IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

TRIAL BUNDLE – 9 JULY 2025

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RE-RE-AMENDED CLAIM FORM

TB/5

Claim Form

In the High Court of Justice Queen's Bench Division	
Fee Account no.	PBA 0087211
Help with Fees – Ref no. (if applicable)	H W F - -

You may be able to issue your claim online which may save time and money. Go to www.moneyclaim.gov.uk to find out more.

For court use only	
Claim no.	
Issue date	

HIGH COURT OF JUSTICE
04 Apr 2022
SEAL
QUEEN'S BENCH DIVISION
QB-2022-001098

Claimants names and addresses including postcode

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED
both of Ermyn House, Ermyn Way, Leatherhead, Surrey KT22 8UX

Defendants names and addresses including postcode

(1) Persons Unknown as further described in the attached ~~rider~~ further amended rider

(2) The named Defendants listed in the attached further amended rider

Brief details of claim

Claim for injunctions as further described in the Particulars of Claim

Value

You must indicate your preferred County Court Hearing Centre for hearings here *(see notes for guidance)*

Defendant's name and address for service including postcode

	£
Amount claimed	
Court fee	
Legal representative's costs	
Total amount	

For further details of the courts 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.

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Claim No.	

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

Particulars of Claim

See 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 this particulars of claim are true.

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

Signature



☐ Claimant

☐ Litigation friend (where judgment creditor is a child or a patient)

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

Date

Day	Month	Year
4	April	2022

Full name

Stuart Sherbrooke Wortley

Name of claimant's legal representative's firm

Eversheds Sutherland (International) LLP

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

Claimant's or claimant's legal representative's address to which documents should be sent.

Building and street

One Wood Street

Second line of address

Town or city

London

County (optional)

Postcode

E	C	2	V	7	W	S

If applicable

Phone number

020 7919 4500

Fax phone number

DX number

Your Ref.

SSW.066758.010081

Email

stuartwortley@eversheds-sutherland.com

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

FURTHER AMENDED PURSUANT TO CPR PART 17.1.1

FURTHER AMENDED RIDER TO CLAIM FORM QB-2022-001098

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

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(4) PAUL BARNES [redacted]

(5) DIANE HEKT [redacted]

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(4) PAUL BARNES
(5) DIANA HEKT

RE-RE-AMENDED PARTICULARS OF CLAIM

The Sites

1.1 The land and property to which this Claim relates ("the Sites") are as follows:

1.1 *The Fawley Petrochemical Complex*

1.1.1 This site is at Marsh Lane, Southampton SO45 1TH ("the Fawley Petrochemical Complex).

1.1.2 The Fawley Petrochemical Complex comprises an oil refinery ("the Fawley Oil Refinery"), a chemical plant ("the Chemical Plant) and a jetty ("the Fawley Jetty").

1.1.3 The Fawley Oil Refinery is the largest oil refinery in the UK and provides 20% of UK refinery capacity.

1.1.4 The Chemical Plant has a capacity of 800,000 tonnes per year, is highly integrated with the operations of the Fawley Oil Refinery and produces key components for a multitude of finished products manufactured in the UK or elsewhere in Europe.

1.1.5 The Fawley Oil Refinery and the Chemical Plant comprise part of the freehold land registered under title number HP5287836.

1.1.6 The Chemical Plant is also the subject of the unregistered leasehold interest created by a Lease dated 28 August 1975 for a term of 99 years from 1 January 1971.

1.1.7 The Fawley Jetty is the subject of a registered leasehold title under title number HP528740 comprising 4 Leases each expiring on 5 July 2049 and dated 14 March 29151, 17 January 2961, 16 April 1956 and 2 December 1968.

1.1.8 The First Claimant's freehold land is shown edged red, the First Claimant's leasehold interest in the Fawley Jetty is shown edged green and the Second Claimant's leasehold land is shown edged purple on the plan attached to these Amended Particulars of Claim marked "Fawley Plan". The Sites and this claim do not relate to those areas edged blue in the Fawley Plan.

1.2 *The Hythe Terminal*

1.2.1 This site is at New Road, Hardley S045 3NR ("the Hythe Terminal").

1.2.2 The Hythe Terminal is located close to the Fawley Petrochemical Complex and is an oil terminal which primarily serves the south and west of England.

1.2.3 The Hythe Terminal comprises a part of the freehold land registered under title number HP5287836.

1.2.4 The First Claimant's freehold land is shown edged red on the plan attached to these Amended Particulars of Claim marked "Hythe Plan".

1.3 *The Avonmouth Terminal*

1.3.1 This site is at St Andrew's Road, Bristol BS11 9BN ("the Avonmouth Terminal").

1.3.2 The Avonmouth Terminal is an oil terminal which primarily serves the southwest of England.

1.3.3 The Avonmouth Terminal comprises the leasehold interest registered under title number BL105954 created by a Lease dated 22 January 2008 for a term of 15 years from 2 January 2007, which is currently the subject of a statutory continuation tenancy under Part II of the Landlord and Tenant Act 1954.

1.3.4 The First Claimant's leasehold land is shown edged red on the plan attached to these Amended Particulars of Claim marked "Avonmouth Plan".

1.4 *The Birmingham Terminal*

1.4.1 This site is at Wood Lane, Birmingham B24 8DN ("the Birmingham Terminal").

1.4.2 This Birmingham Terminal is an oil terminal which primarily serves the Midlands.

1.4.3 The Birmingham Terminal is the subject of two registered freehold titles, namely WK118802 and WK66930 and unregistered freehold land.

1.4.4 The First Claimant's freehold land is shown edged red on the plan attached to these Amended Particulars of Claim marked "Birmingham Plan".

1.5 *The Purfleet Terminal*

1.5.1 This site is at London Road, Purfleet, RM19 1RS ("the Purfleet Terminal").

1.5.2 The Purfleet Terminal comprises a terminal and also a jetty "the Purfleet Jetty".

1.5.3 The Purfleet terminal is an oil terminal which primarily serves London and southeast England.

1.5.4 That part of the Purfleet Terminal which comprises just the terminal is the subject of two registered freehold titles, namely EX869151 and EX869958, although part of EX869958 has now been sold to Purfleet Real Estate Limited (albeit the sale has not yet been registered).

1.5.5 The title to the Purfleet Jetty is unregistered but the First Claimant has occupied this jetty for around 100 years.

1.5.6 The First Claimant's freehold land (omitting that part of EX869958 which has been sold) is shown edged red and the First Claimant's unregistered interest in the Purfleet Jetty is shown edged brown on the plan attached to these Amended Particulars of Claim marked "Purfleet Plan".

1.6 *The West London Terminal*

1.6.1 This site is at Bedfont Road, Stanwell, Middlesex TW19 7LZ ("the West London Terminal").

1.6.2 The West London Terminal serves a wide range of customers in southern and central England and supplies aviation fuel to Heathrow Airport.

1.6.3 The West London Terminal is the subject of five freehold registered title, namely MX232530, MX442259, MX440505, MX219704 and SY346160.

1.6.4 The First Claimant's freehold land is shown edged red on the plan attached to these Amended Particulars of Claim marked "West London Plan".

1.7 *The Hartland Park Logistics Hub*

1.7.1 This site is at Ively Road, Farnborough ("the Hartland Park Logistics Hub").

1.7.2 This site comprises a temporary logistics hub which comprises project offices, welfare facilities and car parking for staff and contractors together with storage of construction plant materials, machinery and equipment in connection with the construction of a replacement fuel pipeline between the Petrochemical Complex and the West London Terminal.

1.7.3 The Hartland Park Logistics Hub is the subject of an unregistered leasehold interest created by a Lease dated 2 September 2021 made between SHE Manger Limited and SHE Nominee Limited and the First Claimant for a term commencing on 6 September 2021 and 30 September 2024.

1.7.4 The First Claimant's leasehold land is shown edged red on the plan attached to these Amended Particulars of Claim marked "Hartland Park Plan".

1.8 *The Alton Compound*

1.8.1 This site is at the A31, Holybourne ("the Alton Compound").

1.8.2 This site is a pumping station and another compound used in connection with the construction of the pipeline referred to in Paragraph 1.7.2 above.

1.8.3 The Alton Compound is the subject of a freehold title, namely SH30798.

1.8.4 The First Claimant's freehold land is shown edged red on the plan attached to these Amended Particulars of Claim marked "Alton Compound Plan".

The Interests of the Claimants in the Sites

2. The interests of the Claimants in respect of each of these Sites are as follows:

2.1 *The Fawley Petrochemical Complex*

2.1.1 The First Claimant is the freehold owner of the Fawley Oil Refinery and the Chemical Plant, being the registered freehold proprietor in respect of Title No HP5287836.

2.1.2 The Second Claimant is the lessee of the Chemical Plant under the Lease dated 28 August 1975 referred to in Paragraph 1.6.1 above.

2.1.3 The First Claimant is the registered lessee of the Fawley Jetty, being the registered proprietor in respect of Title Number HP528740.

2.2 *The Hythe Terminal*

2.2.1 The First Claimant is the freehold owner of the Hythe Terminal, being the registered freehold proprietor in respect of Title No HP5287836.

2.3 *The Avonmouth Terminal*

2.3.1 The First Claimant is the registered lessee of the Avonmouth Terminal, as the registered leasehold proprietor in respect of Title No BL105954.

2.4 *The Birmingham Terminal*

2.4.1 The First Claimant is the freehold owner of the Birmingham Terminal, being the registered proprietor in respect of Title Numbers WK118802 and WK66930 and the unregistered title referred to in Paragraph 1.4.3 above.

2.5 *The Purfleet Terminal*

2.5.1 The First Claimant is the freehold owner of the Purfleet Terminal, being the registered freehold proprietor in respect of Title Numbers EX869151 and EX869958, save for that part of EX869958 which has now been sold.

2.6 *The West London Terminal*

2.6.1 The First Claimant is the freehold owner of the West London Terminal, being the registered freehold proprietor in respect of title numbers MX232530, MX442259, MX440505, MX219704 and SY346160.

2.7 *Hartland Park Logistics Hub*

2.7.1 The First Claimant is the lessee of the Hartland Park Logistics Hub, being the lessee under the Lease referred to in Paragraph 1.7.3 above.

2.8 *The Alton Compound*

2.8.1 The First Claimant is the freehold owner of the Alton Compound, being the registered freehold proprietor in respect of title number SH30798.

3. The First Claimant is also the owner or lessee (as the case may be) of such of the airspace over these sites as is necessary for the use of these sites. The Second Claimant is the lessee over such of the airspace over the Fawley Chemical Plan as is necessary for the use of that site.

The Campaigns

4. There are three campaigns in respect of which there has now been direct action affecting some of the Sites and from whom further direct action is apprehended:

4.1 'Extinction Rebellion' is an established protest campaign, which promotes the use of civil disobedience with a view to influencing government policy.

4.2 'Just Stop Oil' is newer protest campaign, the target of which is to end the use of fossil fuels in the UK.

4.3 The 'Just Stop Oil' campaign also incorporates 'Youth Climate Swarm', which is specifically for 'Just Stop Oil' activists under the age of 30, the target again being to end the use of fossil fuels in the UK.

The Acts of Nuisance and Trespass

5. On 1 to 3 April 2022 the following acts of trespass and/or nuisance occurred in relation to the following Sites:

5.1 On 1 April 2022, at around 4am approximately 20 protestors blocked the entrance to the Birmingham Terminal, blocking vehicular access and preventing customers from collecting fuel in vehicle tankers. One protestor glued himself to the path outside the Birmingham Terminal.

5.2 On 1 April 2022, at around 4am approximately 20 protestors blocked the entrance to the West London Terminal by attaching barriers to the vehicular entrance gates and customers were prevented from collecting fuel in vehicle tankers. Protestors also erected tripods immediately outside the access gate, thereby blocking it. One of the protestors cut a hole in the access fence and scaled one of the fuel storage tanks.

5.3 On 1 April 2022, at around 5am, 7 protestors blocked the access to the Hythe Terminal and customers were unable to gain access.

5.4 On 1 April 2022, at around 6.30am, 20 protestors blocked the access road to the Purfleet Terminal and prevented customers from accessing. 6 protestors climbed on to a truck making a delivery to the site.

5.5 On 2 April 2022, at around 9:30am, approximately 20 protestors blocked the entrance and exist to the Purfleet Terminal. A number of protestors locked themselves onto the access gates.

5.6 On 3 April 2022, at around 5am, approximately 20 protestors blocked the access to the Birmingham Terminal. Some protestors also climbed onto a Sainsbury's fuel truck. Another protestor cut through the security fence, and scaled one of the fuel storage tanks in order to display a banner.

5.7 On 4 April 2022, at around 4.30 am, approximately 20 protestors blocked the access to the West London Terminal.

6. Both 'Extinction Rebellion' and 'Just Stop Oil' have claimed involvement in the protest activities of 1 and 2 April 2022 and there is a threat of further acts of trespass and/or nuisance in connection with these campaigns. In particular:

6.1 In relation to the 'Just Stop Oil' campaign, the website for this campaign has stated that in "*March and April 2022, 100s of people all round the country will be taking action to force the Government to take action against the fossil fuel industry"* and reference is made to the following phases of activity:

> *"March onwards*
>
> *Phase 1* — *In March 2022 teams will block the oil networks to demand that the government Just Stop Oil. They will block oil refineries, storage units, and adjacent motorways.*
>
> *Phase 2A* — *Teams will block petrol stations in the South-East. Many people will do sit-ins, sitting on the ground in the forecourt. Others will do tanker-surfing and spray paint filling points.*
>
> *Phase 2B* — *High stakes resistance against oil"*

6.2 In relation to 'Extinction Rebellion', their website has referred to the "Next UK Rebellion" and indicated that in April 2022 they proposed *"one aligned action plan, rather than having a scattergun approach across several different targets, in order to have the most impact"*.

