

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION

Before: The Honourable Mr Justice Holgate

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

**NATIONAL HIGHWAYS LIMITED**

**Claimant**

-and-

**(1) PERSONS UNKNOWN CAUSING THE BLOCKING, SLOWING DOWN, OBSTRUCTING OR OTHERWISE INTERFERING WITH THE FLOW OF TRAFFIC ONTO OR OFF OR ALONG THE A1(M), A3, A12, A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS AND THE M1, M3, M4, M4 SPUR, M11, M26, M23 AND M40 MOTORWAYS FOR THE PURPOSE OF PROTESTING**

**(2) MR ALEXANDER RODGER AND 112 OTHERS**

**Defendants**



\_\_\_\_\_  
**ORDER**  
\_\_\_\_\_

**PENAL NOTICE**

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

**ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED**

**IMPORTANT NOTICE TO THE DEFENDANTS**

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

**UPON HEARING** the Claimant's out of hours application in trespass and nuisance by Claim Form dated 1 October 2021 ("the Claim")

**AND UPON READING** the Claim Form and the Witness Statements of Nicola Bell

dated 1 October 2021 and the statements of Dhiresh Bhatt and Robert Bell dated 2 October 2021

**AND UPON** the Claimant undertaking to file the claim and application, and the note of this hearing, and pay the relevant court fees within 24 hours of the sealing of this Order

**AND UPON** hearing Leading Counsel for the Claimant

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

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

**AND UPON** the Claimant undertaking to identify and name Defendants and apply to add them as named Defendants to this Order as soon as reasonably practicable

**AND UPON** the Claimant confirming that this Order is not intended to prohibit lawful protest which does not slow, obstruct, prevent or otherwise interfere with the flow of traffic onto off or along the A1(M) (Junction 1 to Junction 6), M11 (Junction 4 to Junction 7), A12 (M25 Junction 28 to A12 Junction 12), A13 (M25 Junction 30 to A1089), M26 (whole motorway from M25 to M20), A21 (M25 to B2042), A23 (M23 to Star Shaw), M23 (Junction 7 to Junction 10 (including M23 Gatwick Spur)), A23 (between North and South Terminal Roundabouts), A3 (A309 to B2039 Ripley Junction), M3 (Junction 1 to Junction 4), A30 (M25 Junction 13 to Harrow Road, Stanwell, Feltham), A3113 (M25 Junction 14 to A3044), M4 (Junction 1 to Junction 7), M4 Spur (whole of spur from M4 Junction 4 to M4 Junction 4a), M40 (Junction 7 to A40 at Fray's River Bridge), M1 (Junction 1 to Junction 8) and A414 (M1 Junction 8 to A405).

## **IT IS ORDERED THAT:**

1. The “within named Defendants” are those Defendants whose names appear in the schedule annexed to this Order (Annex 1). The term “Defendants” refers to both “persons unknown” and the within named Defendants.
2. For the purposes of this Order, the A1(M) (Junction 1 to Junction 6), M11 (Junction 4 to Junction 7), A12 (M25 Junction 28 to A12 Junction 12), A13 (M25 Junction 30 to A1089), M26 (whole motorway from M25 to M20), A21 (M25 to B2042), A23 (M23 to Star Shaw), M23 (Junction 7 to Junction 10 (including M23 Gatwick Spur)), A23 (between North and South Terminal Roundabouts), A3 (A309 to B2039 Ripley Junction), M3 (Junction 1 to Junction 4), A30 (M25 Junction 13 to Harrow Road, Stanwell, Feltham), A3113 (M25 Junction 14 to A3044), M4 (Junction 1 to Junction 7), M4 Spur (whole of spur from M4 Junction 4 to M4 Junction 4a), M40 (Junction 7 to A40 at Fray’s River Bridge), M1 (Junction 1 to Junction 8) and A414 (M1 Junction 8 to A405) (together “the Roads”) means the Roads identified by the descriptions and plan annexed to this Order (Annex 2) including but not limited to the verges, central reservation, on- and off-slip roads, overbridges and underbridges, including any roundabouts for access to and from the Roads, and any apparatus related to those Roads.
3. The Claimant has permission to amend the claim form and the notice of application to more accurately describe the Roads.

