                  |
|------------------------------|------------------|
|                              | £                |
| Court fee                    | 528.00           |
| Legal representative's costs | TBA              |
| Issue date                   | 22 February 2019 |

For further details of the courts [www.gov.uk/find-court-tribunal](http://www.gov.uk/find-court-tribunal).

When corresponding with the Court, please address forms or letters to the Manager and always quote the claim number.

# List of Defendants and their addresses

- (2) JESSICA DODD, 7 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (3) MICHAEL DOYLE, 6 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (4) LUKE DELANEY, 12 Sandiacre, Long Green, Cressing, Baintree, Essex, CM77 8DL
- (5) PATRICK McGINLEY, 7 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (6) ALPHONSUS McGINLEY, 7 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (7) MICHAEL STOKES, 29 Oaktree Field Caravan Site, Odstock Road, Salisbury, Wiltshire SP2 8BY
- (8) MICHAEL STOKES, 6 Horsdean Travelers Site, Braypool Lane, Patcham Brighton, East Sussex BN1 8PP
- (9) DENNIS STOKES, 12 Bashley Road Caravan Site, Bashley Road, London, NW10 6TH
- (10) DENNIS STOKES (JNR), Caravan 6 Dun Roamin Park, Whitfield, NN13 5TD
- (11) BRIAN STOKES, 12a, Orchard Drive, Smithy Fen, Cottenham, Cambridgeshire, CB24 8PT
- (12) JOHN MAUGHAN, 14 Long Green, Cressing, Braintree, Essex, CM77 8DL
- (13) TERRY MAUGHAN, 70 Exton Avenue, Luton, Bedfordshire, LU2 0LJ
- (14) TERRY MAUGHAN, 10 Thistle Grove Caravan Park, Main Road, Collin, Dumfries, DG1 4JE
- (15) PATRICK MAUGHAN, 12 Bashley Road Caravan Site, Bashley Road, London, NW10 6TH
- (16) OWEN MAUGHAN, 7 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (17) OWEN MAUGHAN, 8 Imari Park, 38 Russell Street, Derby DE24 8AL
- (18) BERNARD CORCORAN, No Fixed Abode
- (19) FRANCIS CORCORAN, No Fixed Abode
- (20) FRANCIS MAUGHAN, 14 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (21) MARTIN MAUGHAN, 81 Constitution Road, Chatham, Kent, ME5 7DN
- (22) THOMAS MAUGHAN, 11 Kanes Hill Caravan Site, Botley Road, Southampton, SO19 0SA
- (23) JOHN MONGAN, 1 Gapton Hall Road, Great Yarmouth, Norfolk, NR31 0NL
- (24) MARTIN MONGAN, 14 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (25) MARTIN MONGAN, 9 Limehouses, Boathorse Road, Stoke-On-Trent, Staffs ST6 4QQ
- (26) LEONARD MONGAN, 8 Pendles Paddock, Marlow Road, Stokenchurch, High Wycombe, Bucks, HP14 3UW
- (27) PAUL McDONAUGH, 9 Russell Street, Derby
- (28) SIMON McDONAUGH, 3 Thistle Grove Caravan Park, Main Road, Collin, Dumfries, DG1 4JE
- (29) BERNARD McDONAUGH, 37 Boathorse Road, Stoke-On-Trent, Staffordshire, ST7 4JA
- (30) JOHN McDONAUGH, Caravan 7 Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- (31) MIKE McDONAUGH, 62 De Laly Street, Ashton-On-Ribble, Preston, Lancashire, PR2 2DD
- (32) MARTIN McDONAUGH, 29 Speyside Court, Orton, Southgate, Peterborough, PE2 6SN
- (33) AARON McDONAUGH, 9 Sandicare, Long Green, Cressing, Braintree, Essex CM77 8DL
- (34) KATHLEEN McDONAUGH, 3 Orchard View, Horseman Side, Brentwood, Essex, CM14 5SU
- (35) WINNIE McDONAUGH, Caravan 14, Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- (36) MARTIN WARD, 73 Mullacreevie Park, Armagh, BT60 4BB
- (37) PAT WARD, 333 Mullacreevie Park, Armagh, BT60 4BB
- (38) MICHAEL WARD, Splashes, Castle Acre Road, Swaffham, Norfolk, PE37 7XE
- (39) KATHLEEN WARD, 2 Imari Park, 38 Russell Street, Derby DE24 8AL
- (40) ROSELEEN WARD, 6 St Agnell's Lane, Hemel Hempstead, Herts, HP2 7AX
- (41) BERNIE SWEENEY, Kanes Hill Caravan Park, 11 Botley Road, Southampton, SO19 0SA
- (42) JOHN CONNORS, 2 Costalot Stables, Heath Road, Leicestershire, LE67 1DG
- (43) TRACEY BROWN, 72 Lower Ecton, Ecton Lane Caravan Site, Northants NN3 5HQ
- (44) WILLIAM BRIDGES, 16 Ling Croft, Brough, North Humberside, HU15 1TU

- (45) TOM WARD, No Fixed Abode
- (46) EDDIE McDONAUGH, No Fixed Abode
- (47) EDDIE (AKA EDWARD) WARD, No Fixed Abode
- (48) CHRISTOPHER McDONAUGH, No Fixed Abode
- (49) WILLIAM DOHERTY, No Fixed Abode
- (50) GERRY O'BRIEN, No Fixed Abode
- (51) ELIZABETH O'BRIEN, No Fixed Abode
- (52) PEARL BLAINLEY, No Fixed Abode
- (53) FIONA WARD, No Fixed Abode
- (54) PERSONS UNKNOWN



# Claim Form (CPR Part 8)

This Claim Form has been amended pursuant to the Order of Mr Justice Nicklin dated 30 July 2021 and the Order of Mrs Justice Farbey dated 23 August 2021. All edits appear in RED

|  |   |
|--|---|
| In the High Court of Justice<br>Queen's Bench Division |   |
| Claim no.  | QB-2019-000616  |
| Fee Account no.  | PBA0087028  |
| Help with Fees -<br>Ref no. (if applicable)            | H W F - <input type="text"/> <input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/> <input type="text"/> |

## Claimant

(1) NUNEATON & BEDWORTH BOROUGH COUNCIL  
Town Hall, Coton Rd, Nuneaton CV11 5AA

(2) WARWICKSHIRE COUNTY COUNCIL  
Shire Hall, Warwick CV34 4RL



## Defendant(s)

(1) Mr THOMAS CORCORAN AND 52 OTHER NAMED DEFENDANTS IN SCHEDULE QB-2019-000616  
1 OF THE CLAIM FORM  
(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS WITHIN  
THE BOROUGH OF NUNEATON AND BEDWORTH

Does your claim include any issues under the Human Rights Act 1998? ☐ Yes ☒ No

## Details of claim (see also overleaf)

1. The Claimants seeks an interim and final injunction pursuant to s.222 of the Local Government Act 1972 and/or s.187B of the Town and Country Planning Act with a power arrest attached to the appropriate provisions of the court order. The Claimants seeks to restrain the repeated breaches of directions to leave the land, served pursuant to sections 61 and 77 of the Criminal Justice and Public Order Act 1994 (CJPOA).

2. The First and Second Claimant are local authorities and the administrative boundaries of the First Claimant are marked on the map attached to the Draft Order at Schedule 2. The Claimant seeks an injunction to protect its administrative area from further unauthorised encampments by the First to Fifty-Third Defendants (except those against whom proceedings have been discontinued), who have formed unauthorised encampments within the Borough. Further, the First and Second Claimant seek an order against the Fifty-Fourth Defendant, Persons Unknown, to prevent Persons Unknown from encamping on identified areas within the Borough shaded in red on the map attached to the Draft Order at Schedule 3; as these areas have suffered in total 103 unauthorised encampments throughout the last 3 years as detailed in the evidence. These encampments have been formed on both private and public land including: public open space, the highways, village centres, industrial estates, residential areas, and close to schools.

Defendant's  
name and  
address

(1) Mr Thomas Corcoran, 7 Sandiacre,  
Long Green, Cressing, Baintree, Essex,  
CM778DL

See attached for further details

|                                 |                  |
|---------------------------------|------------------|
|                                 | £                |
| Court fee                       | 528              |
| Legal representative's<br>costs | TBA              |
| Issue date                      | 22 February 2019 |

For further details of the courts [www.gov.uk/find-court-tribunal](http://www.gov.uk/find-court-tribunal).

When corresponding with the Court, please address forms or letters to the Manager and always quote the claim number.

**Details of claim (continued)**

3. The areas to be protected are within the administrative boundaries of Nuneaton and Bedworth Borough Council and the injunction is sought as the Claimants have experienced significant and prolonged issues associated with unauthorised encampments within the First Claimant's administrative area, including: fly-tipping, anti-social behaviour and environmental and health risks associated with these encampments.

4. The encampments are having a detrimental impact on local business, as well as on the enjoyment of public spaces.

5. Existing powers are being undermined and are ineffective, the law is being flouted repeatedly and the Claimants have experienced significant expense both in legal costs and clean-up costs. Service of directions to leave land by the Claimants or the Police pursuant to s.61 and section 77&78 of the CJPOA only leads to the encampments moving from one site to the next site and has not deterred the travellers from forming encampments within the area marked in red on the map attached at Schedule 2.

6. For the reasons set out in the witness statements, it is necessary and expedient for the promotion and protection of the interests of the inhabitants of First Claimant and to prevent apprehended breaches of planning control to seek an injunction to prevent the establishment of unauthorised encampments by named individuals within the area marked in red on the attached map at Schedule 2 to the Draft Order and to prevent Persons Unknown from forming unauthorised encampments on the areas identified on the map at Schedule 3 of the Draft Order.

7. It is also necessary to bring these proceedings against Persons Unknown to deter unauthorised encampments on sites, which have been identified on the map in Schedule 3. It is not possible to identify all of the individuals who have formed these unauthorised encampments, many of whom are not prepared to identify themselves.

CAROLINE BOLTON

Sharpe Pritchard LLP  
Elm Yard  
10-16 Elm Street  
London WC1X 0BJ  
DX: 353 London/Chancery Lane  
Tel: 020 7405 4600  
Fax: 020 7242 2210  
Email: [wrose@sharpepritchard.co.uk](mailto:wrose@sharpepritchard.co.uk)

Claimant's or claimant's legal representative's address to which documents should be sent if different from overleaf. If you are prepared to accept service by DX, fax or e-mail, please add details.



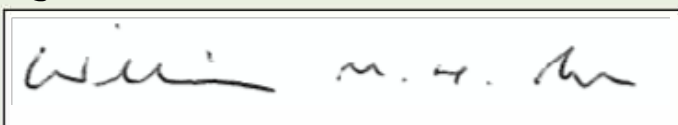
## Statement of Truth

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.

☐ **I believe** that the facts stated in these particulars of claim are true.

☒ **The Claimant believes** that the facts stated in these particulars of claim are true. **I am authorised** by the claimant to sign this statement.

### Signature



☐ Claimant

☐ Litigation friend (where claimant is a child or a Protected Party)

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

### Date

Day

1

Month

Sept

Year

2021

Full name

William Maxwell Hunt Rose

Name of claimant's legal representative's firm

Sharpe Pritchard LLP

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

Partner

Find out how HM Courts and Tribunals Service uses personal information you give them when you fill in a form: <https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>



List of Defendants and their addresses

- (1) THOMAS CORCORAN – Plot 10 Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (2) JESSICA DODD, ~~7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL~~ Plot 10, Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (3) MICHAEL DOYLE, 6 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (4) LUKE DELANEY, ~~12 Sandiacre, Long Green, Cressing, Braintree, Essex, CM77 8DL~~ Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (5) PATRICK MCGINLEY, ~~7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL~~ Barn Fisheries, Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (6) ALPHONSUS MCGINLEY, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (7) MICHAEL STOKES, 29 Oaktree Field Caravan Site, Odstock Road, Salisbury, Wiltshire SP2 8BY
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- (38) MICHAEL WARD, Splashes, Castle Acre Road, Swaffham, Norfolk, PE37 7XE
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- ~~{45} — TOM WARD, No Fixed Abode~~
- ~~{46} — EDDIE McDONAUGH, No Fixed Abode~~
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- ~~{50} — GERRY O'BRIEN, No Fixed Abode~~
- ~~{51} — ELIZABETH O'BRIEN, No Fixed Abode~~
- ~~{52} — PEARL BLAINLEY, No Fixed Abode~~
- ~~{53} — FIONA WARD, No Fixed Abode~~
- (54) PERSONS UNKNOWN forming unauthorised encampments within the Borough of Nuneaton and Bedworth



# Claim Form (CPR Part 8)

This Claim Form has been amended pursuant to the Order of Mr Justice Nicklin dated 30 July 2021 and the Order of Mrs Justice Farbey dated 23 August 2021 and the Order of Mr Justice Linden made on 23 May 2022. All edits appear in RED and Green

|  |   |
|--|---|
| In the High Court of Justice<br>Queen's Bench Division |   |
| Claim no.  | QB-2019-000616  |
| Fee Account no.  | PBA0087028  |
| Help with Fees -<br>Ref no. (if applicable)            | H W F - <input type="text"/> <input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/> <input type="text"/> |

## Claimant

(1) NUNEATON & BEDWORTH BOROUGH COUNCIL  
Town Hall, Coton Rd, Nuneaton CV11 5AA

(2) WARWICKSHIRE COUNTY COUNCIL  
Shire Hall, Warwick CV34 4RL



## Defendant(s)

(1) Mr THOMAS CORCORAN AND 52 OTHER NAMED DEFENDANTS IN SCHEDULE 1 OF THE CLAIM FORM (except those against whom proceedings have been discontinued).  
(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS WITHIN THE BOROUGH OF NUNEATON AND BEDWORTH

Does your claim include any issues under the Human Rights Act 1998? ☐ Yes ☒ No

## Details of claim (see also overleaf)

1. The Claimants seeks an interim and final injunction pursuant to s.222 of the Local Government Act 1972 and/or s.187B of the Town and Country Planning Act with a power arrest attached to the appropriate provisions of the court order. The Claimants seeks to restrain the repeated breaches of directions to leave the land, served pursuant to sections 61 and 77 of the Criminal Justice and Public Order Act 1994 (CJPOA).

2. The First and Second Claimants are local authorities and the administrative boundaries of the First Claimant are marked on the map attached to the Draft Order at Schedule 2. The Claimant seeks an injunction to protect its administrative area from further unauthorised encampments by the First to Fifty-Third Defendants (except those against whom proceedings have been discontinued), who have formed unauthorised encampments within the Borough. Further, the First and Second Claimant seek an order against the Fifty-Fourth Defendant, Persons Unknown, to prevent Persons Unknown from encamping on identified areas within the Borough shaded in red on the map attached to the Draft Order at Schedule 3; as these areas have suffered in total 103 unauthorised encampments throughout the last 3 years as detailed in the evidence. These encampments have been formed on both private and public land including: public open space, the highways, village centres, industrial estates, residential areas, and close to schools.

Defendant's  
name and  
address

(1) Mr Thomas Corcoran, ~~7 Sandiacre,  
Long Green, Cressing, Baintree, Essex,  
CM778DL~~ Plot 10 Kirby Glebe Farm,  
Hartshill, Nuneaton CV10 0TB

See attached for further details

|                              | £                |
|------------------------------|------------------|
| Court fee                    | 528              |
| Legal representative's costs | TBA              |
| Issue date                   | 22 February 2019 |

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When corresponding with the Court, please address forms or letters to the Manager and always quote the claim number.

**Details of claim (continued)**

3. The areas to be protected are within the administrative boundaries of Nuneaton and Bedworth Borough Council and the injunction is sought as the Claimants have experienced significant and prolonged ~~issued~~ associated with unauthorised encampments within the First Claimant's administrative area, including: fly-tipping, anti-social behaviour and environmental and health risks associated with these encampments.
4. The encampments are having a detrimental impact on local business, as well as on the enjoyment of public spaces.
5. Existing powers are being undermined and are ineffective, the law if being flouted repeatedly and the Claimants have experienced significant expense both in legal costs and clean-up costs. Service of directions to leave land by the Claimants or the Police pursuant to s.61 and section 77&78 of the CJPOA only leads to the encampments moving from one site to the next site and has not deterred the travellers from forming encampments within the area marked in red on the map attached at Schedule 2.
6. For the reasons set out in the witness statements, it is necessary and expedient for the promotion and protection of the interests of the inhabitants of First Claimant and to prevent apprehended breaches of planning control to seek an injunction to prevent the establishment of unauthorised encampments by named individuals within the area marked in red on the attached map at Schedule 2 to the Draft Order and to prevent Persons Unknown from forming unauthorised encampments on the areas identified on the map at Schedule 3 of the Draft Order.
7. It is also necessary to bring these proceedings against Persons Unknown to deter unauthorised encampments on sites, which have been identified on the map in Schedule 3. It is not possible to identify all of the individuals who have formed these unauthorised encampments, many of whom are not prepared to identify themselves.

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Sharpe Pritchard LLP  
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10-16 Elm Street  
London WC1X 0BJ  
DX: 353 London/Chancery Lane  
Tel: 020 7405 4600  
Fax: 020 7242 2210  
Email: wrose@sharpepritchard.co.uk

Claimant's or claimant's legal representative's address to which documents should be sent if different from overleaf. If you are prepared to accept service by DX, fax or e-mail, please add details.

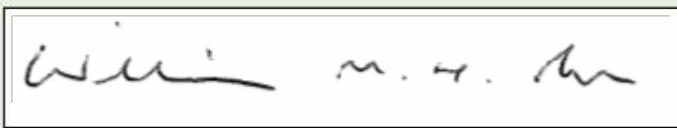
## Statement of Truth

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.

☐ **I believe** that the facts stated in these particulars of claim are true.

☒ **The Claimant believes** that the facts stated in these particulars of claim are true. **I am authorised** by the claimant to sign this statement.

### Signature



☐ Claimant

☐ Litigation friend (where claimant is a child or a Protected Party)

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

### Date

Day

1

Month

Sept

Year

2021

Full name

William Maxwell Hunt Rose

Name of claimant's legal representative's firm

Sharpe Pritchard LLP

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

Partner

Find out how HM Courts and Tribunals Service uses personal information you give them when you fill in a form: <https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>

List of Defendants and their addresses

- (1) THOMAS CORCORAN – Plot 10 Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (2) JESSICA DODD, ~~7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL~~ Plot 10, Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (3) MICHAEL DOYLE, 6 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (4) LUKE DELANEY, ~~12 Sandiacre, Long Green, Cressing, Braintree, Essex, CM77 8DL~~ Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (5) PATRICK MCGINLEY, ~~7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL~~ Barn Fisheries, Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (6) ALPHONSUS MCGINLEY, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (7) MICHAEL STOKES, 29 Oaktree Field Caravan Site, Odstock Road, Salisbury, Wiltshire SP2 8BY
- (8) MICHAEL STOKES, 6 Horsdean Travelers Site, Braypool Lane, Patcham Brighton, East Sussex BN1 8PP
- (9) DENNIS STOKES, ~~12 Bashley Road Caravan Site, Bashley Road, London, NW10 6TH~~ Plot 6 Kirby Glebe Farm, Hartshill, Nuneaton CV10 0TB
- (10) DENNIS STOKES (JNR), Caravan 6 Dun Roamin Park, Whitfield, NN13 5TD
- (11) BRIAN STOKES, 12a, Orchard Drive, Smithy Fen, Cottenham, Cambridgeshire, CB24 8PT
- (12) JOHN MAUGHAN, 14 Long Green, Cressing, Braintree, Essex, CM77 8DL
- (13) TERRY MAUGHAN, 70 Exton Avenue, Luton, Bedfordshire, LU2 0LJ
- ~~(14) TERRY MAUGHAN, 10 Thistle Grove Caravan Park, Main Road, Collin, Dumfries, DG1 4JE~~
- (15) PATRICK MAUGHAN, 12 Bashley Road Caravan Site, Bashley Road, London, NW10 6TH
- (16) OWEN MAUGHAN, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (17) OWEN MAUGHAN, 8 Imari Park, 38 Russell Street, Derby DE24 8AL
- ~~(18) BERNARD CORCORAN, No Fixed Abode~~
- ~~(19) FRANCIS CORCORAN, No Fixed Abode~~
- (20) FRANCIS MAUGHAN, 14 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (21) MARTIN MAUGHAN, 81 Constitution Road, Chatham, Kent, ME5 7DN
- (22) THOMAS MAUGHAN, 11 Kanes Hill Caravan Site, Botley Road, Southampton, SO19 0SA
- (23) JOHN MONGAN, 1 Gapton Hall Road, Great Yarmouth, Norfolk, NR31 0NL
- ~~(24) MARTIN MONGAN, 14 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL~~
- (25) MARTIN MONGAN, 9 Limehouses, Boathorse Road, Stoke-On-Trent, Staffs ST6 4QQ
- (26) LEONARD MONGAN, 8 Pendles Paddock, Marlow Road, Stokenchurch, High Wycombe, Bucks, HP14 3UW
- (27) PAUL McDONAUGH, 9 Russell Street, Derby
- ~~(28) SIMON McDONAUGH, 3 Thistle Grove Caravan Park, Main Road, Collin, Dumfries, DG1 4JE~~
- (29) BERNARD McDONAUGH, 37 Boathorse Road, Stoke-On-Trent, Staffordshire, ST7 4JA
- (30) JOHN McDONAUGH, Caravan 7 Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- (31) MIKE McDONAUGH, 62 De Laly Street, Ashton-On-Ribble, Preston, Lancashire, PR2 2DD
- (32) MARTIN McDONAUGH, 29 Speyside Court, Orton, Southgate, Peterborough, PE2 6SN
- (33) AARON McDONAUGH, 9 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- ~~(34) KATHLEEN McDONAUGH, 3 Orchard View, Horseman Side, Brentwood, Essex, CM14 5SU~~
- (35) WINNIE McDONAUGH, Caravan 14, Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- ~~(36) MARTIN WARD, 73 Mullacreevie Park, Armagh, BT60 4BB~~
- ~~(37) PAT WARD, 333 Mullacreevie Park, Armagh, BT60 4BB~~
- (38) MICHAEL WARD, Splashes, Castle Acre Road, Swaffham, Norfolk, PE37 7XE
- (39) KATHLEEN WARD, 2 Imari Park, 38 Russell Street, Derby DE24 8AL

- ~~{40} — ROSELEEN WARD, 6 St Agnells Lane, Hemel Hempstead, Herts, HP2 7AX~~
- {41} BERNIE SWEENEY, Kanes Hill Caravan Park, 11 Botley Road, Southampton, SO19 0SA
- {42} JOHN CONNORS, 2 Costalot Stables, Heath Road, Leicestershire, LE67 1DG
- ~~{43} — TRACEY BROWN, 72 Lower Ecton, Ecton Lane Caravan Site, Northants NN3 5HQ~~
- ~~{44} — WILLIAM BRIDGES, 16 Ling Croft, Brough, North Humberside, HU15 1TU~~
- ~~{45} — TOM WARD, No Fixed Abode~~
- ~~{46} — EDDIE McDONAUGH, No Fixed Abode~~
- ~~{47} — EDDIE (AKA EDWARD) WARD, No Fixed Abode~~
- ~~{48} — CHRISTOPHER McDONAUGH, No Fixed Abode~~
- ~~{49} — WILLIAM DOHERTY, No Fixed Abode~~
- ~~{50} — GERRY O'BRIEN, No Fixed Abode~~
- ~~{51} — ELIZABETH O'BRIEN, No Fixed Abode~~
- ~~{52} — PEARL BLAINLEY, No Fixed Abode~~
- ~~{53} — FIONA WARD, No Fixed Abode~~
- {54} PERSONS UNKNOWN forming unauthorised encampments within the Borough of Nuneaton and Bedworth



# Application Notice

For help in completing this form please read the notes for guidance form N244 Notes

NOTICE OF HEARING  
APPLICATION WILL BE HEARD AT THE  
ROYAL COURTS OF JUSTICE, STRAND, LONDON  
WC2A 2LL ON:  
DATE: 19/3/19  
TIME: TBC  
IN A COURT TO BE CONFIRMED

|  |   |
|--|---|
| In the High Court of Justice<br>Queen's Bench Division |   |
| Claim no.  | QB-2019-000616  |
| Fee Account no.  | PBA0087028  |
| Warrant no.<br>(if applicable)                         |   |
| Claimant<br>(including ref.)                           | Nuneaton & Bedworth<br>Borough Council and<br>Warwickshire County Council |
| Defendants<br>(including ref.)                         | (1) Thomas Corcoran & Ors   |
| Date   | 22 February 2019  |



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

Sharpe Pritchard LLP

2. Are you a ☐ Claimant ☐ Defendant ☒ Legal Representative

☐ Other (please specify)

If you are a solicitor whom do you represent

Claimant

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

The Claimant seeks an injunction in the terms of the draft Order attached for the reasons set out in the witness statements of Robert Watson, Martyn Stephens, Katherine Moreton, Philip Richardson and Carol Ingleston and their exhibits.

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 telephone hearing

6. How long do you think the hearing will last?

2 Hours

Minutes

Is this time estimate agreed by all parties?

☐ Yes

☒ No

7. Give details of any fixed trial date or period

-

8. What level of Judge does your hearing need?

High Court

9. Who should be served with this application?

Defendants

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

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

☐ the attached witness statement

☐ the statement of case

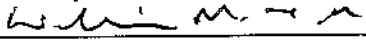
☒ the evidence set out in the box below

If necessary, please continue on a separate sheet

1. Witness statement of Robert Watson dated 15<sup>th</sup> February 2019 and its exhibits.
2. Witness statement of Martyn Stephens dated 19<sup>th</sup> February 2019 and its exhibits.
3. Witness statement of Katherine Ann Moreton dated 19<sup>th</sup> February 2019 and its exhibits.
4. Witness statement of Philip Richardson dated 19<sup>th</sup> February 2019 and its exhibits.
5. Witness statement of Carol Ingleston dated 15<sup>th</sup> February 2019 and its exhibits.

#### Statement of Truth

The applicant believes that the facts stated in this section (and any continuation sheets) are true.

Signed  Dated 22 February 2019  
Applicant's Solicitor

Full name William Maxwell Hunt Rose

Name of applicant's solicitor's firm Sharpe Pritchard LLP

Position or office held Partner  
(if signing on behalf of firm or company)

#### 11. Signature and address details

Signed  Dated 22 February 2019  
Applicant's Solicitor

Position or office held Partner  
(if signing on behalf of firm or company)

Applicant's address to which documents about this application should be sent

Sharpe Pritchard LLP  
Elm Yard  
13-16 Elm Street  
London  
Postcode WC1X 0BJ

| If applicable |                          |
|---------------|--------------------------|
| Phone no.     | 020 7405 4600            |
| Fax no.       | 020 7831 1284            |
| DX no.        | 353 London/Chancery Lane |
| Ref no.       | WMHR/170.19              |

E-mail address wrose@sharpepritchard.co.uk

QUEEN'S BENCH DIVISION

IN THE MATTER OF S222 LOCAL GOVERNMENT ACT 1972  
AND S187B TOWN AND COUNTRY PLANNING ACT 1990

Before

On the

BETWEEN

(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL

(2) WARWICKSHIRE COUNTY COUNCIL

Claimants

-and-

(1) THOMAS CORCORAN & 53 OTHER NAMED DEFENDANTS IN SCHEDULE 1  
OF THE CLAIM FORM

(2) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS WITHIN  
THE BOROUGH OF NUNEATON AND BEDWORTH

Defendants

---

Draft ORDER

---

IF YOU, ANY OF THE ABOVE NAMED FIRST TO FIFTY-THIRD DEFENDANTS OR PERSONS UNKNOWN DISOBEY THIS ORDER OR INSTRUCT OR ENCOURAGE OTHERS TO BREACH THIS ORDER YOU MAY BE HELD 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

UPON HEARING COUNSEL MISS CAROLINE BOLTON FOR THE CLAIMANTS AND THE DEFENDANTS NOT ATTENDING

AND UPON READING THE PAPERS AND HEARING THE APPLICATION FOR AN INTERIM INJUNCTION PENDING THE FINAL INJUNCTION HEARING PURSUANT TO SECTION 222 LOCAL GOVERNMENT ACT 1972 AND 187B TOWN AND COUNTRY PLANNING ACT 1990

## **POWER OF ARREST**

**THIS ORDER CONTAINS A POWER OF ARREST FOR BREACH OF PARAGRAPHS 1-9 OF THIS ORDER PURSUANT TO SECTION 27 OF THE POLICE AND JUSTICE ACT 2006 AND SECTION 4 OF THE ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014. ANY PERSON CAUGHT BREACHING PARAGRAPHS 1-9 OF THIS ORDER MAY BE ARRESTED AND BROUGHT BEFORE THE COURT**

**Note to Arresting Officer: Where the defendant is arrested under the power given by section 27 of the Police and Justice Act 2006 or the Anti-social Behaviour Crime and Policing Act 2014 :-**

- The defendant shall be brought before the judge within a period of 24 hours beginning at the time of their arrest
- A constable shall inform the person on whose application the injunction was granted forthwith where the defendant is arrested under these powers

**Nothing in sections 27 of the Police and Justice Act 2006 or the Anti-social Behaviour Crime and Policing Act 2014 shall authorise the detention of the defendant after the expiry of the period of 24 hours beginning at the time of their arrest.**

**In calculation any period of 24 hours, no account shall be taken of Christmas Day, Good Friday or any Sunday.**

### **IT IS ORDERED THAT:**

**Until further order, The First to Fifty Third Defendants are forbidden from:**

1. Setting up an encampment on any land within the administrative boundaries of Nuneaton and Bedworth Borough Council unless authorised to do so by the owner of the land
2. Setting up an encampment on any land within the administrative boundaries of Nuneaton and Bedworth Borough Council without written permission from the Local Planning Authority, or, planning permission granted by the planning inspector.
3. Entering and/or occupying any part of the Land for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia, save for Thomas Corcoran (the First Defendant) and his wife Jessica Dodds (the Second Defendant) and any other family member agreed with the First Claimant for the purpose of accessing medical care for their daughter Maureen Corcoran.
4. Bringing on to the Land or stationing on the Land any caravans/mobile homes other than when driving through the administrative boundaries of Nuneaton and Bedworth Borough Council or in compliance with the parking orders regulating the use of car parks or with the express permission from the owner of the land.
5. Deposit or cause to be deposited, controlled waste in or on the Land unless a waste management license or environmental permit is in force and the deposit is in accordance with the license or permit.