The Fourth and Fifth Defendants

7.1 The Fourth and Fifth Defendants trespassed on the First Claimant's land at the Birmingham Terminal as part of the campaign of disruption on 3 April 2022. They were each convicted of aggravated trespass at Wolverhampton Magistrates' Court on 16 February 2023.

The Relief Sought

8.1 The Claimants apprehend that, unless restrained by the Court, there will be further acts of trespass and/or nuisance of the type referred to above.

8.2 Accordingly, by reason of the facts and matters set out above, the First Claimant seeks:

8.2.1 an order that the First, Fourth and Fifth Defendants must not without the consent of the First Claimant:

(a) enter or remain upon any part of the Sites;

(b) damage any part of any of the Sites;

(c) affix themselves or any person or object to any part of any of the Sites;

(d) erect any structures on any part of any of the Sites.

8.2.2 an order that the Third, Fourth and Fifth Defendants must not obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

8.3 Further, by reason of the facts and matters set out above, the Second Claimant claims an order that the Second, Fourth and Fifth Defendants must not without the consent of the Second Claimant:

7.3.1 enter or remain upon any part of the Chemical Plant;

7.3.2 damage any part of the Chemical Plant;

7.3.3 affix themselves or any person or object at the Chemical Plant;

7.3.4 erect any structures on any part of the Chemical Plant.

AND THE FIRST CLAIMANT CLAIMS

(1) An order that until 4 April 2024 the First, Fourth and Fifth Defendants must not:

1.1 enter or remain upon any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:

(1) the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TH (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan').

(2) Hythe Terminal, New Road, Handley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan').

(3) Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan').

(4) Birmingham Terminal, Wood Lane, Birmingham B24 8DN (as shown for identification edged red on the attached 'Birmingham Plan').

(5) Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan').

(6) West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan').

(7) Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan').

(8) Alton Compound, Pumping Station, A31, Holybourne (as shown for identification edged red on the attached 'Alton Compound Plan')

1.2 damage any part of any of the Sites;

1.3 affix themselves or any person or object to any part of any of the Sites;

1.4 erect any structures on any part of any of the Sites.

(2) An order that until 4 April 2024 the Third, Fourth and Fifth Defendants must not obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

AND THE SECOND CLAIMANT CLAIMS

(2) An order that until 4 April 2024 the Second, Fourth and Fifth Defendants must not without the consent of the Second Claimant:

2.1 enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH ("the Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

2.2 damage any part of the Chemical Plant;

2.3 affix themselves or any person or object at the Chemical Plant;

2.4 erect any structures on any part of the Chemical Plant.

~~**KATHARINE HOLLAND QC**~~

TIMOTHY MORSHEAD KC

YAASER VANDERMAN

STATEMENT OF TRUTH

The Claimant believes that the facts stated in these particulars of claim are true. The Claimant understands 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 am duly authorised by the Claimant to sign this statement.

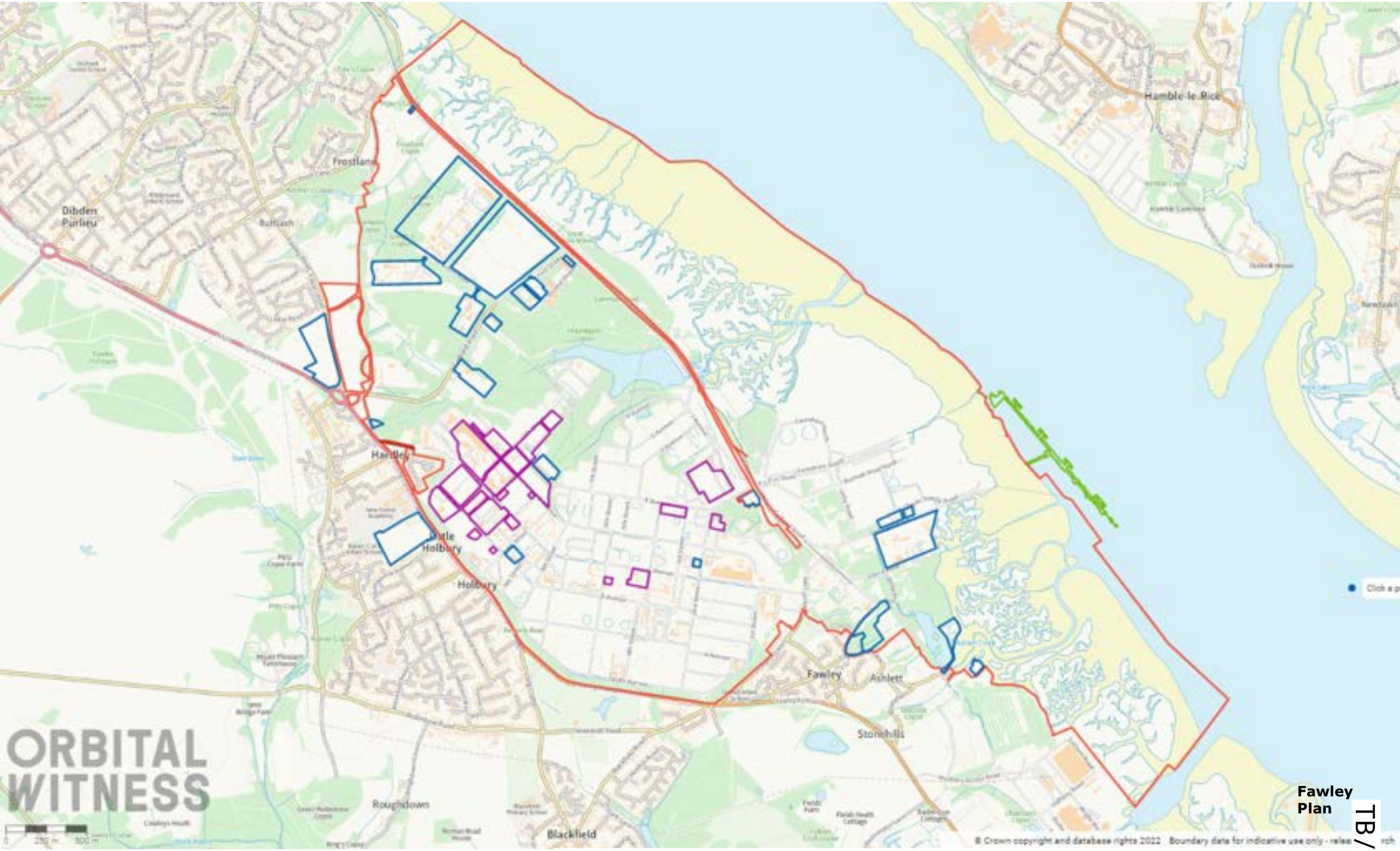
_____

Stuart Sherbrooke Wortley

Partner

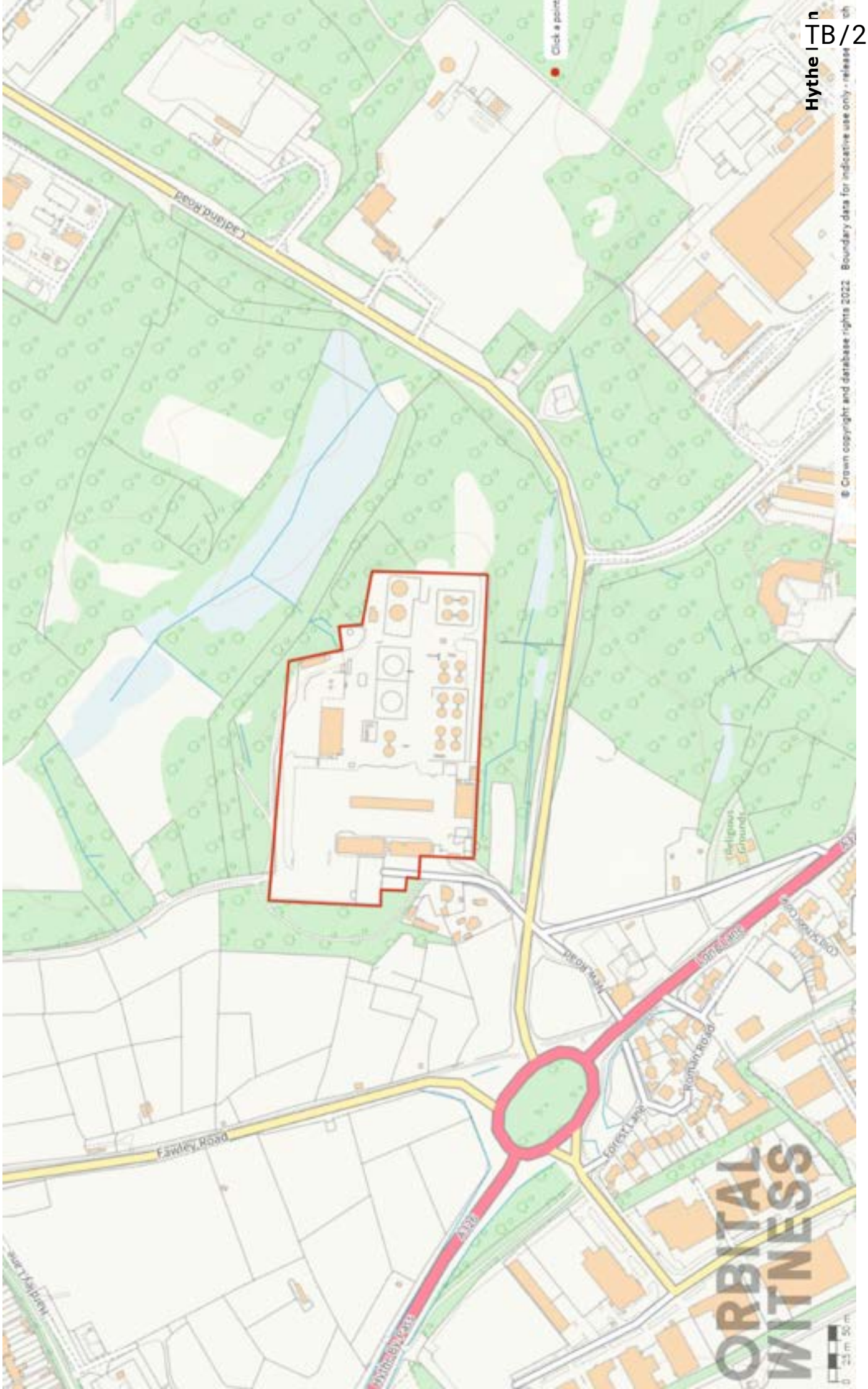
Eversheds Sutherland (International) LLP

Claimant's solicitor

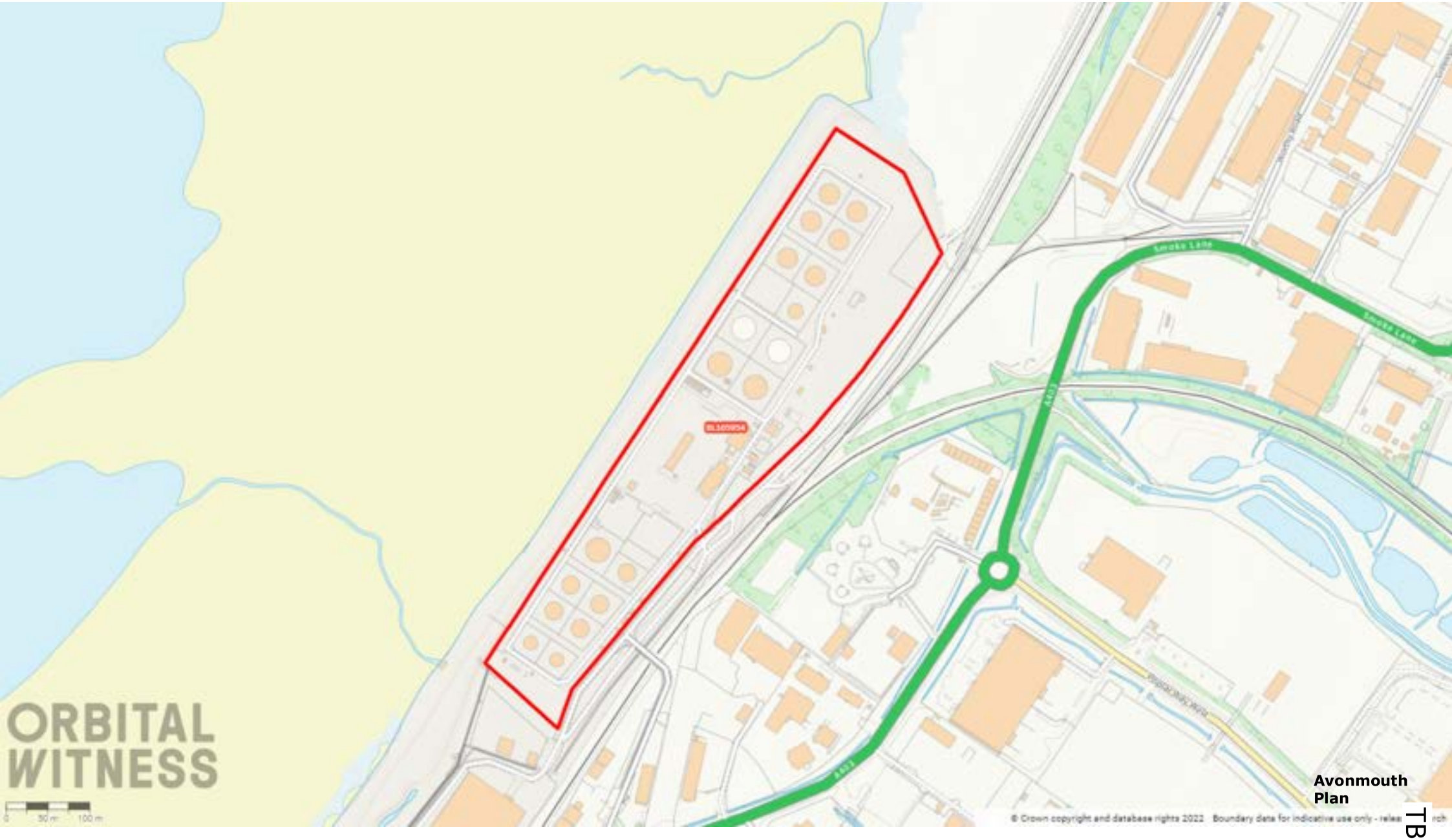


Fawley Plan

TB/23



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ORBITAL
WITNESS
Avonmouth
Plan
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TB/25