## **Injunction in force**

4. With immediate effect and until the earlier of (i) Trial; (ii) Further Order; or (iii) 23.59 pm on 24 March 2022, the Defendants and each of them are forbidden from:
  - 4.1 Blocking, slowing down, obstructing or otherwise interfering with the flow of traffic onto or along or off the Roads for the purpose of protesting.
  - 4.2 Blocking, slowing down, obstructing or otherwise interfering with access to or from the Roads, and on any adjacent roads, slip roads or roundabouts which are not vested in the Claimant, for the purpose of protesting.

- 4.3 Causing damage to the surface of or to any apparatus on or around the Roads including but not limited to painting, damaging by fire, or affixing any item or structure thereto.
  - 4.4 Affixing themselves (“locking on”) to any other person or object on the Roads.
  - 4.5 Erecting any structure on the Roads.
  - 4.6 Tunnelling in the vicinity of the Roads.
  - 4.7 Entering onto the Roads unless in a motor vehicle.
  - 4.8 Abandoning any vehicle or item on the Roads with the intention of causing an obstruction.
  - 4.9 Refusing to leave the area within 50m of the centre of the Roads when asked to do so by a police constable, National Highways Traffic Officer or High Court Enforcement Officer.
  - 4.10 Causing, assisting or encouraging any other person to do any act prohibited by paragraphs 4.1 – 4.9 above.
  - 4.11 Continuing any act prohibited by paragraphs 4.1 – 4.10 above.
5. The Claimant shall:
    - 5.1 Place copies of this Order and the Claim Form on the National Highways and Gov.uk website; and
    - 5.2 Send a copy of this Order and the Claim Form to Insulate Britain’s email address: Insulate Britain ring2021@protonmail.com.
  6. For the avoidance of doubt, compliance with paragraph 5 shall not constitute service.

## **Alternative Service**

7. The Claimant is permitted in addition to personal service to serve this Order and the claim form and other documents in these proceedings both of the following methods together:
  - 7.1 Service of the sealed Order on Insulate Britain by email; and
  - 7.2 posting a copy of this Order together with a copy of the claim form and evidence in support through the letterbox of each Defendant (or leaving in a separate mailbox) with a notice affixed to the front door if necessary, drawing the recipient's attention to the fact the package contains a court order. If the premises do not have a letterbox, or mailbox, a package containing this Order and the proceedings may be affixed to the front door marked with a notice drawing the recipient's attention to the fact that the package contains a court order and should be read urgently. The Notices shall be given in prominent lettering in the form set out in Schedule 1.

## **Further directions**

8. The Defendants or any other person affected by this Order may apply to the Court at any time to vary or discharge it but if they wish to do so they must inform the Claimant's solicitors immediately (and in any event not less than 48 hours before the hearing of any such application).
9. Any person applying to vary or discharge this Order must provide their full name and address, an address for service, and must also apply to be joined as a named defendant to the proceedings at the same time.
10. The Claimant has permission to apply to extend or vary this Order or for further directions.
11. The return date hearing to be listed for 10.30 am on 12 October 2021 in person. Time estimate 2-3 hours. Any party disagreeing with the time estimate should notify the Court as soon as possible.

12. Any Defendant who proposes to attend and oppose the order on the return date shall file a skeleton argument and any evidence to be relied upon by no later than 10 am on 11 October 2021.