Persons Unknown (the Fifty-Fourth Defendant) are forbidden from:

6. Setting up an encampment on any land identified on the attached map and list of sites without written permission from the local planning authority, or, planning permission granted by a planning inspector
7. From entering and/or occupying any part of the land identified on the attached map and list of sites for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia
8. From bringing onto the Land or stationing on the Land any caravans/mobile homes other than when driving through the administrative boundaries of Nuneaton and Bedworth Borough Council or in compliance with the parking orders regulating the use of car parks or with express permission from the owners of the land.
9. Deposit or cause to be deposited, controlled waste in or on the Land unless an waste management license or environmental permit is in force and the deposit is in accordance with the license or permit.
10. There be a power of arrest attached to prohibitions 1-9 of this order

The Land in this order means:

11. For the First to Fifty-Third Defendants, all land within the administrative boundaries of Nuneaton and Bedworth Borough Council as appears within the marked red outline on the attached map at Schedule 2 of this Order.
12. For Persons Unknown (the Fifty-Fourth Defendant) all the land marked on the map at Schedule 3 of this Order and identified by the key to the map and numbered 1 to 141, further details of which are on the list at Schedule 3 of this Order.
13. Service of this Order shall be by affixing a copy of this Order in a transparent envelope, or laminated copy, in a prominent position on the land.
14. The Defendants may each of them, or anyone notified of this Order, apply to the Court on 72 hours written notice to the Court and the Claimant to vary or discharge this order (or so much of it as affects that person)
15. Costs reserved.

#### **GUIDANCE NOTES**

#### **EFFECT OF THIS ORDER**

16. A Defendant who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or his instructions or with his encouragement.
17. A Defendant which is a corporation and which is ordered not to do something must not do it itself or by its directors, officers, employees or agents or in any other way.

#### **PARTIES OTHER THAN THE CLAIMANT AND DEFENDANTS**

### **EFFECT OF THIS ORDER**

18. It is a contempt of court for any person notified of this Order knowingly to assist in or permit a breach of this Order. Any person doing so may be sent to prison, fined, or have their assets seized.

### **INTERPRETATION OF THIS ORDER**

19. In this Order, where there is more than one Defendant, unless otherwise stated, references to "the Defendants" means each or all of them.
20. A requirement to serve on "the Defendants" means on each of them, unless an Order of the Court specifies otherwise. The Order is, however, effective against any Defendant on whom it is served.
21. An Order requiring the Defendants to do or not to do anything applies to all Defendants.
22. "controlled waste" has the same meaning as within s.75(4) of the Environmental Protection Act 1990

### **COMMUNICATIONS WITH THE COURT**

23. All communication to the Court about this order should be sent to Room WG08 Royal Courts of Justice, Strand, London, WC2A 2LL (020 7947 6010).

## **SCHEDULE 1 – LIST OF DEFENDANTS**



List of Defendants and their addresses

- (2) JESSICA DODD, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (3) MICHAEL DOYLE, 6 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (4) LUKE DELANEY, 12 Sandiacre, Long Green, Cressing, Baintree, Essex, CM77 8DL
- (5) PATRICK McGINLEY, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (6) ALPHONSUS McGINLEY, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (7) MICHAEL STOKES, 29 Oaktree Field Caravan Site, Odstock Road, Salisbury, Wiltshire SP2 8BY
- (8) MICHAEL STOKES, 6 Horsdean Travelers Site, Braypool Lane, Patcham Brighton, East Sussex BN1 8PP
- (9) DENNIS STOKES, 12 Bashley Road Caravan Site, Bashley Road, London, NW10 6TH
- (10) DENNIS STOKES (JNR), Caravan 6 Dun Roamin Park, Whitfield, NN13 5TD
- (11) BRIAN STOKES, 12a, Orchard Drive, Smithy Fen, Cottenham, Cambridgeshire, CB24 8PT
- (12) JOHN MAUGHAN, 14 Long Green, Cressing, Braintree, Essex, CM77 8DL
- (13) TERRY MAUGHAN, 70 Exton Avenue, Luton, Bedfordshire, LU2 0LJ
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- (17) OWEN MAUGHAN, 8 Imari Park, 38 Russell Street, Derby DE24 8AL
- (18) BERNARD CORCORAN, No Fixed Abode
- (19) FRANCIS CORCORAN, No Fixed Abode
- (20) FRANCIS MAUGHAN, 14 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (21) MARTIN MAUGHAN, 81 Constitution Road, Chatham, Kent, ME5 7DN
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- (23) JOHN MONGAN, 1 Gapton Hall Road, Great Yarmouth, Norfolk, NR31 0NL
- (24) MARTIN MONGAN, 14 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (25) MARTIN MONGAN, 9 Limehouses, Boathorse Road, Stoke-On-Trent, Staffs ST6 4QQ
- (26) LEONARD MONGAN, 8 Pendles Paddock, Marlow Road, Stokenchurch, High Wycombe, Bucks, HP14 3UW
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- (29) BERNARD McDONAUGH, 37 Boathorse Road, Stoke-On-Trent, Staffordshire, ST7 4JA
- (30) JOHN McDONAUGH, Caravan 7 Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- (31) MIKE McDONAUGH, 62 De Laly Street, Ashton-On-Ribble, Preston, Lancashire, PR2 2DD
- (32) MARTIN McDONAUGH, 29 Speyside Court, Orton, Southgate, Peterborough, PE2 6SN
- (33) AARON McDONAUGH, 9 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (34) KATHLEEN McDONAUGH, 3 Orchard View, Horseman Side, Brentwood, Essex, CM14 5SU
- (35) WINNIE McDONAUGH, Caravan 14, Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- (36) MARTIN WARD, 73 Mullacreevie Park, Armagh, BT60 4BB
- (37) PAT WARD, 333 Mullacreevie Park, Armagh, BT60 4BB
- (38) MICHAEL WARD, Splashes, Castle Acre Road, Swaffham, Norfolk, PE37 7XE
- (39) KATHLEEN WARD, 2 Imari Park, 38 Russell Street, Derby DE24 8AL
- (40) ROSELEEN WARD, 6 St Agnells Lane, Hemel Hempstead, Herts, HP2 7AX
- (41) BERNIE SWEENEY, Kanes Hill Caravan Park, 11 Botley Road, Southampton, SO19 0SA
- (42) JOHN CONNORS, 2 Costalot Stables, Heath Road, Leicestershire, LE67 1DG
- (43) TRACEY BROWN, 72 Lower Ecton, Ecton Lane Caravan Site, Northants NN3 5HQ
- (44) WILLIAM BRIDGES, 16 Ling Croft, Brough, North Humberside, HU15 1TU

- (45) TOM WARD, No Fixed Abode
- (46) EDDIE McDONAUGH, No Fixed Abode
- (47) EDDIE (AKA EDWARD) WARD, No Fixed Abode
- (48) CHRISTOPHER McDONAUGH, No Fixed Abode
- (49) WILLIAM DOHERTY, No Fixed Abode
- (50) GERRY O'BRIEN, No Fixed Abode
- (51) ELIZABETH O'BRIEN, No Fixed Abode
- (52) PEARL BLAINLEY, No Fixed Abode
- (53) FIONA WARD, No Fixed Abode
- (54) PERSONS UNKNOWN

## **SCHEDULE 2 – LIST OF SITES AND MAP FOR PERSONS UNKNOWN**

| SITE NUMBER | SITE   | POSTCODE | PREVIOUS INCURSIONS | Land Owner | No. of encampments on site (2015-18) | No of days on encampment (2015-18) | Impact of Encampment (1) | Impact of Encampment (2) | Impact of Encampment (3) |
|-------------|--|----------|---------------------|------------|--------------------------------------|------------------------------------|--------------------------|--------------------------|--------------------------|
| 1           | Abbey Green POS  |          | Yes                 | NBBC       | 4                                    | 19                                 | Litter                   | Human Excrement          |                          |
| 2           | Nuneaton Recreational Ground/Pool Bank St.                 | CV11 5PZ | Yes                 | NBBC       | 2                                    | 15                                 | Litter                   | Human Excrement          |                          |
| 3           | Stanley Road/Vernons Lane Recreational Ground              | CV11 5ET | Yes                 | NBBC       | 1                                    | 2                                  | Litter                   | Human Excrement          |                          |
| 4           | Upper Abbey Street (Car Park)                              | CV11 5DG | Yes                 | NBBC       | 1                                    | 5                                  | Litter                   | Human Excrement          | Business Disruption      |
| 5           | Victoria Street 1 and 2 (Car Park)                         | CV11 5QE | Yes                 | NBBC       | 2                                    | 9                                  | Litter                   | Human Excrement          | Business Disruption      |
| 17          | Pauls Land   | CV11 6QA | Yes                 | NBBC       | 2                                    | 12                                 | Litter                   | Human Excrement          | Business Disruption      |
| 18          | Greenmoor Road (Jubilee)                                   | CV10 7EL | Yes                 | NBBC       | 4                                    | 20                                 | Litter                   | Human Excrement          |                          |
| 21          | Vale View (Whitford Park)                                  | CV10 8PY | Yes                 | NBBC       | 1                                    | 2                                  | Litter                   | Human Excrement          |                          |
| 29          | Queen Elizabeth Road                                       | CV10 9DA | Yes                 | NBBC       | 4                                    | 23                                 | Litter                   | Human Excrement          |                          |
| 31          | The Dingle   | CV10 9DE | Yes                 | NBBC       | 2                                    | 4                                  | Litter                   | Human Excrement          |                          |
| 33          | Blackberry Lane  |          | Yes                 | NBBC       | 2                                    | 10                                 | Litter                   | Human Excrement          | School Closure           |
| 34          | Heckley Recreational Ground                                | CV7 9EX  | Yes                 | NBBC       | 1                                    | 5                                  | Litter                   | Human Excrement          | Business Disruption      |
| 35          | Keresley Recreational Ground                               | CV7 8NG  | Yes                 | NBBC       | 2                                    | 9                                  | Litter                   | Human Excrement          |                          |
| 58          | Albury Avenue POS  |          | Yes                 | NBBC       | 2                                    | 11                                 | Litter                   | Human Excrement          |                          |
| 61          | Buttermere Avenue/Greendale Road                           | CV11 6EP | Yes                 | NBBC       | 1                                    | 3                                  | Litter                   | Human Excrement          |                          |
| 63          | Clovely Way  | CV11 6YB | Yes                 | NBBC       | 1                                    | 10                                 | Litter                   | Human Excrement          |                          |
| 65          | Tiverton Drive/Tavistock Way                               | CV11 6VL | Yes                 | NBBC       | 2                                    | 8                                  | Litter                   | Human Excrement          |                          |
| 70          | Donithorne Ave/Caldwell Grange                             |          | Yes                 | NBBC       | 8                                    | 35                                 | Litter                   | Human Excrement          | ASB                      |
| 71          | Gala Fields  |          | Yes                 | NBBC       | 7                                    | 56                                 | Litter                   | Human Excrement          | Business Disruption      |
| 72          | Heritage Centre/Pingles Showground                         |          | Yes                 | NBBC       | 3                                    | 19                                 | Litter                   | Human Excrement          |                          |
| 75          | Marston Lane Fields  | CV11 4RE | Yes                 | NBBC       | 1                                    | 3                                  | Litter                   | Human Excrement          |                          |
| 77          | Riversley Park   | CV11 5TY | Yes                 | NBBC       | 5                                    | 28                                 | Litter                   | Human Excrement          | Business Disruption      |
| 79          | Riversley Park (Car Park)                                  | CV11 5TX | Yes                 | NBBC       | 5                                    | 28                                 | Litter                   | Human Excrement          | Business Disruption      |
| 80          | Pingles Leisure Centre (Car Park)                          | CV11 4LX | Yes                 | NBBC       | 5                                    | 28                                 | Litter                   | Human Excrement          | Business Disruption      |
| 82          | Trinity Court Flats (Car Park), Highfield Rd, Attleborough | CV11 4PW | Yes                 | NBBC       | 1                                    | 1                                  | Litter                   | Human Excrement          |                          |
| 83          | Acacia Crescent  |          | Yes                 | NBBC       | 1                                    | 12                                 | Litter                   | Human Excrement          |                          |
| 84          | Dunns Close, Nuneaton                                      |          | Yes                 | NBBC       | 3                                    | 9                                  | Litter                   | Human Excrement          |                          |
| 85          | Lymington Drive, Coventry                                  |          | Yes                 | NBBC       | 1                                    | 1                                  | Litter                   | Human Excrement          |                          |
| 86          | Slingsby Close, Nuneaton                                   |          | Yes                 | NBBC       | 6                                    | 32                                 | Litter                   | Human Excrement          | Business Disruption      |
| 88          | Ash Green School, Ash Green, Coventry                      | CV7 9AH  | YES                 | WCC        | 1                                    | Unknown                            | Litter                   | Human Excrement          | School Closure           |
| 137         | Hoiman Way, Nuneaton                                       |          | YES                 | WCC        | 4                                    |                                    | Litter                   | Human Excrement          |                          |
| 107         | Recycling Centre, Tuttle Hill Refuse Site, Nuneaton        | CV10 0HU | YES                 | WCC        | 1                                    | 1                                  | Litter                   | Human Excrement          |                          |
| 138         | The Discovery Academy, Nuneaton                            | CV11 5SS | YES                 | Private    | 3                                    | 36                                 | Litter                   | Human Excrement          | Business Disruption      |
| 139         | UPS, St Davids Way, Nuneaton                               | CV10 7SD | YES                 | Private    | 1                                    | 2                                  | Litter                   | Human Excrement          |                          |
| 140         | Halfords Corporation St Nuneaton                           | CV11 5UT | YES                 | Private    | 2                                    | 6                                  | Litter                   | Human Excrement          |                          |
| 141         | Bermuda Road Phoenix Centre                                | CV10 7HU | YES                 | Private    | 1                                    |                                    | Litter                   | Human Excrement          | Business Disruption      |

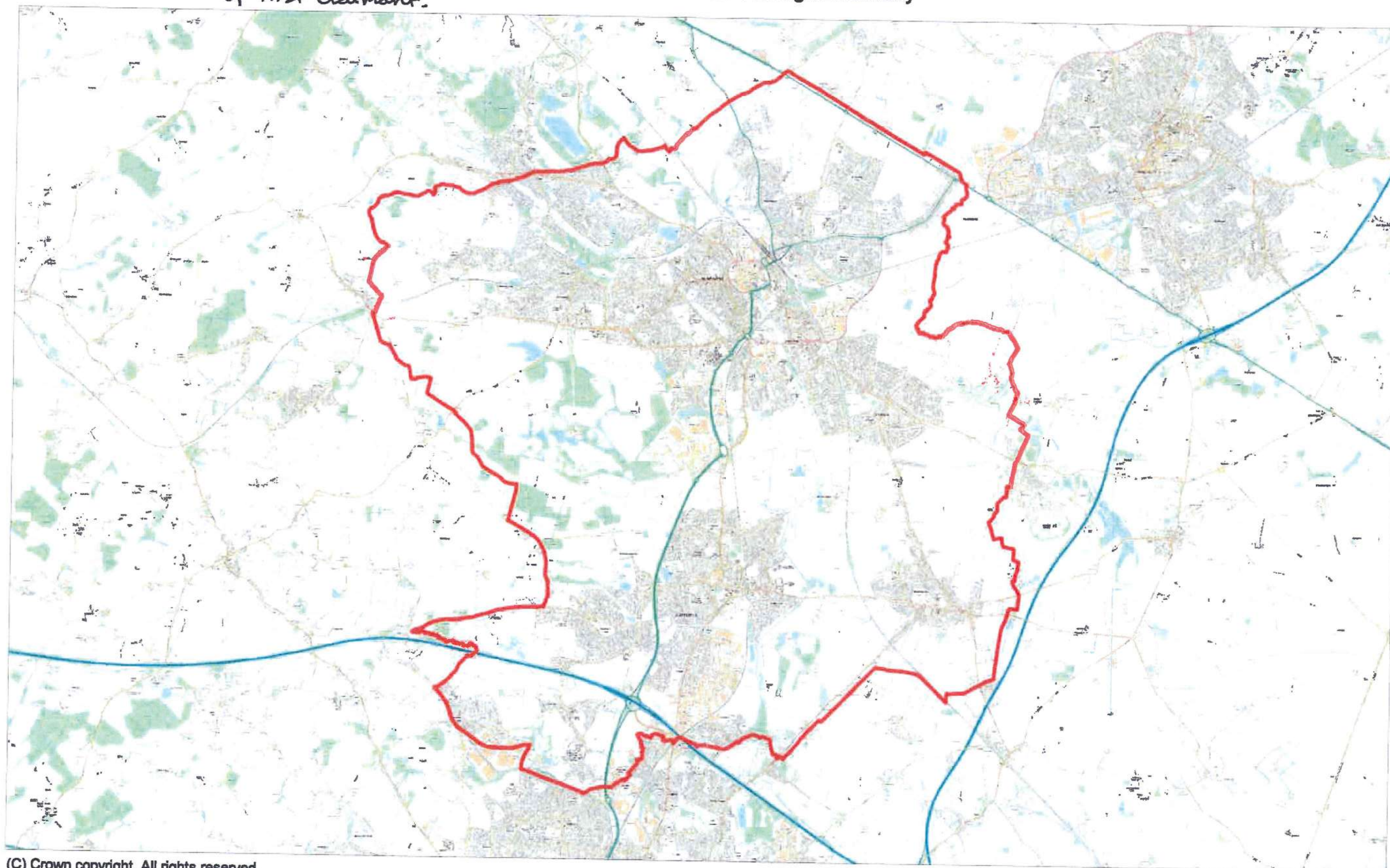
47

Total



SCHEDULE 2 - Administrative Boundary  
of First Claimant.

Nuneaton and Bedworth Borough Boundary



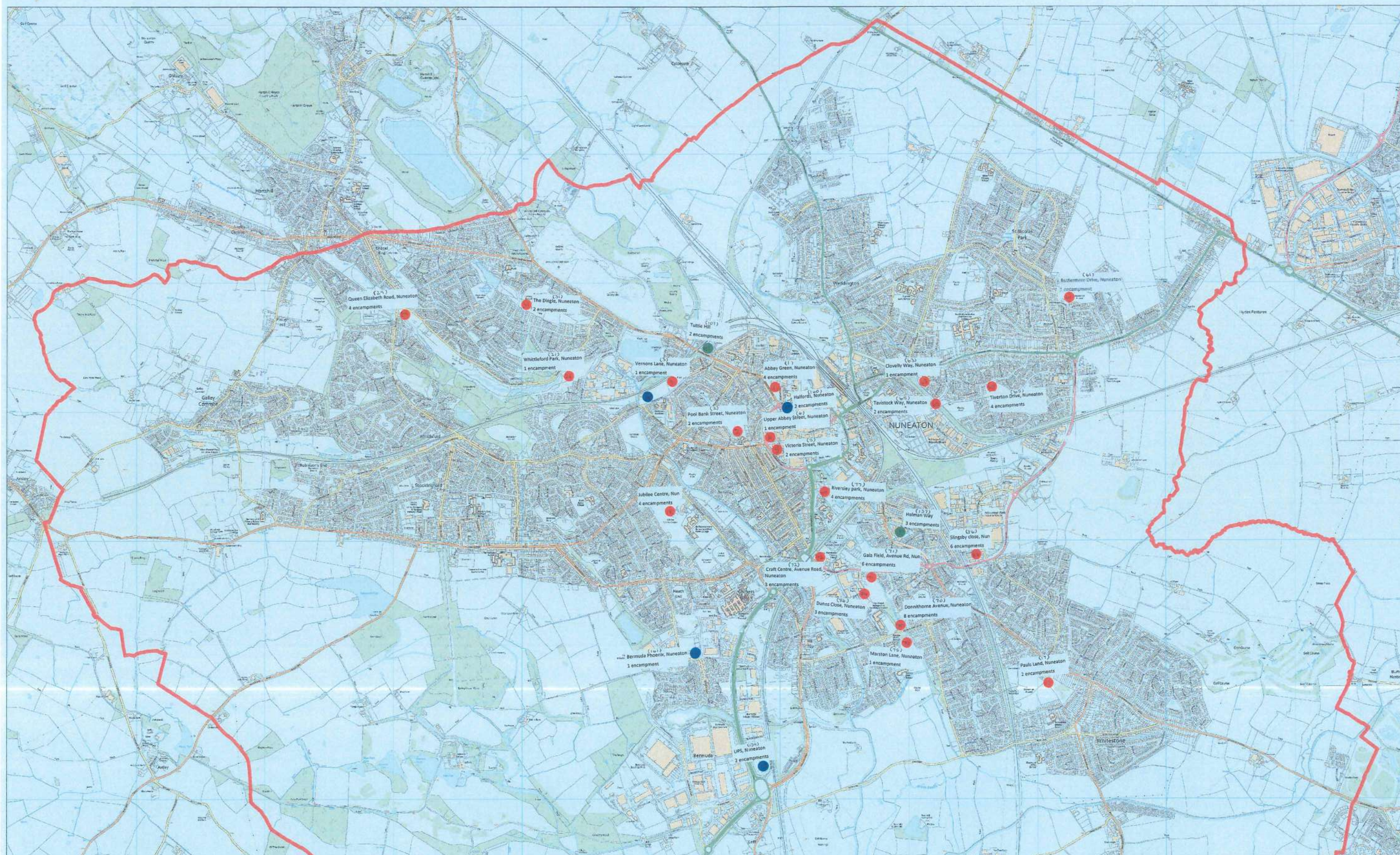
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Nuneaton and Bedworth Borough Council LA 100018416 2018/19

Scale  
0 2 4 6 8 km





# Nuneaton with borough boundary



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Nuneaton and Bedworth Borough Council  
100018416

Scale

0 1 2 3 4 km









## **SCHEDULE 3 – MAP OF THE BOROUGH**

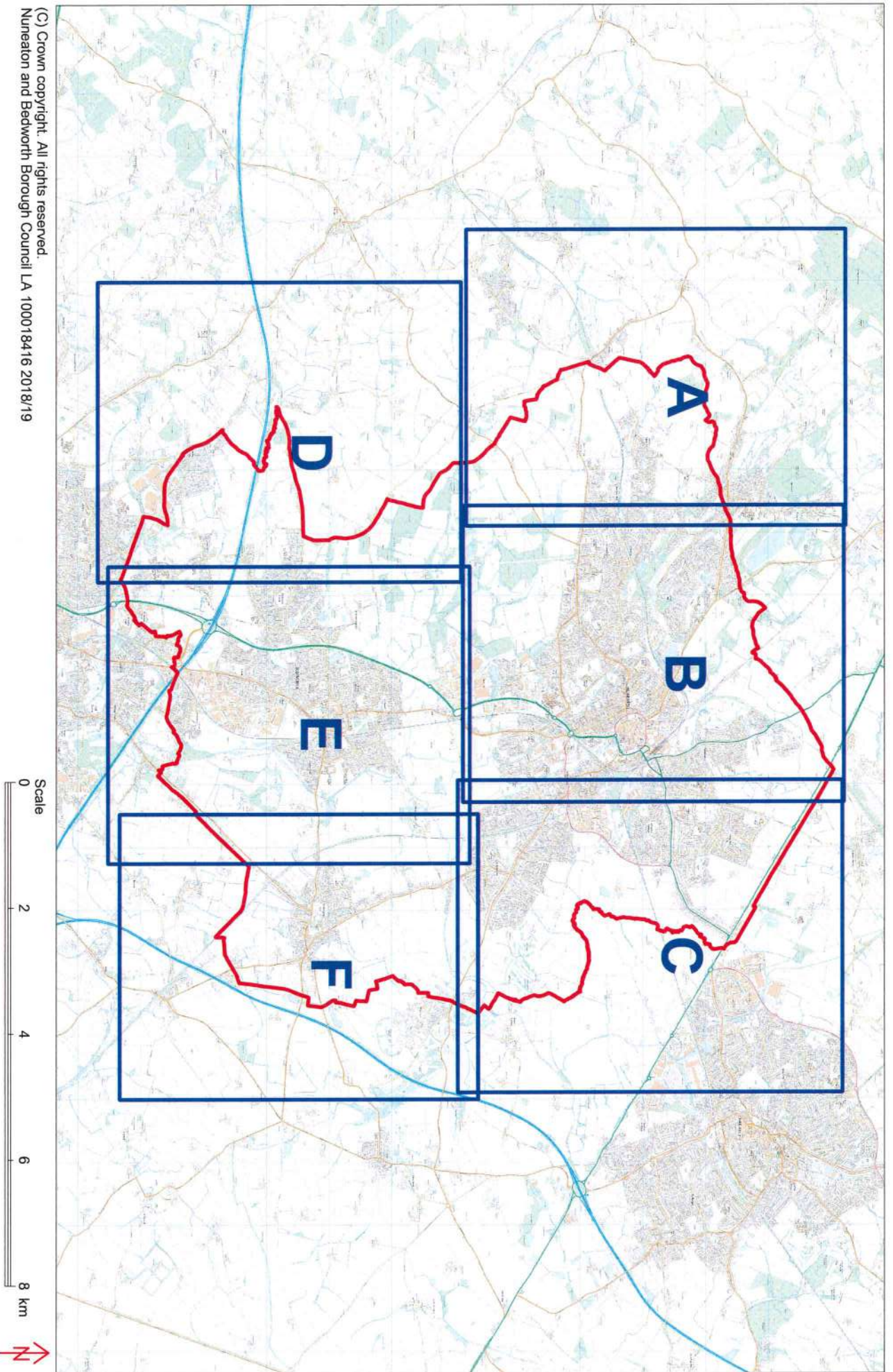
| SITE NUMBER | SITE   | POSSIBLE | POSTCODE | Land Owner | Title Number                       |
|-------------|--|----------|----------|------------|------------------------------------|
| 1           | Land on the north side of Corporation Street, Nuneaton   | x        |          | NBBC       | WK447699                           |
| 2           | Recreation ground lying to the north of Queens Road, Nuneaton  | ✓        | CV11 5PZ | NBBC       | WK448269                           |
| 3           | Land on the north west of Vernon's Lane and land lying to the South West of Midland Road, Nuneaton   | ✓        | CV11 5ET | NBBC       | WK447951/ WK240764/ WK336363       |
| 4           | Land being car park on the south west side of Corporation Street, Nuneaton   | x        | CV11 5DG | NBBC       | WK449599                           |
| 5           | Victoria Street Car Park and 80 Victoria Street, Nuneaton (CV11 5PJ)   | x        | CV11 5QE | NBBC       | WK448565/ WK178804                 |
| 6           | Joinery works and adjacent premises fronting Regent Street, Nuneaton   | x        | CV11 4BW | Private    | WK38436                            |
| 7           | Land on the west and east sides of Vicarage Street, Nuneaton   | x        | CV11 5DB | NBBC       | WK450184                           |
| 8           | Riversley Park Clinic, Colton Road, Nuneaton, (CV11 5TY)   | x        | CV11 4BS | Private    | WK368384                           |
| 9           | Land and buildings on the east side of Broad Street, the north side of Queen's Road and the south west side of Abbey Street  | x        | CV11 9NE | NBBC       | WK251517                           |
| 10          | Land at Church Street, Nuneaton  | x        | CV11 4AS | NBBC       | WK449876                           |
| 11          | Land and buildings lying to the East of Colton Road  | x        | CV11 5AA | NBBC       | WK89592                            |
| 12          | Land at Vicarage Street, Nuneaton  | x        | CV11 4AL | NBBC       | WK426542                           |
| 13          | Land at Colton Road, Nuneaton  | x        | CV11 5AA | NBBC       | WK450798                           |
| 14          | Meadow Court, Meadow Street, Nuneaton, (CV11 5JE)  | x        | CV11 5JF | NBBC       | WK448678                           |
| 15          | Land to the south side of Barnfield Lane lying to the east and west of Coventry Road, Chivers, Colton/land on the west side of a road leading from Coventry to Nuneaton and a balancing lake and land to the south of Barnfield Road, Nuneaton | ✓        |          |            | WK446511/ WK284250/ WK345891       |
| 16          | Recreation Ground at Easybom Way, Nuneaton   | ✓        | CV11 4PY | NBBC       | WK449338                           |
| 17          | Land on south side of Lutterworth Road, Nuneaton   | ✓        | CV11 6DA | NBBC       | WK449027                           |
| 18          | Land lying to the north east of Braemar Way, Nuneaton, Land on the south west and north east sides of Greenmoor Road & Land lying to the south east side of croft road   | ✓        | CV10 7EL | NBBC       | WK48784/ WK448021/ WK448237 (part) |
| 19          | Herbert Street, Nuneaton   | ✓        |          | NBBC       | WK342561/ WK359592                 |
| 20          | Land at Recreation Ground, Tomkinson Road, Nuneaton  | ✓        | CV10 8DS | NBBC       | WK247355                           |
| 21          | Land at Whitfield Park, Haunchwood Road Nuneaton, land lying to the north east of Haunchwood Road  | ✓        | CV10 8PY | NBBC       | WK130458/ WK447033                 |
| 22          | Land on the south side of Marston Lane, Nuneaton   | ✓        | CV12 8DR | NBBC       | WK448160                           |
| 23          | Land on the north side of Marston Lane, Bedworth   | ✓        |          | NBBC       | WK448255                           |
| 24          | Splitalfields 1 and 2 (Car Park) - land lying to the east of High Street Bedworth, land on the north-west side of Rye Piece Ringway, Bedworth & Zion Chapel, High Street Bedworth  | x        | CV12 8NF | NBBC       | WK448876/ WK246825/ WK448601       |
| 25          | Park Road (Car Park) - land on the east side of Park Road, Bedworth  | x        | CV12 8LH | NBBC       | WK448511                           |
| 26          | Barnacle Lane EA - land to the south of Barnacle Lane, Bukington, Bedworth, land at Barnacle Lane, Bukington, Bedworth   | ✓        |          | NBBC       | WK448611/ WK448624(part)           |
| 27          | Land at Brewer Road, Bukington, Bedworth and land at Eustace Road, Bukington, Bedworth   | x        | CV12 9RF | NBBC       | WK448510/ WK448500                 |
| 28          | Recreation Ground, Bedworth Road, Bukington, Bedworth, (CV12 9PZ)  | ✓        | CV12 9LT | NBBC       | WK449849                           |
| 29          | Land on the south west side of Queen Elizabeth Road, Nuneaton  | ✓        | CV10 9DA | NBBC       | WK439320                           |
| 30          | Land on south east side of Green Lane, Nuneaton and land lying on the east side of Ramsden Avenue, Nuneaton  | ✓        | CV10 9DJ | NBBC       | WK448197/ WK448093                 |
| 31          | Land and buildings on the east side of Camp Hill Drive, Camp Hill, Nuneaton and land at The Dingle, Queen Elizabeth Road, Nuneaton   | ✓        | CV10 9DE | NBBC       | WK373679/ WK448013                 |
| 32          | Land on the south side of Willow Road, Nuneaton  | ✓        |          | NBBC       | WK447731                           |
| 33          | Land on the West side of Blackberry Lane, Bedworth   | ✓        |          | NBBC       | WK137139                           |
| 34          | Hockey Recreational Ground - land lying to the north of School Lane, Exhall, Coventry  | ✓        | CV7 9EX  | NBBC       | WK450050                           |
| 35          | Land lying to the North East of Howat Road, Bedworth   | ✓        | CV7 8NG  | NBBC       | WK124031                           |
| 36          | Land lying to the North West of Rowley's Green Lane, Exhall, Coventry  | ✓        |          | NBBC       | WK336223                           |
| 37          | Land on the South side of Vicarage Lane, Exhall, Bedworth and Land lying to the West of St Giles Road, Exhall  | x        | CV7 9GZ  | NBBC       | WK143991/ WK154857                 |
| 38          | Land on the east side of Bucks Hill, Nuneaton  | ✓        | CV10 9TD | NBBC       | WK358453                           |
| 39          | Land south-east of Hickman Road, Galleys Common, Nuneaton  | ✓        | CV10 8SD | NBBC       | WK339730                           |