ORBITAL
WITNESS
Birmingham
Plan
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ORBITAL
WITNESS
Birmingham
Plan B
TB/27
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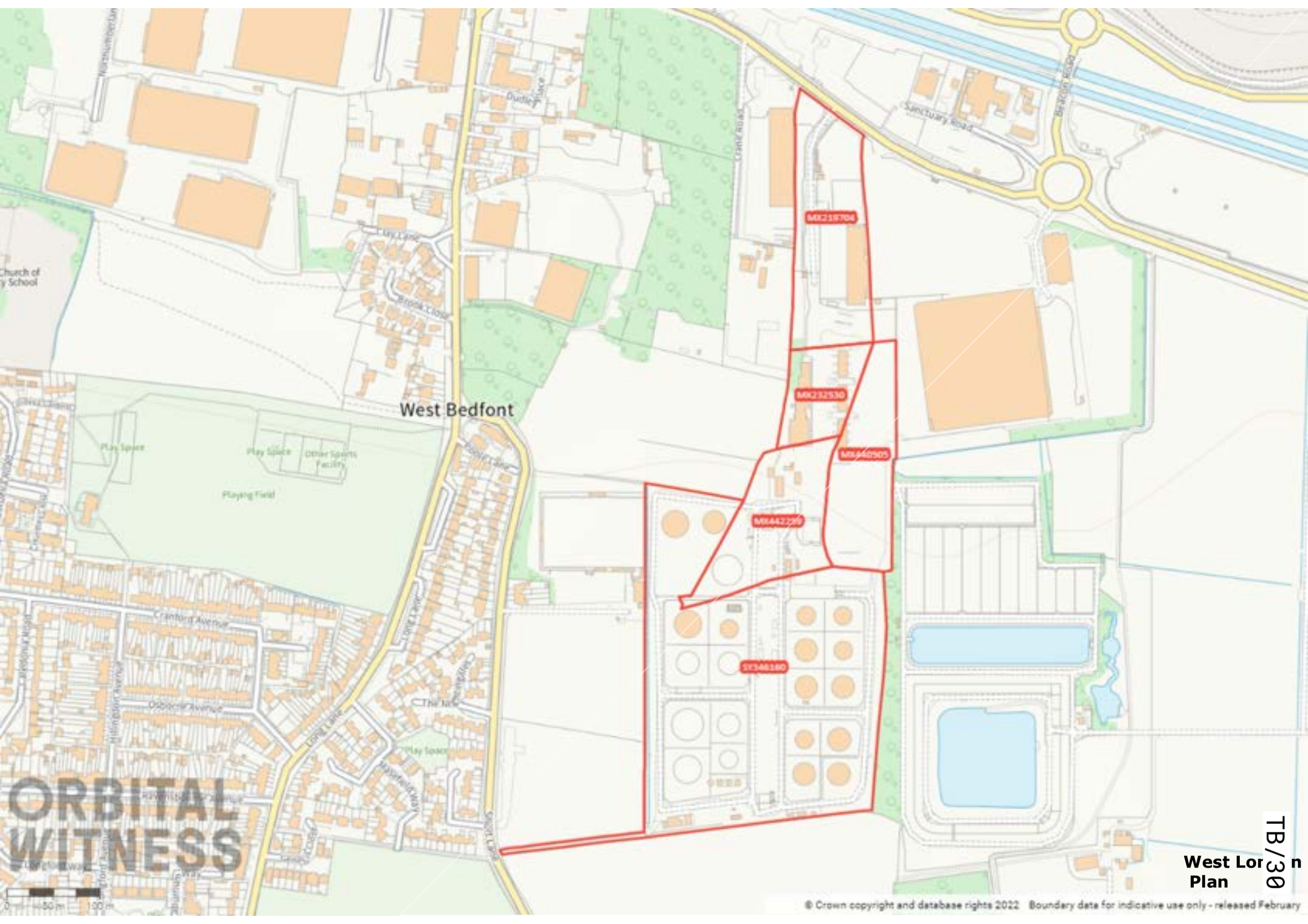

Harris Academy Riverside
London Road Purfleet
Purfleet Thames Terminal
ORBITAL WITNESS
Purfleet Plan
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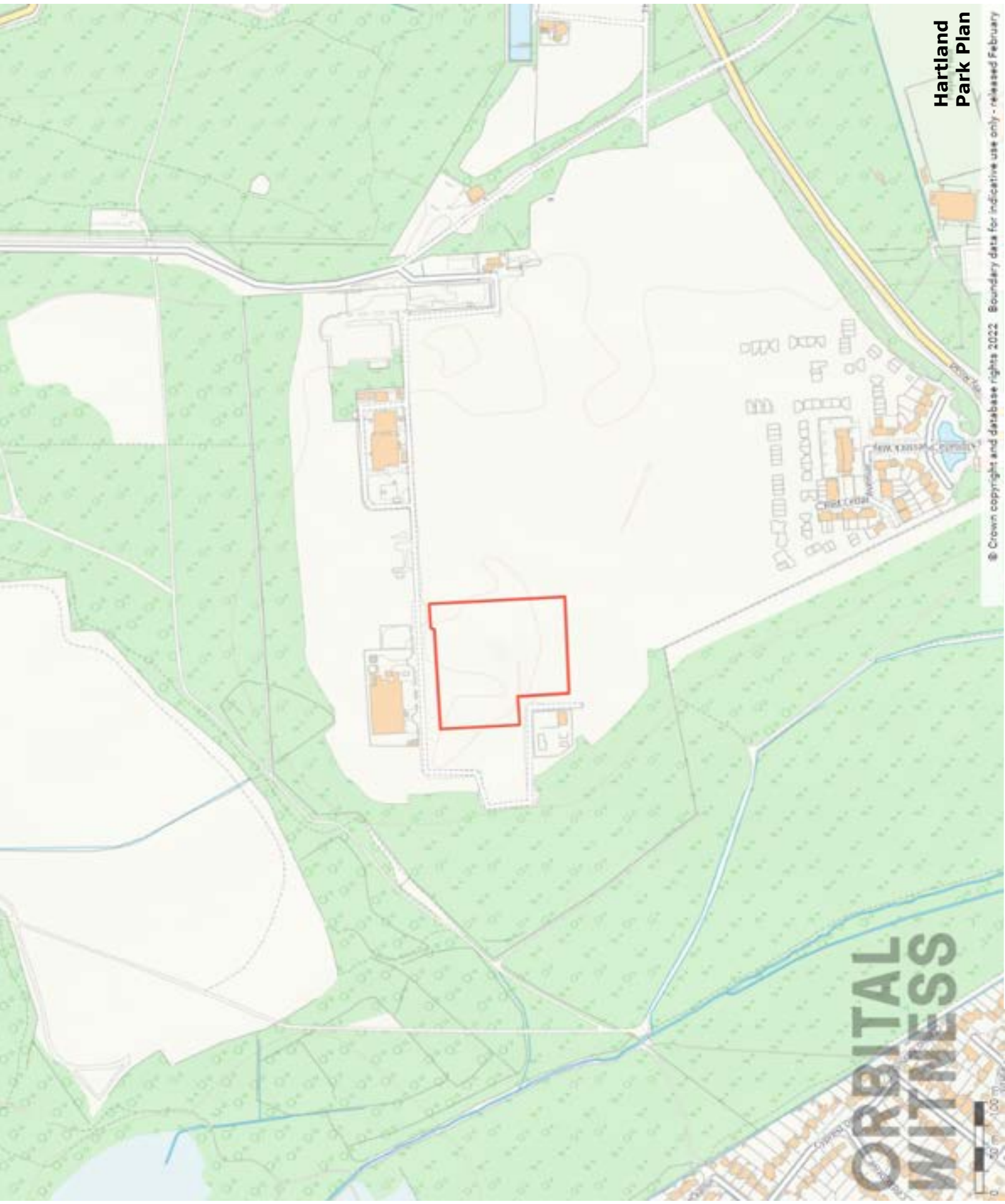
TB/28



TB/29

Purfleet
Plan B


West Bedfont
MK218704
MK232530
MK442505
MK442239
SY346180
Play Space
Playing Field
Other Sports Facility
Play Space
Play Space
Church of
y School
Ivy Lane
Brook Close
Dudley Close
Clare Road
Sanctuary Road
Beacon Road
Crantord Avenue
Osborne Avenue
Hillingdon Avenue
Lodge Lane
The Ivies
Play Space
Stanwell Moor Road
Stanwell Moor Road
Lodge Lane
Lodge Lane
Lodge Lane


Hartland
Park Plan
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ORBITAL
WITNESS


ORBITAL
WITNESS
Alton Compound
Plan
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TB/32

Neutral Citation Number: [2022] EWHC 966 (QB)

Case No: QB-2021-001098

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION

Royal Courts of Justice
Strand, London
WC2A 2LL

Date: 06/04/2022

Before:

THE HONOURABLE MRS. JUSTICE ELLENBOGEN DBE

- -

Between:

(1) ESSO PETEROEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

- and -

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")
(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED RED AND GREEN ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, TYBURN ROAD, BIRMINGHAM B24 8HJ (AS SHOWN EDGED RED AND BROWN ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD,

PURFLEET, ESSEX RM19 1RS (AS SHOWN EDGED RED AND BROWN ON THE ATATCHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES

Defendants

- - - - - - - - - - - - - - - - - - - -
- - - - - - - - - - - - - - - - - - - -

MS. KATHARINE HOLLAND QC and MR. YAASER VANDERMAN (instructed by Eversheds Sutherland (International) LLP) appeared on behalf of the Claimants.

- - - - - - - - - - - - - - - - - - - -

APPROVED JUDGMENT

If this Transcript is to be reported or published, there is a requirement to ensure that no reporting restriction will be breached. This is particularly important in relation to any case involving a sexual offence, where the victim is guaranteed lifetime anonymity (Sexual Offences (Amendment) Act 1992), or where an order has been made in relation to a young person.

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MRS. JUSTICE ELLENBOGEN :

1. This judgment follows an application for interim injunctive relief made before me as interim applications judge yesterday. The time estimate was unrealistic and it took most of the day to hear, such that I necessarily reserved judgment until this morning.

2. The application is made by the claimants, Esso Petroleum Company Limited and ExxonMobil Chemical Limited, against three categories of persons unknown, respectively:

   i) 'the first defendants', being those who, in connection with the 'Extinction Rebellion' campaign or the 'Just Stop Oil' campaign, enter or remain, without the consent of the first claimant, upon any of eight specified sites, respectively at: Fawley; Hythe; Avonmouth; Birmingham; Purfleet; West London; Hartland Park; and Alton compound, each of which shown edged on a plan (collectively, "the Sites");

   ii) 'the second defendants', being those who, in connection with the 'Extinction Rebellion' campaign or the 'Just Stop Oil' campaign, enter or remain, without the consent of the first claimant, or the second claimant, upon the Fawley chemical plant (as shown edged purple on the "Fawley Plan"); and

   iii) 'the third defendants', being those who, in connection with the 'Extinction Rebellion' campaign or the 'Just Stop Oil' campaign, obstruct any of the vehicular entrances or exits to any of the Sites.

3. The application is made to restrain acts of trespass and/or nuisance. Until trial or further order, the claimants seek to restrain:

   i) the first defendants from: (a) entering or remaining upon any part of the Sites, without the consent of the first claimant; (b) damaging any part of the Sites; (c) affixing themselves, or any person or object, to any part of the Sites; and (d) erecting any structures on any part of any of the Sites;

   ii) the second defendants, in like terms, in connection with the Fawley Chemical Plant; and

   iii) the third defendants from obstructing any of the vehicular entrances or exits to any of the Sites (excluding the area edged in brown on the Purfleet Plan), so as to restrict or prevent or endanger the use of such entrances or exits for the claimants, their contractors, servants, agents, employees or licensees.