13. Costs reserved.

**Communications with the Claimant**

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

FAO Antony Nwanodi  
Government Legal Department,  
102 Petty France, Westminster,  
London SW1H 9GL  
**E: [tony.nwanodi@governmentlegal.gov.uk](mailto:tony.nwanodi@governmentlegal.gov.uk)**  
**T: 020 7210 3424**

**BY THE COURT**

***Holgate***

***Sir David***

**Dated: 2 October 2021**

**IN THE HIGH COURT OF JUSTICE**

**QUEEN'S BENCH DIVISION**

**B E T W E E N**

**NATIONAL HIGHWAYS LIMITED**

**Claimant**

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**(1) PERSONS UNKNOWN CAUSING THE BLOCKING, SLOWING DOWN, OBSTRUCTING OR OTHERWISE INTERFERING WITH THE FLOW OF TRAFFIC ONTO OR OFF OR ALONG THE A1(M), A3, A12, A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS AND THE M1, M3, M4, M4 SPUR, M11, M26, M23 AND M40 MOTORWAYS FOR THE PURPOSE OF PROTESTING**

**(2) MR ALEXANDER RODGER AND 112 OTHERS**

**Defendants**

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**ANNEXE 1 TO ORDER – NAMED DEFENDANTS**

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	Name	Address	Surrey Police	Essex Police	Met Police	Hertfordshire Police	Kent Police	Thames Valley Police
1	Alexander RODGER	[REDACTED]	21/09/2021				Y	
2	Alyson LEE	[REDACTED]		17/09/2021		13/09/2021, 15/09/2021, 20/09/2021	Y	
3	Amy Pritchard	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021		

4	Ana Heyata win	[REDACTED]	13/09/2021, 21/09/2021		27/09/2021			
5	Andrew Worsley	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
6	Anne Taylor	[REDACTED]	21/09/2021		27/09/2021		Y	
7	Anthony WHITE HOUSE	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021	Y	
8	Arne Springorum	[REDACTED]			27/09/2021		Y	
9	Barry Mitchell	[REDACTED]			13/09/2021, 15/09/2021, 27/09/2021			
10	Barry Mitchell	[REDACTED]				17/09/2021, 20/09/2021 (M25 J18)		
11	Ben TAYLOR	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021	Y	
12	Benjamin Buse	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021		27/09/2021		Y & 29/09/2021	



13	Biff William Courten ay Whipst er	[REDACTED]		13/09/2 021	27/09/2 021		Y	
14	Camero n FORD	[REDACTED]	17/09/2 021				Y	
15	Catheri ne RENNI E- NASH	[REDACTED]		17/09/2 021		13/09/2 021, 15/09/2 021, 20/09/2 021	Y	
16	Cathy Eastbur n	[REDACTED]	17/09/2 021		27/09/2 021		Y	
17	Christia n Murray- Leslie	[REDACTED]		17/09/2 021		13/09/2 021, 15/09/2 021, 20/09/2 021		
18	Christia n Rowe	[REDACTED]	21/09/2 021		27/09/2 021		Y	
19	Cordeli a Rowlatt	[REDACTED]	13/09/2 021, 21/09/2 021					
20	Daniel Sargiso n	[REDACTED] NT	13/09/2 021 (Godsto ne), 13/09/2 021 (Stanwe ll)					
21	Daniel Shaw	[REDACTED]			13/09/2 021, 15/09/2 021, 27/09/2 021	17/09/2 021, 20/09/2 021 (M25 J18)	Y	
22	David CRAW FORD	[REDACTED]		13/09/2 021			Y	

23	David JONES	[REDACTED]		17/09/2021		13/09/2021, 15/09/2021, 20/09/2021	Y	
24	David Nixon	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021		
25	David Squire	[REDACTED]	13/09/2021					
26	Diana Bligh	[REDACTED]	13/09/2021, 21/09/2021					
27	Diana Hekt	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021	Y	
28	Diana Lewen Warner	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
29	Donald BELL	[REDACTED]		13/09/2021			Y	
30	Edward HERBERT	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021				Y	
31	Elizabeth Rosser	[REDACTED]				20/09/2021 (M25 J18)		