|    |  |   |  |          |         |  |
|----|--|---|--|----------|---------|--|
|    | Nuneaton & North Works Group Riding for Disabled, Valley Road, Galley Common (CV10 9NU), land at Campbell Close, Nuneaton and land at Galley Common, Nuneaton (CV10 9NU)   | x |  | CV10 9PZ | NBBC    | WK447381/ WK439120/ WK244039/ WK238145 |
| 40 | Land on the south west side of Salsby Way, land on the north side of Frerheim Drive and land on the north east side of Merlin Avenue, south east side of Friesland Rise, Whitfield and land lying to the West of Bucks Hill            | ✓ |  | CV10 9QF | NBBC    | WK319146/ WK25654                      |
| 41 | Land on the east and west side of Sherbourne Avenue, Whitfield, Nuneaton   | ✓ |  |          | NBBC    | WK319145                               |
| 42 | Land on Galley Common, Nuneaton; land at Galley Common Nuneaton 43 and land on the south side of Plough Hill Road, Stockingford  | ✓ |  | CV10 9PZ | NBBC    | WK238447/ WK238145/ WK324522           |
| 43 | Land on the south side of Sherbourne Avenue, Nuneaton  | x |  | CV10 9JH | NBBC    | WK234444                               |
| 44 | Land on the south side of Cardigan Road, Bedworth  | ✓ |  | CV12 0HD | NBBC    | WK281821                               |
| 45 | Land and Buildings at Market End Farm and Orchard Farm, Smorrall Lane  | ✓ |  | CV12 0GE | Private | WK380708                               |
| 46 | Land at Smorrall Lane, Bedworth  | ✓ |  | CV12 0JP | NBBC    | WK445987                               |
| 47 | Land on the North side of Anley Road, Stockingford   | ✓ |  | CV10 9NN | NBBC    | WK32457                                |
| 48 | Kingswood Road Rec - Land on the North side of Anley Road, Stockingford  | x |  | CV10 9QG | NBBC    | WK32457                                |
| 49 | Land on the west side of Westbury Road, Nuneaton and land on the north-east side of Grove Road, Nuneaton and land lying to the west of Nuneaton Road   | ✓ |  | CV10 9JX | NBBC    | WK448137/ WK448304/ WK317827           |
| 50 | Bedworth Leisure Centre - Miners Welfare Park, Rye Piece Ringway, Bedworth   | ✓ |  | CV12 8NW | NBBC    | WK449032                               |
| 51 | Land lying to the West side of Blackhorse Road, Bedworth   | x |  | CV6 6TE  | Private | WK394575                               |
| 52 | Land on the North side of Bulkington Road and land on the South side of Johnson Road/Alex Wilson Centre, 34 Nuneaton Road, Bedworth (CV12 8AU) and land lying to the west of Woolton Street and land at Elizabeth Centre, Johnson Road | ✓ |  | CV12 9BH | NBBC    | WK189700/ WK448168/ WK250992/ WK448429 |
| 53 | Miners Welfare Park (Car Park) - Miners Welfare Park, Rye Piece Ringway, Bedworth  | ✓ |  | CV12 8JT | NBBC    | WK449032                               |
| 54 | Bedworth Leisure Centre (Car Park) - Miners Welfare Park, Rye Piece Ringway, Bedworth  | x |  | CV12 8NN | NBBC    | WK449032                               |
| 55 | Miners Welfare Park (Car Park) - Miners Welfare Park, Rye Piece Ringway, Bedworth  | x |  | CV12 8JT | NBBC    | WK449032                               |
| 56 | Bedworth Railway Station (Car Park) - Land on the north side of Bedworth Railway Road, Bedworth  | x |  | CV12 8JG | NBBC    | WK356034                               |
| 57 | Land at Ashby Avenue, Bedworth   | x |  |          | NBBC    | WK448598                               |
| 58 | Land lying to the east of Amos Jacques Road, Collycroft, Bedworth and land to the west of Nuneaton Road/Alex Wilson Centre 34 Nuneaton Road, Bedworth and land to the west of Nuneaton Road  | ✓ |  | CV12 0AL | NBBC    | WK295886/ WK460024/ WK448169/ WK317827 |
| 59 | Land on the north and south sides of Newtown Road, Nuneaton  | ✓ |  | CV11 8EP | NBBC    | WK449448                               |
| 60 | Land lying to the north of Buttermere Avenue, Nuneaton   | ✓ |  |          | NBBC    | WK210886                               |
| 61 | Land at Horseshoe Grange, Nuneaton and land lying south and west of Camborne Drive, Nuneaton   | x |  |          | NBBC    | WK336798/ WK344607                     |
| 62 | Land lying to the south of Hinckley Road, Nuneaton and land to the west of Clovelly Way  | x |  | CV11 6YB | NBBC    | WK447654/ WK319282                     |
| 63 | Recreation Ground, The Long Shoop, Nuneaton, (CV11 6JH)  | x |  | CV11 6JH | NBBC    | WK445886                               |
| 64 | Land at Horseshoe Grange and land to the south of Hinckley Road, Nuneaton  | ✓ |  | CV11 6YL | NBBC    | WK336798/ WK447654                     |
| 65 | Land on the east side of Changebrook Close and land on the west and east side of Pallett Drive, Nuneaton   | ✓ |  |          | NBBC    | WK345460/ WK309853                     |
| 66 | Land on the south side of Church Lane, Nuneaton  | ✓ |  | CV10 0HG | NBBC    | WK446958                               |
| 67 | Land on the north side of Brookdale Road, Nuneaton and land on the North side of Rye Avenue, Nuneaton  | ✓ |  | CV10 0BN | NBBC    | WK448066/ WK448091                     |
| 68 | Land at Bradestone Road, Nuneaton  | x |  |          | NBBC    | WK450499                               |
| 69 | Land on the north side of Donithorne Avenue, Nuneaton  | ✓ |  |          | NBBC    | WK462385                               |
| 70 | Land on the south side of Avenue Road, Nuneaton  | ✓ |  |          | NBBC    | WK452276                               |
| 71 | Land on the north side of Avenue Road, Nuneaton  | ✓ |  |          | NBBC    | WK448965                               |
| 72 | Land on the north side of Donithorne Avenue, Nuneaton and land at Knebley Crescent, Nuneaton   | x |  |          | NBBC    | WK449842/ WK449819                     |
| 73 | Land on the south-west side of Marlborough Road, Nuneaton  | x |  | CV11 6PQ | NBBC    | WK447475                               |
| 74 | Land at Donithorne Avenue, Nuneaton; land lying to the east of Ravelee Drive, Nuneaton; land on the east side of Marston Lane, Nuneaton and land on the east and west sides of Marston Lane, Nuneaton                                  | ✓ |  | CV11 4RE | NBBC    | WK452370/ WK452348/ WK449466/ WK449754 |
| 75 | Land lying on the north side of St Georges Way, Nuneaton and land on the North side of St Georges Way, Chivers Colon   | ✓ |  | CV10 7BX | NBBC    | WK448537/ WK344972                     |
| 76 | Riversley Park, Cotton Road, Nuneaton  | ✓ |  | CV11 5TY | NBBC    | WK450286/ WK450173                     |
| 77 |  |   |  |          |         |  |

|     |  |   |          |              |                    |
|-----|--|---|----------|--------------|--------------------|
| 78  | Land at Somers Road, Nuneaton  | ✓ | CV10 7AW | NBBC         | WK450035           |
| 79  | Riversley Park (Car Park), Riversley Park, Colon Road, Nuneaton  | x | CV11 5TX | NBBC         | WK450268/ WK450173 |
| 80  | Land on the north side of Avenue Road, Nuneaton  | ✓ | CV11 4LX | NBBC         | WK448965           |
| 81  | Land lying to the east of Eastboro Way, Nuneaton   | ✓ | CV11 6XA | NBBC         | WK370915           |
| 82  | Trinity Court Flats (Car Park) - land on the West side of Highfield Road, Nuneaton                                   | x | CV11 4PW | NBBC         | WK310057           |
| 83  | Land at Acacia Crescent, Bedworth  | x |          | NBBC         | WK448428           |
| 84  | Land at Dunns Close, Nuneaton  | x |          | NBBC         | WK452330           |
| 85  | Land lying to the West of Blackhorse Road, Bedworth  | x |          | Private      | WK394575           |
| 86  | Atleborough Fields Farm, Nuneaton and Land at Slingsby Close, Atleborough Fields Industrial Estate, Nuneaton         | x |          | WCC          | WK271645/ WK455358 |
| 87  | Nicholas Chamberlaine School, Bulkington Road, Bedworth (CV12 9EA)   | ✓ | CV12 9EA | WCC          | WK470015/ WK424958 |
| 88  | Ash Green Sports & Arts College, Ash Green Lane, Coventry (CV79AH)   | ✓ | CV7 9AH  | Private      | WK463626           |
| 89  | Race Lays Infant School, Bedworth  | x | CV12 9AD | WCC          | Unregistered       |
| 90  | Goodyears End County First School, Bowling Green Lane, Bedworth  | ✓ | CV12 0HP | WCC          | WK424335           |
| 91  | All Saints Bedworth C of E Primary School and Nursery, Bedworth  | x | CV12 9HP | WCC          | Unregistered       |
| 92  | Land on the West side of Weston Lane, Bulkington, Bedworth   | x | CV12 9RT | WCC          | WK794771           |
| 93  | Land and buildings on the South side of Denwent Road, Bedworth   | ✓ | CV12 8RT | Private      | WK725053           |
| 94  | Land lying to the East of Coventry Road, Bedworth  | x | CV7 9FJ  | WCC          | WK33082            |
| 95  | Keresley Newland Primary Academy and Keresley Newland School, Grove Lane, Keresley, Coventry (CV7 8JZ)               | ✓ | CV7 8JZ  | WCC          | WK427632/ WK477207 |
| 96  | Land lying to the South of Smoral Lane, Goodyears End, Bedworth and Land lying to the South of Smoral Lane, Bedworth | ✓ | CV12 0HA | WCC          | WK27604/ WK134659  |
| 97  | Whitewright Lane Primary School, Ash Green, Coventry   | ✓ | CV7 9HN  | WCC          | WK425267           |
| 98  | St Francis Roman Catholic School, Nicholas Street, Bedworth  | x | CV12 8JN | Private      | WK362596           |
| 99  | Land lying to the North of Rye Place Ringway, Bedworth   | ✓ | CV7 9HS  | Private      | WK76476            |
| 100 | Land on the East Side of Nicholas Street, Bedworth   | ✓ | CV7 9HS  | WCC          | WK71388            |
| 101 | Land on the South Side of Hayes Lane, Exhall, Bedworth   | ✓ | CV12 9PF | WCC          | WK71647            |
| 102 | St James Church of England School, Barbridge Road, Bulkington, Bedworth (CV12 9PF)                                   | ✓ | CV12 9PF | Private      | WK46172D           |
| 103 | Playing fields at St James Church of England Junior School, Barbridge Road, Bulkington, Bedworth, CV12 9PF           | ✓ | CV12 9DA | Private      | WK472707           |
| 104 | St Michael's Primary School, Hazel Grove, Bedworth (CV12 9DA)  | ✓ | CV12 9DA | Private      | WK479304           |
| 105 | Land adjoining St Thomas More School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 7EX | Private      | WK479035           |
| 106 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | Private      | WK477630           |
| 107 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | Private      | WK239418           |
| 108 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | WCC          | Unregistered       |
| 109 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV11 5EL | Private      | WK461748           |
| 110 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 7AT | WCC          | WK400218           |
| 111 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV11 4SE | WCC          | WK470501           |
| 112 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 0HU | WCC          | WK350091           |
| 113 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV11 5RB | WCC          | WK424555           |
| 114 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 8ER | WCC          | WK239413           |
| 115 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 8M2 | WCC          | Unregistered       |
| 116 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV11 6JS | WCC          | WK205172           |
| 117 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 7LW | WCC          | WK178453           |
| 118 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 7BQ | WCC          | Unregistered       |
| 119 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 8HW | WCC          | WK426673           |
| 120 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | WCC          | WK380085           |
| 121 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV11 5TY | Private      | WK226511           |
| 122 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | Private      | WK477543           |
| 123 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 8NL | Private      | WK470637           |
| 124 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | Private      | WK387786           |
| 125 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | Private      | WK471379           |
| 126 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 8NH | Unregistered | WK480568           |
| 127 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV10 0JX | Private      | WK449553           |
| 128 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ | CV11 4QH | Private      | WK468047           |
| 129 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          | Private      | WK468048           |
| 130 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 131 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 132 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 133 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 134 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 135 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 136 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 137 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 138 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 139 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 140 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 141 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 142 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 143 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 144 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 145 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 146 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 147 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 148 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 149 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 150 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 151 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 152 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 153 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 154 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 155 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 156 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 157 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 158 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 159 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 160 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 161 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 162 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 163 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 164 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 165 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 166 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 167 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 168 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 169 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 170 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 171 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 172 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 173 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 174 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 175 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 176 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 177 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 178 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 179 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 180 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 181 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 182 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 183 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 184 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 185 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 186 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 187 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 188 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 189 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 190 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 191 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 192 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 193 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 194 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 195 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 196 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 197 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 198 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 199 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |
| 200 | St Thomas More Catholic School, Greenmoor Road, Nuneaton, CV10 7EX   | ✓ |          |              |                    |

|     |  |   |  |  |          |                                |
|-----|--|---|--|--|----------|--------------------------------|
| 121 | Oakwood Primary School, Morris Drive, Nuneaton, CV11 4QH                                       | x |  |  | CV11 6HJ | WCC WK233776                   |
| 121 | Playing field adjoining St Nicholas C of E Primary School, Windemere Avenue, Nuneaton CV11 6HJ |   |  |  |          | WCC WK479390                   |
| 122 | Land on the East Side of Windemere Avenue, Nuneaton  |   |  |  |          | Private WK131855               |
| 122 | St Nicolas C of E First School, Windemere Avenue, Nuneaton, CV11 6HJ                           |   |  |  |          | Private WK479319               |
| 122 | Land lying to the North East of Oakdene Crescent, Nuneaton                                     | ✓ |  |  | CV10 0DP | WCC WK149023/WK216447          |
| 123 | Land at George Eliot School, Ravoloe Drive, Nuneaton, CV11 4QP                                 | ✓ |  |  | CV11 4QP | Private WK258966               |
| 124 | Land on the North Side of Avenue Road, Nuneaton  | ✓ |  |  | CV11 4LU | NBBC WK248965                  |
| 125 | Elm College, Leicester Road, Nuneaton, CV11 6AA  | ✓ |  |  | CV11 6AA | WCC WK425515                   |
| 126 | Higham Lane School, Higham Lane, Nuneaton, CV10 0BJ  | ✓ |  |  | CV10 0BJ | Private WK465311               |
| 127 | Oakwood Primary and Secondary School, Morris Drive, Nuneaton, CV11 4                           | ✓ |  |  | CV11 4QH | WCC WK468047/WK468049/WK233776 |
| 128 | Land lying on the South of Aubury Road, Nuneaton and Nuneaton Academy                          | ✓ |  |  | CV10 7PD | WCC WK175245/WK25489           |
| 129 | North Warwickshire and Hinckley College, Hincley Road, Nuneaton, CV11 6BH                      | ✓ |  |  | CV11 6BH | Private WK428655               |
| 130 | King Edward VI College, King Edward Road, Nuneaton, CV11 4BE                                   | ✓ |  |  | CV11 4BE | Private WK497847/WK497832      |
| 131 | Bedworth Heath Nursery School, Sibra Avenue, Bedworth, CV12 0DP                                | x |  |  | CV12 0DP | WCC WK426282                   |
| 132 | Exhall Grange School and Science College, Wheelwright Lane, Bedworth                           | ✓ |  |  |          | WCC WK436490                   |
| 132 | Exhall Grange Special School, Wheelwright Lane, Coventry                                       | ✓ |  |  |          | Private WK440475               |
| 133 | Land at Exhall Grange School, Wheelwright Lane, Coventry, CV7 9HP                              | ✓ |  |  | CV7 9HP  | Private WK450903               |
| 133 | North Side of Griff Lane, Nuneaton   | ✓ |  |  | CV10 7SD | WCC WK355844                   |
| 134 | Land lying to the West of Leicester Road, Nuneaton   | x |  |  | CV12 8AG | WCC WK240628                   |
| 134 | Race Lays Middle School, Barton Road, Bedworth, CV12 8HG                                       | ✓ |  |  | CV12 8HG | Private WK465841               |
| 135 | Land and buildings on the south side of St Paul's Road, Nuneaton                               | ✓ |  |  |          | WCC WK380085                   |
| 135 | Spadelford Junior And Infant School, Grove Road, Nuneaton (CV10 8JH)                           | ✓ |  |  | CV10 8JH | WCC WK42667                    |
| 136 | Land on the South West Side of Mayes Crescent, Nuneaton  | x |  |  | CV11 4SQ | WCC WK23140                    |
| 137 | Aldbrough Mills, Aldbrough Road, Nuneaton  | x |  |  |          | Private WK256038               |
| 138 | Manor Park Community School, Beaumont Road, Nuneaton   | x |  |  | CV11 5SS | Private WK30022                |
| 139 | St Davids Way Hub, St Davids Way, Bermuda Park, Nuneaton                                       | ✓ |  |  | CV10 7SD | Private WK447390               |
| 140 | Hallands - land and buildings on the south side of Newdown Road, Nuneaton                      | x |  |  | CV11 5UT | Private WK390614               |
| 141 | Bermuda Road Community Centre, Bermuda Road, Nuneaton  | ✓ |  |  | CV10 7HU | Private WK474729               |

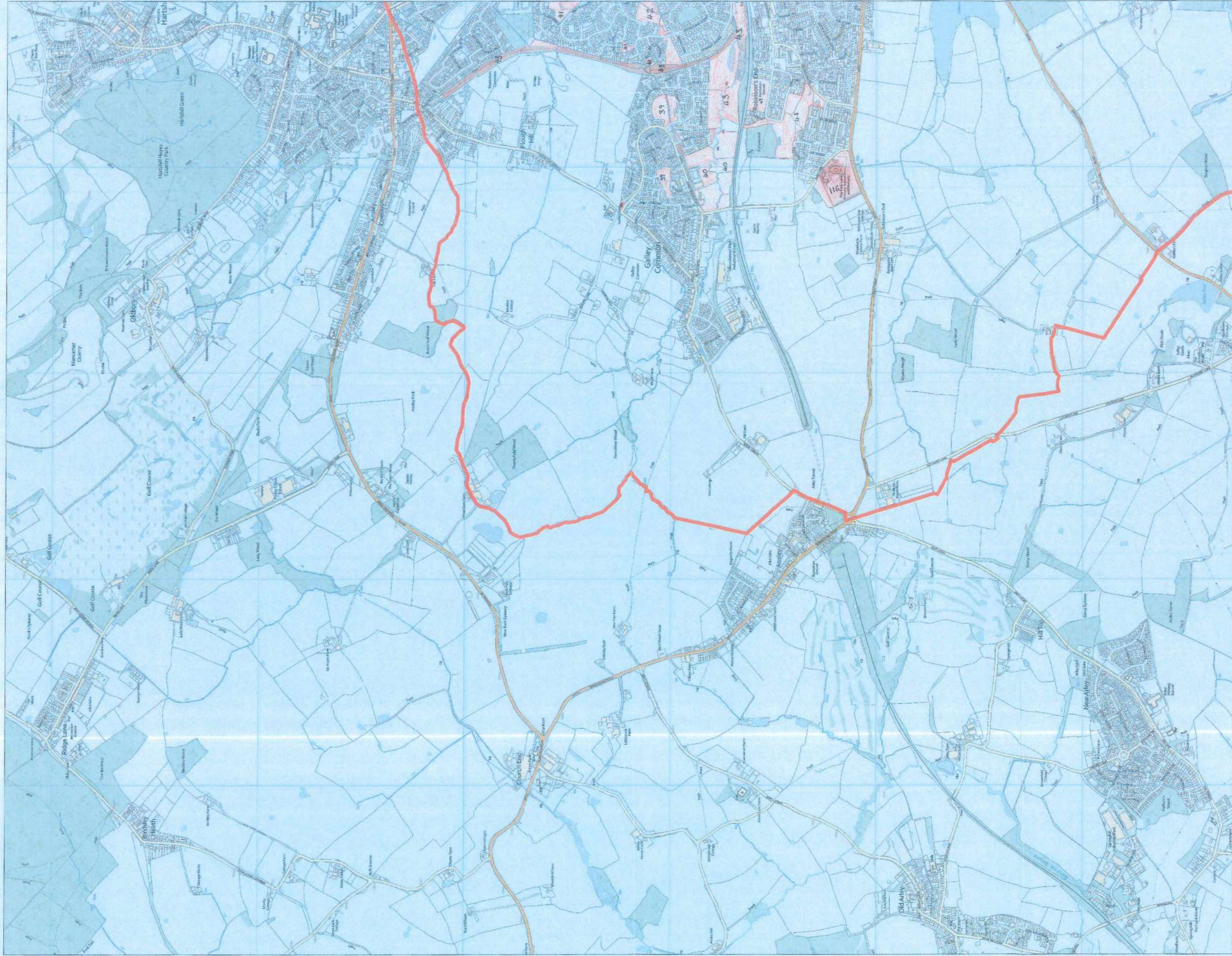
Key for traveller encampment maps





A

# Northwest Nuneaton



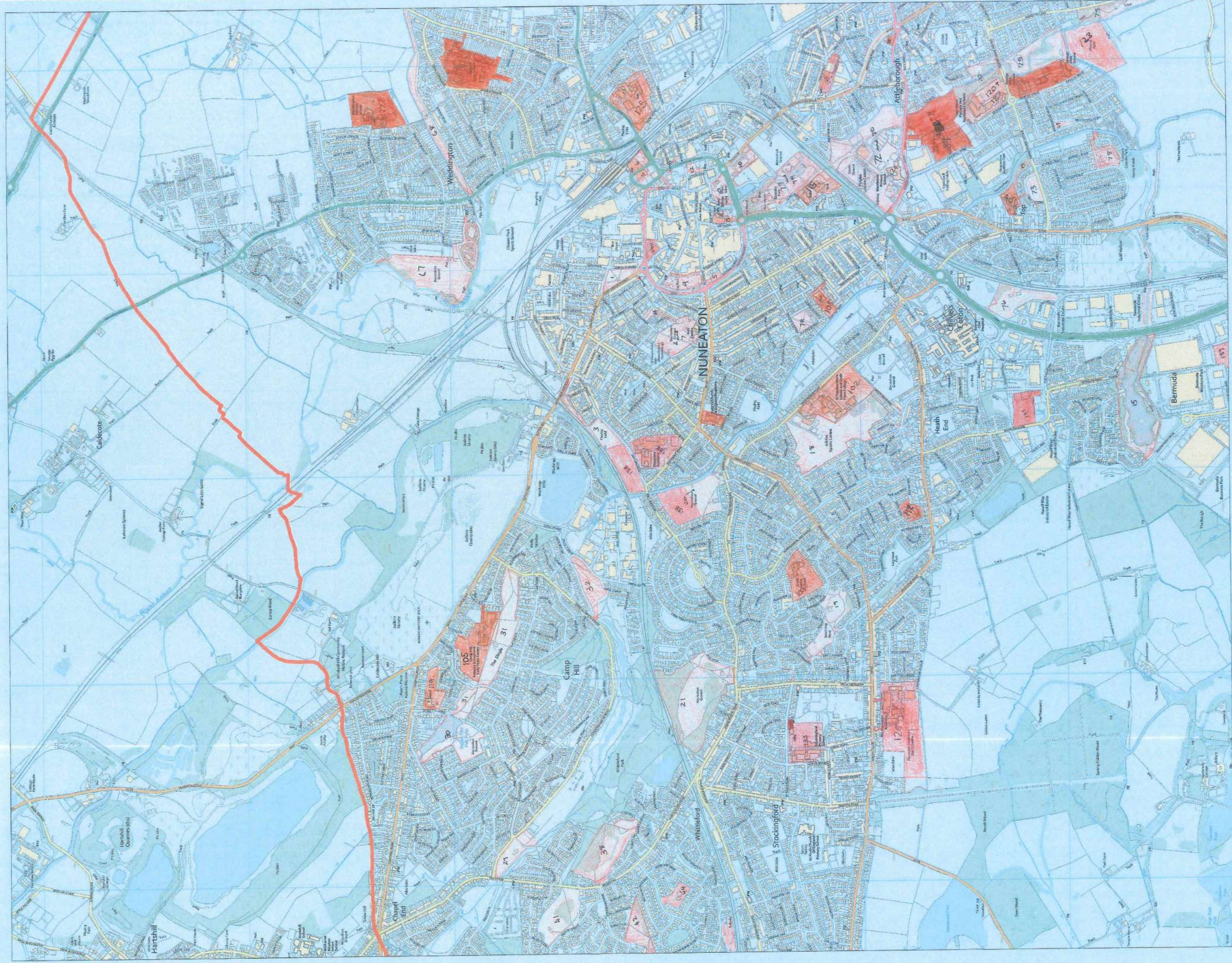
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Nuneaton and Bedworth Borough Council LA  
100018416 2018/19

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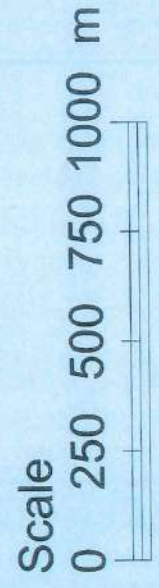




North of Nuneaton



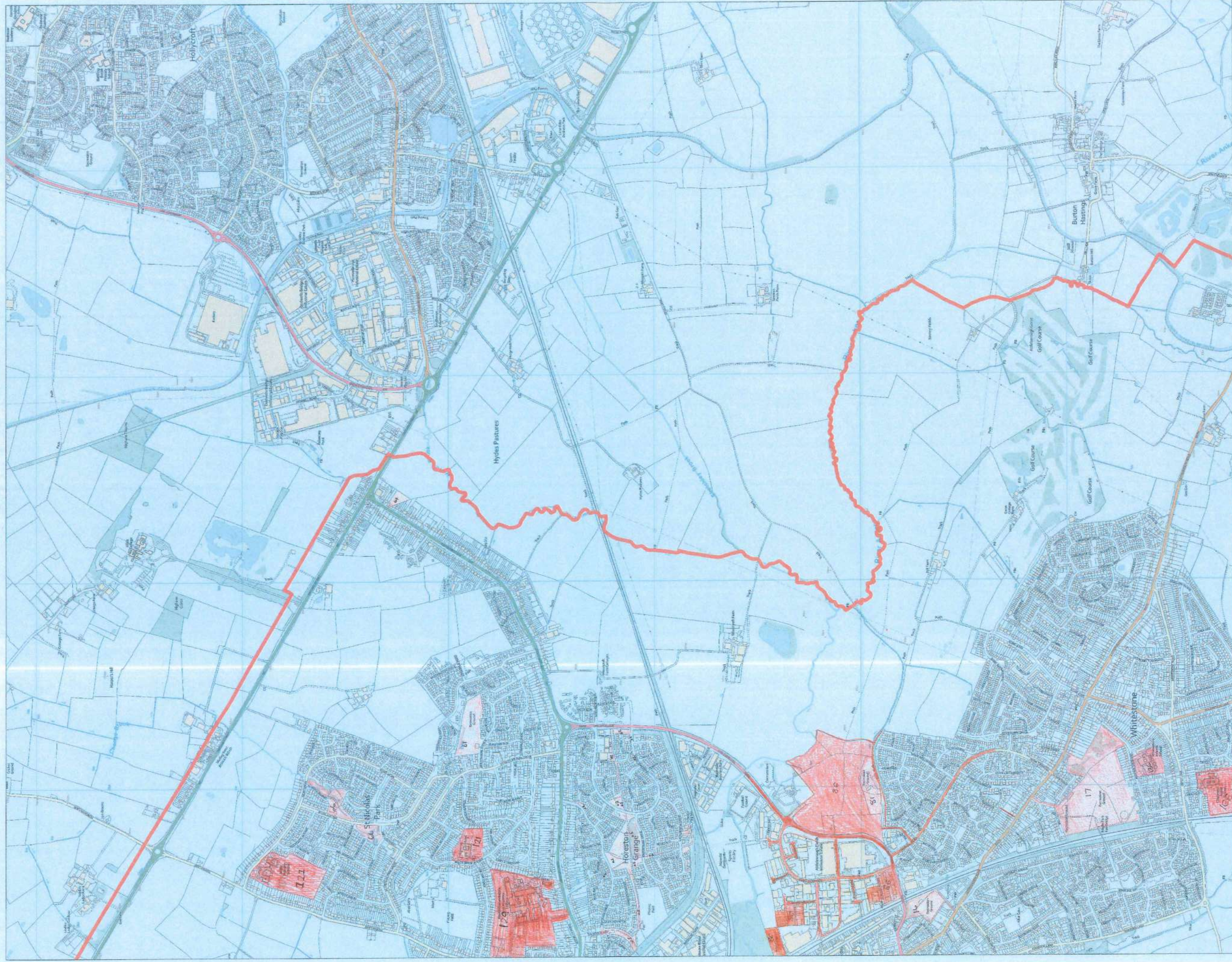
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100018416 2018/19