4. The application is supported by the witness statements and exhibits of:

   i) Mr. Anthony Milne, employed as the first claimant's Global Security Advisor, dated 3 April 2022;

   ii) Mr. Stuart Wortley, a partner in the firm of solicitors retained by the claimants, dated 4 April 2022; and

iii) Mr. Nawaaz Allybokus, a solicitor in the same firm, who has provided two witness statements - one of which in the course of the hearing - each dated 5 April 2022 (respectively, "Allybokus 1" and "Allybokus 2").

For the most part, Mr. Wortley's witness statement sets out the claimants' respective property interests in one or more of the relevant sites. Clarification of certain interests is provided by Mr. Allybokus, in his two witness statements. The circumstances giving rise to this application and the asserted justification for the orders sought are set out in Mr. Milne's statement, and at paragraph 7 of Allybokus 1.

5. Whilst the application was made without notice, during the afternoon of 4 April 2022 Mr. Allybokus sent two e-mails to three e-mail addresses, two of which obtained from the website of Extinction Rebellion ("ER") and the third from that of Just Stop Oil ("JSO"). The first such e-mail alerted all recipients to the fact that proceedings had been issued and to the claimants' intention to seek urgent injunctive relief. The second informed the recipients of the hearing details, notified them that the hearing bundle would shortly be available at a specified URL, and invited them to identify the individuals who (1) had been involved in certain direct action since 1 April 2022; (2) intended to take part in any future protests; or (3) remained at any of the sites involved in the activities in question. Delivery confirmation was received in each case, together with an automated reply to the first e-mail which had been sent to one of the ER e-mail addresses, acknowledging receipt and stating that the e-mail would be read, *"usually within 24 hours"*. No substantive response was received, and no-one appeared at the hearing on behalf of any respondent, or either organisation.

The claimants' interests in the Sites

6. The Fawley Petrochemical Complex comprises an oil refinery, a chemical plant and a jetty. The first of the Sites is defined to mean the oil refinery and the jetty. The first claimant is the freehold owner of the refinery and of the chemical plant, and the registered lessee of the jetty. The second claimant is the lessee of the chemical plant; the only site in which it has a proprietary interest. Fawley is the largest oil refinery in the UK, providing twenty per cent of the UK's refinery capacity. The chemical plant has an annual capacity of 800,000 tonnes, is highly integrated with the operations of the refinery and produces key components for a large number of finished products manufactured in the UK, or elsewhere in Europe.

7. The first claimant is also the freehold owner of the oil Terminals at Hythe (primarily serving the South and West of England); that part of Birmingham which is material to this application (primarily serving the Midlands); Purfleet (primarily serving London and the South East of England); and West London (serving a range of customers in Southern and Central England and supplying aviation fuel to Heathrow Airport). It is the registered lessee of the Avonmouth Terminal (primarily serving the South West of England). Title to the Purfleet jetty is unregistered, although the first claimant has occupied the jetty for approximately 100 years.

8. The first claimant has an unregistered leasehold interest in Hartland Park, a temporary logistics hub, comprising project offices, welfare facilities and car parking for staff and contractors, together with storage for construction plant materials, machinery and equipment in connection with the construction of a replacement fuel pipeline between the Fawley Petrochemical Complex and the West London oil terminal. It is the freehold

owner of the Alton compound, comprising a pumping station and another compound used in connection with the replacement fuel pipeline.

The circumstances giving rise to this application

9. It is the claimants' case that there are three campaigns in furtherance of which there has been direct protest action affecting some of the Sites, as well as further apprehended direct protest action:

   i) ER is an established protest campaign which promotes the use of civil disobedience with a view to influencing government policy;

   ii) JSO is a newer protest campaign, the target of which is to end the use of fossil fuels in the UK; incorporating

   iii) "Youth Climate Swarm" ("YCS"), which is specifically for JSO activists under the age of 30, and has the same target.

10. In relation to each such campaign, the claimants' evidence is that there have been indications of potential threats of trespass and acts of nuisance:

   i) In relation to the JSO campaign:

      a) the JSO website included the following information:

      "In March and April 2022, hundreds of people all around the country will be taking action to force the government to take action against the fossil fuel industry. Hundreds of meetings are happening and the whole thing is taking off",

      referring to the following phases of activity:

      "March onwards

      Phase 1 *In March 2022 teams will block the oil networks to demand that the government Just Stop Oil. They will block oil refineries, storage units, and adjacent motorways.*

      Phase 2A *Teams will block petrol stations in the South-East. Many people will do sit-ins, sitting on the ground in the forecourt. Others will do tanker-surfing and spray paint filling points.*

      Phase 2B *High stakes resistance against oil."*;

      b) the first page of the website encouraged individuals to sign up and pledge formally *"to take part in action which will lead to my arrest at least once*

in late March". By 3 March 2022, according to a "live counter" on the website, 744 individuals had signed up. That counter was removed on 8 March 2022, such that the current number of signatories is unknown;

c) in a JSO presentation in Falmouth, given by Dr. Larch Maxey (a.k.a. Ian Maxey) in January 2022, Dr. Maxey explained that JSO would: be training activists in civil resistance during February 2022; be encouraging disruption to the oil economy; and engage in disruptive activity in March 2022, before handing over to ER, which, it was indicated, would continue the disruption in April 2022 (Milne, paragraph 9.22);

d) as reported in mainstream media, on 14th February 2022 Mr. Louis McJechnie and Ms. Hannah Hunt, as representatives of JSO, delivered an "ultimatum", in person, to the UK government, stating that, unless it ceased the licensing of oil projects by 14 March 2022, protests would commence shortly thereafter (Milne, paragraph 9.23);

ii) ER's website referred to the "Next UK Rebellion" and indicated that, in April 2022, it proposed *"one aligned action plan, rather than having a scattergun approach across several different targets, in order to have the most impact...Later focused action will take place at a single fossil fuel target -- more info to come soon!"* (Milne, paragraph 9.25);

iii) On 8 March 2022, ER delivered a letter to the Prime Minister demanding that the UK Government *"end the fossil fuel economy before April..."*. The letter continued, *"...Either you do what the entire scientific community and International Energy Agency is telling us we need to do to save humanity, and stop all new fossil fuel investments immediately, or we are going to do what you refuse to do. We are going to stop the UK oil flow, and bring the country with us."* (Milne, paragraphs 9.27 and 9.28);

iv) On 9 March 2022, as reported in the Press, ER issued a press release reinforcing its message concerning its plans to block major UK oil refineries in April 2022 (Milne, paragraphs 9.29 and 9.30).

11. Further, between 1 and 4 April 2022, four of the Sites (West London, Hythe, Purfleet and Birmingham) were subject to direct action, as part of a wider campaign, disrupting various oil terminals in the UK. Both ER and JSO claimed involvement in that action, on social media, and logos and banners were displayed during some of the incidents in question. The detail is set out at paragraph 8 of Mr. Milne's witness statement, paragraph 7 of Allybokus 1 and paragraph 41 of Mr. Wortley's witness statement:

1st April 2022

i) At around 4:00 a.m, approximately 20 individuals blocked the entrance to the Birmingham Site, blocking vehicular access and preventing the first claimant's customers from collecting fuel from the site in tankers. A tanker was stopped at the site entrance and two individuals climbed onto it. Others sat in front of it. One individual glued himself to the path outside the terminal. Police attended and around six arrests were made. The protest was dispersed and the site

reopened to the first claimant's customers at approximately 5.30 p.m. Those carrying out direct action wore orange jackets, some of which bearing the JSO logo;

ii) At around the same time, approximately 24 individuals blocked the entrance to the West London Terminal, by attaching barrels to the vehicular entrance gates in order to weigh them down and prevent them from lifting. The first claimant's customers were prevented from collecting fuel. Various individuals erected tripods immediately outside the access gate, further blocking access. At approximately 6.45 a.m, four individuals cut a hole in the access fence and scaled one of the fuel storage tanks. They and approximately another eight individuals were arrested a few hours later. As a result, by around 3:00 p.m, those responsible for the direct action had left the site which was reopened to the first claimant's customers. As a consequence of the activity, the first claimant initiated its emergency site procedures, including the temporary shutdown of the pumping of aviation and ground fuels from Fawley to the West London Terminal;

iii) At around 5:00 a.m, seven individuals blocked the access to the Hythe Terminal, using the ER "pink boat", preventing the first claimant's customers from accessing the site. Police attended. The boat was removed at around 11.45 a.m. and those responsible were moved away. The site reopened an hour later;

iv) At around 6:30 a.m, 20 individuals blocked the access road to the Purfleet Terminal and prevented the first claimant's customers from accessing the site. Six individuals climbed onto a truck delivering additives to the site. Police attended. By 3:00 p.m, some individuals remained on the truck, but others in attendance at the site had been arrested, or had dissipated. The site opened to customers at approximately 5:00 p.m;

2 April 2022

v) At around 09:45 a.m, approximately 20 individuals blocked the entrance to and exit from the Purfleet Terminal. Some locked themselves to the access gates and others sat in the access road. Police attended, made a number of arrests and removed the protestors. The site opened to customers at approximately 5:30 p.m;

vi) Additional protests were conducted at other terminals in the UK, not owned by the first claimant, with the Press reporting that around 80 arrests had been made;

3 April 2022

vii) At around 5:00 a.m, approximately 20 protestors blocked access to the Birmingham Terminal, by sitting in the road. Some also climbed on to a Sainsbury's fuel truck. One protestor cut through the security fence to the terminal, scaled one of the fuel storage tanks (situated on the part of the site which comprises unregistered land) and displayed a JSO banner. In consequence, the first claimant initiated its emergency site procedures, including the temporary shutdown of the pumping of ground fuel from Fawley

to the terminal. Police attended and made a number of arrests. The site was reopened to customers at around 4:00 p.m;

viii) On the same day, protests occurred at other terminals, owned by third parties;

4 April 2022

ix) At around 4.30 a.m, approximately 20 protestors arrived at the West London Terminal, using a structure to obstruct access to and egress from the site.

12. In the course of her submissions on behalf of the claimants, Ms. Holland QC informed me of her instructions that, on the evening of 4 April, a number of individuals were arrested en route to the Purfleet site.

13. In addition to the immediate impact, as already described, of the activities in question, the claimants say that the following broader consequences flow:

i) Operations at the various sites can involve the production and storage of highly flammable and otherwise hazardous substances. The Fawley Petrochemical Complex and each of the oil terminals is regulated under the *Control of Major Accident Hazards Regulations 2015*, by the Health and Safety Executive. Access to those sites is very strictly controlled. Whereas the relevant employees of the claimants are appropriately trained and, where appropriate, provided with protective clothing and equipment, the protestors do not understand the hazards, are untrained and are unlikely to have the appropriate protective clothing or equipment, giving rise to associated risks of personal injury and to health and safety;

ii) The claimants have contractual obligations to customers, which have to be fulfilled in order to "keep the country moving", including through road, rail and air travel. There is a risk of disruption to the claimants' operations, with its subsequent impact upon the UK's downstream fuel resilience.

14. From the incidents and information summarised above, together with earlier incidents running from 28 August 2020, the claimants conclude that direct action will continue to be carried out at their sites. Those incidents are detailed at paragraphs 9.1 to 9.19 of Mr. Milne's witness statement and variously involved similar action, varying in gravity, affecting Esso's UK head office (August 2020); Hythe Terminal (August 2021); the Fawley Petrochemical Complex (October 2021); the Alton compound, at which extensive damage was caused (December 2021); Queen Elizabeth Park, in Surrey, a construction site relating to the Southampton to London Pipeline Project (two occasions in February 2022, the first of which timed to coincide with the first day of ground clearing works) and apparent (though denied) surveillance by a single individual at Hartland Park (February 2022, with three to four similar incidents on an earlier date). The incidents in August 2020, October 2021, December 2021, and at Queen Elizabeth Park, in February 2022, each involved banners, posters or similar bearing the ER logo. In the Press and social media, ER associated the organisation with action to resist the pipeline project.

15. Mr. Milne states that the claimants recognise the fundamental importance of basic rights protected by the Human Rights Act 1988 ("the HRA"), including those to

freedom of speech and freedom of assembly; they do not seek to stifle criticism or debate. Nevertheless, the exercise of those rights does not necessitate trespassing on the claimants' land, prevention of the conduct of normal operations, and/or engaging in any unlawful activity. The material in Mr. Milne's witness statement is said to demonstrate that those organising the JSO and ER direct action are intending to replicate the 2000 fuel protests (during which the haulage industry set out to bring the country to a standstill) and threatening specifically to blockade all refineries and storage units. The urgent need for injunctive relief is said to be born of the significant consequences which further direct action would entail. In addition to the risk of personal injury, the nature of the risks to the claimants' operations and to downstream fuel resilience is asserted to be substantial. In particular:

i) If the first claimant were unable to access, operate fully or transport fuels from the Fawley refinery and the terminals, the implications for the UK economy could extend to:

   a) disruption to the production, transportation and storage of refined transport fuels (including road, heating, rail and aviation fuel);

   b) an inability to supply wholesale customers, including national supermarkets, major aviation companies at London's Heathrow and Gatwick airports; Esso-branded retail filling stations; other oil companies, and rail companies;

   c) supply disruption and the risk of local outages at retail filling stations;

ii) If the first claimant were unable to access the Hartland Park logistics hub, or the Alton compound, the Southampton to London Pipeline construction programme could be delayed; and

   the second claimant would be unable to manufacture and transport products from the Fawley chemical plant, which itself might have an impact upon refinery operations, given the integrated nature of the petrochemical complex.