32	Emily Brocklebank	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021	Y	
33	Emma Joanne Smart	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
34	Gabriella Ditton	[REDACTED]		13/09/2021	27/09/2021		Y	
35	Gregory FREY	[REDACTED]	17/09/2021		27/09/2021		Y	
36	Gwen HARRISON	[REDACTED]		17/09/2021			Y	
37	Harry Barlow	[REDACTED]	13/09/2021			13/09/2021, 15/09/2021, 20/09/2021		
38	Ian Bates	[REDACTED]			13/09/2021, 15/09/2021, 27/09/2021	17/09/2021, 20/09/2021 (M25 J18)	Y	
39	Ian Duncan Webb	[REDACTED]			27/09/2021			
40	James Bradbury	[REDACTED]	13/09/2021					
41	James Sargison	[REDACTED]	13/09/2021 (Godstone), 13/09/2021 (Stanwell)					
42	James Thomas	[REDACTED]			27/09/2021		Y	

		[REDACTED]						
43	Janet Brown	[REDACTED]	13/09/2021					
44	Janine EAGLING	[REDACTED]		13/09/2021			Y	
45	Jerrard Mark Latimer	[REDACTED]	21/09/2021					
46	Jessica Causby	[REDACTED]	17/09/2021		27/09/2021		Y & 29/09/2021	
47	Jonathan Coleman	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
48	Joseph SHEPHERD	[REDACTED]					Y	
49	Joshua Smith	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021	Y	
50	Judith Bruce	[REDACTED]	13/09/2021			20/09/2021 (M25 J18)		
51	Julia Mercer	[REDACTED]			27/09/2021			
52	Julia Schofield	[REDACTED]	13/09/2021					

53	Karen Matthews	[REDACTED]			13/09/2021, 15/09/2021, 27/09/2021	17/09/2021, 20/09/2021 (M25 J18)		
54	Karen Wildin	[REDACTED]			13/09/2021, 15/09/2021, 27/09/2021	17/09/2021, 20/09/2021 (M25 J18)		
55	Liam Norton	[REDACTED]			27/09/2021			
56	Louis McKechnie	[REDACTED]			27/09/2021		Y	
57	Louise Charlotte Lancaster	[REDACTED]		13/09/2021	27/09/2021		Y	
58	Lucy Crawford	[REDACTED]			27/09/2021			
59	Mair Bain	[REDACTED]			13/09/2021, 15/09/2021	17/09/2021, 20/09/2021 (M25 J18)		
60	Margaret MALOWSKA	[REDACTED]	17/09/2021				Y	
61	Marguerite Dowbley	[REDACTED]			27/09/2021			
62	Maria Lee	[REDACTED]			13/09/2021, 15/09/2021	17/09/2021		

63	Martin NEWEL L	[REDACTED]	13/09/2 021, 15/09/2 021, 17/09/2 021, 21/09/2 021				Y	
64	Mary Adams	[REDACTED]			27/09/2 021			
65	Martin Lunnon	[REDACTED]	13/09/2 021, 15/09/2 021					
66	Matthe w Tulley	[REDACTED]		17/09/2 021	27/09/2 021	13/09/2 021, 15/09/2 021, 20/09/2 021	Y	
67	Meredith William s	[REDACTED]			13/09/2 021, 15/09/2 021	17/09/2 021, 20/09/2 021 (M25 J18)	Y	
68	Michael Brown	[REDACTED]	21/09/2 021					
69	Michael WILEY	[REDACTED]	21/09/2 021				Y	
70	Michell e Charles worth	[REDACTED]			13/09/2 021, 15/09/2 021, 27/09/2 021	17/09/2 021, 20/09/2 021 (M25 J18)	Y	

71	Natalie MORLEY	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021				Y	
72	Nathaniel Squire	[REDACTED]	13/09/2021 (Godstone), 13/09/2021 (Stanwell)					
73	Nicholas Cooper	[REDACTED]		13/09/2021, 15/09/2021	17/09/2021			
74	Nicholas ONLEY	[REDACTED]		13/09/2021	27/09/2021		Y	
75	Nicholas TILL	[REDACTED]		13/09/2021			Y	
76	Oliver Rock	[REDACTED]	21/09/2021		27/09/2021		Y & 29/09/2021	
77	Paul Cooper	[REDACTED]	13/09/2021					
78	Paul Sheeky	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021		
79	Peter BLENCOWE	[REDACTED]				20/09/2021 (M25 J18)	Y	