# Northeast Nuneaton

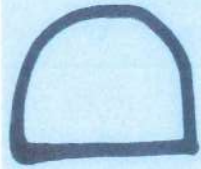


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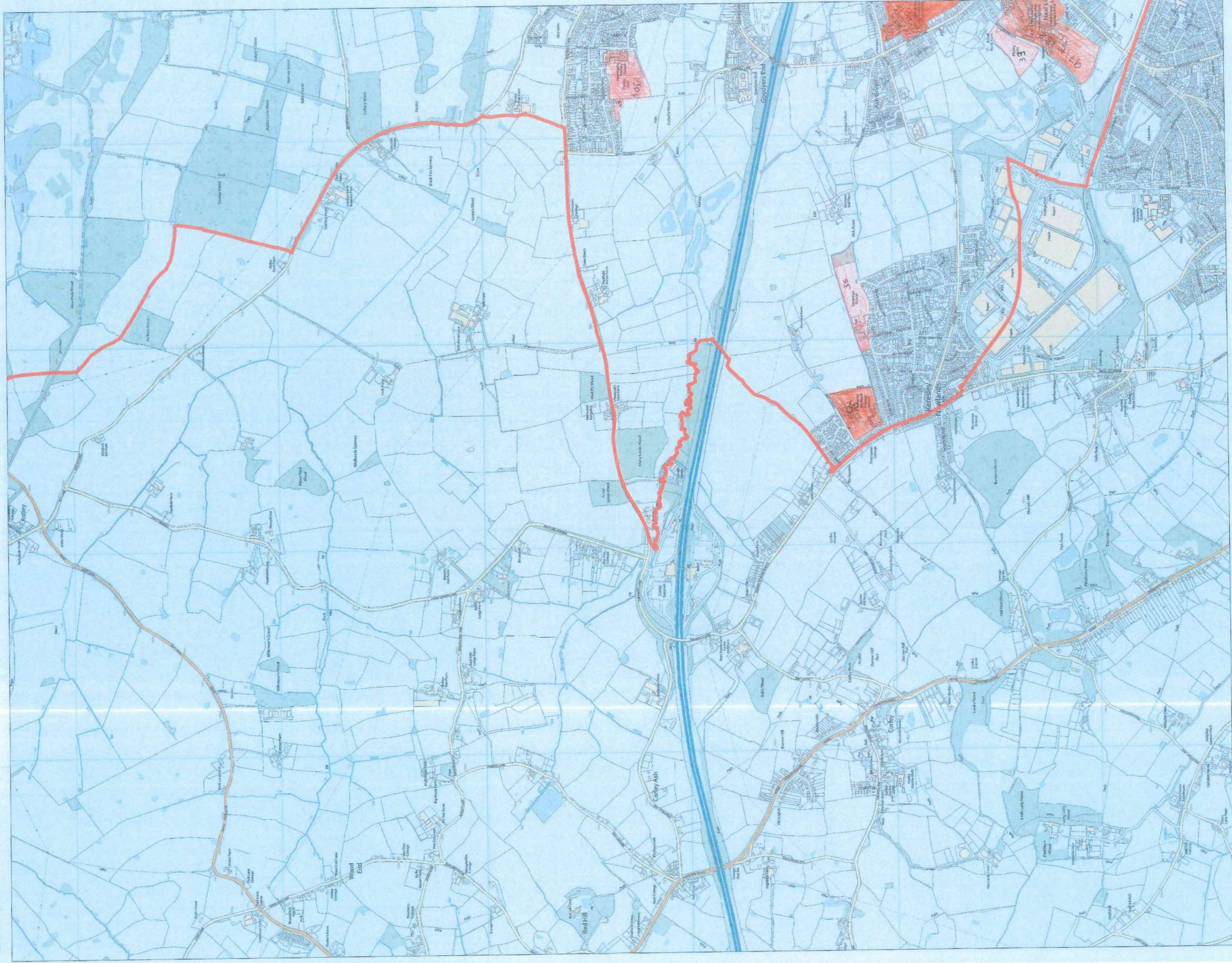
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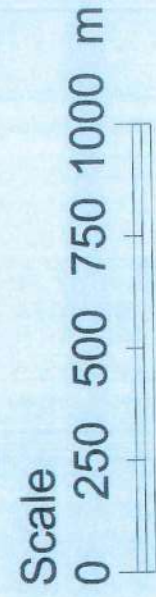




# Southwest Bedworth

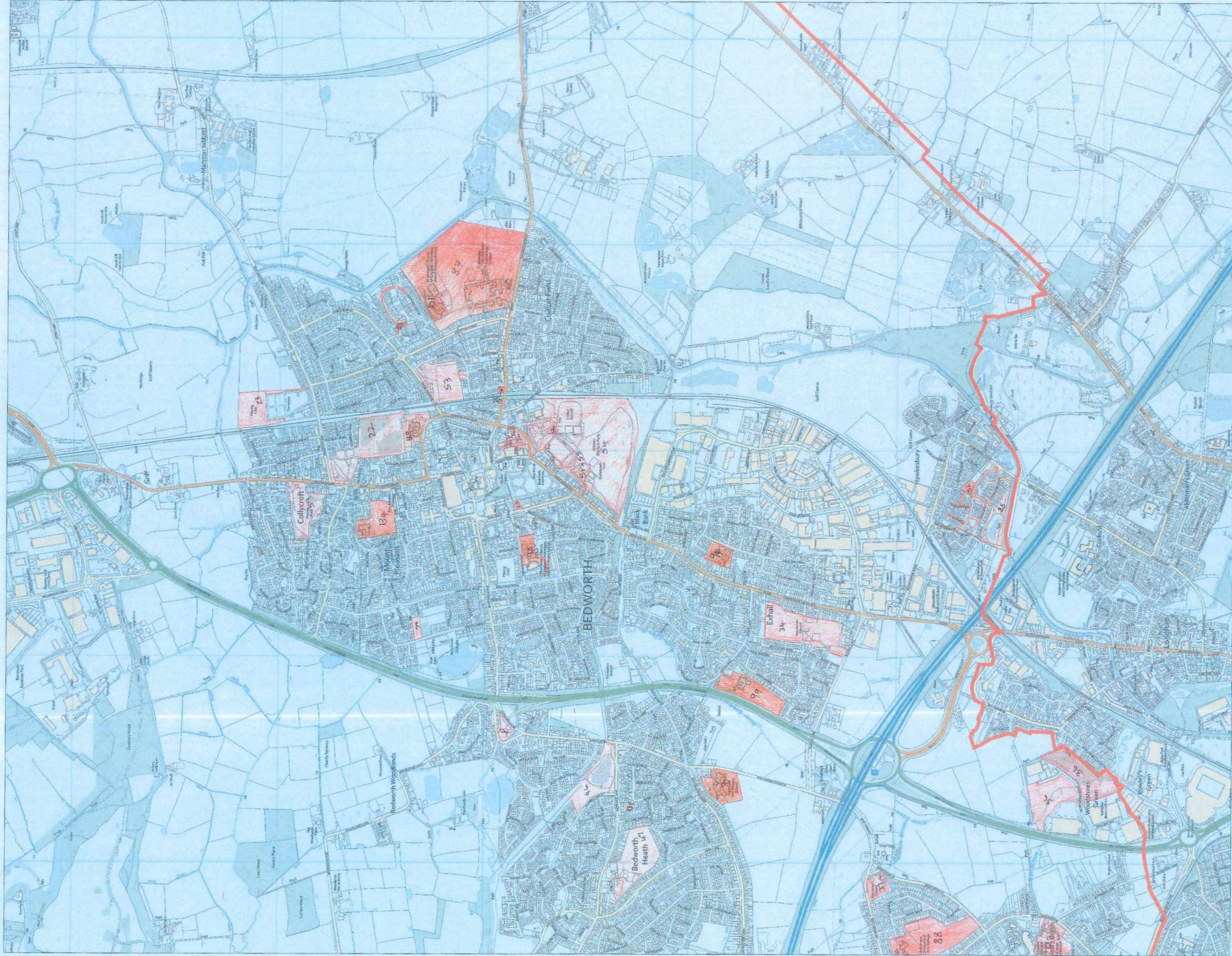


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## South of Bedworth



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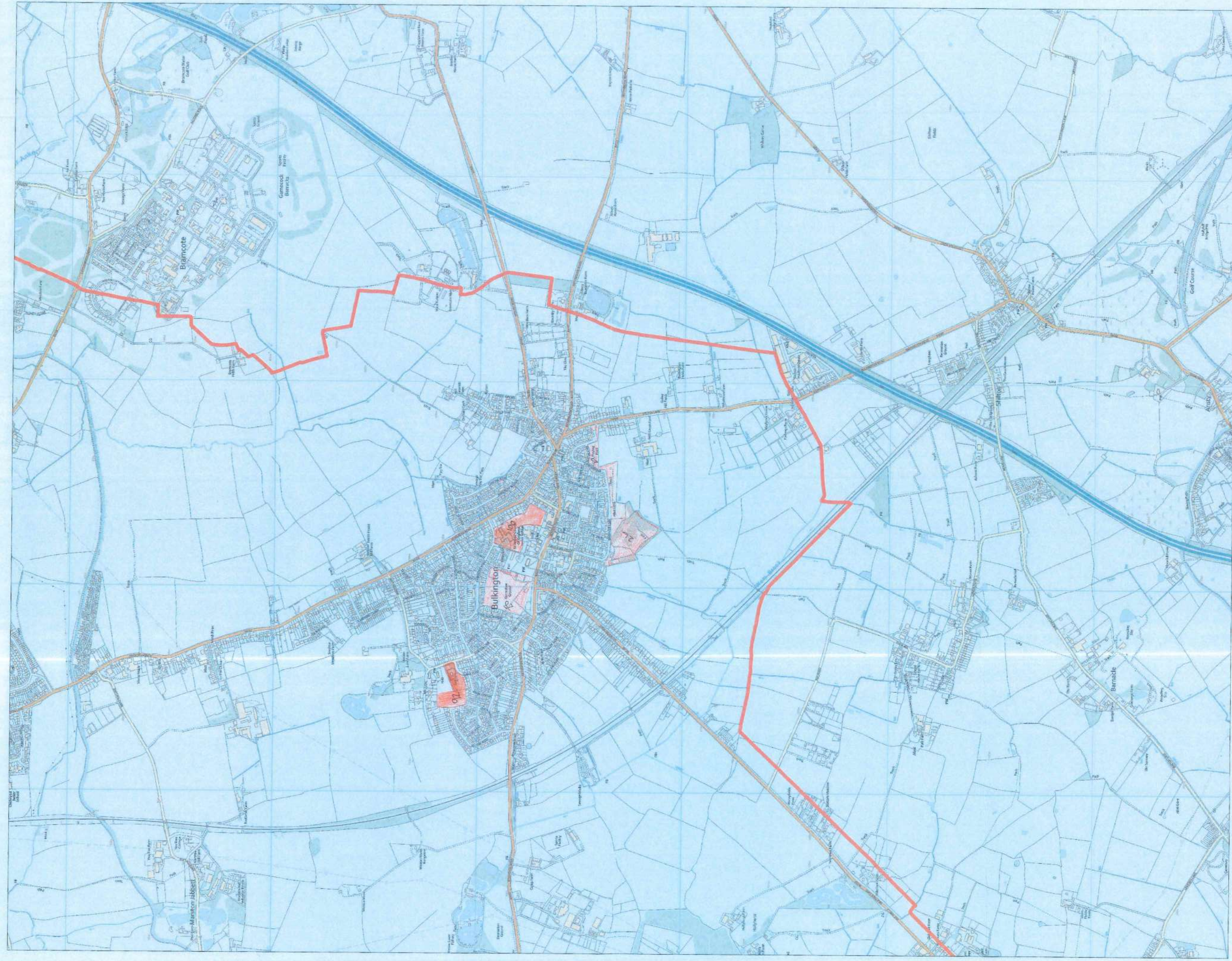
Scale  
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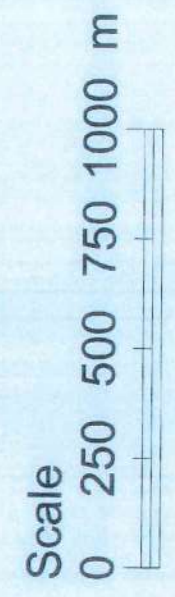


F

# Southeast Bedworth



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100018416 2018/19





# Application notice

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<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>

|  |   |
|--|---|
| In the High Court of Justice<br>Queen's Bench Division |   |
| Claim no.  | QB-2019-000616  |
| Fee Account no.  | PBA0087028  |
| Warrant no.<br>(if applicable)                         |   |
| Claimant<br>(including ref.)                           | (1) Nuneaton & Bedworth<br>Borough Council<br><br>(2) Warwickshire County<br>Council      |
| Defendants<br>(including ref.)                         | (1) Thomas Corcoran<br><br>(2)-(53) Other Named<br>Defendants<br><br>(54) Persons Unknown |
| Date   | 18 August 2021  |

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

Sharpe Pritchard LLP

2. Are you a ☐ Claimant ☐ Defendant ☒ Legal Representative

☐ Other (please specify)

If you are a solicitor whom do you represent

Claimant

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

The Claimant seeks an order in accordance with 2(a) and (b) of the Order of Mr Justice Nicklin dated 30th July 2021 for permission to discontinue the claim against the defendants in the attached Schedule in respect of whom an injunction was granted.

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 telephone hearing

6. How long do you think the hearing will last?

Hours

Minutes

Is this time estimate agreed by all parties?

☐ Yes

☐ No

7. Give details of any fixed trial date or period

8. What level of Judge does your hearing need?

High Court

9. Who should be served with this application?

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

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

☐ the attached witness statement

☐ the statement of case

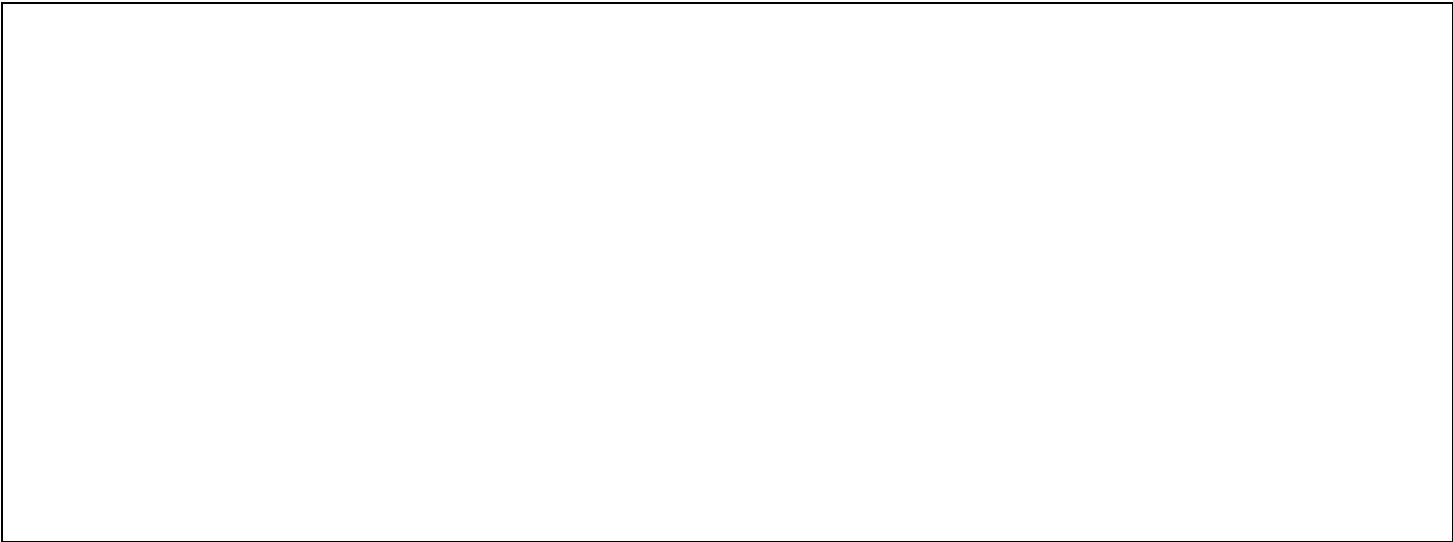
☒ the evidence set out in the box below

If necessary, please continue on a separate sheet

The Claimant applies to discontinue the claim against the 14<sup>th</sup> Defendant Terry Maughan, 28<sup>th</sup> Defendant Simon Maughan, 36<sup>th</sup> Defendant Martin Ward and 37<sup>th</sup> Defendant Pat Ward on the basis that they were not served with the proceedings and on this basis proceedings had been stayed against them by the Order of Timothy Straker QC(sitting as a Deputy Judge of the High Court) with liberty to restore. The Claimant does not wish to restore the proceedings and would request permission to discontinue the claim against them.

The Claimant further applies to discontinue the claim against the 18<sup>th</sup> Defendant Bernard Corcoran, 19<sup>th</sup> Defendant Francis Corcoran, 45<sup>th</sup> Defendant Tom Ward, 46<sup>th</sup> Defendant Eddie McDonagh, 47<sup>th</sup> Defendant Eddie Ward, 48<sup>th</sup> Defendant Christopher McDonagh, 49<sup>th</sup> Defendant William Doherty, 50<sup>th</sup> Defendant Gerry O'Brien, 51<sup>st</sup> Elizabeth O'Brien, 52<sup>nd</sup> Defendant, Pearl Blainley and 53<sup>rd</sup> Defendant Fiona Ward on the basis that the Defendants addresses were unknown at the time of service of the claim form ....

The Claimant applies to discontinue the claim against the 24<sup>th</sup> Defendant Martin Mongan, 34<sup>th</sup> Defendant Kathleen McDonagh, 40<sup>th</sup> Defendant Roseleen Ward and 43<sup>rd</sup> Defendant Tracey Brown on the basis that while the police information available at the time indicated that these defendants may have been part of the larger groups encamping in the Borough of Nuneaton & Bedworth at the time, we have been unable to ascertain their vehicle details and therefore we are unable to evidence precise incidents of unauthorised encampments against them at the time.



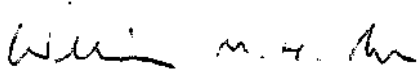


## Statement of Truth

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.

- ☐ 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

18

Month

August

Year

2021

Full name

William Maxwell Hunt Rose

Name of applicant's legal representative's firm

Sharpe Pritchard 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

Elm Yard, 10-16 Elm Street

Second line of address

Town or city

London

County (optional)

Postcode

WC1X 0BJ

If applicable

Phone number

020 7405 4600 / 07799 900961

Fax number

020 7204 2244

DX number

353 London/Chancery Lane

Your Ref.

WMHR/ 170.19

Email

wrose@sharpepritchard.co.uk

Schedule of in respect of named Defendants against whom claim is to be discontinued:-

- (14) Terry Maughan – 10 Thistle Grove Caravan Park, Main Road, Collin, Dumfries DG1 4JE
- (18) Bernard Corcoran – No fixed abode
- (19) Francis Corcoran – No fixed abode
- (24) Martin Mongan – 14 Sandiacre, Long Green, Cressing, Baintree, Essex CM77 8DL
- (34) Kathleen McDonough – 3 Orchard View, Horseman Side, Brentwood, Essex CM14 5SU
- (28) Simon McDonough – 3 Thistle Grove Caravan Park, Main Road, Collin, Dumfries DG1 4JE
- (36) Martin Ward – 73 Mullacreevie Park, Armagh BT60 4BB
- (37) Pat Ward – 333 Mullacreevie Park, Armagh BT60 4BB
- (40) Roseleen Ward – 6 St Angells Lane, Hemel Hempstead, Herts HP2 7AX
- (43) Tracey Brown – 72 Lower Ecton, Ecton Lane Caravan Site, Northants, NN3 5HQ
- (45) Tom Ward – No fixed abode
- (46) Eddie McDonough – No fixed abode
- (47) Eddie (aka Edward) Ward – No fixed abode
- (48) Christopher McDonagh – No fixed abode
- (49) William Doherty – No fixed abode
- (50) Gerry O'Brien – No fixed abode
- (51) Elizabeth O'Brien – No fixed abode
- (52) Pearl Blainley – No fixed abode
- (53) Fiona Ward – No fixed abode

# Application notice

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|  |  |
|--|--|
| <b>In the High Court of Justice<br/>Queen's Bench Division</b> |  |
| <b>Claim no.</b>   | QB-2019-000616   |
| <b>Fee Account no.</b>   | PBA0087028   |
| <b>Warrant no.</b><br>(if applicable)                          |  |
| <b>Claimant</b><br>(including ref.)                            | (1) Nuneaton and Bedworth Borough Council<br>(2) Warwickshire County Council   |
| <b>Defendants</b><br>(including ref.)                          | (1) Thomas Corcoran<br>(2) (53) Other Named Defendants<br>(54) Persons Unknown |
| <b>Date</b>  | 02 Sep 2021<br>2 September 2021  |

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

Sharpe Pritchard LLP

QB-2019-000616

Sub Event ID: 43

2. Are you a ☐ Claimant ☐ Defendant ☒ Legal Representative

☐ Other (please specify)

If you are a solicitor whom do you represent

Claimant

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

Pursuant to the Order of the Honourable Mr Justice Nicklin dated 30 July 2021, at paragraph 4(d), the Claimant seeks permission to rely on additional evidence in the form of the witness statement of Police Sergeant Andrew Scruton. This witness statement is adduced to link named Defendants to specific conduct complained of at sites over which an injunction is sought.

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 telephone hearing

6. How long do you think the hearing will last?

Hours

Minutes

Is this time estimate agreed by all parties?

☐ Yes

☒ No

7. Give details of any fixed trial date or period

-

8. What level of Judge does your hearing need?

High Court

9. Who should be served with this application?

Defendants

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

-

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

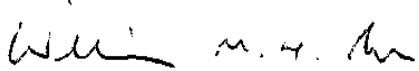
1. Pursuant to the Order of the Honourable Mr Justice Nicklin dated 30 July 2021, at paragraph 4(d), the Claimant seeks permission to rely on additional evidence in the form of the witness statement of Police Sergeant Andrew Scruton and its exhibits.
2. This witness statement is adduced to link named Defendants to specific conduct complained of at sites over which an injunction is sought.
3. A copy of the evidence sought to be admitted is attached.

## Statement of Truth

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.

- ☐ 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

2

Month

September

Year

2021

Full name

William Maxwell Hunt Rose

Name of applicant's legal representative's firm

Sharpe Pritchard 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

Elm Yard

Second line of address

10-16 Elm Street

Town or city

London

County (optional)

Postcode

WC1X 0BJ

If applicable

Phone number

020 7405 4600 / 07799 900961

Fax number

020 7204 2244

DX number

353 London/Chancery Lane

Your Ref.

WMHR/170.19

Email

wrose@sharpepritchard.co.uk

# Application notice

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|  |  |
|--|--|
| <b>In the High Court of Justice<br/>Queen's Bench Division</b> |  |
| <b>Claim no.</b>   | QB-2019-000616   |
| <b>Fee Account no.</b>   | PBA0087028   |
| <b>Warrant no.</b><br>(if applicable)                          |  |
| <b>Claimant</b><br>(including ref.)                            | (1) Nuneaton & Bedworth Borough Council<br>(2) Warwickshire County Council     |
| <b>Defendants</b><br>(including ref.)                          | (1) Thomas Gorsoran<br>(2) (53) Other Named Defendants<br>(54) Persons Unknown |
| <b>Date</b>  | 19 May 2022  |

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

QB-2019-000616

Sub Event ID: 46

Sharpe Pritchard LLP

2. Are you a ☐ Claimant ☐ Defendant ☒ Legal Representative
- ☐ Other (please specify)

If you are a solicitor whom do you represent

Claimant

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

The Claimants seeks an order for permission to discontinue the proceedings against the 44<sup>th</sup> Defendant, William Bridges, with no order as to costs.

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 telephone hearing

6. How long do you think the hearing will last?

1

Hours

Minutes

Is this time estimate agreed by all parties?

☐ Yes

☐ No

7. Give details of any fixed trial date or period

23 May 2022

8. What level of Judge does your hearing need?

High Court

9. Who should be served with this application?

Defendants

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



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

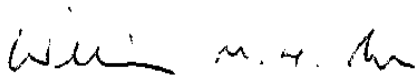
1. The Claimants apply for permission to discontinue the proceedings against the 44<sup>th</sup> Defendant, William Brides, having considered representations made to the Claimant by the Defendant.

## Statement of Truth

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.

- ☐ 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

19

Month

May

Year

2022

### Full name

William Maxwell Hunt Rose

### Name of applicant's legal representative's firm

Sharpe Pritchard 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

Elm Yard, 10-16 Elm Street

Second line of address

Town or city

London

County (optional)

Postcode

WC1X 0BJ

If applicable

Phone number

020 7405 4600 / 07799 900961

Fax number

020 7204 2244

DX number

353 London/Chancery Lane

Your Ref.

WMHR/ 170.19

Email

wrose@sharpepritchard.co.uk

# Application notice

For help in completing this form please read the notes for guidance form N244Notes.

Find out how HM Courts and Tribunals Service uses personal information you give them when you fill in a form: <https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>

|   |   |
|---|---|
| <b>Name of court</b><br>High Court - Queens Bench Div   | <b>Claim no.</b><br>QB-2019-000616  |
| <b>Fee account no.</b><br>(if applicable)<br>PBA0087028   | <b>Help with Fees – Ref. no.</b><br>(if applicable)<br><b>H W F</b> - <input type="text"/> <input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/> <input type="text"/> |
| <b>Warrant no.</b><br>(if applicable)   |   |
| <b>Claimant's name</b> (including ref.)<br>(1) Nuneaton and Bedworth Borough Council<br>(2) Warwickshire County Council |   |
| <b>Defendant's name</b> (including ref.)<br>(1) Thomas Corcoran (2)-(53) Other Named Defendants (54) Persons Unknown    |   |
| <b>Date</b>   | 18/08/2022<br>18 Aug 2022   |

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

Sharpe Pritchard LLP

QB-2019-000616

2. Are you a ☐ Claimant ☐ Defendant ☒ Legal Representative
- ☐ Other (please specify)

Sub Event ID: 56

If you are a legal representative whom do you represent?

Claimant

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

Pursuant to the Order of the Honourable Mr Justice Linden dated 23rd May 2022 at para 5c. the Claimant seeks permission to add to the claim a further site over which final injunctive relief is sought.

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?  0 Hours  30 Minutes  
Is this time estimate agreed by all parties? ☐ Yes ☐ No
7. Give details of any fixed trial date or period  
Wk commencing 12th December 2022
8. What level of Judge does your hearing need?  
High Court
9. Who should be served with this application?  
Defendants

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

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.

1. Pursuant to the Order of the Honourable Mr Justice Linden dated 23rd May 2022, at para 5c., the Claimant seeks permission to add a further site over which injunctive relief is sought. Such application to be heard at the trial of the claim listed with a 2 day time estimate commencing the 12th December 2022.

2. The Claimant relies on the attached Witness Statements of Mr Philip Richardson dated 17th August 2022 and Mr John Bosworth dated 16th August 2022 in support of the application.



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

*William Rose*

- ☐ 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

18

Month

08

Year

2022

Full name

William Maxwell Hunt Rose

Name of applicant's legal representative's firm

Sharpe Pritchard 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

Elm Yard

Second line of address

Elm Street

Town or city

London

County (optional)

Postcode

W C 1 X 0 B J

If applicable

Phone number

02074054600/07799900961

Fax phone number

020 7204 2244

DX number

Your Ref.

WMHR/170.19

Email

wrose@sharpepritchard.co.uk

# Application notice

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|   |  |
|---|--|
| <b>In the High Court of Justice<br/>King's Bench Division</b> |  |
| <b>Claim no.</b>  | QB-2019-000616   |
| <b>Fee Account no.</b>  | PBA0087028   |
| <b>Warrant no.</b><br>(if applicable)                         |  |
| <b>Claimant</b><br>(including ref.)                           | (1) Nuneaton & Bedworth Borough Council<br>(2) Warwickshire County Council     |
| <b>Defendants</b><br>(including ref.)                         | (1) Thomas Corcoran<br>(2)-(53) Other Named Defendants<br>(54) Persons Unknown |
| <b>Date</b>   | 21 November 2022   |

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

QB-2019-000616

Sub Event ID: 58

Sharpe Pritchard LLP

2. Are you a ☐ Claimant ☐ Defendant ☒ Legal Representative

☐ Other (please specify)

If you are a solicitor whom do you represent

Claimant

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

The Claimant seeks an Order for a stay of the proceedings because there is an outstanding appeal to the Supreme Court in *Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors* (UKSC 2022/0046). The Claimants are the Respondents to that appeal. The appeal has been expedited with a provisional listing date of 8 and 9 February 2023. A draft Order is attached. The Appellants in *Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors*, have suggested the stay to which the Claimants agree.

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 telephone hearing

6. How long do you think the hearing will last?

Hours

Minutes

Is this time estimate agreed by all parties?

☐ Yes

☐ No

7. Give details of any fixed trial date or period

12 December 2022

8. What level of Judge does your hearing need?

High Court

9. Who should be served with this application?

-

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

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

1. Witness statement of William Maxwell Hunt Rose dated 21 November 2022 and its exhibit.

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

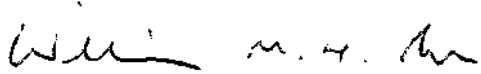


## Statement of Truth

I understand that proceedings for contempt of court may be brought against 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.

- ☐ 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

21

Month

November

Year

2022

### Full name

William Maxwell Hunt Rose

### Name of applicant's legal representative's firm

Sharpe Pritchard 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

Elm Yard, 10-16 Elm Street

Second line of address

Town or city

London

County (optional)

Postcode

WC1X 0BJ

If applicable

Phone number

020 7405 4600 / 07799 900961

Fax number

020 7204 2244

DX number

Your Ref.

WMHR/170.19

Email

wrose@sharpepritchard.co.uk

IN THE HIGH COURT OF JUSTICE

CLAIM NO:QB-2019-000616

QUEENS BENCH DIVISION

IN THE MATTER OF S222 LOCAL GOVERNMENT ACT 1972, AND 187B TOWN AND  
COUNTRY PLANNING ACT 1990

BEFORE MR JUSTICE DOVE

On the 22 day of February 2019

BETWEEN:

- (1) NUNEATON AND BEDWORTH BOROUGH COUNCIL
- (2) WARWICKSHIRE COUNTY COUNCIL



Claimants

-and-

- (1) THOMAS CORCORAN & 52 OTHER NAMED DEFENDANTS IN SCHEDULE 1 OF  
THE CLAIM FORM

- (54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS WITHIN THE  
BOROUGH OF NUNEATON AND BEDWORTH

Defendants

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ORDER

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**UPON HEARING** Counsel for the Claimants without notice to the Defendants

**AND UPON** reading the witness statement of Philip Richardson, Director of Arts Leisure and  
Democracy at Nuneaton and Bedworth Borough Council

**IT IS ORDERED THAT:**

1. The application for the injunction shall be listed before a Judge on Tuesday 19 March  
2019 at 10.30am, to allow three clear days between service of the proceedings and

the hearing date for the application for the interim injunction with a 2 hour time estimate.