16. Mr. Milne asserts that, in light of the coordinated campaign of direct action which took place between 1 and 3 April 2022 (to which Ms. Holland would, no doubt, add the events of 4 April 2022, post-dating that statement), and having regard to what JSO and ER themselves have said about their intentions in March and April 2022, each of the claimants' sites in respect of which an injunction is being sought is an obvious target, from which it is said to follow that:

i) absent an injunction, there is a genuine risk of activists trespassing on the claimants' land, or otherwise impeding access to it, for which there is no effective deterrent. It is considered to be telling that no charges have been brought against any of the individuals involved in the incidents which took place in August, October and December 2021 (despite the first incident having involved obstruction of the highway and the other two incidents having involved criminal damage); and

ii) the grant of an injunction to restrain trespass on the claimants' land or otherwise impeding access to it would provide an effective deterrent for activists who

might otherwise be contemplating carrying out direct action (given that breach of the order would carry the risk of imprisonment for contempt of court).

17. Damages would not be an adequate remedy, it is said, because of the significant consequences of the direct action and because the claimants have no reason to believe that the defendants would be in a financial position to pay any damages which could be identified. Since the orders sought are only to prevent unlawful activity, there is no question, states Mr. Milne, of any of the defendants suffering any actionable loss or needing to be compensated in damages, albeit that a cross-undertaking in damages is offered.

The applicable legal principles

18. The legal principles applicable to the claimants' application are as follows:

Applications against persons unknown

i) This being an application against persons unknown, I must have regard to the principles set out by Longmore LJ in *Boyd v Ineos Upstream* [2019] EWCA Civ 515 ("Ineos"), as developed in *Canada Goose Retail Limited v Persons Unknown* [2020] EWCA Civ 303 and in *Barking and Dagenham London Borough Council v Persons Unknown* [2021] EWCA Civ 13. In short, for present purposes:

a) There must be a sufficiently real and imminent risk of a tort being committed to justify precautionary relief. As to that:

1) in *Network Rail Infrastructure Limited v Williams* [2018] 3 WLR 1105, Sir Terence Etherton MR held:

> "It is usually said that there must be proof of imminent physical harm for a quia timet injunction to be granted: *Fletcher v Bailey* [1885] 28 Ch D 688 at 698; *Birmingham Development Co Ltd v Tyler*; [2008] EWCA Civ 859; [2008] BLR 445 at [45]; *Islington LBC v Elliott* [2012] EWCA Civ 57; [2012] 1 WLR 1275 at [29]. It is possible, however that that is too prescriptive and that what matters is the probability and likely gravity of damage rather than simply its imminence: *Hooper v Rogers* [1973] 1 Ch 43 at [30]; *Islington LBC v Elliott* at [31], quoting Chadwick LJ in *Lord v Symonds* [1998] EWCA Civ 511 at [33]-[34] and [36]; D Nolan 'Preventative Damages' (2016) 132, LQR, 68-95."

2) In *Hooper v Rogers* [1975] Ch 43, at page 50B, Russell LJ said that the word 'imminent' *"is used in the sense that the circumstances must be such that the remedy sought is not premature"*;

b) It must be impossible to name the persons who are likely to commit the tort unless restrained;

c) It must be possible to give effective notice of the injunction and for the method of such notice to be set out in the order;

d) The terms of the injunction must correspond to the threatened tort and not be so wide that they prohibit lawful conduct;

e) The terms of the injunction must be sufficiently clear and precise to enable persons potentially affected to know what they must not do; and

f) The injunction should have clear geographical and temporal limits.

Substantive legal principles

ii) As to the substantive application, the starting point is the well-known test in *American Cyanamid v Ethicon Limited* [1975] AC 396 HL:

a) whether there is a serious issue to be tried;

b) if so, whether damages would be an adequate remedy for the claimant, and whether the defendant would be in a financial position to pay them;

c) if not, whether the defendant would be adequately compensated under the claimant's cross-undertaking as to damages, in the event of his succeeding at trial;

d) where there is doubt as to the adequacy of damages, the balance of convenience in all the circumstances. If matters are easily balanced, it may be wise to take such measures as are calculated to preserve the status quo.

iii) In this case, when addressing the first and fourth such issues, I am required to have regard to the defendants' Articles 10 and 11 ECHR rights (respectively to freedom of expression and to peaceful assembly/freedom of association with others). Articles 10 and 11 ECHR confer qualified rights whereby (albeit differently expressed) restrictions may be imposed such as are prescribed by law and are necessary in democratic society, amongst other reasons in the interests of public safety; for the prevention of disorder or crime; for the protection of health; or for the protection of the rights of others. Where such rights are at stake, a claimant should establish not merely that there is a serious issue to be tried, but that, at trial, the relief claimed would be likely to be granted;

iv) Albeit in the context of a criminal charge of obstruction of the highway, contrary to section 137 of the Highways Act 1980, in *DPP v Ziegler* [2019] EWHC 71 (Admin) the court set out the sub-set of questions to be posed when considering whether the relevant interference with a person's Articles 10 and 11 ECHR rights in pursuit of a legitimate aim is "necessary in a democratic society" to achieve that aim:

a) Is the aim sufficiently important to justify interference with a fundamental right?

b) Is there a rational connection between the means chosen and the aim in view?

c) Are there less restrictive alternative means available to achieve that aim?

d) Is there a fair balance between the rights of the individual and the general interests of the community, including the rights of others?

v) I am also required to have regard to section 12 of the HRA, which applies if a court is considering whether to grant any relief which, if granted, might affect the exercise of Article 10 ECHR. That section provides:

"(1) This section applies if a court is considering whether to grant any relief which, if granted, might affect the exercise of the Convention right to freedom of expression.

(2) If the person against whom the application for relief is made ("the respondent") is neither present nor represented, no such relief is to be granted unless the court is satisfied-

(a) that the applicant has taken all practicable steps to notify the respondent; or

(b) that there are compelling reasons why the respondent should not be notified.

(3) No such relief is to be granted so as to restrain publication before trial unless the court is satisfied that the applicant is likely to establish that publication should not be allowed.

(4) The court must have particular regard to the importance of the Convention right to freedom of expression and, where the proceedings relate to material which the respondent claims, or which appears to the court, to be journalistic, literary, or artistic material (or to conduct connected with such material) to

(a) the extent to which-

(i) the material has, or is about to, become available to the public, or

(ii) it is, or would be, in the public interest for the material to be published;

(b) any relevant privacy code."

vi) In *Ineos* [48], notwithstanding its reference to 'publication', section 12(3) of the HRA was applied to a case concerning trespasses, private nuisance, public nuisance and causing loss by unlawful means. Whilst reserving their right to

argue the point (if necessary) in the future, at first instance the claimants in this case proceed on the basis that section 12(3) applies. In *Cream Holdings Limited v Banerjee* [2004] UKHL 44 [22-23], Lord Nicholls stated that the "general approach" to the interpretation of "likely" in section 12(3), meaning "more likely than not", would need to be modified in circumstances which include those in which *"the adverse consequences of disclosure are particularly grave"*, in order to be *"Convention-compliant"*. In such cases, *"a lesser degree of likelihood will suffice as a prerequisite"*.

vii) The following cases have considered injunctions against persons unknown in circumstances involving protests and potential trespasses and obstructions of access to operational sites:

a) In *City of London v Samede* [2012] PTSR 1624, the Court of Appeal refused permission to appeal from a possession order made against a group of protestors and an injunction requiring their removal from St. Paul's Churchyard. Giving the judgment of the court, Lord Neuberger held [49]:

> *"...The essential point...is that, while the protestors' Article 10 and 11 rights are undoubtedly engaged, it is very difficult to see how they could ever prevail against the will of the land owner when they are continuously and exclusively occupying public land, breaching not just the owner's property rights and circumstantial provisions, but significantly interfering with the public and Convention rights of others, and causing other problems (connected with health, nuisance and the like), particularly in circumstances where the occupation has already continued for months and is likely to continue indefinitely."*

b) In *DPP v Cuciurean* [2022] EWHC 736 (Admin), the Divisional Court held [45] and [76]-[77] that:

> *"We conclude that there is no basis in the Strasbourg jurisprudence to support the respondent's proposition that the freedom of expression linked to the freedom of assembly and association includes a right to protest on privately owned land or upon publicly owned land from which the public are generally excluded. The Strasbourg Court has not made any statement to that effect. Instead, it has consistently said that Articles 10 and 11 do not 'bestow any freedom of forum' in the specific context of interference with property rights (see Appleby at [47] and [52]). There is no right of entry to private property or to any publicly owned property. The furthest that the Strasbourg Court has been prepared to go is that where a bar and access to property has the effect of preventing any effective exercise of rights under articles 10 and 11, or of destroying the essence of those rights, then it would*

not exclude the possibility of a State being obliged to protect them by regulating property rights.

...

Thirdly, a protest which is carried out for the purposes of disrupting or obstructing the lawful activities of other parties does not lie at the core of articles 10 and 11, even if carried out on a highway or other publicly accessible land. Furthermore, it is established that serious disruption may amount to reprehensible conduct, so that articles 10 and 11 are not violated...

Fourthly, articles 10 and 11 do not bestow any "freedom of forum" to justify trespass on private land or publicly owned land which is not accessible by the public..."

c) In *Ineos*, in which the claimant companies undertook fracking and obtained interim injunctions restraining unlawful protesting activities, such as trespass and nuisance, against persons unknown, at first instance ([2017] EWHC 2945), Morgan J held [105]:

In the present case, if a final injunction were sought on the basis of the evidence presented on this interim application, the court is (to put it no higher) likely to grant an injunction to restrain the protestors from trespassing on the land of the claimants. The land is private land and the rights of the claimants in relation to it are to be given proper weight and protections under Articles 10(2) and 11(2). The claimants' rights are prescribed by law, namely the law of trespass, and that law is clear and predictable. The protection of private rights of ownership is necessary in a democratic society and the grant of an injunction to restrain trespass is proportionate having regard to the fact that the protestors are free to express their opinions and to assemble elsewhere. There would also be concerns as to safety in the case of trespass on the claimants' land at a time when the land was an operational site for shale gas exploration.

I take the same view as to the claim in private nuisance to prevent a substantial interference with the private rights of way enjoyed in relation to Sites 3 and 4. I would not distinguish for present purposes between the claim in trespass to protect the possession of private land and the claim in private nuisance to protect the enjoyment of a private right of way over private land."

d) In *Secretary of State for Transport v Persons Unknown* [2018] EWHC 1404 (Ch) [58], relating to protests against HS2, Barling J stated:

"In my view, the claimants have clearly surmounted the American Cyanamid hurdle in all respects, both as to the seriously arguable case and as to the inadequacy of any relief in damages. With respect to the higher hurdle that applies in the present case, I also consider, in the light of the material before me, that it is likely at trial that the claimants would succeed in obtaining the kind of protective orders that they seek, both in relation to the application for trespassory injunction and the application for an injunction in respect of activities in or about the entrance compounds, north and south. I make these findings having carried out the balancing exercise which is appropriate given that Articles 10 and 11 are engaged here. The defendants are undoubtedly exercising their freedoms of expression and assembly in protesting as they have done (and will in all likelihood continue to do) about the activities carried out on this site. However, in my view the balance very clearly weighs in favour of granting relief because the defendants' right to protest and to express their protest both by assembling and by vociferating the views that they hold can be exercised without trespassing on the land and without obstructing the right of the claimants to come in and out of the land from and on to the public highway. What the defendants seek to do by carrying out these activities goes beyond the exercise of the undoubted freedoms of expression and assembly. What they wish to do, as well as protesting, is to slow down or stop or otherwise impede the work being carried out. Whilst a legitimate protest might encompass an element of pressure, so that how we protest and how far we are allowed to go in protesting about something with which we do not agree may involve a difficult balance and assessment, here the defendants have clearly strayed beyond what those qualified rights under the Convention entitle them to do. I consider that in all the circumstances the balance of convenience favours the grant of relief and that it is just and convenient for me to do so."

e) A similar approach was adopted by David Holland QC (sitting as a Deputy Judge of the High Court) when the injunction was renewed ([2019] EWHC 1437 (Ch) [127]) and by Falk J, in *UK Oil and Gas v Persons Unknown* [2021] EWHC 599, in which the claimants had applied for variation and continuation of an interim injunction granted in 2018, in relation to a protest concerning the oil and gas industry, and the injunction granted prevented the persons unknown from entering or remaining upon one of the claimants' sites; climbing onto vehicles or trailers coming out of the site; and obstructing a particular entrance, thereby preventing the claimant, its contractors, agents and servants from entering. Falk J said [54]:

> *"Having regard to the revised scope of the injunction, which is very narrowly focused on people actually trespassing on the site, people climbing onto vehicles seeking access to or coming from the site, and obstructing the entrance to the site in a way that prevents people or vehicles coming into and out of the site, I am satisfied that, in the narrowed manner, there is a fair balance being struck between the rights of individuals and the rights of the Claimants to go about their lawful business."*