		27 Clover Hill Road, Halifax, West Yorkshire, HX1 2YH		17/09/2 021		13/09/2 021, 15/09/2 021, 20/09/2 021	Y	
84	Rob STUAR T			13/09/2 021			Y	
85	Robin COLLE TT		13/09/2 021 (Godsto ne), 13/09/2 021 (Stanwe ll)				Y	
86	Roman Andrzej Paluch- Machni k		21/09/2 021		27/09/2 021			
87	Rosem ary Webste r		13/09/2 021, 15/09/2 021, 17/09/2 021					
88	Rowan Tilly		13/09/2 021, 21/09/2 021					
89	Ruth Ann Cook		13/09/2 021, 21/09/2 021		27/09/2 021			



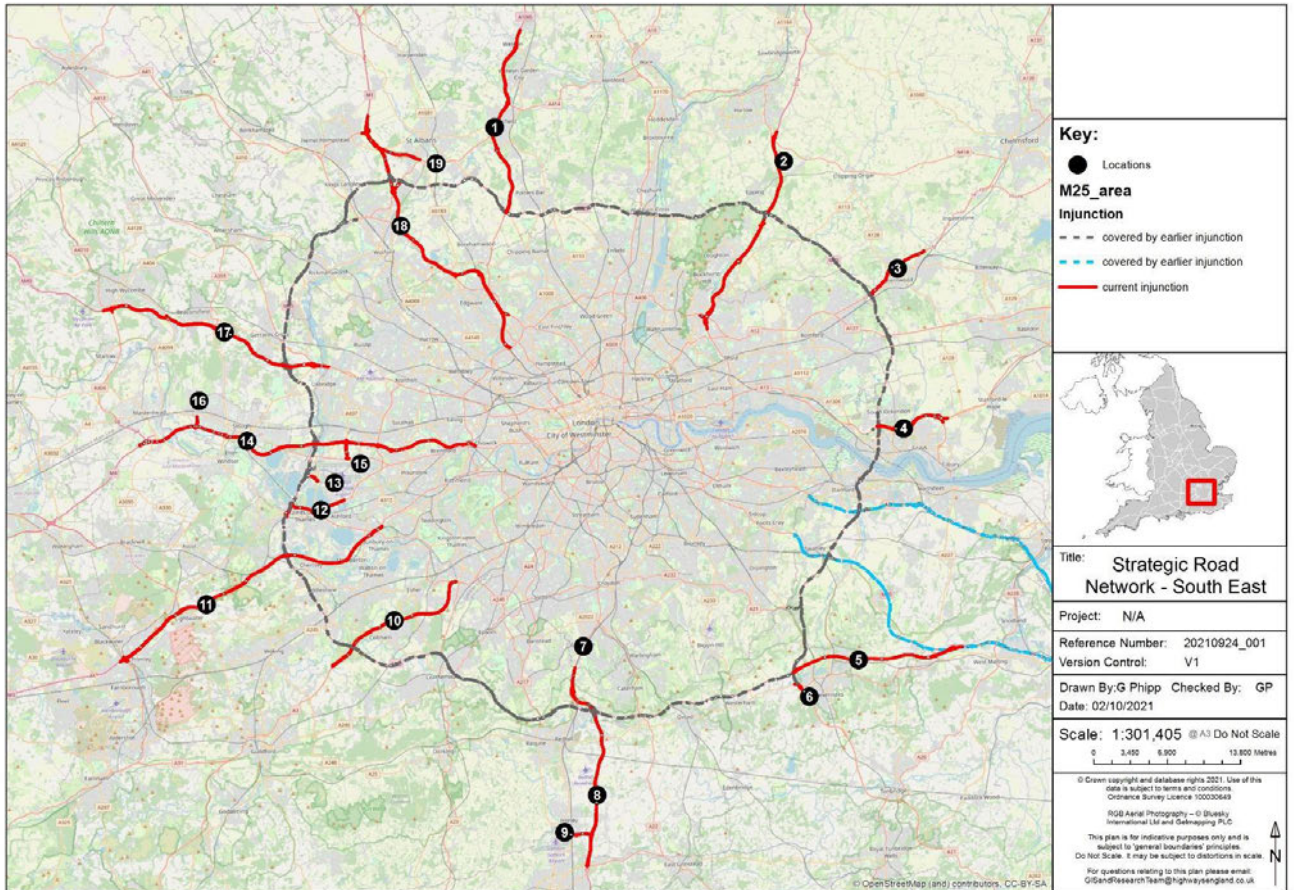
90	Ruth Jarman	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
91	Sarah Hirons	[REDACTED]	13/09/2021					
92	Serena Schellenberg	[REDACTED]	17/09/2021					
93	Simon REDING	[REDACTED]		17/09/2021		13/09/2021, 15/09/2021, 20/09/2021	Y	
94	Stefania MOROSI	[REDACTED]		13/09/2021			Y	
95	Stephanie AYLETT	[REDACTED]		17/09/2021	27/09/2021	13/09/2021, 15/09/2021, 20/09/2021	Y	
96	Stephen Gower	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
97	Stephen Pritchard	[REDACTED]	13/09/2021, 21/09/2021		27/09/2021			
98	Sue Chambers	[REDACTED]	21/09/2021					