2. Pursuant to CPR Part 6.14, 6.15, 6.26 and 6.27 the Claimants have permission to serve the Defendants between 6.30am and 8pm during the week and between 7am and 4pm on a Saturday. Copies (as opposed to originals) of claim forms and applications served on a Saturday will be deemed served on the second working day after the date of service and copies (as opposed to originals) of claim forms and applications served after 4pm on a working day shall be deemed served on the second working day after the date of service.
3. In the event that the Claimants are unable to personally serve any of the 1<sup>st</sup> to 53<sup>rd</sup> Defendants, pursuant to CPR Part 6.14 and 6.15 the Claimant shall be permitted to serve any such Defendants by leaving a copy (as opposed to an original) of the application notice, claim form, draft order, and supporting evidence, in a clear transparent envelope and affixing the same to a caravan, mobile home, or, other vehicle, or, the front door of any residential premises, which in each case is reasonably believed to be owned or occupied by the said Defendants, or, by putting such copy documents through the letter box of any such residential premises. Any such copy documents served by this method will be deemed served the second working day after service of the application notice and claim form.
4. The Claimants shall be permitted pursuant to CPR Part 6.27 to serve the evidence in support of the Claim and application for an interim injunction by USB memory stick and shall provide any Defendant that requests hard copies of the same within 2 workings days of receipt of such request, and shall have a copy of all evidence relied upon in these proceedings available for inspection at the First Claimant's offices at Town Hall, Coton Road, Nuneaton, Warwickshire CV11 5AA between the hours of 10am and 4pm Monday to Friday excluding public holidays.
5. The claim form and application notice shall be deemed served on Persons Unknown (Second Defendant) pursuant to CPR Part 6.14, 6.15, 6.27 and 6.27 by serving a copy (as opposed to an original) of the claim form, application notice and draft order on



all 141 sites identified in Schedule 3 of this Order by affixing them in a prominent place on the Land with a notice to Persons Unknown that a copy of the supporting evidence can be obtained from the First Claimant's offices at Nuneaton and Bedworth Borough Council, Town Hall, Coton Road, Nuneaton, Warwickshire CV11 5AA.

6. The Defendants shall acknowledge service of the claim form 21 days after the date of deemed service and file any written evidence in support of the Defence by the same date.
7. The Claimants have permission to serve the Defendants with a sealed copy of this Order (as opposed to an original).

QUEEN'S BENCH DIVISION

IN THE MATTER OF S222 LOCAL GOVERNMENT ACT 1972  
AND S187B TOWN AND COUNTRY PLANNING ACT 1990

Before Timothy Straker QC (sitting as a Deputy Judge of the High Court)

On the 19<sup>th</sup> day of March 2019

BETWEEN

- (1) NUNEATON AND BEDWORTH BOROUGH COUNCIL
- (2) WARWICKSHIRE COUNTY COUNCIL

Claimants



-and-

(1) THOMAS CORCORAN & 53 OTHER NAMED DEFENDANTS IN SCHEDULE 1  
OF THE CLAIM FORM

(2) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS WITHIN  
THE BOROUGH OF NUNEATON AND BEDWORTH

Defendants

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ORDER

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IF YOU, ANY OF THE ABOVE NAMED FIRST TO FIFTY-THIRD DEFENDANTS OR PERSONS UNKNOWN DISOBEY THIS ORDER OR INSTRUCT OR ENCOURAGE OTHERS TO BREACH THIS ORDER YOU MAY BE HELD 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

UPON HEARING COUNSEL MISS CAROLINE BOLTON FOR THE CLAIMANTS AND THE DEFENDANTS NOT ATTENDING

AND UPON READING THE PAPERS AND HEARING THE APPLICATION FOR AN INTERIM INJUNCTION PENDING THE FINAL INJUNCTION HEARING PURSUANT TO SECTION 222 LOCAL GOVERNMENT ACT 1972 AND 187B TOWN AND COUNTRY PLANNING ACT 1990

## **POWER OF ARREST**

**THIS ORDER CONTAINS A POWER OF ARREST FOR BREACH OF PARAGRAPHS 1-9 OF THIS ORDER PURSUANT TO SECTION 27 OF THE POLICE AND JUSTICE ACT 2006 AND SECTION 4 OF THE ANTI-SOCIAL BEHAVIOUR CRIME AND POLICING ACT 2014. ANY PERSON CAUGHT BREACHING PARAGRAPHS 2-10 OF THIS ORDER MAY BE ARRESTED AND BROUGHT BEFORE THE COURT**

**Note to Arresting Officer: Where the defendant is arrested under the power given by section 27 of the Police and Justice Act 2006 or the Anti-social Behaviour Crime and Policing Act 2014 :-**

- **The defendant shall be brought before the judge within a period of 24 hours beginning at the time of their arrest**
- **A constable shall inform the person on whose application the injunction was granted forthwith where the defendant is arrested under these powers**

**Nothing in sections 27 of the Police and Justice Act 2006 or the Anti-social Behaviour Crime and Policing Act 2014 shall authorise the detention of the defendant after the expiry of the period of 24 hours beginning at the time of their arrest.**

**In calculation any period of 24 hours, no account shall be taken of Christmas Day, Good Friday or any Sunday.**

### **IT IS ORDERED THAT:**

1. **The proceedings shall be stayed against the 14<sup>th</sup> Defendant Terry Maughan, 28<sup>th</sup> Defendant Simon McDonough, 36<sup>th</sup> Defendant Martin Ward and 37<sup>th</sup> Defendant Pat Ward with liberty to restore.**

**Until further order, The First to Fifty-Third Defendants (save for the 14<sup>th</sup>, 28<sup>th</sup>, 36<sup>th</sup> and 37<sup>th</sup> Defendants) are forbidden from:**

2. **Setting up an encampment on any land within the administrative boundaries of Nuneaton and Bedworth Borough Council unless authorised to do so by the owner of the land.**
3. **Setting up an encampment on any land within the administrative boundaries of Nuneaton and Bedworth Borough Council without written permission from the Local Planning Authority, or, planning permission granted by the Secretary of State.**
4. **Entering and/or occupying any part of the Land for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia, save for Thomas Corcoran (the First Defendant) and his wife Jessica Dodds (the Second Defendant) and any other family member agreed with the First Claimant for the purpose of accessing medical care for their daughter Maureen Corcoran.**
5. **Bringing on to the Land or stationing on the Land any caravans/mobile homes other than when driving through the administrative boundaries of Nuneaton and Bedworth Borough Council or in compliance with the parking orders regulating the use of car parks or with the express permission from the owner of the land.**

6. Deposit or cause to be deposited, controlled waste in or on the land unless a waste management licence or environmental permit is in force and the deposit is in accordance with the licence or permit.

Persons Unknown (the Fifty-Fourth Defendant) are forbidden from:

7. Setting up an encampment on any land identified on the attached map and list of sites without written permission from the local planning authority, or, planning permission granted by the Secretary of State.
8. From entering and/or occupying any part of the land identified on the attached map and list of sites for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia.
9. From bringing onto the Land or stationing on the Land any caravans/mobile homes other than when driving through the administrative boundaries of Nuneaton and Bedworth Borough Council or in compliance with the parking orders regulating the use of car parks or with express permission from the owners of the land.
10. Deposit or cause to be deposited, controlled waste in or on the Land unless an waste management license or environmental permit is in force and the deposit is in accordance with the license or permit.
11. There be a power of arrest attached to prohibitions 2-10 of this order.

The Land in this order means:

12. For the First to Fifty-Third Defendants, all land within the administrative boundaries of Nuneaton and Bedworth Borough Council as appears within the marked red outline on the attached map at Schedule 2 of this Order. The said map clearly identifies the boundaries of the Borough of Nuneaton and Bedworth correctly and the principal towns and settlements within the Borough.
13. For Persons Unknown (the Fifty-Fourth Defendant) all the land marked on the map at Schedule 3 of this Order and identified by the key to the map and numbered 1 to 141, further details of which are on the list at Schedule 3 of this Order.
14. Service of this Order shall be by affixing a copy of this Order in a transparent envelope, or laminated copy, in a prominent position on the land.
15. The Defendants may each of them, or anyone notified of this Order, apply to the Court on 72 hours written notice to the Court and the Claimant to vary or discharge this order (or so much of it as affects that person)
16. Costs reserved.

#### **GUIDANCE NOTES**

#### **EFFECT OF THIS ORDER**



17. A Defendant who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or his instructions or with his encouragement.
18. A Defendant which is a corporation and which is ordered not to do something must not do it itself or by its directors, officers, employees or agents or in any other way.

## **PARTIES OTHER THAN THE CLAIMANT AND DEFENDANTS**

### **EFFECT OF THIS ORDER**

19. It is a contempt of court for any person notified of this Order knowingly to assist in or permit a breach of this Order. Any person doing so may be sent to prison, fined, or have their assets seized.

### **INTERPRETATION OF THIS ORDER**

20. In this Order, where there is more than one Defendant, unless otherwise stated, references to "the Defendants" means each or all of them.
21. A requirement to serve on "the Defendants" means on each of them, unless an Order of the Court specifies otherwise. The Order is, however, effective against any Defendant on whom it is served.
22. An Order requiring the Defendants to do or not to do anything applies to all Defendants.
23. "controlled waste" has the same meaning as within s.75(4) of the Environmental Protection Act 1990

### **COMMUNICATIONS WITH THE COURT**

24. All communication to the Court about this order should be sent to Room WG08 Royal Courts of Justice, Strand, London, WC2A 2LL (020 7947 6010).

## **SCHEDULE 1 – LIST OF DEFENDANTS**

List of Defendants and their addresses

- (2) JESSICA DODD, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (3) MICHAEL DOYLE, 6 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (4) LUKE DELANEY, 12 Sandiacre, Long Green, Cressing, Baintree, Essex, CM77 8DL
- (5) PATRICK MCGINLEY, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (6) ALPHONSUS MCGINLEY, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (7) MICHAEL STOKES, 29 Oaktree Field Caravan Site, Odstock Road, Salisbury, Wiltshire SP2 8BY
- (8) MICHAEL STOKES, 6 Horsdean Travelers Site, Braypool Lane, Patcham Brighton, East Sussex BN1 8PP
- (9) DENNIS STOKES, 12 Bashley Road Caravan Site, Bashley Road, London, NW10 6TH
- (10) DENNIS STOKES (JNR), Caravan 6 Dun Roamin Park, Whitfield, NN13 5TD
- (11) BRIAN STOKES, 12a, Orchard Drive, Smíthy Fen, Cottenham, Cambridgeshire, CB24 8PT
- (12) JOHN MAUGHAN, 14 Long Green, Cressing, Braintree, Essex, CM77 8DL
- (13) TERRY MAUGHAN, 70 Exton Avenue, Luton, Bedfordshire, LU2 0LJ
- (14) TERRY MAUGHAN, 10 Thistle Grove Caravan Park, Main Road, Collin, Dumfries, DG1 4JE
- (15) PATRICK MAUGHAN, 12 Bashley Road Caravan Site, Bashley Road, London, NW10 6TH
- (16) OWEN MAUGHAN, 7 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (17) OWEN MAUGHAN, 8 Imari Park, 38 Russell Street, Derby DE24 8AL
- (18) BERNARD CORCORAN, No Fixed Abode
- (19) FRANCIS CORCORAN, No Fixed Abode
- (20) FRANCIS MAUGHAN, 14 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (21) MARTIN MAUGHAN, 81 Constitution Road, Chatham, Kent, ME5 7DN
- (22) THOMAS MAUGHAN, 11 Kanes Hill Caravan Site, Botley Road, Southampton, SO19 0SA
- (23) JOHN MONGAN, 1 Gapton Hall Road, Great Yarmouth, Norfolk, NR31 0NL
- (24) MARTIN MONGAN, 14 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (25) MARTIN MONGAN, 9 Limehouses, Boathorse Road, Stoke-On-Trent, Staffs ST6 4QQ
- (26) LEONARD MONGAN, 8 Pendles Paddock, Marlow Road, Stokenchurch, High Wycombe, Bucks, HP14 3UW
- (27) PAUL McDONAUGH, 9 Russell Street, Derby
- (28) SIMON McDONAUGH, 3 Thistle Grove Caravan Park, Main Road, Collin, Dumfries, DG1 4JE
- (29) BERNARD McDONAUGH, 37 Boathorse Road, Stoke-On-Trent, Staffordshire, ST7 4JA
- (30) JOHN McDONAUGH, Caravan 7 Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- (31) MIKE McDONAUGH, 62 De Laly Street, Ashton-On-Ribble, Preston, Lancashire, PR2 2DD
- (32) MARTIN McDONAUGH, 29 Speyside Court, Orton, Southgate, Peterborough, PE2 6SN
- (33) AARON McDONAUGH, 9 Sandiacre, Long Green, Cressing, Braintree, Essex CM77 8DL
- (34) KATHLEEN McDONAUGH, 3 Orchard View, Horseman Side, Brentwood, Essex, CM14 5SU
- (35) WINNIE McDONAUGH, Caravan 14, Dun Roamin Park, Whitfield, Brackley, Northants, NN13 5TD
- (36) MARTIN WARD, 73 Mullacreevie Park, Armagh, BT60 4BB
- (37) PAT WARD, 333 Mullacreevie Park, Armagh, BT60 4BB
- (38) MICHAEL WARD, Splashes, Castle Acre Road, Swaffham, Norfolk, PE37 7XE
- (39) KATHLEEN WARD, 2 Imari Park, 38 Russell Street, Derby DE24 8AL
- (40) ROSELEEN WARD, 6 St Agnells Lane, Hemel Hempstead, Herts, HP2 7AX
- (41) BERNIE SWEENEY, Kanes Hill Caravan Park, 11 Botley Road, Southampton, SO19 0SA
- (42) JOHN CONNORS, 2 Costalot Stables, Heath Road, Leicestershire, LE67 1DG
- (43) TRACEY BROWN, 72 Lower Ecton, Ecton Lane Caravan Site, Northants NN3 5HQ
- (44) WILLIAM BRIDGES, 16 Ling Croft, Brough, North Humberside, HU15 1TU

- (45) TOM WARD, No Fixed Abode
- (46) EDDIE McDONAUGH, No Fixed Abode
- (47) EDDIE (AKA EDWARD) WARD, No Fixed Abode
- (48) CHRISTOPHER McDONAUGH, No Fixed Abode
- (49) WILLIAM DOHERTY, No Fixed Abode
- (50) GERRY O'BRIEN, No Fixed Abode
- (51) ELIZABETH O'BRIEN, No Fixed Abode
- (52) PEARL BLAINLEY, No Fixed Abode
- (53) FIONA WARD, No Fixed Abode
- (54) PERSONS UNKNOWN

## SCHEDULE 2 – MAP OF THE BOROUGH



# **SCHEDULE 3 – LIST OF SITES AND MAP FOR PERSONS UNKNOWN**

| Site  | Postcode | Land Owner | Title Number                        |
|---|----------|------------|-------------------------------------|
| 1. Land on the north side of Corporation Street, Nuneaton                     | CV11 5PZ | NBSC       | WK447690                            |
| 2. Recreation ground lying to the north of Queens Road, Nuneaton              | CV11 5ET | NBSC       | WK446789                            |
| 3. Land on the north west of Vernon's Lane and land lying to the South West   | CV11 5DG | NBSC       | WK447051/ WK240784/ WK236383        |
| 4. Land being car park on the south west side of Corporation Street, Nuneaton | CV11 5DG | NBSC       | WK449539                            |
| 5. Victoria Street Car Park and 60 Victoria Street, Nuneaton (CV11 5PZ)       | CV11 5DG | NBSC       | WK449535/ WK178804                  |
| 6. Property which sits adjacent premises fronting Regent Street, Nuneaton     | CV11 4BW | Private    | WK398435                            |
| 7. Land on the west and east sides of Vicarage Street, Nuneaton               | CV11 5DB | NBSC       | WK430184                            |
| 8. The site, Park Clinic, Colton Road, Nuneaton, (CV11 6TY)                   | CV11 4BS | Private    | WK396364                            |
| 9. Land and buildings on the east side of Broad Street, the north side of     | CV11 5NE | NBSC       | WK251517                            |
| 10. Queen's Road and the south west side of Abbey Street                      | CV11 4AS | NBSC       | WK449876                            |
| 11. Land at Church Street, Nuneaton   | CV11 5AA | NBSC       | WK083582                            |
| 12. Land and buildings lying to the East of Colton Road                       | CV11 5AL | NBSC       | WK428042                            |
| 13. Land at Vicarage Street, Nuneaton   | CV11 5AA | NBSC       | WK430266                            |
| 14. Land at Court Road, Nuneaton  | CV11 5JF | NBSC       | WK448879                            |
| 15. Meadow Court, Meadow Street, Nuneaton, (CV11 5JF)                         |          |            | WK446811/ WK284250/ WK345891        |
| 16. Land to the south side of Broad Street and lying to the east and west of  | CV11 4PY | NBSC       | WK449338                            |
| 17. Coventry Road, Chivers Collieryland on the west side of a road leading    | CV11 6QA | NBSC       | WK446027                            |
| 18. From Coventry to Nuneaton and a balancing lake and land to the south of   |          |            |                                     |
| 19. Rectification Ground at Eastway Way, Nuneaton                             | CV10 7EL | NBSC       | WK487844/ WK448021/ WK448237 (part) |
| 20. Land on the north side of Westbury Road and Land lying to the North of    |          |            | WK302551/ WK335842                  |
| 21. Land on the north side of Westbury Road and Land lying to the North of    | CV10 8DS | NBSC       | WK447335                            |
| 22. Land at Recreation Ground, Tomkinson Road, Nuneaton                       | CV10 8PY | NBSC       | WK130458/ WK447033                  |
| 23. Land at Whitford Park, Haunchwood Road, Nuneaton, Land lying to the       | CV12 5DR | NBSC       | WK448160                            |
| 24. Land on the south side of Haunchwood Road                                 |          |            | WK448795                            |
| 25. Land on the north side of Marston Lane, Nuneaton                          | CV12 8NF | NBSC       | WK448795/ WK248925/ WK448950        |
| 26. Land on the north side of Marston Lane, Nuneaton                          | CV12 8LH | NBSC       | WK448511                            |
| 27. Land on the north side of Marston Lane, Nuneaton                          |          |            | WK449611/ WK448924(part)            |
| 28. Land on the north side of Marston Lane, Nuneaton                          | CV12 8RF | NBSC       | WK448510/ WK448500                  |
| 29. Land on the north side of Marston Lane, Nuneaton                          | CV12 9LT | NBSC       | WK448048                            |
| 30. Land on the north side of Marston Lane, Nuneaton                          | CV10 8QA | NBSC       | WK439530                            |
| 31. Land on the north side of Marston Lane, Nuneaton                          | CV10 9DJ | NBSC       | WK448510/ WK448953                  |
| 32. Land on the north side of Marston Lane, Nuneaton                          | CV10 9DE | NBSC       | WK373679/ WK448973                  |
| 33. Land on the north side of Marston Lane, Nuneaton                          |          |            | WK447731                            |
| 34. Land on the north side of Marston Lane, Nuneaton                          |          |            | WK137133                            |
| 35. Land on the north side of Marston Lane, Nuneaton                          | CV7 9EX  | NBSC       | WK460050                            |
| 36. Land on the north side of Marston Lane, Nuneaton                          | CV7 8NG  | NBSC       | WK124031                            |
| 37. Land on the north side of Marston Lane, Nuneaton                          |          |            | WK336223                            |
| 38. Land on the north side of Marston Lane, Nuneaton                          | CV7 9GZ  | NBSC       | WK143931/ WK154857                  |
| 39. Land on the north side of Marston Lane, Nuneaton                          | CV10 9TD | NBSC       | WK358163                            |
| 40. Land on the north side of Marston Lane, Nuneaton                          | CV10 9SD | NBSC       | WK339730                            |

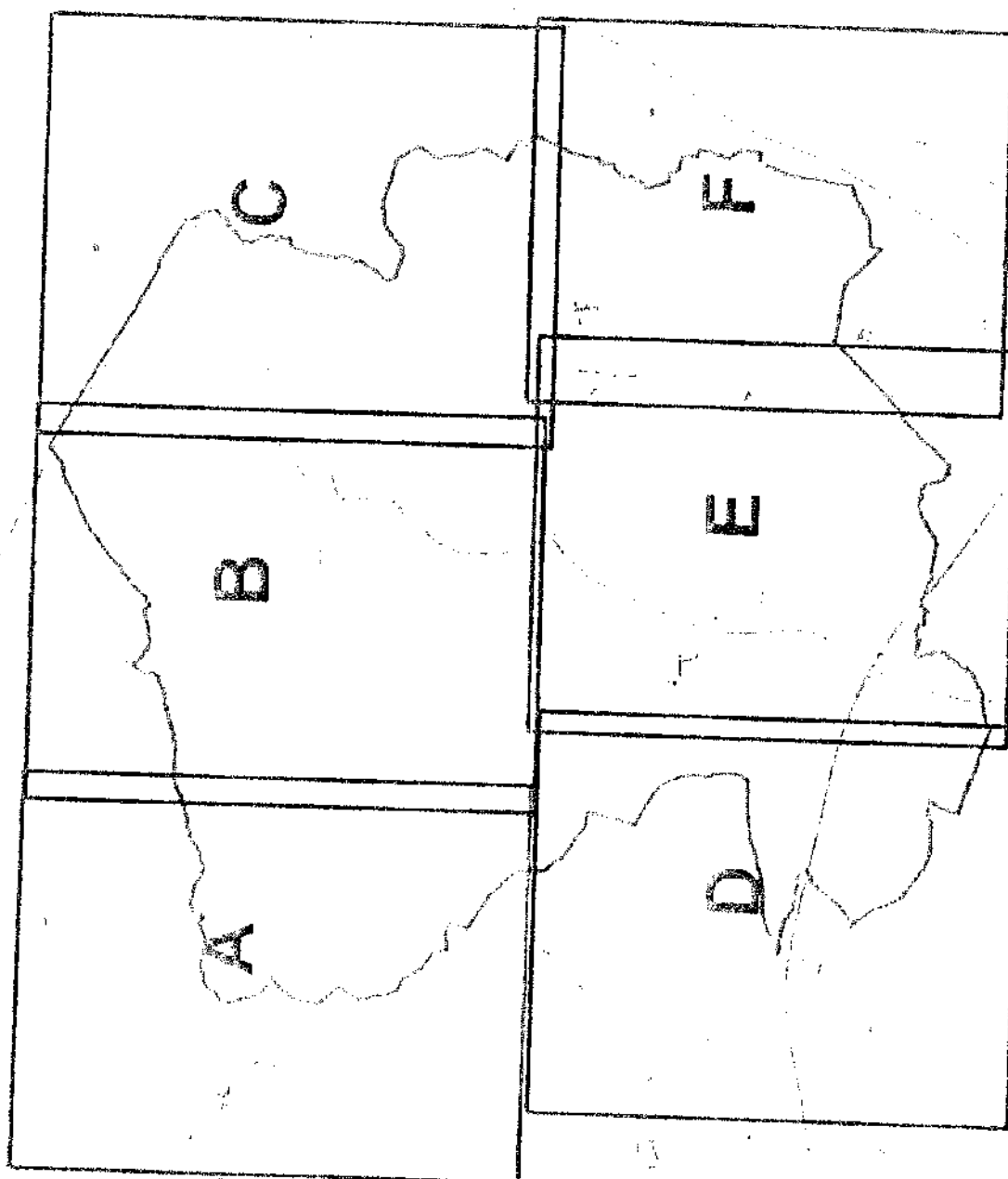




|     |  |                  |                                |
|-----|--|------------------|--------------------------------|
| 121 | Playing field adjoining St Nicholas C of E Primary School, Windermere      | CV11 6HJ         | WCC WK233776                   |
| 122 | Land on the East Side of Whitmore Avenue, Nuneaton                         |                  | WCC WK473130                   |
| 123 | St Nicholas C of E First School, Windermere Avenue, Nuneaton, CV11 6HJ     |                  | Private WK231829               |
| 124 | Land lying to the North East of Oakdene Crescent, Nuneaton                 | CV10 00R         | Private WK473119               |
| 125 | Land at George Eliot School, Ravenside Drive, Nuneaton, CV11 4QP           | CV11 4QP         | Private WK458896               |
| 126 | Land on the North Side of Avenue Road, Nuneaton                            | CV11 4LU         | NABCC WK448965                 |
| 127 | Biora College, Leicester Road, Nuneaton, CV11 6AA                          | CV11 6AA         | WCC WK425315                   |
| 128 | Highland Land School, Higham Lane, Nuneaton, CV10 8AJ                      | CV10 8AJ         | Private WK465311               |
| 129 | Oakwood Primary and Secondary School, Morris Drive, Nuneaton, CV11 4SH     | CV11 4SH         | WCC WK469007/WK468046/WK233776 |
| 130 | Land lying on the South of Aubrey Road, Nuneaton and Nuneaton Arcade       | CV10 7PD         | WCC WK275245/WK423489          |
| 131 | Land on the South of Aubrey Road, Nuneaton and Nuneaton Arcade             |                  | WCC WK275245/WK423489          |
| 132 | Noni Waterkake and Hindley College, Hixley Road, Nuneaton, CV11 6DH        | CV11 6DH         | Private WK428695               |
| 133 | King Edward VI College, King Edward Road, Nuneaton, CV11 4BE               | CV11 4BE         | Private WK473130/WK473131      |
| 134 | Isisworth Health Nursery School, Globe Avenue, Beacworth, CV12 9QP         | CV12 00P         | WCC WK252507                   |
| 135 | Leitch Hill Grange School and Science College, Wheelwright Lane, Beacworth |                  | WCC WK426650                   |
| 136 | Leitch Hill Grange School, Wheelwright Lane, Coventry                      | Private WK440473 |                                |
| 137 | Land at Eshall Grange School, Wheelwright Lane, Coventry, CV7 9HP          | CV7 9HP          | Private WK450903               |
| 138 | Land on the North Side of Griff Lane, Nuneaton                             | CV10 7SD         | WCC WK456544                   |
| 139 | Land lying to the West of Leicester Road, Nuneaton                         | CV12 8HG         | WCC WK240628                   |
| 140 | Road Less Mobile School, Barton Road, Beacworth, CV12 9HG                  | CV12 8HG         | Private WK465541               |
| 141 | Land and buildings on the south side of St Pauls Road, Nuneaton            | CV10 8JH         | WCC WK438085                   |
| 142 | Stokeford Junior And Infant School, Grove Road, Nuneaton (CV10 8J)         | CV11 4SQ         | WCC WK432667                   |
| 143 | Land on the South West Side of Magyer Crescent, Nuneaton                   |                  | WCC WK431140                   |
| 144 | Atchborough Mills, Atchborough Road, Nuneaton                              | Private WK251686 |                                |
| 145 | Manor Park Community School, Beaumont Road, Nuneaton                       | CV11 6SS         | Private WK430012               |
| 146 | St Paulinus Way Hub, St Pauls Way, Beacworth Park, Nuneaton                | CV10 7SD         | Private WK473130               |
| 147 | Land and buildings on the south side of Newdown Road, Nuneaton             | CV11 5UT         | Private WK306614               |
| 148 | Bermuda Road Community Centre, Bermuda Road, Nuneaton                      | CV10 7HU         | Private WK473131               |



# Key for traveller encampment maps



Scale  
0

2

4

6

8 km

Claim Nos: see attached schedule

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

The Honourable Mr Justice Nicklin  
16 October 2020

BETWEEN: -

Various Claimants  
(see attached Schedule 1)



-and-

(1) Persons Unknown  
(2) Various other Defendants  
(see attached Schedule 1)

Defendants

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ORDER

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**THIS ORDER** had been made with the concurrence of the President of the Queen's Bench Division and Mr Justice Stewart, the Judge in Charge of the Queen's Bench Division Civil List

**UPON** the Court in the claim *London Borough of Enfield -v- Persons Unknown* (QB-2020-003471) ("the *Enfield* case") having, on 2 October 2020:

- adjourned the Claimant's Application for an interim and final injunction against Persons Unknowns who enter and/or occupy any of 96 sites in the London Borough of Enfield for residential purposes (whether temporary or otherwise) including siting a caravans, mobile homes, associated vehicles and domestic paraphernalia ("the Application");
- directed a hearing of the Claimant's Application which has been fixed for 2 days on 27-28 January 2021;

- directed a Case Management Hearing which has been fixed for 17 December 2020 (“the Case Management Hearing”); and
- directed that the Attorney General be invited to instruct an advocate to the court given the wider issues of public importance raised by the Application

**AND UPON** it appearing that:

- injunctions in similar terms to that granted in the **Enfield** case may have been granted in the actions identified in Schedule 1 to this Order;
- it is likely that common issues or considerations are likely to arise in the actions identified in Schedule 1 to this Order; and
- the most proportionate way of managing the resolution of any common issues is by identifying lead cases from amongst the actions identified in Schedule 1 to this Order

**WITHOUT A HEARING AND OF THE COURT’S OWN MOTION IT IS ORDERED:**

1. Pursuant to CPR 30.2(4) and s.41 County Courts Act 1980, the actions identified 18, 19, 21, 29, 31, 32, 35 and 36 in Schedule 1 are forthwith transferred to the High Court, Queen’s Bench Division, Royal Courts of Justice.
2. By 4.30pm on 30 October 2020, each Claimant in actions identified 18, 19, 21, 29, 31, 32, 35 and 36 are to upload to the CE-File copies of:
  - a. the Claim Form (and any Particulars of Claim if applicable)
  - b. all Application Notices filed in the claim; and
  - c. all orders made by the Court in the claim.
3. By 4.30pm on 30 October 2020, all other Claimants (not covered by Paragraph 2 above) are to ensure that the Claim Form, all Application Notices filed in the claim and all orders made by the Court in their actions are available on the CE-File, by uploading any missing documents.
4. By 4.30pm on 13 November 2020, each Claimant in the actions identified in the attached Schedule 1 must file in the action (and provide a copy to the Clerk to Mr Justice Nicklin: Daniel.Mendonca@justice.gov.uk) a completed and signed Questionnaire (Schedule 2).
5. Any Claimant who answers either Question 8(a) or 8(b) in the Questionnaire “yes”, must attend or be represented at the Case Management Hearing.
6. Any Claimant who, having considered the Court of Appeal decisions in **Bromley LBC -v- Persons Unknown [2020] PTSR 1043** and **Canada Goose UK Retail Ltd -v- Persons Unknown [2020] 1 WLR 2802**, wishes to:

- a. discontinue its claim under CPR 38.2, or
- b. apply to vary or discharge any current injunction previously granted in its favour

must issue, file and serve an Application Notice by 4.30pm on 13 November 2020 and, unless the Court otherwise orders, the Application will be heard at the Case Management Conference.