The principles applied: discussion and conclusions

The underlying causes of action

19. The causes of action underpinning the interim relief sought are trespass and/or private nuisance:

i) Trespass to land consists of any unjustifiable intrusion by one person upon land in the possession of another. The slightest crossing of the boundary is sufficient. Trespass is a direct infringement of another's right, actionable without proof of damage (*Clerk & Lindsell on Torts*, 23rd Ed, paragraphs 18-01 and 18-08 – 18-09). It is actionable at the suit of a person in possession of land, who may claim damages and/or an injunction (18-10). Possession means generally the occupation or physical control of land, proof of ownership is, prima facie, proof of possession (18-13 and 18-15).

ii) The essence of nuisance is a condition or activity which unduly interferes with the use or enjoyment of land (*Clerk & Lindsell on Torts*, 23rd Edition, paragraph 19-01). As explained in *Cuadrilla Bowland Ltd and ors v Persons Unknown* [2020] EWCA Civ 9 [13]:

> *"...An owner of land adjoining a public highway has a right of access to the highway and a person who interferes with this right commits the tort of private nuisance. In addition, it is a public nuisance to obstruct or hinder free passage along a public highway and an owner of land specifically affected by such a nuisance can sue in respect of it, if the obstruction of the highway causes them inconvenience, delay or other damage which is substantial and appreciably greater in degree than any suffered by the general public..."*

It is generally actionable only on proof of special damage (19-02) and Ms. Holland was prepared to proceed, for the purposes of this application, on the basis that such a requirement would obtain in this case. Persons having no proprietary interest have no cause of action, though de facto possession can be sufficient (19-63).

iii) The claim in nuisance is necessary only to underpin the relief sought against the third category of persons unknown (where the obstruction in question is on land

in which neither claimant has a proprietary interest, but which blocks entrances situated on land to which the first claimant has title). The relief sought against the other two categories of persons unknown relates to those who would be trespassing on the land in question. In so far as the injunction sought extends to land at Purfleet to which the first claimant does not have registered title, that claimant relies upon its superior interest, in relative terms, gained by possession and control of the land in question over many years and to date.

20. Ms. Holland meticulously took me through the title documents and plans which established the freehold and leasehold interests to all of the Sites. Whilst the Birmingham and Purfleet oil terminals include additional parcels of land, as matters developed in the course of the hearing certain possessory land at Birmingham was excluded from that Site, as defined and shown on an attached plan. If and to the extent that the excluded land assumes a relevance in due course, it will need to be the subject of a separate application, as Ms. Holland expressly recognised. The unregistered land at Purfleet (the jetty) has been excluded from the definition of, and relief sought against, the third defendants. It remains part of the Purfleet Site, as defined, for the purposes of the definition of and relief sought against the first defendants. As previously noted, and as is supported by the evidence of Mr. Wortley, the first claimant has occupied the jetty at Purfleet, which has exclusively served the terminal, for approximately one hundred years.

21. In connection with the relief as now limited, I am satisfied that the claimants have established the proprietary rights necessary to ground a claim in trespass and, if and in so far as necessary, in nuisance.

22. In relation to each cause of action, there is, self-evidently and at least, a serious issue to be tried. There is no apparent legal right of any defendant to enter onto, or impede access to and from, the private land in question, still less to cause criminal damage or danger to health and safety. The key issue is likely to be whether the qualified Article 10 and 11 ECHR rights of those engaging in the activity which it is sought to prohibit outweigh the rights which the claimants seek to exercise. The dicta cited above from *Cuciurean* are apt here. Articles 10 and 11 do not bestow any freedom of forum in the context of interference with property rights. A protest which is carried out for the purposes of disrupting or obstructing the lawful activities of other parties does not lie at the core of those articles, even if carried out on a highway or other publicly accessible land. It is established that serious disruption may amount to reprehensible conduct so that Articles 10 and 11 are not violated. Addressing the *Ziegler* questions, it is likely that:

i) The claimants' aim - to enable the smooth operation of their lawful commercial activities, on and from land in which they have a proprietary interest - is sufficiently important to justify interference with a fundamental right;

ii) Given the methods employed and encouraged, and the intentions expressed, by ER and JSO, there is a rational connection between the means chosen (injunctive relief) and the aim in view;

iii) For the same reasons, there would appear to be no less restrictive alternative means available to achieve that aim;

iv) There is a fair balance between the relevant rights and interests, principally because the interference, such as it is, does not preclude the exercise of the protestors' Article 10 and 11 rights, having regard to the dicta in *Cuciurean*. At worst, it precludes their exercise in a specific location, in which there is no necessity for the protest to take place; legitimate protest may take many other forms and should not involve unlawful activity.

23. For the same reasons, I am satisfied that, for the purposes of section 12(3) of the HRA, the claimants are likely to establish that the activity which it is sought to prohibit should be restrained. In that regard, I do not consider that the factual matrix of this application requires a deviation from the standard meaning of the word "likely".

24. In all the circumstances, I am satisfied that the claimants have established that there is a serious issue to be tried and that, at trial, the relief claimed is likely to be granted.

Damages and adequate remedy?

25. Given the health and safety risks; the unquantifiable but substantial financial risks arising from operational disruption; and the fact that there can be no legitimate expectation that the defendants will be able to pay any quantifiable damages, I am satisfied that damages would not be an adequate remedy for the claimants. Whilst it is difficult to envisage that any defendant, were he or she to succeed at trial, could establish any loss arising from the interim relief sought, I am satisfied, having regard to the cross-undertaking in damages given by the claimants (supported by the evidence of Mr. Milne, at paragraph 13 of his witness statement), that such a defendant could and would be adequately compensated.

The balance of convenience

26. In my judgment, the balance of convenience weighs clearly in favour of granting the relief sought; a defendant's right to protest, including by assembling, can be exercised without trespassing on, or obstructing, private property, or causing criminal damage or risk to health and safety. I gratefully adopt the analysis of Barling J, in *Secretary of State for Transport v Persons Unknown* [58], which is equally apposite here and I repeat, for ease of reference:

> *"…What the Defendants seek to do by carrying out these activities goes beyond the exercise of the undoubted freedoms of expression and assembly, what they wish to do, as well as protesting, is to slow down, or stop, or otherwise impede the work being carried out. Whilst a legitimate protest might encompass an element of pressure, so that how we protest and how far we are allowed to go in protesting about something with which we do not agree may involve a difficult balance and assessment, here the Defendants have clearly strayed beyond what those qualified rights under the Convention entitle them to do. I consider that in all the circumstances the balance of convenience favours the grant of relief, and that it is just and convenient for me to do so."*

27. That is subject to the additional considerations applicable where relief is sought against persons unknown, to which I now turn.

The nature of the injunction sought

28. Whilst the claimants' application relies upon past interferences with their rights in relation to certain sites, of which the relief sought is intended to prevent repetition, much of the relief claimed is based upon their asserted reasonable apprehension of future unlawful acts against which it is intended to protect and all of it is against persons unknown, i.e. is claimed on a precautionary (or, in the Latin of the use of which disapproval has been expressed, *quia timet*) basis. It is, therefore, appropriate to approach the matter on that basis and I did not understand the claimants to suggest otherwise. That requires consideration of whether there is a real risk of an unlawful act being committed from which the contemplated harm is imminent, in the sense that the remedy sought is not premature. I am satisfied that the evidence demonstrates that to be the case. As Ms. Holland candidly recognised, the phased timetable for the direct action contemplated on the JSO website appears to have slipped somewhat. It is also to be noted that not all of the recent activities of which evidence has been given necessarily establish a connection with the campaigns being run by JSO and/or ER, or that the two organisations and those supportive of their aims necessarily act in concert. To date, not all of the Sites have been affected by the direct action taken. The earlier activities of which evidence has been given are now of some age. But that is to adopt an excessively granular, artificial approach to the evidence, considered as a whole. So considered, I am satisfied that the risk of infringement of the claimants' rights, absent injunction, is real. Those aligning themselves with one or both campaigns have shown themselves willing to engage in direct action in furtherance of their aims. ER's stated plans include focused economic disruption at an unspecified single fossil fuel target and to block major UK oil refineries this month.

29. There is no reason to think that the key sites proportionately identified by the claimants will be treated any differently, going forward, from those sites which have been the subject of past direct action. The risk of harm is sufficiently imminent to justify intervention by the court; activity has escalated since the beginning of this month, with all the associated risks to health and safety and the claimants' operational activities, set out in their evidence. In those circumstances, in particular, there is no legal basis upon which the claimants should be obliged to suffer harm at each of the Sites before the court will grant relief in relation to it.

30. The claimants do not know the names of any individual likely to commit the torts in question, unless restrained, albeit that they are in possession of photographs, in certain cases. I accept Ms. Holland's submission that the evidence available thus far does not establish the requisite causal nexus between the known activities of Dr. Maxey, Mr. McJechnie or Ms. Hunt and the direct action which has taken place to date, or which it is sought to restrain. I accept that, at this stage, it is impossible to name individuals. Should that position change, the claimants will be obliged to apply to join named defendants to proceedings, as appropriate, as they, through Ms. Holland, expressly acknowledge.

31. The claimants have proposed methods by which to give effective notice of the injunction, set out in their draft order, and I am satisfied that, subject to certain minor

amendments to which I shall come, the nature and number of those methods will constitute effective notice in all the circumstances. In broad terms, those entail:

i) fixing copies of the order; the claim form and particulars of claim; the response pack; the application notice and supporting witness statements; and an application notice and any further evidence in respect of the return date in clear, transparent sealed envelopes, at a minimum number of locations around the perimeter of each of the Sites, together with a notice to the effect that copies of the order and other court documents may be obtained from the claimants' solicitors and viewed on a specified website;

ii) posting the documents mentioned at paragraph 31(i) above on the specified website;

iii) fixing copies of prominent warning notices around the perimeters of the Sites, explaining the existence and nature of the order and of proceedings; the potential consequences of breaching the order; the address at which copies of the proceedings may be obtained; and details of the website on which the injunction can be viewed; and

iv) Sending an e-mail to two specified e-mail addresses (respectively for ER and JSO), notifying the recipients of the information which may be viewed on the above website.

32. I have previously set out the terms of the injunction sought, which correspond to the threatened torts, are suitably narrowly framed to avoid the prohibition of lawful conduct and have clear geographical limits. They are also in terms sufficiently clear and precise to enable those persons who are potentially affected to understand that which they must not do. The temporal limit is clear and a return date can be set for an *inter partes* hearing within a suitable, relatively short period.

33. I am satisfied that appropriate injunctive relief would provide an effective deterrent for activists who might otherwise be contemplating carrying out direct action (having regard to the penal notice identifying the risk of imprisonment for contempt of court). In any event, I do not consider that the risk of breach should prevent me from granting appropriate relief - per Lord Rodger of Earlsferry, in *Secretary of State for the Environment v Meier & ors* [2009] 1 WLR 2780:

> *"Nevertheless, as Lord Bingham of Cornhill observed in South Buckinghamshire DC v Porter [2003] 2 AC 558 at paragraph 32, in connection with a possible injunction against gypsies living in caravans in breach of planning controls:*
>
> *'When granting an injunction the court does not contemplate that it will be disobeyed. Apprehension that a party may disobey an order should not deter the court from making an order otherwise appropriate: there is not one law for the law-abiding and another for the lawless and 'truculent'.'"*

Section 12(2) of the HRA

34. This being an application in which section 12(2) of the HRA is engaged, I have considered, as I must, whether its requirements are satisfied. Ms. Holland relied upon each limb of section 12(2), in the alternative. She contended that a concern that formal notice of the application would result in the escalation of direct action, with all of its apprehended consequences, constituted a compelling reason why the defendants should not have been notified. In any event, she contended, the informal notice given satisfied limb (a), in which *"all practicable"* did not equate with "every possible": given the voluminous nature of the documentation in question, the urgency of the application and the nature of the relevant sites, the steps in fact taken had sufficed. I accept the merit in those submissions and consider that the claimants satisfy the requirements of limb (b), alternatively limb (a) of section 12(2).

Relief

35. Accordingly, I am satisfied that, with minor amendments to paragraph 9.3, it is just and convenient to grant the relief sought (as set out in the revised draft order sent to the court for my attention by e-mail, at 16.18 yesterday) and to set a return date of Wednesday, 27th April 2022, that is three weeks from today. On that date, the matter will be listed with a one-day time estimate. Paragraph 7 of the order will so provide and the same date will be recorded at paragraph 1 of Schedule 2 to the order. Paragraph 9.3, as amended, will provide:

> "fixing a minimum of four ~~copies of large~~ warning notices, at conspicuous locations around the perimeters of each of the Sites, explaining:
>
> (a) the existence and nature of this order
>
> (b) the existence of the proceedings
>
> (c) the potential consequences of breaching the order
>
> (d) the address at which copies of the proceedings can be obtained
>
> (e) details of the website at which the injunction can be viewed.
>
> Each such warning notice must be a minimum of 1.5 metres x 1 metre in size."

Before approving the order made, I shall need to be sent, electronically, a revised order reflective of the above, to which all plans to which the order refers are attached, in their final form.