99	Sue Parfitt	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
100	Sue Spencer-Longhurst	[REDACTED]			13/09/2021, 15/09/2021	17/09/2021, 20/09/2021 (M25 J18)		
101	Susan HAGLEY	[REDACTED]	17/09/2021				Y	
102	Suzie WEBB	[REDACTED]					Y	
103	Tam Millar	[REDACTED]			13/09/2021, 15/09/2021			
104	Tessa-Marie Burns	[REDACTED]	13/09/2021, 21/09/2021					
105	Teresa NORTON	[REDACTED]		17/09/2021		13/09/2021, 15/09/2021, 20/09/2021	Y	
106	Tim Speers	[REDACTED]		13/09/2021	27/09/2021		Y	
107	Tim William Hewes	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021		27/09/2021		29/09/2021	
108	Tracey Mallaghan	[REDACTED]	21/09/2021					

109	Tryrone Hodge	[REDACTED]	13/09/2021					
110	Valeria SAUNDERS	[REDACTED]	13/09/2021, 15/09/2021, 17/09/2021, 21/09/2021				Y	
111	Venitia CARTER	[REDACTED]	17/09/2021				Y	
112	Victoria Anne Lindsell	[REDACTED]			13/09/2021, 15/09/2021, 27/09/2021	17/09/2021, 20/09/2021 (M25 J18)	Y	
113	Xabier GONZALEZ TRIMMER	[REDACTED]		13/09/2021			Y	

## ANNEX 2

### Plan and description of the Roads covered by this Order



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

## **SCHEDULE 1**

**[On the package containing the Court order and proceedings]**

**“VERY URGENT: THIS PACKAGE CONTAIN AN ORDER OF THE HIGH COURT AND YOU SHOULD READ IT IMMEDIATELY AND SEEK LEGAL ADVICE. IF YOU NEED ANOTHER COPY PLEASE CALL - Antony Nwanodi, Government Legal Department, Tel: 020 7210 3424”**

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

**“VERY URGENT: A PACKAGE HAS BEEN LEFT THAT CONTAINS AN ORDER OF THE HIGH COURT AND YOU SHOULD READ IT IMMEDIATELY AND SEEK LEGAL ADVICE. IF YOU NEED ANOTHER COPY PLEASE CALL - Antony Nwanodi, Government Legal Department, Tel: 020 7210 3424”**