- 7. Until further order, any application in each of the actions identified in Schedule 1 must be made to Mr Justice Nicklin.
- 8. Pursuant to CPR 3.3(5), any person affected by this Order may apply to the Court for it to be varied. Any such application:
  - a. must be made by Application Notice and supported by evidence;
  - b. issued and filed by 4.30pm on 23 October 2020; and
  - c. will be determined by Mr Justice Nicklin.

## Reasons

- (A) The recent hearing in the **Enfield** case has led to the identification of issues that are likely to arise in other cases involving the grant of local authority wide injunctions to prohibit trespass on land granted against Persons Unknown who have typically, but not exclusively, been defined as Gypsies or Travellers ("Traveller Injunction"). The issues concern existing injunctions that have previously been granted (in most cases for several years) as well as applications for new or renewed injunctions of this type. The principles upon which such injunctions are granted have been subject to review in a series of cases: **Cameron -v- Liverpool Victoria Insurance Co Ltd** [2019] 1 WLR 1471; **Boyd -v- Ineos Upstream Ltd** [2019] 4 WLR 100; **Bromley LBC -v- Persons Unknown** [2020] PTSR 1043; **Cuadrilla Bowland Ltd -v- Persons Unknown** [2020] 4 WLR 29; and **Canada Goose UK Retail Ltd -v- Persons Unknown** [2020] 1 WLR 2802.
- (B) The Court has identified the cases listed in Schedule 1 as claims in which Traveller Injunctions may have been granted in the past. The Court has held, in the **Enfield** case [32], that a local authority which has, in the past, obtained a Traveller Injunction is under a duty to restore the claim before the court if it becomes aware that there exist grounds upon which there is a realistic prospect that the injunction would be modified or discharged by the Court. This includes grounds that arise as a result of a change in the legal principles that apply. Any local authority not identified in Schedule 1 which has been granted a Traveller Injunction should provide the details to the Clerk to Mr Justice Nicklin (details in Paragraph 4 of this Order).

- (C) It is likely that common issues will arise between the **Enfield** case and those identified in Schedule 1 (and any other cases in which a Traveller Injunction has been granted). The Court wants to manage the resolution of any common issues in an effective and proportionate manner. The Order provides (a) for transfer of Claims in Schedule 1 to the Queen's Bench Division of the High Court at the Royal Courts of Justice; (b) for completion of a Questionnaire to gather information about the Schedule 1 Claims; and (c) a Case Management Hearing on **17 December 2020** which will enable the Court to identify the extent of common issues and determine the best way of resolving them.
- (D) Prior to formulation of any common issues, the Court's first objective is to identify those local authorities with existing Traveller Injunctions who wish to maintain such injunctions (possibly with modification), and those who wish to discontinue their claims and/or discharge the current Traveller Injunction granted in their favour.

**16 October 2020**



## SCHEDULE 1

|     | <b>Claimant(s)</b>  | <b>Defendants</b>                                      | <b>CASE No:</b>                                 |
|-----|---|--|---|
| 1.  | LB Barking and Dagenham   | Tommy Stokes & 63 others                               | QB-2017-006899<br>(HQ17X00849)                  |
| 2.  | LB Bromley  | Persons Unknown  | QB-2018-003485<br>(HQ18X02920)                  |
| 3.  | LB Croydon  | Persons Unknown  | QB-2018-003395<br>(HQ18X03041)                  |
| 4.  | LB Ealing   | Persons Unknown  | QB-2019-001696                                  |
| 5.  | LB Greenwich  | Persons Unknown  | QB-2018-003037<br>(HQ18X04086)                  |
| 6.  | LB Havering   | William Stokes & 104<br>others and Persons<br>Unknown  | QB-2019-002737                                  |
| 7.  | LB Hillingdon   | Persons Unknown  | QB-2019-001138                                  |
| 8.  | LB Hounslow   | Persons Unknown  | QB-2019-002113                                  |
| 9.  | LB Kingston-upon-Thames   | Persons Unknown  | QB-2019-000150                                  |
| 10. | LB Merton   | Persons Unknown  | QB-2018-000452                                  |
| 11. | LB Redbridge  | Martin Stokes & 99 others                              | QB-2018-003983<br>(HQ18X01522)                  |
| 12. | LB Richmond-upon-Thames   | Persons Unknown  | QB-2019-000777                                  |
| 13. | LB Sutton   | Persons Unknown  | QB-2018-003487<br>(HQ18X02913)                  |
| 14. | LB Waltham Forest   | Persons Unknown  | QB-2017-005691<br>(HQ17X03769)                  |
| 15. | LB Wandsworth   | Persons Unknown  | QB-2019-000778                                  |
| 16. | (1) Basingstoke and Deane<br>Borough Council<br>(2) Hampshire County<br>Council | Henry Loveridge & 115<br>others and Persons<br>Unknown | QB-2018-003748<br>(HQ18X02304)                  |
| 17. | (1) Basildon Borough<br>Council<br>(2) Essex County Council                     | Dennis Ainey & 44 others<br>and Persons Unknown        | QB-2017-005724<br>(HQ17X03732)                  |
| 18. | Birmingham City Council   | Persons Unknown  | Birmingham District<br>Registry<br>D90BM148-149 |
| 19. | (1) Boston Borough Council<br>(2) Lincolnshire County<br>Council                | Persons Unknown  | Birmingham District<br>Registry<br>E90BM073     |
| 20. | Canterbury City Council   | Persons Unknown  | QB-2019-001304                                  |
| 21. | Central Bedfordshire  | Levi Parker & 21 others<br>and Persons Unknown         | Bedford District<br>Registry<br>E01LU344        |
| 22. | Elmbridge Borough Council   | Persons Unknown  | QB-2018-003423<br>(HQ18X02948)                  |
| 23. | Epsom and Ewell Borough<br>Council  | Persons Unknown  | QB-2018-000383                                  |

|     |  |   |  |
|-----|--|---|--|
| 24. | (1) Harlow District Council<br>(2) Essex County Council                      | Michael Stokes & 71 others                      | QB-2015-002380                           |
| 25. | Hertsmere Borough Council  | Persons Unknown                                 | QB-2018-000333                           |
| 26. | (1) Nuneaton and Bedworth Borough Council<br>(2) Warwickshire County Council | Thomas Corcoran & 52 others and Persons Unknown | QB-2019-000616                           |
| 27. | Reigate and Banstead Borough Council   | Persons Unknown                                 | QB-2019-002297                           |
| 28. | Rochdale Metropolitan Borough Council  | Shane Heron & 91 others                         | QB-2017-005202 (HQ17X04668)              |
| 29. | Rugby Borough Council  | McDonough & 5 others and Persons Unknown        | Nuneaton County Court<br>E00NU379        |
| 30. | Runnymede Borough Council  | Andrew Doig & 15 others and Persons Unknown     | QB-2017-006641<br>HQ17X01528             |
| 31. | Sandwell Metropolitan Borough Council  | John Cassidy & 13 others and Persons Unknown    | Birmingham District Registry<br>D90BM116 |
| 32. | Solihull Metropolitan Borough Council  | John Cassidy & 13 others and Persons Unknown    | Birmingham District Registry<br>E90BM026 |
| 33. | Test Valley Borough Council  | Albert Bowers & 88 others and Persons Unknown   | QB-2020-002112                           |
| 34. | Thurrock Council   | Martin Stokes & 106 others and Persons Unknown  | QB-2019-002738                           |
| 35. | Walsall Metropolitan Borough Council   | Brenda Bridges & 17 others and Persons Unknown  | Walsall County Court<br>C00WJ967         |
| 36. | Wolverhampton City Council   | Persons Unknown                                 | Birmingham District Registry<br>E90BM139 |
| 37. | Wycombe District Council   | Persons Unknown                                 | QB-2019-002783                           |

## Schedule 2 - Questionnaire

### Details of Claim:

Name of Claimant: .....

Name(s) of Defendant(s): .....

RCJ Case Number: .....

Previous District Registry (if applicable):.....

### Service of the Claim Form

1. Has the Claim Form been personally served in accordance with CPR 6.5 on any Persons Unknown?

.....

2. Has the Court made an order for alternative service of the Claim Form on Persons Unknown under CPR 6.15(1) or CPR 6.15(2)?

.....

If no, go to Question 3.

If yes,

- a. Did you issue an Application for an order for alternative service of the Claim Form under CPR 6.15(1) or 6.15(2)?

.....

- b. Does the Order for alternative service comply with CPR 6.15(4)?

.....

- c. provide a copy of the order for alternative service of the Claim Form on Persons Unknown.

3. Has the Court made an order dispensing with service of the Claim Form on Persons Unknown under CPR 6.16?

.....

4. Has any defendant in the category of Persons Unknown filed an Acknowledgement of Service?

.....

## Injunction

5. In your claim, is there an injunction currently in force against Persons Unknown?

.....

If no, you need not answer any further questions.

If yes,

- a. When was it granted?

.....

- b. Is it an interim or final order?

.....

- c. When does the injunction expire?

.....

- d. If an interim order, when is the next hearing?

.....

- e. If it is a final order, do the terms of the injunction purport to apply to and bind “newcomers” (as defined in ***Canada Goose UK Retail Ltd -v- Persons Unknown* [2020] 1 WLR 2802** [89]):

.....

- f. Please provide a copy of the Order

6. Has the Injunction order been served on identified (or identifiable) individuals in the category of Persons Unknown?

.....

If yes, on a separate sheet, identify (by name or other method) those served with the Injunction and when they were served.

7. If a final injunction has been granted in your claim, is it possible to identify (by name or other method) those against whom, in the category of persons unknown, judgment has been granted?

.....

If yes, on a separate sheet, identify (by name or other method) those against whom judgment has been granted.

8. Having regard to the Court of Appeal decisions in ***Bromley LBC -v- Persons Unknown* [2020] PTSR 1043** and ***Canada Goose UK Retail Ltd -v- Persons Unknown* [2020] 1 WLR 2802**:

- a. Are you satisfied that the injunction you have previously been granted complies with the principles identified in these decisions?

.....

- b. Do you intend to seek an extension to the injunction that you have been granted (whether by application in the current proceedings or fresh claim)?

.....

9. If applicable, when is the next hearing listed for your case?

.....

### Statement of Truth

(I believe) (The applicant believes) that the facts stated in this questionnaire (and any continuation sheets) are true.

**Signed:** ..... **Full name:** .....  
Claimant's (legal) representative

**Name of legal representative's firm** (if applicable): .....

**Position or office held:** .....  
(if signing on behalf of the Claimant, firm or company)

**Date:** .....

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin**  
**3 November 2020**

**B E T W E E N:**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL**  
**(2) WARWICKSHIRE COUNTY COUNCIL**



**QB-2019-000616**

**-and-**

**(1) THOMAS CORCORAN**  
**(2)-(53) OTHER NAMED DEFENDANTS**  
**(54) PERSONS UNKNOWN**

**Defendants**

---

**ORDER**

---

**UPON FURTHER REVIEW** of the documents available on CE-File including documents uploaded by the Claimant pursuant to the Order of 16 October 2020

**AND UPON NOTING**

- (1) The Claim Form was issued on 22 Feb 2019 against 53 named defendants and "Persons Unknown forming unauthorised encampments within the Borough of Nuneaton and Bedworth" as the 54th Defendant.
- (2) An order for alternative service of the Claim Form on Persons Unknown by alternative means was granted on 22 Feb 2019.
- (3) An interim injunction order was granted "until further order" on 22 March 2019 against 50 named persons and "Persons Unknown".
- (4) The Claimants appear to have failed to progress the action to a final hearing and the grant of a final order disposing of the claim.



- (5) The Claimants have not sought to restore the claim following the decision of the Court of Appeal in **LB Bromley -v- Persons Unknown [2020] PTSR 1043** handed down on 21 January 2020; and **Canada Goose -v- Persons Unknown [2020] 1 WLR 2802**.

**WITHOUT A HEARING AND OF THE COURT'S OWN INITIATIVE IT IS ORDERED** that:

1. By 4.30pm on 20 November 2020 the Claimants must file a witness statement which:
  - a. confirms whether (i) there has been full compliance with Paragraph 5 of the Order for alternative service of the Claim Form dated 22 Feb 2019 and (ii) copies of the Claim Form and Injunction Order have remained available and legible at all times at every site affected by the Order; and
  - b. explains why the Claimants have apparently failed to progress the claim to a final hearing, having been granted an interim injunction, and what steps the Claimants have taken to address the impact on the interim order of, the Court of Appeal judgments in **LB Bromley** and **Canada Goose** including responding to correspondence from groups representing the interests of Gypsies and Travellers.
2. Pursuant to CPR 3.3(5), the Claimant may apply to the Court for this Order to be varied or discharged. Any such application:
  - a. must be made by Application Notice and supported by evidence;
  - b. issued and filed by 4.30pm on 10 November 2020; and
  - c. unless otherwise directed, will be determined by Mr Justice Nicklin on paper.

## **REASONS**

- (A) The Court wishes to be assured as to compliance with the Order for alternative service.
- (B) The Claimants appear to have obtained an interim injunction, but then failed to progress the claim to a final hearing. Such conduct is arguably an abuse of process. The description of the Persons Unknown Defendants is important – see **Canada Goose**. More generally, the Claimant has failed to address the impact on the final injunction of the Court of Appeal decisions in **LB Bromley** and **Canada Goose**.

**3 November 2020**

## Schedule 2 - Questionnaire

### Details of Claim:

|   |  |
|---|--|
| Name of Claimant:                           | Nuneaton and Bedworth Borough Council and Warwickshire County Council  |
| Name(s) of Defendant(s):                    | (1) Thomas Corcoran & 53 Other Named Defendants in Schedule 1 of the Claim Form (2) Persons Unknown Forming Unauthorised Encampments Within the Borough of Nuneaton and Bedworth |
| RCJ Case Number:                            | QB-2019-000616   |
| Previous District Registry (if applicable): | N/A  |

### Service of the Claim Form

1. Has the Claim Form been personally served in accordance with CPR 6.5 on any Persons Unknown?  
No as defendants and address unknown – except where persons unknown have arrived on the sites subsequently and been personally handed a copy of the order by the Police/Private Sector Housing Officer.
2. Has the Court made an order for alternative service of the Claim Form on Persons Unknown under CPR 6.15(1) or CPR 6.15(2)?  
Yes – Para 5 of the Order made Mr Justice Dove dated 22<sup>nd</sup> February 2019 – permitted service of the Claim Form on Persons Unknown pursuant to CPR 6.14, 6.15 and 6.27 by serving a copy (as opposed to the original) of the Claim Form, application Notice and Draft Order on all 141 sites identified in Schedule 3 of the Injunction Order by affixing them in a prominent place on the Land with a Notice to Persons unknown that a copy of the supporting evidence can be obtained from the Council's offices.  
If no, go to Question 3. If yes,
  - a. Did you issue an Application for an order for alternative service of the Claim Form under CPR 6.15(1) or 6.15(2)?  
[To be completed] Yes –
  - b. Does the Order for alternative service comply with CPR 6.15(4)?  
Yes the Order for service made on the 22<sup>nd</sup> February confirms method and place of service, the date on which the claim form will be deemed served

and the period for filing an acknowledgement of service, filing an admission or a defence,

- c. provide a copy of the order for alternative service of the Claim Form on Persons Unknown. – copy of the order attached.

- 3. Has the Court made an order dispensing with service of the Claim Form on Persons Unknown under CPR 6.16?

No but alternative service has been directed.

- 4. Has any defendant in the category of Persons Unknown filed an Acknowledgement of Service?

No

### **Injunction**

- 5. In your claim, is there an injunction currently in force against Persons Unknown?

Yes

If no, you need not answer any further questions. If

yes,

- a. When was it granted?

19 March 2019

- b. Is it an interim or final order?

Interim

- c. When does the injunction expire?

Until trial or further Order

- d. If an interim order, when is the next hearing?

Not yet set, ready to be fixed but now awaiting the outcome of this case.

- e. If it is a final order, do the terms of the injunction purport to apply to and bind “newcomers” (as defined in ***Canada Goose UK Retail Ltd -v- Persons Unknown* [2020] 1 WLR 2802 [89]**):

Yes

- f. Please provide a copy of the Order – see attached

- 6. Has the Injunction order been served on identified (or identifiable) individuals in the category of Persons Unknown?

No, only on the Land as per the Order

If yes, on a separate sheet, identify (by name or other method) those served with the Injunction and when they were served.

7. If a final injunction has been granted in your claim, is it possible to identify (by name or other method) those against whom, in the category of persons unknown, judgment has been granted? – n/a

If yes, on a separate sheet, identify (by name or other method) those against whom judgment has been granted.

8. Having regard to the Court of Appeal decisions in ***Bromley LBC -v- Persons Unknown* [2020] PTSR 1043** and ***Canada Goose UK Retail Ltd -v- Persons Unknown* [2020] 1 WLR 2802**:

- a. Are you satisfied that the injunction you have previously been granted complies with the principles identified in these decisions?

Yes, insofar as they are applicable to this case

- b. Do you intend to seek an extension to the injunction that you have been granted (whether by application in the current proceedings or fresh claim)?  
– N/A We are waiting for our final hearing

9. If applicable, when is the next hearing listed for your case?

We are awaiting a final hearing date, which will now not be fixed until after this case has been decided.

### Statement of Truth

The applicant believes that the facts stated in this questionnaire (and any continuation sheets) are true.

Signed:  Full name: William Maxwell Hunt Rose  
Claimant's (legal) representative

Name of legal representative's firm (if applicable): Sharpe Pritchard LLP

Position or office held: Partner  
(if signing on behalf of the Claimant, firm or company)

Date: 13 November 2020

**Claim Nos: see attached schedule**

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin  
1 December 2020**



**BETWEEN: -**

**Various Claimants  
(see attached Schedule 1)**

**Claimants**

**-and-**

**(1) Persons Unknown  
(2) Various other Defendants  
(see attached Schedule 1)**

**Defendants**

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**ORDER**

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**FURTHER TO THE ORDER** of 16 October 2020

**AND UPON** the Claimants whose names are shown struck out in Schedule 1 having discontinued their claims or the claims having otherwise been dismissed and/or the Court having discharged the injunctions that had been granted in those cases or those cases otherwise not having subsisting injunctions and having therefore been removed from the cohort of managed cases, leaving 16 claims ("the Cohort Claims")

**AND UPON** various Claimants in the Cohort Claims having issued the Application Notices in Schedule 2 to this Order at the date hereof ("the Pending Applications")

**AND UPON CONSIDERING** (1) Questionnaires filed by the Claimants pursuant to the Order of 16 October 2020; (2) further documents uploaded by the Claimants to the CE-File; and (3) the Pending Applications

**AND UPON** the Case Management Hearing for the Cohort Claims having been fixed for 17 December 2020 ("the CMH")

**AND UPON IDENTIFYING** the following issues that are common to several of the Cohort Claims:

**The issues**

- (A) Whether the Court has the power – either generally, under CPR 3.1(7) or otherwise, or specifically having regard to the particular terms of the relevant order – to case manage the proceedings and/or to vary or discharge injunctions that have previously been granted by final order.
- (B) Whether the principle that final injunctions bind only the parties to the claim at the date the order is granted – and not newcomers (**Canada Goose** [89]) - applies to the type of injunctions granted to the Claimant(s).
- (C) If it does,
  - a. is it possible to identify the Defendants in the category of persons unknown who were parties to the proceedings at the date the final order was granted and are bound by it; and
  - b. insofar as the final injunction binds newcomers, should it be discharged.
- (D) Whether the description or definition of “Persons Unknown” in the Claim Form complies with the requirement that they are defined by reference to conduct which is alleged to be unlawful: **Canada Goose** [82(2)].
- (E) Whether the order that is relied upon by the Claimant(s) as granting permission for alternative service of the Claim Form on persons unknown under CPR 6.15, but which fails to comply with CPR 6.15(4):
  - a. is an error of procedure which invalidates the purported service of the Claim Form on persons unknown and, if so, whether the Court should make an order remedying that error; or
  - b. should be corrected under the CPR 40.12 (the slip rule); and in either case
  - c. if not, whether the Court should make an order under CPR 6.15(1) and (2) that steps taken by the relevant Claimant(s) to bring the Claim Form to the attention of persons unknown is good service.
- (F) In claims where an interim injunction has been granted whether any delay in progressing the claim to a final hearing is an abuse of process justifying the dismissal of the claim.
- (G) Whether the Court should grant a final injunction in the claim and, if so, on what terms.
- (H) Whether the Court can grant a *contra mundum* civil injunction to restrain unauthorised encampments so as to prevent future trespass.



- (l) Whether the Court should set-aside the Order dated 2 October 2020 granting permission to serve the Claim Form by alternative means.

**WITHOUT A HEARING AND OF THE COURT'S OWN MOTION IT IS ORDERED:**

1. Unless the Court otherwise directs, the Pending Applications will not be determined at the CMH but directions may be given as to their disposal at a future hearing.
2. By 4.30pm on 9 December 2020, each Claimant is to notify the Court (and each other Claimant – via the Email address shown in Schedule 1 – and the Community Legal Partnership (chrisjohnson@communitylawpartnership.co.uk) (“CLP”):
  - a. whether it agrees that the issues raised in its case are properly reflected in the “Issues” column in Schedule 1 and insofar as it contends that there are any further issues for determination, identify them; and
  - b. the name of the advocate who will be representing them at the CMH
3. By 4.30pm on 9 December 2020, each Claimant is to file and serve on each other Claimant and on CLP an electronic bundle for the CMH which must contain the following documents from its claim:
  - a. the Claim Form (and any Particulars of Claim if applicable)
  - b. all Orders made by the Court in the Claim (excluding the Order of 16 October 2020)
  - c. the Questionnaire filed in response to the Order of 16 October 2020;
  - d. any outstanding Application Notice (including those identified in Schedule 2); and
  - e. any other documents which are **essential** for the CMH.

Where there is more than one Claimant in any Claim, a joint bundle should be filed. Each bundle should be paginated as follows: NN:xxx, where “NN” is the number of the Claim in Schedule 1 and “xxx” are sequential page numbers of the bundle.

4. By midday on 11 December 2020, each Claimant is to file and serve a skeleton argument for the CMH. The skeleton should (a) identify any issues that the relevant Claimant(s) contend should be resolved at the CMH; (b) propose directions for the resolution of the issues at the hearing fixed for 27-28 January 2020.

5. The Community Law Partnership (“CLP”), representing various interested parties, may file and serve a skeleton argument for the CMH by 4.30pm on 14 December 2020.
6. The CMH will be conducted remotely via MS Teams. By midday on 15 December 2020, each Claimant and CLP are to notify [QBJudgesListingOffice@justice.gov.uk](mailto:QBJudgesListingOffice@justice.gov.uk) (cc [daniel.mendonca@Justice.gov.uk](mailto:daniel.mendonca@Justice.gov.uk)), the name, email address and contact telephone number of each person who it is intended will attend the CMH and in what capacity.
7. Pursuant to CPR 3.3(5), any person affected by this Order may apply to the Court for it to be varied. Any such application:
  - a. must be made by Application Notice;
  - b. issued, served and filed by 4.30pm on 7 December 2020; and
  - c. will be determined by Mr Justice Nicklin.

## Reasons

- (A) This order attempts to identify the issues that arise for determination and to provide directions for the CMH. The parties are expected to assist the Court in identification of the issues that arise for determination (CPR 1.3). Broadly, the intention of the directions is to provide for hearing bundles and skeleton arguments to be available in good time for the CMH and to be available to all parties. The Court may give further directions as to the conduct of the CMH, in particular timetabling the submissions in order fairly to allocate the time. If the parties are able to agree that one advocate will deal with an issue (common to several Claimants) then that will assist in making best use of the available time.
- (B) Issue (I) raises an issue by the Court’s own motion pursuant to CPR 3.3(2) in respect of LB Enfield’s claim. The Order of 2 October 2020 was made without notice to the Persons Unknown Defendants and without Persons Unknown attending the hearing. Pursuant to CPR 23.11(2), the Court intends to relist the application for further consideration. In particular, having regard to ***Cameron - v- Liverpool Victoria Insurance Co Ltd [2019] 1 WLR 1471*** [21], whether the proposed method of service is one that can reasonably be expected to bring the proceedings to the attention of the person unknown defendants.

**1 December 2020**

## SCHEDULE 1

|                | Claimant(s)   | Defendants                                       | CASE No:                               | Issues             |
|----------------|---|--|--|--------------------|
| 1.             | LB Barking and Dagenham<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>     | Tommy Stokes & 63 others and Persons Unknown     | QB-2017-006899 (HQ17X00849)            | (A), (B), (C), (D) |
| <del>2.</del>  | <del>LB Bromley</del>   | <del>Persons Unknown</del>                       | <del>QB-2018-003485 (HQ18X02920)</del> |                    |
| <del>3.</del>  | <del>LB Croydon</del>   | <del>Persons Unknown</del>                       | <del>QB-2018-003395 (HQ18X03041)</del> |                    |
| 4.             | LB Ealing<br><a href="mailto:RobinsonK@ealing.gov.uk">RobinsonK@ealing.gov.uk</a>                       | Persons Unknown                                  | QB-2019-001696                         | (D), (E), (F), (G) |
| <del>5.</del>  | <del>LB Greenwich</del>   | <del>Persons Unknown</del>                       | <del>QB-2018-003037 (HQ18X04086)</del> |                    |
| 6.             | LB Havering<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>                 | William Stokes & 104 others and Persons Unknown  | QB-2019-002737                         | (D), (E), (F), (G) |
| 7.             | LB Hillingdon<br><a href="mailto:Byron.Britton@merton.gov.uk">Byron.Britton@merton.gov.uk</a>           | Persons Unknown                                  | QB-2019-001138                         | (D), (E), (F), (G) |
| 8.             | LB Hounslow<br><a href="mailto:Jabou.Kinteh@harrow.gov.uk">Jabou.Kinteh@harrow.gov.uk</a>               | Persons Unknown                                  | QB-2019-002113                         | (D), (E), (F), (G) |
| <del>9.</del>  | <del>LB Kingston-upon-Thames</del>  | <del>Persons Unknown</del>                       | <del>QB-2019-000150</del>              |                    |
| <del>10.</del> | <del>LB Merton</del>  | <del>Persons Unknown</del>                       | <del>QB-2018-000452</del>              |                    |
| 11.            | LB Redbridge<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>                | Martin Stokes & 99 others and Persons Unknown    | QB-2018-003983 (HQ18X01522)            | (A), (B), (C), (D) |
| 12.            | LB Richmond-upon-Thames<br><a href="mailto:Byron.Britton@merton.gov.uk">Byron.Britton@merton.gov.uk</a> | Persons Unknown                                  | QB-2019-000777                         | (D), (E), (F), (G) |
| <del>13.</del> | <del>LB Sutton</del>  | <del>Persons Unknown</del>                       | <del>QB-2018-003487 (HQ18X02913)</del> |                    |
| <del>14.</del> | <del>LB Waltham Forest</del>  | <del>Persons Unknown</del>                       | <del>QB-2017-005691 (HQ17X03769)</del> |                    |
| <del>15.</del> | <del>LB Wandsworth</del>  | <del>Persons Unknown</del>                       | <del>QB-2019-000778</del>              |                    |
| 16.            | (1) Basingstoke and Deane Borough Council<br>(2) Hampshire County Council                               | Henry Loveridge & 115 others and Persons Unknown | QB-2018-003748 (HQ18X02304)            | (A), (B), (C), (D) |

|     |  |   |   |                         |
|-----|--|---|---|-------------------------|
|     | <a href="mailto:wrose@sharpepritchard.co.uk">wrose@sharpepritchard.co.uk</a>   |   |   |                         |
| 17. | (1) Basildon Borough Council<br>(2) Essex County Council   | Dennis Ainey & 44 others and Persons Unknown    | QB-2017-005724 (HQ17X03732)   |                         |
| 18. | Birmingham City Council  | Persons Unknown                                 | QB-2020-003833 (formerly Birmingham District Registry D90BM148-149) |                         |
| 19. | (1) Boston Borough Council<br>(2) Lincolnshire County Council  | Persons Unknown                                 | Birmingham District Registry E90BM073                               |                         |
| 20. | Canterbury City Council  | Persons Unknown                                 | QB-2019-001304  |                         |
| 21. | Central Bedfordshire   | Levi Parker & 21 others and Persons Unknown     | Bedford District Registry E01LU344                                  |                         |
| 22. | Elmbridge Borough Council  | Persons Unknown                                 | QB-2018-003423 (HQ18X02948)   |                         |
| 23. | Epsom and Ewell Borough Council  | Persons Unknown                                 | QB-2018-000383  |                         |
| 24. | (1) Harlow District Council<br>(2) Essex County Council  | Michael Stokes & 71 others                      | QB-2015-002380  |                         |
| 25. | Hertsmere Borough Council  | Persons Unknown                                 | QB-2018-000333  |                         |
| 26. | (1) Nuneaton and Bedworth Borough Council<br>(2) Warwickshire County Council<br><br><a href="mailto:wrose@sharpepritchard.co.uk">wrose@sharpepritchard.co.uk</a> | Thomas Corcoran & 52 others and Persons Unknown | QB-2019-000616  | (D), (F), (G)           |
| 27. | Reigate and Banstead Borough Council<br><br><a href="mailto:Rosie.Sykes@reigate-banstead.gov.uk">Rosie.Sykes@reigate-banstead.gov.uk</a>                         | Persons Unknown                                 | QB-2019-002297  | (D), (E), (F), (G)      |
| 28. | Rochdale Metropolitan Borough Council<br><br><a href="mailto:wrose@sharpepritchard.co.uk">wrose@sharpepritchard.co.uk</a>  | Shane Heron & 89 others and Persons Unknown     | QB-2017-005202 (HQ17X04668)   | (D), (F), (G)           |
| 29. | Rugby Borough Council  | McDonough & 5 others and Persons Unknown        | Nuneaton County Court E00NU379                                      |                         |
| 30. | Runnymede Borough Council<br><br><a href="mailto:wrose@sharpepritchard.co.uk">wrose@sharpepritchard.co.uk</a>  | Callum Wooding & 22 others and Persons Unknown  | QB-2017-006165 HQ17X02485   | (A), (B), (C), (D), (E) |

|     |  |  |   |                         |
|-----|--|--|---|-------------------------|
| 31. | Sandwell Metropolitan Borough Council  | John Cassidy & 13 others and Persons Unknown   | QB-2020-003841 (formerly Birmingham District Registry D90BM116) |                         |
| 32. | Solihull Metropolitan Borough Council  | John Cassidy & 13 others and Persons Unknown   | QB-2020-003848 (formerly Birmingham District Registry E90BM026) |                         |
| 33. | Test Valley Borough Council<br><a href="mailto:KDunn@testvalley.gov.uk">KDunn@testvalley.gov.uk</a>                        | Albert Bowers & 88 others and Persons Unknown  | QB-2020-002112  | (G)                     |
| 34. | Thurrock Council<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>                               | Martin Stokes & 106 others and Persons Unknown | QB-2019-002738  | (D), (F), (G)           |
| 35. | Walsall Metropolitan Borough Council<br><a href="mailto:Javed.iqbal@walsall.gov.uk">Javed.iqbal@walsall.gov.uk</a>         | Brenda Bridges & 17 others and Persons Unknown | QB-2020-003850 (formerly Walsall County Court C00WJ967)         | (A), (B), (C), (D), (E) |
| 36. | Wolverhampton City Council<br><a href="mailto:Chris.Simmonds@wolverhampton.gov.uk">Chris.Simmonds@wolverhampton.gov.uk</a> | Persons Unknown                                | QB-2020-003838 (formerly Birmingham District Registry E90BM139) | (A), (B), (C), (D), (H) |
| 37. | <del>Buckinghamshire Council (formerly) Wycombe District Council</del>   | <del>Persons Unknown</del>                     | <del>QB-2019-002783</del>                                       |                         |
| 38. | LB Enfield<br><a href="mailto:balbinder.kaur-geddes@enfield.gov.uk">balbinder.kaur-geddes@enfield.gov.uk</a>               | Persons Unknown                                | QB-2020-003471  | (G), (I)                |

## **Schedule 2 – Application Notices issued by the Claimants**

1. LB Barking & Dagenham

None

4. LB Ealing

Application Notice dated 13 November 2020 seeking orders under CPR 3.10 and 6.15(2)

6. LB Havering

Application Notice dated 20 November 2020 seeking permission to amend the description of the 106th defendant in the Claim Form to “persons unknown forming unauthorised encampments within the London Borough of Havering”.