Ancillary orders

36. The claimants have sought ancillary orders for alternative service of the claim form and other court documents, for the purposes of CPR 6.15; 6.27; and 81.4(2)(c) and (d). The methods proposed correspond with those which are proposed in order to give effective notice of the injunction. In all the circumstances, in my judgment, the requirements of all such rules of procedure are satisfied. The nature and location of the activities to which proceedings relate and the fact that the defendants are persons unknown renders

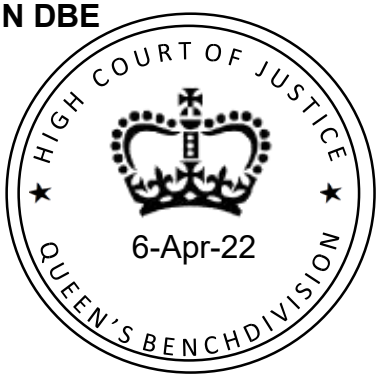
it appropriate, as a matter of principle, to make such an order and the requirements of CPR 6.15(3), also applicable to CPR 6.27, are satisfied. For the purposes of any subsequent contempt application under CPR Part 81, against persons unknown (but not against any defendant named, or who ought to have been named), by my order of today's date I have dispensed with the need for personal service of that order.

Postscript

37. Following judgment, Ms Holland read out a revised form of notice which is intended to comply with paragraph 9.3 of the order, a copy of which will be submitted for my approval with the final draft order. I consider it prudent that paragraph 9.3 be further amended to provide, *'fixing a minimum of four ~~copies of large~~ warning notices, in the form attached at Appendix A to this order, at conspicuous locations around the perimeters of each of the Sites, explaining:…'* Ms Holland also noted that, given the quantity of documentation which they need contain, the word 'envelopes', in paragraph 9.1 of the order, might not be apt to describe the transparent receptacles in which it will be placed. In those circumstances, and to avoid any issue arising in due course, the word 'containers' should be used instead.

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
QUEEN'S BENCH DIVISION

BEFORE THE HONOURABLE MRS JUSTICE ELLENBOGEN DBE
6 April 2022



B E T W E E N: **(1) ESSO PETROLEUM COMPANY, LIMITED**

(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, TYBURN ROAD, BIRMINGHAM B24 8HJ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

Defendants

ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY 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 OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANT

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this order (which is explained below).

RECITALS

UPON the hearing of the Claimants' Application dated 4 April 2022

AND UPON HEARING Leading Counsel and Junior Counsel for the Claimants

AND UPON READING the Witness Statements of Stuart Sherbrooke Wortley dated 4 April 2022, Anthony Milne dated 3 April 2022, and the First and Second Witness Statements of Nawaaz Allybokus dated 5 April 2022

AND UPON the Claimants giving and the Court accepting the undertakings to the Court set out in Schedule 2 to this Order

AND UPON the Claimants confirming that this Order is not intended to prohibit any lawful protest outside any of the sites referred to in this Order which does not obstruct any of the vehicular entrances or exits or restrict or prevent or endanger the use of such entrances or exits

IT IS ORDERED THAT:

THE INJUNCTIONS

1. Until trial or further order the First Defendants must not:

    1.1 enter or remain upon any part of the First Claimant's properties ("the Sites"), without the consent of the First Claimant, at:

        (1) the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TH (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan').

        (2) Hythe Terminal, New Road, Handley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan').

(3) Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan').

(4) Birmingham Terminal, Tyburn Road, Birmingham B24 8HJ (as shown for identification edged red on the attached 'Birmingham Plan').

(5) Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan').

(6) West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan').

(7) Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan').

(8) Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan');

1.2 damage any part of any of the Sites;

1.3 affix themselves or any person or object to any part of any of the Sites;

1.4 erect any structures on any part of any of the Sites.

2. Until trial or further order the Second Defendants must not, without the consent of the Second Claimant:

2.1 enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH ("the Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

2.2 damage any part of the Chemical Plant;

2.3 affix themselves or any person or object at the Chemical Plant;

2.4 erect any structures on any part of the Chemical Plant.

3. Until trial or further order the Third Defendants must not obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

VARIATION OR DISCHARGE OF THIS ORDER

4. The Defendants may apply to vary or discharge this Order at any time upon giving not less than 4 hours' notice to the Claimant's solicitors, Eversheds Sutherland (International) LLP, by emailing exxonmobil.service@eversheds-sutherland.com;

5. 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.

6. The Claimants have liberty to apply to extend or vary this Order or to seek further directions.

THE RETURN DATE

7. The return date hearing will be fixed for Wednesday 27 April 2022 ("the Return Date"), with a time estimate of one day.

INTERPRETATION OF THIS ORDER

8. A Defendant who is ordered not to do something must not do it him/herself/themselves or in any other way. He/she/they must not do it

through another acting on his/her/their behalf or on his/her/their instructions or with his/her/their encouragement.

SERVICE OF THIS ORDER

9. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of this Order and the Court documents comprising the Claim Form, the Particulars of Claim, Response Pack, the Application Notice dated 4 April 2022, the Witness Statement of Stuart Sherbrooke Wortley dated 4 April 2022, the Witness Statement of Anthony Milne dated 3 April 2022, the First Witness Statement of Nawaaz Allybokus dated 5 April 2022 and the Second Witness Statement of Nawaaz Allybokus dated 5 April 2022, an Application Notice in respect of the return date hearing and any further evidence to be relied upon on the Return Date ("the Court documents") shall be effected as follows:

9.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that copies of the Order and the Court documents may be obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 4500) email: exxonmobil.service@eversheds-sutherland.com and (b) that copies of the Order and the Court documents may be viewed at the website referred to in Paragraph 9.2 of this Order;

9.2 posting the Order and the Court documents on the following website: https:/www.exxonmobil.co.uk/Company/Overview/UK-operations; and

9.3 fixing a minimum of four warning notices, in the form attached at Appendix A to this Order, at conspicuous locations around the perimeters of the Sites, explaining:

(a) the existence and nature of this Order

(b) the existence of the proceedings

(c) the potential consequences of breaching the Order

(d) the address at which copies of the proceedings can be obtained

(e) details of the website at which the injunction can be viewed.

Each such warning notice must be a minimum of 1.5m x 1m in size.

9.4 sending an email to each of the following email addresses with the information that copies of the Order and the Court documents may be viewed at the website referred to in Paragraph 9.2 of this Order:

(a) xr-legal@riseup.net

(b) juststopoil@protonmail.co.uk

10. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), this Order shall be deemed to be served on the latest date on which all of the methods of service referred to in Paragraph 9 above have been completed, such date to be verified by the completion of a certificate of service.

11. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 9 of this Order shall stand as good service of the Order and the Court documents.

12. The Court will provide sealed copies of this Order for service to the Claimants' solicitors, whose details are set out in Paragraph 9.1 of this Order.

13. Pursuant to CPR 6.15(4), the period for service of any acknowledgement of service, admission or defence shall be 56 days.

COSTS

14. Costs reserved.

COMMUNICATIONS WITH THE COURT

15. All communications to the Court about this Order should be sent to:

- Queen's Bench Division, Room E07,
- Royal Courts of Justice, Strand WC2A 2LL

- The office are open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
- The telephone number is 020 7936 8957
- The email address is qbjudgeslistingoffice@justice.gov.uk

SCHEDULE 1

The Judge read the following Witness Statements before making this Order:

(1) First Witness Statement of Stuart Sherbrooke Wortley dated 4 April 2022 together with the exhibits marked “SSW1” - “SSW9”.
(2) First Witness Statement of Anthony Milne dated 3 April 2022 together with the exhibits marked “AM1” – “AM15”.
(3) First Witness Statement of Nawaaz Allybokus dated 5 April 2022 together with the exhibit marked “NA1”.
(4) Second Witness Statement of Nawaaz Allybokus dated 5 April 2022 together with the exhibit marked “NA2”.

SCHEDULE 2

Undertakings given to the Court by the Claimants and each of them

(1) To issue and serve an Application Notice for the Return Date hearing, on Wednesday, 27 April 2022.
(2) To pay any damages which the Defendants (or any other party served with or notified of this Order) shall sustain which the Court considers ought to be paid.

SCHEDULE 3

Plans

1. Fawley Plan
2. Hythe Plan
3. Avonmouth Plan
4. Birmingham Plan
5. Purfleet Plan
6. West London Plan
7. Hartland Park Plan
8. Alton Compound Plan

APPENDIX A TO THE ORDER OF ELLENBOGEN J, DATED 6 APRIL 2022: WARNING NOTICE

ESSO PETROLEUM COMPANY, LIMITED

EXXONMOBIL CHEMICAL LIMITED

IMPORTANT NOTICE

High Court of Justice – Claim No QB-2022-001098

On 6 April 2022, an injunction was ordered by the High Court of Justice in the proceedings referred to above concerning all of the Sites listed below:-

- The Oil Refinery and Jetty at the Petrochemical Plant, Marsh Lane, Fawley, Southampton SO45 1TH;
- Hythe Oil Terminal, New Road, Harley SO45 3NR;
- Avonmouth Oil Terminal, St Andrews Road, Bristol BS11 9BN;
- Birmingham Oil Terminal, Tyburn Road, Birmingham B24 8HJ;
- Purfleet Oil Terminal, London Road, Purfleet, Essex RM19 1RS;
- West London Oil Terminal, Bedford Road, Stanwell, Middlesex TW19 7LZ;
- Hartland Park Logistics Hub, Ively Road, Farnborough; and
- Alton Compound, Pumping Station, A31, Holybourne.

The Order prohibits entering or remaining upon, damaging, affixing any person or object to, erecting structures on and/or obstructing vehicular access to and from the above sites and the chemical plant at the address of the first site.

The persons affected by the Order are Persons Unknown acting in connection with the Extinction Rebellion campaign and/or the Just Stop Oil campaign.

Anyone in breach of the injunction may be in contempt of court and may be imprisoned, fined or have their assets seized. Any person who knows of the court's order and does anything which permits the Defendants or any of them

to breach the terms of the Order may also be held to be in contempt of court and may be imprisoned, fined or have their assets seized.

THIS MEANS THAT YOU MUST NOT GO BEYOND THIS NOTICE AND ENTER THIS SITE WITHOUT PERMISSION.

THIS ALSO MEANS THAT YOU MUST NOT OBSTRUCT ANY VEHICULAR ENTRANCE OR EXIT.

IF YOU DO, YOU MAY BE SENT TO PRISON OR HAVE YOUR ASSETS SEIZED.

Copies of the court order and other documents in the proceedings may be viewed at www.exxonmobil.co.uk/Company/Overview/UK-operations.

Copies may also be obtained from exxonmobil.service@eversheds-sutherland.com.

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
QUEEN'S BENCH DIVISION
Mr Justice Bennathan
27 April 2022

B E T W E E N: **(1) ESSO PETROLEUM COMPANY, LIMITED**

(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-



(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

Defendants

ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY 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 OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANT

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this order (which is explained below).

RECITALS

FOLLOWING the Order of Ellenbogen J dated 6 April 2022

UPON the hearing of the Claimants' Applications dated 6 April 2022 and 22 April 2022

AND UPON hearing Leading Counsel and Junior Counsel for the Claimants

AND UPON reading the evidence recorded on the Court file as having been read

AND UPON the Claimants giving and the Court accepting the undertakings to the Court set out in Schedule 2 to this Order

AND UPON the Metropolitan Police, Hampshire Constabulary, West Midlands Police, Avonmouth & Somerset Constabulary, Essex Police having been sent the Application dated 22 April 2022 seeking third party disclosure on 22 April 2022 by email and those police authorities taking no objection to that application

AND UPON the Claimants confirming that this Order is not intended to prohibit any lawful protest outside any of the sites referred to in this Order.

IT IS ORDERED THAT:

THE INJUNCTIONS

1. Until 27 April 2023 or further order in the meantime, the First Defendants must not:

   1.1 enter or remain upon any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:

      (1) the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TH (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan').

      (2) Hythe Terminal, New Road, Handley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan').

      (3) Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan').

      (4) Birmingham Terminal, Wood Lane, Birmingham B24 8DN (as shown for identification edged red on the attached 'Birmingham Plan').

      (5) Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan').

      (6) West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan').

      (7) Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan').

      (8) Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan');

   1.2 damage any part of any of the Sites;

1.3 affix themselves or any person or object to any part of any of the Sites;

1.4 erect any structures on any part of any of the Sites.

2. Until 27 April 2023 or further order in the meantime, the Second Defendants must not without the consent of the First Claimant or Second Claimant:

2.1 enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH ("the Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

2.2 damage any part of the Chemical Plant;

2.3 affix themselves or any person or object at the Chemical Plant;

2.4 erect any structures on any part of the Chemical Plant.

3. Until 27 April 2023 or further order in the meantime, the Third Defendants must not enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

VARIATION OR DISCHARGE OF THIS ORDER

4. The Defendants may apply to vary or discharge this Order at any time upon giving not less than 3 clear days' notice to the Claimant's solicitors, Eversheds Sutherland (International) LLP, by emailing exxonmobil.service@eversheds-sutherland.com. Any evidence to be relied upon in support of such an application must be communicated in writing to the Claimants' solicitors at least 2 clear days before the hearing.

5. 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.

6. The Claimants have liberty to apply to extend or vary this Order or to seek further directions.

INTERPRETATION OF THIS ORDER

7. A Defendant who is ordered not to do something must not do it him/herself/themselves or in any other way. He/she/they must not do it through another acting on his/her/their behalf or on his/her/their instructions or with his/her/their encouragement.