7. LB Hillingdon

None

8. LB Hounslow

Application Notice dated 13 November seeking to (1) amend the Part 8 claim pursuant to CPR r.17(2)(b); (2) add additional defendants to the claim under CPR Part 19 and (3) vary the current interim injunction dated 12 June 2019.

11. LB Redbridge

None

12. LB Richmond-upon-Thames

None

16. (1) Basingstoke and Deane Borough Council (2) Hampshire County Council

None

26. Nuneaton & Bedworth Borough Council (2) Warwickshire County Council

None

33. Test Valley

None



34. Thurrock Council

None

35. Walsall Metropolitan Borough Council

Application Notice dated 25 November 2020 seeking to insert a review provision into the Injunction Order dated 21 October 2016

36. Wolverhampton City Council

None

**Claim Nos: see attached schedule**

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin**  
**17 December 2020**



**BETWEEN: -**

**Various Claimants**  
**(see attached Schedule)**

**Claimants**

**-and-**

**(1) Persons Unknown**  
**(2) Various other Defendants**  
**(see attached Schedule)**

**Defendants**

**-and-**

**(1) London Gypsies and Travellers**  
**(2) Friends, Families and Travellers**  
**(3) National Federation of Gypsy Liaison Groups**

**Interveners**

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**ORDER**

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**UPON** the Case Management Hearing ordered by way of the order dated 16 October 2020 conducted remotely by MS Teams

**AND UPON APPLICATION** (1) by the London Gypsies and Travellers, Friends, Families and Travellers, and the National Federation of Gypsy Liaison Groups by Application Notice dated 10 December 2020 for permission to intervene in the proceedings ("the First Intervener Application"); (2) by the London Boroughs of Merton, Sutton, Kingston-upon-Thames and Waltham Forest and the Boroughs of Epsom & Ewell and Elmbridge by Application Notice dated 9 December 2020 for permission to intervene in the proceedings ("the Second Intervener Application"); and (3) by the London Borough of Ealing and Reigate & Banstead Borough Council by oral

application at the Case Management Hearing for permission to be excused from the hearing on 28-29 January 2021

**AND UPON** hearing Leading Counsel Mr. Ranjit Bhose QC and Counsel, Mr. Steven Woolf for the London Boroughs of Enfield, Richmond and Hillingdon; Leading Counsel Mr. Ranjit Bhose QC and Counsel, Ms. Sarah Salmon for the London Borough of Hounslow; Leading Counsel Mr. Nigel Giffin QC and Counsel Mr. Simon Birks for Walsall Metropolitan Borough Council; Leading Counsel Mr. Mark Anderson QC and Counsel Ms. Michelle Caney for Wolverhampton City Council; Counsel Ms. Caroline Bolton and Dr. Natalie Pratt for the London Boroughs of Barking and Dagenham, Redbridge and Havering, Test Valley Borough Council, Hampshire County Council, Basingstoke and Deane Borough Council, Rochdale Metropolitan Borough Council, Thurrock Council, Nuneaton and Bedworth Borough Council and Warwickshire County Council; and Leading Counsel Mr. Marc Willers QC and Counsel Mr. Owen Greenhall and Ms. Tessa Buchanan for the Interveners

**IT IS ORDERED THAT:**

1. The First Intervener Application is granted, and the three parties identified above are permitted to intervene in these proceedings (“the “Interveners”) and to make both written and oral submissions, on the basis that there shall be no order as to costs as between the Interveners and any of the Claimants.
2. The Court will determine the following issues (“the Issues of Principle”) at the hearing fixed for 27 and 28 January 2021:
  - (1) Whether the Court has the power – either generally under CPR 3.1(7) or otherwise, or specifically having regard to the particular terms of the relevant order – to case manage the proceedings and/or to vary or discharge injunctions that have previously been granted by final order.
  - (2) Whether the Court has jurisdiction, and/or whether it is correct in principle, generally or in any relevant category of claim, to grant a claimant local authority final injunctive relief either against “Persons Unknown” who are not, by the date of the hearing of the application for a final injunction, persons whom the law regards as parties to the proceedings, and/or on a *contra mundum* basis.
  - (3) In the event that the Court finds that it does not have jurisdiction to grant a final injunction in the circumstances set out in paragraph 2(2) above, whether
    - a. it is possible to identify the Defendants in the category of persons unknown who were parties to the proceedings at the date the final order was granted and are bound by it; and
    - b. insofar as the final injunction binds newcomers, it should be discharged.

The 1st, 11<sup>th</sup>, 16<sup>th</sup>, 35<sup>th</sup> and 36<sup>th</sup> Claimants shall indicate in their skeleton arguments whether they seek to show that the answer to (3)(a) above is the affirmative, and (if so) whether they consider that the evidence required to address issue 3 cannot be prepared and served ahead of the hearing on 27 and 28 January 2021 and/or cannot be addressed at that hearing in the required detail and should be reserved to a later date to be fixed.

- (4) If there is no jurisdiction to grant such final injunctive relief in all or any of the cases identified above, in what circumstances (if any) should the Court be prepared to grant interim injunctive relief against “Persons Unknown” Defendants in such a claim, in a form in which final relief would not be granted?
3. Following determination (alternatively hearing) of the Issues of Principle, the Court will give such further directions as may be needed, in each or any of the individual cases, for the determination of Issues (D) – (G) and (I), as identified in the Order of 1 December 2020.
4. The hearing of the claim in Case No.38 on the Schedule (LB Enfield -v- Persons Unknown), presently fixed to be heard on 27-28 January 2021, is adjourned until determination of the Issues of Principle, following which the Court will give such further directions as may be needed.
5. Permission for each Claimant to rely upon the evidence, or extracts from the evidence, previously filed and served in its Claim as it considers relevant to the determination of the Issues of Principle. Copies of the same to be filed with the Court as an indexed and paginated bundle and served on every other Claimant and the Interveners by 4pm on 8 January 2021.
6. The Claimant authorities have permission if so advised to provide further evidence of the use which is in practice made of injunctions in favour of local authorities restraining Persons Unknown, and which they consider is relevant to the determination of the Issues of Principle. Copies of the same to be filed with the Court as an indexed and paginated bundle and served on every other Claimant and the Interveners by 4pm on 8 January 2021.
7. The Interveners to file and serve any evidence in response to any evidence filed by the Claimants by 15 January 2021.
8. Skeleton arguments are to be filed and served as follows:
  - (1) By 4pm on 18 January 2021 for the Claimants. Those Counsel who act for more than one authority should, if reasonably possible, serve one skeleton argument common to their clients;
  - (2) By 4pm on 21 January 2021 for the Interveners; and
  - (3) By 4pm on 25 January 2021 for the Advocate to the Court.

9. The Counsel teams for the Claimant authorities are to liaise with one another to agree a fair division of the time available at the hearing for their oral submissions (*assumed to be 1 day for all the claimants together, with 1 hour for a reply*), and then seek to agree the final timetable with all other parties. The agreed timetable is to be filed by noon on 26 January 2021.
10. The Claimants to file and serve a Core Bundle containing all orders, claim forms, application notices and judgments in the Cohort Claims that the Claimants seek to rely upon by 4pm on 12 January 2021 to be prepared by Sharpe Pritchard LLP, solicitors for the 16<sup>th</sup>, 26<sup>th</sup> and 28<sup>th</sup> Claimants.
11. Authorities Bundles to be agreed between the Claimants and the Interveners and filed at Court by 4pm on 22 January 2021.
12. The Second Intervener Application is refused.
13. The London Borough of Ealing and Reigate & Banstead Borough Council are excused from attendance at the hearing on the 27 and 28 January 2021 if so advised.
14. No order as to costs.
15. Any party has permission to apply for any purpose.

**17 December 2020**

## SCHEDULE 1

|                | Claimant(s)   | Defendants                                       | CASE No:                               |
|----------------|---|--|--|
| 1.             | LB Barking and Dagenham<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>     | Tommy Stokes & 63 others and Persons Unknown     | QB-2017-006899 (HQ17X00849)            |
| <del>2.</del>  | <del>LB Bromley</del>   | <del>Persons Unknown</del>                       | <del>QB-2018-003485 (HQ18X02920)</del> |
| <del>3.</del>  | <del>LB Croydon</del>   | <del>Persons Unknown</del>                       | <del>QB-2018-003395 (HQ18X03041)</del> |
| 4.             | LB Ealing<br><a href="mailto:RobinsonK@ealing.gov.uk">RobinsonK@ealing.gov.uk</a>                       | Persons Unknown                                  | QB-2019-001696                         |
| <del>5.</del>  | <del>LB Greenwich</del>   | <del>Persons Unknown</del>                       | <del>QB-2018-003037 (HQ18X04086)</del> |
| 6.             | LB Havering<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>                 | William Stokes & 104 others and Persons Unknown  | QB-2019-002737                         |
| 7.             | LB Hillingdon<br><a href="mailto:Byron.Britton@merton.gov.uk">Byron.Britton@merton.gov.uk</a>           | Persons Unknown                                  | QB-2019-001138                         |
| 8.             | LB Hounslow<br><a href="mailto:Jabou.Kinteh@harrow.gov.uk">Jabou.Kinteh@harrow.gov.uk</a>               | Persons Unknown                                  | QB-2019-002113                         |
| <del>9.</del>  | <del>LB Kingston-upon-Thames</del>  | <del>Persons Unknown</del>                       | <del>QB-2019-000150</del>              |
| <del>10.</del> | <del>LB Merton</del>  | <del>Persons Unknown</del>                       | <del>QB-2018-000452</del>              |
| 11.            | LB Redbridge<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>                | Martin Stokes & 99 others and Persons Unknown    | QB-2018-003983 (HQ18X01522)            |
| 12.            | LB Richmond-upon-Thames<br><a href="mailto:Byron.Britton@merton.gov.uk">Byron.Britton@merton.gov.uk</a> | Persons Unknown                                  | QB-2019-000777                         |
| <del>13.</del> | <del>LB Sutton</del>  | <del>Persons Unknown</del>                       | <del>QB-2018-003487 (HQ18X02913)</del> |
| <del>14.</del> | <del>LB Waltham Forest</del>  | <del>Persons Unknown</del>                       | <del>QB-2017-005691 (HQ17X03769)</del> |
| <del>15.</del> | <del>LB Wandsworth</del>  | <del>Persons Unknown</del>                       | <del>QB-2019-000778</del>              |
| 16.            | (1) Basingstoke and Deane Borough Council<br>(2) Hampshire County Council                               | Henry Loveridge & 115 others and Persons Unknown | QB-2018-003748 (HQ18X02304)            |



|     |   |   |   |
|-----|---|---|---|
|     | <a href="mailto:wrose@sharpepritchard.co.uk">wrose@sharpepritchard.co.uk</a>  |   |   |
| 17. | (1) Basildon Borough Council<br>(2) Essex County Council  | Dennis Ainey & 44 others<br>and Persons Unknown       | QB-2017-005724<br>(HQ17X03732)  |
| 18. | Birmingham City Council   | Persons Unknown                                       | QB-2020-003833<br>(formerly<br>Birmingham District<br>Registry<br>D90BM148-149) |
| 19. | (1) Boston Borough Council<br>(2) Lincolnshire County Council   | Persons Unknown                                       | Birmingham District<br>Registry<br>E90BM073                                     |
| 20. | Canterbury City Council   | Persons Unknown                                       | QB-2019-001304  |
| 21. | Central Bedfordshire  | Levi Parker & 21 others<br>and Persons Unknown        | Bedford District<br>Registry<br>E01LU344  |
| 22. | Elmbridge Borough Council   | Persons Unknown                                       | QB-2018-003423<br>(HQ18X02948)  |
| 23. | Epsom and Ewell Borough Council   | Persons Unknown                                       | QB-2018-000383  |
| 24. | (1) Harlow District Council<br>(2) Essex County Council   | Michael Stokes & 71<br>others                         | QB-2015-002380  |
| 25. | Hertsmere Borough Council   | Persons Unknown                                       | QB-2018-000333  |
| 26. | (1) Nuneaton and Bedworth<br>Borough Council<br>(2) Warwickshire County Council<br><br><a href="mailto:wrose@sharpepritchard.co.uk">wrose@sharpepritchard.co.uk</a> | Thomas Corcoran & 52<br>others and Persons<br>Unknown | QB-2019-000616  |
| 27. | Reigate and Banstead Borough<br>Council<br><br><a href="mailto:Rosie.Sykes@reigate-banstead.gov.uk">Rosie.Sykes@reigate-banstead.gov.uk</a>                         | Persons Unknown                                       | QB-2019-002297  |
| 28. | Rochdale Metropolitan Borough<br>Council<br><br><a href="mailto:wrose@sharpepritchard.co.uk">wrose@sharpepritchard.co.uk</a>  | Shane Heron & 89 others<br>and Persons Unknown        | QB-2017-005202<br>(HQ17X04668)  |
| 29. | Rugby Borough Council   | McDonough & 5 others<br>and Persons Unknown           | Nuneaton County<br>Court<br>E00NU379  |
| 30. | Runnymede Borough Council   | Callum Wooding & 22<br>others and Persons<br>Unknown  | QB-2017-006165<br>HQ17X02485  |
| 31. | Sandwell Metropolitan Borough<br>Council  | John Cassidy & 13 others<br>and Persons Unknown       | QB-2020-003841<br>(formerly<br>Birmingham District<br>Registry)                 |

|     |  |  |   |
|-----|--|--|---|
|     |  |  | D90BM116)   |
| 32. | Solihull Metropolitan Borough Council  | John Cassidy & 13 others and Persons Unknown   | QB-2020-003848 (formerly Birmingham District Registry E90BM026) |
| 33. | Test Valley Borough Council<br><a href="mailto:KDunn@testvalley.gov.uk">KDunn@testvalley.gov.uk</a>                        | Albert Bowers & 88 others and Persons Unknown  | QB-2020-002112  |
| 34. | Thurrock Council<br><a href="mailto:adam.rulewski@lbbd.gov.uk">adam.rulewski@lbbd.gov.uk</a>                               | Martin Stokes & 106 others and Persons Unknown | QB-2019-002738  |
| 35. | Walsall Metropolitan Borough Council<br><a href="mailto:Javed.iqbal@walsall.gov.uk">Javed.iqbal@walsall.gov.uk</a>         | Brenda Bridges & 17 others and Persons Unknown | QB-2020-003850 (formerly Walsall County Court C00WJ967)         |
| 36. | Wolverhampton City Council<br><a href="mailto:Chris.Simmonds@wolverhampton.gov.uk">Chris.Simmonds@wolverhampton.gov.uk</a> | Persons Unknown                                | QB-2020-003838 (formerly Birmingham District Registry E90BM139) |
| 37. | Buckinghamshire Council (formerly) Wycombe District Council  | Persons Unknown                                | QB-2019-002783  |
| 38. | LB Enfield<br><a href="mailto:balbinder.kaur-geddes@enfield.gov.uk">balbinder.kaur-geddes@enfield.gov.uk</a>               | Persons Unknown                                | QB-2020-003471  |

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin  
24 May 2021**

**B E T W E E N:**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL  
(2) WARWICKSHIRE COUNTY COUNCIL**

**-and-**

**(1) THOMAS CORCORAN  
(2)-(53) OTHER NAMED DEFENDANTS  
(54) PERSONS UNKNOWN**

**-and-**

**(1) LONDON GYPSIES AND TRAVELLERS  
(2) FRIENDS, FAMILIES AND TRAVELLERS  
(3) NATIONAL FEDERATION OF GYPSY LIAISON GROUPS**



**Claimants**

**Defendants**

**Interveners**

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**ORDER**

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**UPON THE COURT** having handed down judgment on 12 May 2021 ([2021] EWHC 1201 (QB))

**AND UPON HEARING** Caroline Bolton and Natalie Pratt of Counsel for the Claimants; Marc Willers QC and Owen Greenhall and Tessa Buchanan of Counsel for the Interveners; and Sarah Wilkinson of Counsel as Advocate to the Court

**AND UPON** all applications consequent upon judgment (including any application for permission to appeal) having been adjourned until 24 May 2021

**IT IS ORDERED** that:

1. The power of arrest contained in the interim injunction dated 19 March 2019 ("the Injunction Order") is discharged as against the 54th Defendant "Persons Unknown".

2. The Claimants must

- a. by 4.30pm on Monday 7 June 2020, remove every copy of the Injunction Order that has been posted or displayed by the Claimants; and
- b. by 4.30pm on Tuesday 1 June 2020, place a notice on each Claimant's website giving notice that the Injunction Order has been discharged.

The Claimants may replace the Injunction Order with a revised copy of the injunction with the power of arrest removed as against the 54th Defendant "Persons Unknown".

3. By 4.30pm on Monday 14 June 2021, the Claimants must file a witness statement confirming compliance with Paragraph 2 of this Order.
4. Of its own motion, the Court will consider whether to discharge the Injunction Order on the grounds that, having been granted an interim injunction, the failure by the Claimants to progress the claim to a final hearing is an abuse of process ("the Abuse of Process Application").
5. By 4.30pm on 5 July 2021, the Claimants must issue, file and serve any Application Notice together with evidence in support seeking to add any named defendants to the Claim.
6. The Abuse of Process Application will be heard on 14 July 2021 with a time estimate of ½ day.
7. The Claimants must file and serve any further evidence upon which it wishes to rely in relation to the Abuse of Process Application by 4.30pm on 5 July 2021.
8. The Claimants must serve a copy of this Order upon the 1st to 53rd Defendants.
9. No order as to costs.

**24 May 2021**



**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin**  
**28 June 2021**

**B E T W E E N:**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL**  
**(2) WARWICKSHIRE COUNTY COUNCIL**

**-and-**

**(1) THOMAS CORCORAN**  
**(2)-(53) OTHER NAMED DEFENDANTS**  
**(54) PERSONS UNKNOWN**

**-and-**

**(1) LONDON GYPSIES AND TRAVELLERS**  
**(2) FRIENDS, FAMILIES AND TRAVELLERS**  
**(3) NATIONAL FEDERATION OF GYPSY LIAISON GROUPS**



**Claimants**

QB-2019-000616

**Defendants**

**Interveners**

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**ORDER**

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**UPON THE COURT** by Order dated 24 May 2021 having directed the hearing of the Abuse of Process Application (as defined in the Order) on 14 July 2021 with a time estimate of ½ day

**AND UPON THE COURT** having granted permission to appeal to several Claimants in the Cohort Claims on Issue 2 (as identified in the judgment [2021] EWHC 1201 (QB) ("the Judgment")) and such appeals being likely to be listed to be heard by the Court of Appeal in the Autumn 2021 ("the Appeals")

**AND UPON THE APPLICATION** by the Claimant to the Court of Appeal for permission to appeal in respect of Issue 1 (having been refused permission to appeal by the Judge)

**AND UPON APPLICATION** by the Claimant by Application Notice dated 18 June 2021 seeking an order, without a hearing, adjourning the Abuse of Process Application until the Appeals have been heard and determined (“the Adjournment Application”)

**AND UPON CONSIDERING** (1) Sharpe Pritchard’s letters to the Court of Appeal dated 7 and 9 June 2021; and (2) written submissions on behalf of the Claimant (and others) submitted on 25 June 2021

**AND UPON** the Interveners indicating that they do not wish to make any submissions on the Claimant’s Application.

**WITHOUT A HEARING IT IS ORDERED:**

1. The Adjournment Application is refused.
2. In order to maximise the use of the Court time and to allow sufficient time for the parties’ arguments, the Abuse of Process Application will listed at 11am on 14 July 2021 and be heard with the similar applications in the cases of LB Havering (QB-2019-002737), Thurrock Council (QB-2019-002738) and Rochdale MBC (QB-2017-005202) over three days from 14-16 July 2021.
3. Skeleton arguments to be filed together with a bundle for the hearing by 4.30pm on 9 July 2021. Hearing to be held in person unless the Court otherwise directs.
4. Save as varied by the above, the directions given in the Order of 24 May 2021 continue to apply.
5. No order as to costs.

**REASONS**

- (A) The Claimant has an interim injunction. It was granted as long ago as 19 March 2019. The failure to progress the claim to a final hearing requires explanation, hence the Court has directed consideration of the Abuse of Process Application. The issues raised by the Appeals do not have any bearing on this issue. I accept that if the Court goes on to consider whether an interim injunction is nevertheless appropriate, the Court will have to assess the merits, but this will be in the context of an interim order. Again, the point for which the Cohort Claimants have permission to appeal does not bear directly on that issue.
- (B) This is not a question of the Court “retrospectively” applying the principles identified in the Judgment. The Claimant currently has an interim injunction. If it intends to progress its claim to a final hearing, given the history, the sooner that this is done the better.
- (C) The original listing of the hearings in July 2021 was in anticipation that the Court of Appeal may have dealt with the Appeals by that stage. Had it not been for that, I would have heard the cases sooner. Now that the Appeals will not be heard until the Autumn, there is much to be said for resolving promptly the question of final orders in the Cohort claims in which there are presently only interim injunctions, which includes the identification of defendants to the Claim. I have expanded the time estimate, but the economies of scale mean that each case will not take 1 day

each as there will be a substantial overlap of common issues. If the relevant Claimants are dissatisfied with any decision the Court makes, then they can seek permission to appeal.

- (D) As the Claimant has an interim injunction, no point arises in relation to Issue 1 from the Judgment. The fact that the Interveners have not made submissions in respect of the Adjournment Application is of limited weight in all the circumstances. They have particularly scarce resources, and I can well understand if they wish to prioritise those resources to the Appeals.
- (E) Finally, I am satisfied that there is no procedural unfairness in my continuing to manage the outstanding Cohort claims.

**28 June 2021**

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin  
2 July 2021**

**B E T W E E N:**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL  
(2) WARWICKSHIRE COUNTY COUNCIL**

**-and-**

**(1) THOMAS CORCORAN  
(2)-(53) OTHER NAMED DEFENDANTS  
(54) PERSONS UNKNOWN**

**-and-**

**(1) LONDON GYPSIES AND TRAVELLERS  
(2) FRIENDS, FAMILIES AND TRAVELLERS  
(3) NATIONAL FEDERATION OF GYPSY LIAISON GROUPS**



**Defendants**

**Interveners**

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**ORDER**

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**UPON THE COURT** by Orders (1) dated 24 May 2021 having directed the hearing of the Abuse of Process Application (as defined in the Order) on 15 July 2021 with a time estimate of ½ day; (2) dated 28 June 2021 having refixed the hearing of the Abuse of Process Application over 3 days from 14-16 July 2021 ("the Hearing").

**AND CONSIDERING** representations on behalf of the Claimants

**WITHOUT A HEARING IT IS ORDERED:**

1. The Orders of 24 May 2021 and 28 June 2021 are varied as follows:
2. The Hearing will be relisted to be heard over 3 days from 28-30 July 2021. Hearing to be held in person unless the Court otherwise directs.



3. By 4.30pm on 16 July 2021, the Claimants must issue, file and serve any Application Notice together with evidence in support seeking to add any named defendants to the Claim ("the Joinder Application").
4. The Claimants must file and serve any further evidence upon which it wishes to rely in relation to the Abuse of Process Application by 4.30pm on 19 July 2021.
5. Skeleton arguments to be filed and served by the Claimants on any respondents to the Joinder Application together with a bundle for the Hearing by 10am on 23 July 2021.
6. No order as to costs.

**2 July 2021**

## IN THE COURT OF APPEAL, CIVIL DIVISION

REF: A2/2021/1017

(GS:18.12.19)



NUNEATON AND BEDWORTH BOROUGH COUNCIL & ANR -v- CORCORAN & OTHERS

**ORDER made by the Rt. Hon. Lord Justice Underhill**

On consideration of the appellant's notice and accompanying documents, but without an oral hearing, in respect of an application for permission to appeal

**Decision:**

Permission granted

**Reasons**

See judgment dated 8 July 2021.

**Information for or directions to the parties**

To be listed with A2/2021/0994; A2/2021/1026; A2/2021/0999 and A2/2021/1021



**Mediation:** Where permission has been granted or the application adjourned:

Does the case fall within the Court of Appeal Mediation Scheme (CAMS) automatic pilot categories (see below)?

Yes/No (delete as appropriate)

**Pilot categories:**

- |   |   |
|---|---|
| <ul style="list-style-type: none"> <li>• All cases involving a litigant in person (other than immigration and family appeals)</li> <li>• Personal injury and clinical negligence cases;</li> <li>• All other professional negligence cases;</li> <li>• Small contract cases below £500,000 in judgment (or claim) value, but not where principal issue is non-contractual;</li> </ul> | <ul style="list-style-type: none"> <li>• Boundary disputes;</li> <li>• Inheritance disputes.</li> <li>• EAT Appeals</li> <li>• Residential landlord and tenant appeals</li> </ul> |
|---|---|

If yes, is there any reason not to refer to CAMS mediation under the pilot?

Yes/No (delete as appropriate)

If yes, please give reason:

**Non-pilot cases:** Do you wish to make a recommendation for mediation?

Yes/No (delete as appropriate)

**Where permission has been granted, or the application adjourned**

- time estimate (excluding judgment)
- any expedition

Signed: *Nikola Uthman*

Date: 13 July 2021

*By the Court*

**Notes**

- Rule 52.3(6) provides that permission to appeal may be given only where –
  - the Court considers that the appeal would have a real prospect of success; or
  - there is some other compelling reason why the appeal should be heard.
- Rule 52.3(4) and (5) provide that where the appeal court, without a hearing, refuses permission to appeal that decision may be reconsidered at a hearing, provided that the request for such a hearing is filed in writing within 7 days after service of the notice that permission has been refused. Note the requirement imposed on advocates by paragraph 16(1) of CPR PD 52C.
- Where permission to appeal has been granted you must serve the proposed bundle index on every respondent within 7 days of the date of the listing window notification letter and seek to agree the bundle within 21 days of the date of the listing window notification letter (see paragraph 21 of CPR PD 52C).

Case Number: Error! Reference source not found.

**DATED 13TH JULY 2021  
IN THE COURT OF APPEAL**

**ORDER**

Copies to:

Sharpe Pritchard LLP  
Elm Yard  
10-16 Elm Street  
London  
WC1V 6HG  
Ref: WMHR/170.19

The Community Law Partnership  
4th Floor  
Ruskin Chambers  
191 Corporation Street  
Birmingham  
B4 6RP

Lower Court Ref: QB-2017-005202

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**The Honourable Mr Justice Nicklin**  
**30 July 2021**

**B E T W E E N:**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL**  
**(2) WARWICKSHIRE COUNTY COUNCIL**

**Claimants**

**-and-**

**(1) THOMAS CORCORAN**  
**(2)-(53) OTHER NAMED DEFENDANTS**  
**(54) PERSONS UNKNOWN**

**Defendants**

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**ORDER**

---

**UPON THE COURT** having directed, by Order dated 24 May 2021, consideration of whether to discharge the injunction order dated 19 March 2019 on the grounds that, having been granted an interim injunction, the failure by the Claimants to progress the claim to a final hearing is an abuse of process ("the Abuse of Process Application")

**AND UPON CONSIDERING** the evidence filed by the Claimants in relation to the Abuse of Process Application and the evidence originally filed in support of the interim injunction application

**AND UPON HEARING** Caroline Bolton and Natalie Pratt of Counsel for the Claimants at a CVP hearing on 28-30 July 2021 and no defendant attending or being represented

**IT IS ORDERED** that:

1. No order on the Abuse of Process Application.

**Discontinuance of Claims**

2. In respect of any defendant that the Claimants no longer wish to proceed against, by 4.30pm on 20 August 2021 the Claimants must either:



- a. file a notice of discontinuance in respect of any defendant against whom no injunction was granted; or
- b. make an application for permission to discontinue the claim against any defendant in respect of whom an injunction was granted. Unless the Court otherwise directs, the Application will be dealt with on paper.

### **Amended Claim Form**

- 3. The Claimants have permission to amend the Claim Form:
  - a. to add sites in respect of which the Claimants intends to seek a final injunction; and
  - b. to delete defendants (a) who have not been served with the Claim Form; and (b) in respect of whom the claim is discontinued under Paragraph 2 above.

### **Service of Amended Claim Form, letter to named defendants and further evidence**

- 4. By 4.30pm on 3 September 2021 the Claimants must:
  - a. file an Amended Claim Form;
  - b. serve the Amended Claim Form on each remaining named Defendant pursuant to CPR Part 6.3 (1) (a) or (b);
  - c. send a copy of the letter in the Appendix to this Order to each remaining named Defendant with the required information for each defendant inserted and the relevant documents enclosed; and
  - d. file and serve an Application Notice seeking permission to rely upon any further evidence together with copies of the evidence.
- 5. By 4.30pm on 30 September 2021 the Claimants must replace the Claim Form with the Amended Claim Form at each of the sites where the Claim Form was originally posted. In the event that no named defendants are removed from the Claim, the Claimants may apply for this paragraph to be stayed pending determination of the Claim against the named defendants. Unless the Court otherwise directs, the Application will be dealt with on paper.
- 6. By 4.30pm on 1 October 2021 the Claimants must file a witness statement confirming (a) compliance with paragraph 4 of this Order; and (b) whether any letter sent under Paragraph 4(c) has been returned undelivered and exhibiting in respect of each remaining defendant, copies of:
  - a. the letter (together with enclosures) sent in accordance with Paragraph 4(c); and
  - b. any response received.
- 7. Any evidence upon which a named defendant wishes to rely must be served on the Claimants by 4.30pm on 24 September 2021.

8. If the Claimants are unable to serve any of the named Defendants in accordance with CPR Part 6.3 (1) (a) or (b), then pursuant to CPR 6.14 and 6.15 and 6.27 the Claimants shall be permitted to serve any such Defendants by leaving a copy (as opposed to an original) of any application notice, amended claim form, and supporting evidence in a clear transparent envelope and:
  - a. affixing the same to a caravan, or, mobile home, or, the front door of any residential premises which is reasonable believed to be the address of a named Defendant in these proceedings, or
  - b. by putting such copy documents through the letter box of any residential premises which is reasonable believed to be the address of a named Defendant in these proceedings.

Any such copy documents served by this method will be deemed served the second working day after service.

**Directions for trial**

9. The Court will give further directions for the final hearing of the claim once the Court has heard and determined the final hearing in the claim brought by Thurrock Council (QB-2019-002738) listed for 25 October 2021.
10. No order as to costs.

**30 July 2021**

## APPENDIX: Letter to be sent to named defendants

Dear [name],

**[Local Authority] -v- [named Defendant] and others**  
**[Claim Number]**

We are writing to you because you are one of the defendants in the above proceedings. The terms of this letter have been approved by the High Court to ensure that you are aware of the proceedings and the claim that is being made against you personally.

### 1. The Claim

- 1.1 [Local Authority] commenced proceedings against you (and other defendants) on [date]. The **Claim Form** was served on you by [*what means, if post state the address to which it was sent*] on [date]. The deemed date of service of the Claim Form is [date]
- 1.2 Under the rules of Court, you were required to file an acknowledgement of service and any written evidence you wished to rely upon by [date]. To date, you have not filed an acknowledgement of service or any evidence.
- 1.3 The Court granted an interim injunction order against you on [date]. A copy of the injunction order is enclosed.

### 2. The Claim against you

- 2.1 [Local authority] alleges that you did the following acts:
  - (a) [*identify by description and date*]

### 3. The Evidence relied upon

- 3.1 [Local authority] relies upon the following evidence in support of
  - (a) [*identify the paragraphs of each witness statement relied upon*]Copies of the witness statements relied upon to prove the matters alleged against you in Paragraph 2 are enclosed.

### 4. The Final Hearing

- 4.1. The Court intends to give further directions, including setting a timetable towards a final hearing in the Autumn of 2021.
- 4.2 At the final hearing, [*the local authority*] will ask the Court to impose an injunction against you in the following terms:  
[state terms]

The Court will also be asked to make an order [*state any further orders to be sought against the defendant*]

- 4.2 At the final hearing the Court will decide whether [the local authority]'s evidence justifies making these orders.

## **5. Your opportunity to respond and to be heard at the hearing**

- 5.1 As a defendant you can attend the final hearing, but as you have not filed an acknowledgement of service or filed any evidence, you will need the Court's permission to participate in the hearing.
- 5.2 The Court wants to understand what you say in answer to the allegations that [*the local authority*] is making against you as set out above. To assist, you can fill in and return the attached short Response Form. A reply-paid envelope is provided.
- 5.3 If you want the Court to consider any evidence, you should send it to us as soon as you can. The Court has set a deadline of **24 September 2021** for you to send to us any evidence upon which you want to rely. If you think you will need more time to submit your evidence, you should contact us and ask for an extension of time.
- 5.4 If you do not respond to this letter, fail to provide any evidence that you want the Court to consider and/or do not attend the final hearing, the Court will make such order as it considers is appropriate and justified by the evidence provided to the Court.
- 5.5 **You are advised to take legal advice on your position.** You may be able to get advice from local Citizens' Advice Bureau or Legal Advice Centres. Advice and assistance may also be available from:

Friends, Families and Travellers,  
Community Base,  
113 Queens Road,  
Brighton, East Sussex, BN1 3XG

Tel: 01273 234 777  
email: [fft@gypsy-traveller.org](mailto:fft@gypsy-traveller.org)

Yours etc.,



**[Defendant's Name]**

**RESPONSE FORM**

1. Did you receive the Claim Form referred to in Paragraph 1.1 of the Letter?

**Yes/No**

2. Do you admit or deny the allegations made against you in Paragraph 2.1?

**Admit/Deny**

3. If you deny the allegations, please state briefly what you say in response. (If you need more space for your answer, please use a further sheet of paper.)

4. Do you intend to attend (or be represented at) the final hearing?

**Yes/No**

5. If you do not intend to attend the final hearing, you can provide below any information that you would like the Court to consider. (If you need more space for your answer, please use a further sheet of paper.)

**Please see over**

**Statement of Truth**

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.

**I believe** that the facts stated in this Response Form are true.

**Signature:** .....

**Name:** .....

**Date:** .....

**QUEEN'S BENCH DIVISION**

**B E T W E E N:**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL  
(2) WARWICKSHIRE COUNTY COUNCIL**

**-and-**

**(1) THOMAS CORCORAN  
(2)-(53) OTHER NAMED DEFENDANTS  
(54) PERSONS UNKNOWN**



**QB-2019-000616**

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**ORDER**

---

UPON considering on paper without a hearing the application made by the Claimant for permission to discontinue the claim against certain Defendants

IT IS ORDERED THAT:

Permission be granted to the Claimant to discontinue the claim against the following Defendants:-

- (14) Terry Maughan – 10 Thistle Grove Caravan Park, Main Road, Collin, Dumfries DG1 4JE
- (18) Bernard Corcoran – No fixed abode
- (19) Francis Corcoran – No fixed abode
- (24) Martin Mongan – 14 Sandiacre, Long Green, Cressing, Baintree, Essex CM77 8DL
- (34) Kathleen McDonaugh – 3 Orchard View, Horseman Side, Brentwood, Essex CM14 5SU
- (28) Simon McDonaugh – 3 Thistle Grove Caravan Park, Main Road, Collin, Dumfries DG1 4JE
- (36) Martin Ward – 73 Mullacreevie Park, Armagh BT60 4BB
- (37) Pat Ward – 333 Mullacreevie Park, Armagh BT60 4BB
- (40) Roseleen Ward – 6 St Angells Lane, Hemel Hempstead, Herts HP2 7AX
- (43) Tracey Brown – 72 Lower Ecton, Ecton Lane Caravan Site, Northants, NN3 5HQ
- (45) Tom Ward – No fixed abode
- (46) Eddie McDonaugh – No fixed abode
- (47) Eddie (aka Edward) Ward – No fixed abode
- (48) Christopher McDonagh – No fixed abode
- (49) William Doherty – No fixed abode
- (50) Gerry O'Brien – No fixed abode

(51) Elizabeth O'Brien – No fixed abode

(52) Pearl Blainley – No fixed abode

(53) Fiona Ward – No fixed abode

**THE HON MRS JUSTICE FARBEY**

**23/08/2021**





TUESDAY 1<sup>ST</sup> FEBRUARY 2022



# IN THE COURT OF APPEAL

ON APPEAL FROM QUEEN'S BENCH CLAIMS  
QB-2019-000616

**BEFORE** SIR GEOFFREY VOS, MASTER OF THE ROLLS  
AND LORD JUSTICE LEWISON  
AND LADY JUSTICE ELISABTH LAING

CA-2021-000631

## B E T W E E N

1. NUNEATON AND BEDWORTH BOROUGH COUNCIL
2. WARWICKSHIRE COUNTY COUNCIL

CLAIMANTS /  
APPELLANTS

- and -

1. THOMAS CORCORAN
2. (53) OTHER NAMED DEFENDANTS  
(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS  
WITHIN THE BOROUGH OF NUNEATON AND BEDWORTH

DEFENDANTS /  
RESPONDENTS

- and -

1. LONDON GYPSIES AND TRAVELLERS
2. FRIENDS, FAMILIES AND TRAVELLERS
3. DERBYSHIRE GYPSY LIAISON GROUP
4. HIGH SPEED TWO (HS2) LIMITED
5. BASILDON BOROUGH COUNCIL

INTERVENERS

**UPON** the Appellant's appeal brought by way of an appellant's notice dated 7 June 2021 against the Order of Mr Justice Nicklin (dated 24 May 2021), and with permission to appeal being granted by Lord Justice Underhill on 13 July 2021

**AND UPON** hearing Caroline Bolton and Natalie Pratt of counsel for the Appellants, Marc Willers QC, Tessa Buchanan and Owen Greenhall of counsel for the First to Third Interveners, Richard Kimblin QC of counsel for the Fourth Intervener, Tristan Jones of counsel as Advocate to the Court, and receiving written submissions from Wayne Beglan of counsel for the Fifth Intervener and the Defendants neither appearing nor being represented

## IT IS ORDERED THAT:

1. The appeal is allowed.
2. The proceedings shall be restored to the general Queen's Bench list and listed for a directions hearing before a judge on the first available date after 11 March 2022, with a time estimate of 2 hours.
3. There be no order as to costs.

ON PAPER

Application No.

CA-2021-000631  
(A2/2021/1017)

4. Permission to appeal is refused.

**BY THE COURT**



**IN THE HIGH COURT OF JUSTICE**

**Claim No. QB-2019-000616**

**QUEEN'S BENCH DIVISION**

**BEFORE THE HONOURABLE MR JUSTICE LINDEN**

**23 May 2022**

**B E T W E E N :**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL**

**(2) WARWICKSHIRE COUNTY COUNCIL**



**-and-**

**QB-2019-000616**

**(1) THOMAS CORCORAN**

**(2)-(53) OTHER NAMED DEFENDANTS**

**(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS  
WITHIN THE BOROUGH OF NUNEATON AND BEDWORTH**

**Defendants**

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**DIRECTIONS ORDER**

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**UPON** the listing of a directions hearing pursuant to the Order of the Court of Appeal dated 1 February 2022

**AND UPON** the Claimants' Applications of 2 September 2021, to rely on the further evidence of Police Sergeant Andrew Scrutton, and 19 May 2022 to discontinue the proceedings against the Forty-Fourth Defendant (William Bridges)

**AND UPON** the Claimants indicating that they intend to make an application to add a further site to the list of sites over which final injunctive relief is sought

**AND UPON** the Court noting the Order of Dove J made on 22 February 2019, and in particular paragraph 5 and the alternative service provision made therein in respect of the 54<sup>th</sup> Defendant (Persons Unknown)

**AND UPON** hearing Caroline Bolton and Natalie Pratt of counsel for the Claimants and the Defendants neither appearing nor being represented

## **IT IS ORDERED THAT:**

### **Applications**

1. Permission to discontinue the claim against the Forty-Fourth Defendant (William Bridges) is granted.
2. The Claimants are permitted to rely on the witness statement and accompanying exhibits of Police Sergeant Andrew Scrutton dated 1 September 2021.

### **Directions to trial**

3. The Claimants shall file an amended Claim Form by 4.30pm on 27 June 2022. The Claimants have permission to amend the Claim Form to:
  - a. Correct typographical errors;
  - b. Strike through all those Defendants against whom the proceedings have been discontinued.
4. The Claimants are permitted to file and serve further updating evidence by 4.30pm on 25 July 2022.
5. The Claimants shall, by 4.30pm on 22 August 2022, file and serve on each and every Defendant:
  - a. The Amended Claim Form with the Particulars of Claim;
  - b. A Scott Schedule setting out the allegations against each of the 1<sup>st</sup> to 53<sup>rd</sup> Defendants with a reference to where the evidence in support of those allegations may be located in the Claimants' evidence;
  - c. Any application to add to the claim further sites over which injunctive relief is sought with supporting evidence. Any such application shall be heard at the trial of the claim.
6. By 4.30pm on 19 September 2022, any Defendant who wishes to rely on evidence at the trial of the claim shall send or provide that evidence to both the Claimants and the Court at the following addresses:
  - a. Sharpe Pritchard LLP, Elm Yard, 10-16 Elm Street, London WC1X 0BJ or at [WRose@sharpepritchard.co.uk](mailto:WRose@sharpepritchard.co.uk);
  - b. Room WG08, The Royal Courts of Justice, Strand, London, WC2A 2LL or at [QBJudgesListingOffice@justice.gov.uk](mailto:QBJudgesListingOffice@justice.gov.uk);



7. By 4.30pm on 19 September 2022, any Defendant who wishes to rely on evidence at the trial of the claim shall respond to the Scott Schedule referred to at paragraph 5(b) above and must send or provide that response to both the Claimants and the Court at the following addresses:
  - a. Sharpe Pritchard LLP, Elm Yard, 10-16 Elm Street, London WC1X 0BJ or at [WRose@sharpepritchard.co.uk](mailto:WRose@sharpepritchard.co.uk);
  - b. Room WG08, The Royal Courts of Justice, Strand, London, WC2A 2LL or at [QBJudgesListingOffice@justice.gov.uk](mailto:QBJudgesListingOffice@justice.gov.uk);
8. If any Defendant provides evidence or responses to the Scott Schedule in accordance with paragraphs 6 and/or 7 above or otherwise wishes to take part in the trial, that Defendant shall at the same time notify the Claimants in writing that they wish to do so and, if they wish to receive court documents other than by the means described at paragraphs 14-16 below, shall provide to the Claimants an address (which may be an email address) at which they wish the Claimants to communicate with them and/or at which they wish to be provided with the documents required to be served for the purposes of the claim.
9. The Claimants are permitted to file and serve any evidence in response to the Defendants' evidence and/or response to the Scott Schedule, such evidence to be filed and served by 4.30pm on 3 October 2022.
10. The claim shall be listed for trial on the first available date after 31 October 2022 with a time estimate of 2 days and a further ½ day judicial pre-reading.
11. The Claimants shall file and serve the hearing bundle 7 days before the date of trial, having attempted to agree it where possible.
12. The Claimants shall file and serve its skeleton argument 3 days before the date of trial.
13. Any represented Defendant shall also file and serve a skeleton argument 3 days before the date of trial and any other Defendant who wishes to do so may also send written arguments to the Claimants and the court at the addresses given at paragraphs 7(a) and (b) above.

## **Service**

14. Where the Claimants have no email or postal address for a given Defendant and are unable to serve in accordance with CPR 6.9 and 6.14, the Claimants are permitted, pursuant to CPR 6.15, 6.26 and 6.27, to serve the 1<sup>st</sup> to 53<sup>rd</sup> Defendants with the documents referred to at paragraph 5 above, this Order and notice of the trial date by leaving a copy of the same in a transparent envelope, with a notice that a copy of all court documents can also be obtained from the Council offices at Nuneaton and Bedworth Borough Council, Town Hall, Coton Road, Nuneaton, Warwickshire CV11 5AA between the hours of 10am and 4pm Monday to Friday, together with clear

written notification of where all court documents including the evidence can be found and how they can be obtained pursuant to paragraphs 16-18 below, including a digital link to a copy of these documents on the First Claimant's website, and by affixing the same to any caravan, mobile home or other vehicle, or to the front door of any residential premises which in each case is reasonably believed to be owned or occupied by the relevant Defendant, or by putting such copy documents through the letter box of any such residential premises. Any copy documents served by this method will be deemed served the second working day after service is completed in accordance with this paragraph.

15. The documents referred to at paragraph 5 above, notice of the trial date, and this Order shall be deemed served on the 54<sup>th</sup> Defendant (Persons Unknown) pursuant to CPR 6.14, 6.15, 6.26 and 6.27 by serving a copy (as opposed to an original), on all sites over which an injunction is sought by affixing them in a prominent place on the land with a notice to Persons Unknown that a copy of the court documents can also be obtained from the Council offices at Nuneaton and Bedworth Borough Council, Town Hall, Coton Road, Nuneaton, Warwickshire CV11 5AA between the hours of 10am and 4pm Monday to Friday, excluding public holidays, together with clear written notification of where and how all court documents including the evidence can be found and how they can be obtained pursuant to paragraphs 16-18 below, including a digital link to a copy of these documents on the First Claimant's website. The deemed date of service of the documents referred to herein shall be the first working day after service is completed in accordance with this paragraph.
16. Where a given Defendant has not provided an address for service pursuant to paragraph 8 above, and subject to providing the notices and notifications of where and how to obtain court documents referred to at paragraphs 14 and 15 above, the Claimants are permitted, pursuant to CPR 6.15 and 6.27, to serve the evidence in support of the claim, the bundle for trial, their skeleton argument and the bundle of authorities by providing a digital link to these materials which is placed on the First Claimant's website and by notifying such Defendant by email or by post at their last known address when any of these documents is uploaded. Any documents served by this method will be deemed served on the day on which service is completed in accordance with this paragraph.
17. The First Claimant shall have a copy of all Court documents in these proceedings (including, but not limited to, any Claim Forms, Application Notices, Orders, bundles and skeleton arguments) and the evidence relied upon in these proceedings available for inspection at the Council offices at Nuneaton and Bedworth Borough Council, Town Hall, Coton Road, Nuneaton, Warwickshire CV11 5AA between the hours of 10am and 4pm Monday to Friday, excluding public holidays. Further, the First Claimant shall upload the Court documents and evidence to a designated weblink relating to these proceedings on the First Claimant's website.

18. The Claimants shall provide a hard copy of any of the Court documents to any Defendant that requests such document(s) within 2 working days of receipt of such request.

### **Applications to vary this Order**

19. The Claimants and Defendants (or anyone notified of this Order) may apply to the Court on 72 hours' written notice to vary or discharge this Order (or so much of it as affects that person). Where the application is made by anyone other than the Claimants:
- a. In addition to the applying party sending that application to both the Court and all other Parties, written notice of the application shall also be given to the Claimants, at Sharpe Pritchard LLP, Elm Yard, 10-16 Elm Street, London WC1X 0BJ or at [WRose@sharpepritchard.co.uk](mailto:WRose@sharpepritchard.co.uk), who shall forthwith forward the same to any party who has provided an address for service pursuant to paragraph 8 above;
  - b. If any evidence is to be relied upon in support of the application, in addition to the applying party sending that application to both the Court and all other parties, the evidence must be sent to the Claimants at Sharpe Pritchard LLP, Elm Yard, 10-16 Elm Street, London WC1X 0BJ or at [WRose@sharpepritchard.co.uk](mailto:WRose@sharpepritchard.co.uk), 2 working days in advance of the hearing, who shall forthwith send the same to any party who has provided an address for service pursuant to paragraph 8 above;
  - c. In the event that an application and/or evidence in support of the same is sent to the Claimants in accordance with paragraphs (a) and/or (b) above, or the Claimants make an application to vary this Order, the First Claimant shall also upload the same to the designated weblink relating to these proceedings on the First Claimant's website and make it available for inspection at the Council offices at Nuneaton and Bedworth Borough Council, Town Hall, Coton Road, Nuneaton, Warwickshire CV11 5AA between the hours of 10am and 4pm Monday to Friday, excluding public holidays.

### **Costs**

20. There shall be no order as to costs on the Order made at paragraph 1 above.
21. All other costs shall be costs in the case.

Mr Justice Linden  
25 May 2022

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

**Claim No. QB-2019-000616**

**Before Mr Justice Sweeting**  
**25<sup>th</sup> July 2022**

**B E T W E E N :**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL**  
**(2) WARWICKSHIRE COUNTY COUNCIL**



**-and-**

**(1) THOMAS CORCORAN**  
**(2)-(53) OTHER NAMED DEFENDANTS**  
**(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS**  
**WITHIN THE BOROUGH OF NUNEATON AND BEDWORTH**

**QB-2019-000616**

**Defendants**

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**ORDER**

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**UPON** the Application of the Claimants dated 25 July 2022 seeking an extension to the deadline for the Claimants' filing and serving of updating evidence in the Claim (that deadline being 4.30pm on 25 July 2022, as directed in paragraph 4 of the Order of Linden J dated 23 May 2022)

**AND UPON** the Court considering the Application on the papers and without a hearing

**IT IS ORDERED THAT:**

1. The Claimants are permitted to file and serve further updating evidence by 4.30pm on 29 July 2022.
2. Any further application for an extension of time within which to serve updating evidence shall be made on notice pursuant to paragraph 19 of the order of Linden J of 23 May 2022.
3. No Order as to costs.

The Honourable Mr Justice Sweeting

25.07.22

### Observations

The Claimants have not provided any explanation for why this application is been made on the same day on which the order required further evidence to be served without, it appears, notice being given to the Defendants in accordance with paragraph 19 of the order made by Linden J on 23 May. The application sought an extension until 22 August. There would plainly be potential prejudice to the Defendants if an extension of a further month was granted in that the Defendants would then have four weeks in which to both serve evidence and respond to a Scott Schedule. In the circumstances I am only prepared to grant a short extension.





IN THE SUPREME COURT OF THE UNITED KINGDOM

25 OCTOBER 2022

UKSC 2022/0046

*Before:*

Lord Hodge  
Lord Hamblen  
Lord Stephens

**Wolverhampton City Council and others (Respondents) v  
London Gypsies and Travellers and others (Appellants)**

AFTER CONSIDERATION of the Appellants' application for permission to appeal the order made by the Court of Appeal on 1 February 2022, and application for a protective costs order and alternative service, and of the notices of objection filed by the Respondents and the submissions filed by the Interveners

THE COURT ORDERED that

- 1) Permission to appeal be GRANTED
- 2) No costs be awarded against or in favour of the Appellants in any event
- 3) The application for alternative service be GRANTED.

A handwritten signature in blue ink, appearing to read 'Cour Argus'.

Registrar  
25 October 2022

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

**Claim No. QB-2019-000616**

**Before the Honourable Mr Justice Julian Knowles**  
**22 November 2022**

**B E T W E E N :**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL**  
**(2) WARWICKSHIRE COUNTY COUNCIL**



**-and-**

**(1) THOMAS CORCORAN**  
**(2)-(53) OTHER NAMED DEFENDANTS**  
**(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS**  
**WITHIN THE BOROUGH OF NUNEATON AND BEDWORTH**

**QB-2019-000616**

**Defendants**

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**ORDER**

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**UPON** the Application of the Claimants dated 21 November 2022 and made without notice to the Defendants

**AND UPON** the Court reading the witness statement of William Rose dated 21 November 2022 and noting that the appeal to the Supreme Court of the United Kingdom in *Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors* (UKSC 2022/0046), in which the Claimants are Respondents, has been expedited with a provisional listing date of 8 and 9 February 2023, and that the outcome of that appeal may dispose of part of these proceedings

**AND UPON** the Court noting that the Appellants in the above mentioned appeal have requested a stay of these proceedings pending the outcome of that appeal

**AND UPON** the Court dealing with the Application on the papers and without a hearing

**IT IS ORDERED THAT:**

1. The proceedings shall be stayed pending the outcome of the appeal to the Supreme Court of the United Kingdom in *Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors* (UKSC 2022/0046).

2. Solicitors for the Claimants shall write to the Court within 28 days of judgment in the above mentioned appeal to seek the listing of a directions hearing in these proceedings before a Judge of the High Court.
3. For the avoidance of doubt, the interim Injunction Order of Timothy Straker KC (sitting as a Deputy Judge of the High Court) dated 19 March 2019 shall continue throughout the period in which these proceedings are stayed.
4. This Order shall be deemed served on the 54<sup>th</sup> Defendant (Persons Unknown) by serving a copy (as opposed to an original) of the Order on all sites over which an injunction is sought by affixing the same in a prominent place on the land.
5. The Defendants may each of them (or anyone notified of this Order) apply to the Court on 72 hours written notice to the Court and the Claimant to vary or discharge this Order (or so much as it affects that person).
6. No order as to costs.

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

**Claim No. QB-2019-000616**

**Mr Justice Jay**  
**22nd December 2023**

**B E T W E E N :**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL**  
**(2) WARWICKSHIRE COUNTY COUNCIL**



**-and-**

**(1) THOMAS CORCORAN**  
**(2)-(53) OTHER NAMED DEFENDANTS**  
**(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS**  
**WITHIN THE BOROUGH OF NUNEATON AND BEDWORTH**

**QB-2019-000616**

**Defendants**

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**ORDER**

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**UPON** the Claimant writing to the Court within 28 days of the decision in *Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors* [2023] UKSC 47 to seek a directions hearing, as required by paragraph 2 of the Order of the Honourable Mr Justice Julian Knowles 22 November 2022

**IT IS ORDERED THAT:**

**Directions**

1. A directions hearing shall be listed for 27 March 2024 before a High Court Judge with a time estimate of 1 hour.

**Service of this Order**

2. This Order shall be deemed served on the 54<sup>th</sup> Defendant (Persons Unknown) by serving a copy (as opposed to an original) of the Order on all sites over which an injunction is sought by affixing the same in a prominent position over the land.

**Liberty to apply**

3. The Claimant and Defendants (or anyone notified of this Order) may apply to the Court on 72 hours written notice to all parties to these proceedings and their legal advisers to vary or discharge this Order (or so much of it as affects that person).

**Costs**

4. No order as to costs.



**IN THE HIGH COURT OF JUSTICE**

**Claim No. QB-2019-000616**

**KING'S BENCH DIVISION**

**Before: The Honourable Mrs Justice Heather Williams**

**27 March 2024**

**B E T W E E N :**

**(1) NUNEATON AND BEDWORTH BOROUGH COUNCIL  
(2) WARWICKSHIRE COUNTY COUNCIL**



**-and-**

**(1) THOMAS CORCORAN  
(2)-(53) OTHER NAMED DEFENDANTS  
(54) PERSONS UNKNOWN FORMING UNAUTHORISED ENCAMPMENTS WITHIN THE  
BOROUGH OF NUNEATON AND BEDWORTH**

**Defendants**

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**ORDER**

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**UPON** the Order of Mr Justice Julian Knowles dated 22 November 2022, staying the proceedings pending the Order of the Supreme Court in *Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors* [2023] UKSC 47

**AND UPON** the Claimants writing to the Court within 28 days of the decision in *Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors* [2023] UKSC 47 to restore the Claim

**AND UPON** the Order of Mr Justice Jay dated 22 December 2023, restoring the Claim and listing the matter for a directions hearing on the 27 March 2024

**AND UPON** hearing Counsel for the Claimants and the Defendants not attending

## **IT IS ORDERED THAT:**

### **Directions to trial**

1. The Claimants must by 4.30pm on 30 September 2024, make any application to add any further Defendants to the Claim, or discontinue the Claim against any of the named Defendants.
2. The Claimants must by 4.30pm on 30 September 2024, file and serve an amended Claim Form and updating evidence on: (i) the Fifty-Fourth Defendant (by uploading the same to the Claimants' dedicated webpage on the First Claimant's website); (ii) any further Defendants the Claimant seeks to join to the proceedings; and (iii) any Defendant that has defended the proceedings.
3. The Claimants must by 4.30pm on 30 September 2024, file and serve any application to add additional sites to the injunction on: (i) the Fifty-Fourth Defendant (by uploading the same to the Claimants' dedicated webpage on the First Claimant's website); (ii) any further Defendants the Claimant seeks to join to the proceedings and; (iii) any Defendant that has defended the proceedings.
4. The Defendants must file and serve any evidence or further evidence (as applicable) upon which they seek to rely at the trial of the Claim by 4.30pm on 8 November 2024.
5. The Claimants may (if so advised) file and serve any evidence in reply by 4.30pm on 22 November 2024.
6. In addition to the service requirements in paragraph 1-3 of this Order, the Amended Claim form, updating evidence and any application to add additional sites referred to in paragraphs 1-3 of this Order, shall also be served on all Defendants by uploading a copy of the same to the Claimants' dedicated webpage on the First Claimant's website pursuant to CPR 6.14, 6.15, 6.26 and 6.27, and shall be deemed served on the date when the following steps have been completed:
  - (i) the service requirements in paragraphs 1-3 of this Order have been complied with; and
  - (ii) the Amended Claim Form, updating evidence and any application to add additional sites referred to in paragraphs 1-3 of this Order have been uploaded onto the Claimants' dedicated webpage on the First Claimant's website.

### **Trial listing**

7. The trial of the Claim shall be listed for trial on 16, 17 and 18 December 2024, with the first day being allocated for judicial pre-reading only.
8. The Claimants shall file and serve the hearing bundles by 4.30pm 5 days before the trial. The Claimants only need to serve the trial bundles on those Defendants (if any) who have acknowledged service of the Claim or indicated that they intend to

participate in the trial of the Claim. The Claimants shall also upload a link to the trial bundles to the Claimants' dedicated webpage on the First Claimant's website.

9. Skeleton arguments shall be filed and served by 4.30pm 3 days before the trial. The Claimants only need to serve their skeleton argument on those Defendants (if any) who have acknowledged service of the Claim or indicated that they intend to participate in the trial of the Claim. The Claimants shall upload a copy of any skeleton arguments filed and served for trial to the Claimants' dedicated webpage on the First Claimant's website.

#### **Service of this Order**

10. This Order shall be deemed served on the 54<sup>th</sup> Defendant (Persons Unknown) pursuant to CPR 6.14, 6.15, 6.26 and 6.27 on the date when the following steps are completed:

- (i) Service of a copy (as opposed to an original) of the Order on all sites over which an injunction is sought by affixing the same in a prominent position on the Land.

#### **Liberty to apply**

11. The Claimants and Defendants (or anyone notified of this Order) may apply to the Court on 72 hours written notice to all parties to these proceedings and their legal advisers to vary or discharge this Order (or so much of it as affects that person).

#### **Costs**

12. No order as to costs.