SERVICE OF THIS ORDER

8. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of this Order shall be effected as follows:

8.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that a copy of the Order may be obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 4500) email:exxonmobil.service@eversheds-sutherland.com and (b) that a copy of the Order may be viewed at the website referred to in Paragraph 8.2 of this Order;

8.2 posting the Order on the following website: https:/www.exxonmobil.co.uk/Company/Overview/UK-operations; and

8.3 fixing a minimum of four large warning notices in the forms annexed to this Order in conspicuous places around the perimeters of the Sites. Such notices must be a minimum of A2 size.

8.4 sending an email to each of the following email addresses with the information that a copy of the Order may be viewed at the website referred to in Paragraph 8.2 of this Order:

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

9. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), this Order shall be deemed to be served on the latest date on which all of the methods of service referred to in Paragraph 8 above have been completed, such date to be verified by the completion of a certificate of service.

10. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 8 of this Order shall stand as good service of the Order.

SERVICE OF OTHER DOCUMENTS

11. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of any other applications and evidence in support by the Claimants ("the Further Documents"), shall be effected as follows:

11.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that copies of the Further Documents may be obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 0969) email:exxonmobil.service@eversheds-sutherland.com and (b) that copies of the Further Documents may be viewed at the website referred to in Paragraph 11.2 of this Order;

11.2 posting the Further Documents on the following website: https:/www.exxonmobil.co.uk/Company/Overview/UK-operations; and

11.3 sending an email to each of the following email addresses with the information that copies of the Further Documents may be viewed at the website referred to in Paragraph 11.2 of this Order:

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

12. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), the Further Documents shall be deemed to be served on the latest date on which all of the methods of service referred to in Paragraph 11 above have been completed, such date to be verified by the completion of a certificate of service.

13. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 11 of this Order shall stand as good service of the Further Documents.

DISCLOSURE

14. Pursuant to CPR 31.17, the Chief Constables of the Constabularies and police authorities listed in Schedule 4 to this Order shall as soon as reasonably practicable upon request by the Claimants give disclosure by provision of copy of documents in the following classes to the Claimants:

    14.1 documents identifying the names and addresses of any person who has been arrested or is arrested by one of their officers in the course of, or as a result of, the protests which are the subject of these proceedings at the Sites in relation to conduct which may constitute a breach of the injunctions granted in these proceedings;

    14.2 arrest notes and other photographic material relating to possible breaches of the injunctions granted in these proceedings.

15. The duty of disclosure imposed by paragraph 14 of this Order shall be a continuing one, and shall continue until 1 June 2022 or further order in the meantime.

16. Without the permission of the Court, the Claimants shall make no use of any document disclosed by virtue of paragraph 14 of this Order, other than one or more of the following uses:

    16.1 applying to name and join any person as a named defendant to these proceedings and to serve the said person with any document in these proceedings;

    16.2 investigating, formulating and pleading and prosecuting any claim within these proceedings arising out of any alleged disruptive protest at any of the Sites which are (or become) the subject of these proceedings;

16.3 use for purposes of formulating, pleading and prosecuting any application for committal for contempt of court against any person for breach of any order made within these proceedings.

17. Until further order, the address and address for service of any person who is added as a defendant to these proceedings shall be redacted in any copy of any document which is served other than by means of it being sent directly to that person or their legal representative.

18. Pursuant to CPR 6.15(2), 6.27 and Practice Direction 6A, paragraph 9.2, the sending of the application dated 22 April 2022 by email to the email addresses set out at paragraph 18 above on 22 April 2022 shall stand as good service.

19. Pursuant to CPR 6.15(2), 6.27 and Practice Direction 6A, paragraph 9.2, the sending of the application dated 22 April 2022 by email to xr-legal@riseup.net, enquiries@extinctionrebellion.uk and juststopoilpress@protonmail.com on 22 April 2022 shall stand as good service.

20. The Claimants shall serve this order by email only on the following email addresses, which shall stand as good service, pursuant to CPR 6.15(2) and 6.27:

- Julia.bartholomew@met.police.uk
- Civil.litigation@hampshire.pnn.police.uk
- Victoria.james@avonandsomerset.police.uk
- Adam.hunt@essex.police.uk
- Ls_joint_services@westmidlands.police.uk

PERMISSION TO AMEND

21. Pursuant to CPR 17.3 and 19.2, permission is granted to amend the description of the First Defendant (as reflected in the title to this Order) in the Amended Claim Form, paragraph 1.4.1 of the Amended Particulars of Claim and the relief claimed in the Amended Particulars of Claim by the addition of the words underlined in red in: (a) the amended rider to the Amended Claim Form in the form attached; and (b) paragraph 1.4.1 of the Amended Particulars of Claim and paragraph (1)1.1(4) of the relief claimed in the Amended Particulars of Claim in the form attached.

22. Service of the Re-Amended Claim Form and Re-Amended Particulars of Claim as permitted by paragraph 21 above is dispensed with.

COSTS

23. Costs reserved.

THE COURT

24. The Court will provide sealed copies of this Order for service to the Claimants' solicitors, whose details are set out in Paragraph 11.1 of this Order.

25. All communications to the Court about this Order should be sent to:
    - Queen's Bench Division, Royal Courts of Justice, Strand WC2A 2LL
    - The office are open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
    - The telephone number is 020 7947 6000
    - The email address is qbjudgeslistingoffice@justice.gov.uk

SERVICE OF THE ORDER

26. This Order shall be served by the Claimants on the Defendants.

SCHEDULE 1

The Judge read the following Witness Statements before making this Order:

(1) First Witness Statement of Stuart Sherbrooke Wortley dated 4 April 2022 together with the exhibits marked "SSW1" - "SSW9".
(2) First Witness Statement of Anthony Milne dated 3 April 2022 together with the exhibits marked "AM1" – "AM15".
(3) First Witness Statement of Nawaaz Allybokus dated 5 April 2022 together with the exhibit marked "NA1".
(4) Second Witness Statement of Nawaaz Allybokus dated 5 April 2022 together with the exhibit marked "NA2".
(5) Third Witness Statement of Nawaaz Allybokus dated 22 April 2022 together with the exhibit marked "NA3".
(6) Fourth Witness Statement of Nawaaz Allybokus dated 22 April 2022 together with the exhibit marked "NA4".

SCHEDULE 2

Undertakings given to the Court by the Claimants and each of them

(1) The First Claimant undertakes to pay any damages caused by paragraphs 1, 2 or 3 of this Order which the Defendants (or any other party served with or notified of this Order) have sustained and which the Court considers ought to be paid.

(2) The Second Claimant undertakes to pay any damages caused by paragraphs 2 or 3 of this Order which the Second or Third Defendants (or any other party served with or notified of this Order) have sustained and which the Court considers ought to be paid.

SCHEDULE 3

Plans

1. Fawley Plan
2. Hythe Plan
3. Avonmouth Plan
4. Birmingham Plan
5. Purfleet Plan
6. West London Plan
7. Hartland Park Plan
8. Alton Compound Plan

Schedule 4

Site	**Constabulary**
Fawley and Hythe	Hampshire Constabulary
Avonmouth Terminal	Avonmouth and Somerset Constabulary
Birmingham Terminal	West Midlands Police
Purfleet Terminal	Essex Police
West London Terminal	Metropolitan Police
Hartland Park Terminal	Hampshire Constabulary
Alton Compound	Hampshire Constabulary

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
KING'S BENCH DIVISION
BEFORE: Mrs Justice Collins Rice
On 27 March 2023

B E T W E E N: **(1) ESSO PETROLEUM COMPANY, LIMITED**
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-



(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT

Defendants

ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY 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 OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANT

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this Order (which is explained below).

RECITALS

FOLLOWING the Orders of Ellenbogen J dated 6 April 2022 and Bennathan J dated 27 April 2022

UPON the hearing of the Claimants' Applications dated 27 February 2023, 20 March 2023 and 21 March 2023

AND UPON hearing Leading Counsel and Junior Counsel for the Claimants and Alan Woods representing himself

AND UPON reading the evidence recorded in Schedule 2 to this Order

AND UPON the Claimants giving and the Court accepting the undertakings to the Court set out in Schedule 3 to this Order

AND UPON the Claimants having received assurances from Paul Fawkesley, Oliver Clegg, Alan Woods and Michael Brown that they do not intend to breach any injunction covering the Sites (as defined below)

IT IS ORDERED THAT:

ADDITION OF NAMED DEFENDANTS

1. The Claimants have permission to join as additional defendants to this claim each of the individuals named in Schedule 1 and to amend the Claim Form and Particulars of Claim accordingly.

2. The publication by the Claimants of this Order and Claim Form shall not include (in the published version) the addresses of these additional defendants.

3. In view of the assurances given by them mentioned above, Paul Fawkesley, Oliver Clegg, Alan Woods and Michael Brown are not to be subject to the injunctions set out in paragraphs 5, 6, or 7 below, without further order.

4. The Claimants have liberty to extend paragraph 3 above so as to include also the Fourth and Fifth Defendants, in the event that the like assurances are forthcoming from those individuals.

THE INJUNCTIONS

5. Until trial or further order in the meantime, the First, Fourth and Fifth Defendants must not:

    5.1 enter or remain upon any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:

        (1) the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TH (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan').

        (2) Hythe Terminal, New Road, Handley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan').

(3) Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan').

(4) Birmingham Terminal, Wood Lane, Birmingham B24 8DN (as shown for identification edged red on the attached 'Birmingham Plan').

(5) Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan').

(6) West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan').

(7) Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan').

(8) Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan');

5.2 damage any part of any of the Sites;

5.3 affix themselves or any person or object to any part of any of the Sites;

5.4 erect any structures on any part of any of the Sites.

6. Until trial or further order in the meantime, the Second, Fourth and Fifth Defendants must not without the consent of the First Claimant or Second Claimant:

6.1 enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH ("the Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

6.2 damage any part of the Chemical Plant;

6.3 affix themselves or any person or object at the Chemical Plant;

6.4 erect any structures on any part of the Chemical Plant.

7. Until trial or further order in the meantime, the Third, Fourth and Fifth Defendants must not enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

VARIATION OR DISCHARGE OF THIS ORDER

8. The Defendants may apply to vary or discharge this Order at any time upon giving not less than 3 clear days' notice to the Claimant's solicitors, Eversheds Sutherland (International) LLP, by emailing exxonmobil.service@eversheds-sutherland.com. Any evidence to be relied upon in support of such an application must be communicated in writing to the Claimants' solicitors at least 2 clear days before the hearing.
9. Any person applying to vary or discharge this Order must provide their full name and address, an address for service.
10. The Claimants have liberty to apply to extend or vary this Order or to seek further directions.

INTERPRETATION OF THIS ORDER

11. A Defendant who is ordered not to do something must not do it him/herself/themselves or in any other way. He/she/they must not do it through another acting on his/her/their behalf or on his/her/their instructions or with his/her/their encouragement.

SERVICE OF THIS ORDER

12. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of this Order shall be effected on the First, Second and Third Defendants as follows:
    12.1. fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that a copy of the Order may be obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 4500) email:exxonmobil.service@eversheds-sutherland.com and (b) that a copy of the Order may be viewed at the website referred to in Paragraph 12.2 of this Order;
    12.2. posting the Order on the following website: https:/www.exxonmobil.co.uk/Company/Overview/UK-operations; and
    12.3. fixing a minimum of four large warning notices in the forms annexed to this Order in conspicuous places around the perimeters of the Sites. Such notices must be a minimum of A2 size.

12.4. sending an email to each of the following email addresses with the information that a copy of the Order may be viewed at the website referred to in Paragraph 12.2 of this Order:

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

13. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), this Order shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 12 above have been completed.

14. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 12 of this Order shall stand as good service of the Order on the First, Second and Third Defendants.

SERVICE OF OTHER DOCUMENTS

15. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of any other applications and evidence in support by the Claimants ("the Further Documents"), shall be effected on the First, Second and Third Defendants as follows:

15.1. fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that copies of the Further Documents may be obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 0969) email:exxonmobil.service@eversheds-sutherland.com and (b) that copies of the Further Documents may be viewed at the website referred to in Paragraph 12.2 of this Order;

15.2. posting the Further Documents on the following website: https:/www.exxonmobil.co.uk/Company/Overview/UK-operations; and

15.3. sending an email to each of the following email addresses with the information that copies of the Further Documents may be viewed at the website referred to in Paragraph 12.2 of this Order:

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

16. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), the Further Documents shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 15 above have been completed.

17. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 15 of this Order shall stand as good service of the Further Documents on the First, Second and Third Defendants.

DIRECTIONS FOR TRIAL

18. Any Defence to this claim from the Fourth or Fifth Defendant is to be filed and served by 4pm on 24 April 2023.

19. The Claimants have permission to file and serve further evidence, if so advised, by 4pm on 8 May 2022.

20. The Defendants shall file and serve any evidence on which they wish to rely by 4pm on 22 May 2022.

21. Disclosure of documents is dispensed with.

22. Costs management is dispensed with.

23. The claim be listed for trial on the first available date after 12 June 2023 with a time estimate of 1 day (plus reading time).

24. The Claimants shall file and serve a trial bundle not less than 7 days before the trial.

25. Skeleton arguments on behalf of any represented party shall be lodged and exchanged, with bundle of authorities, not less than 3 days before the trial.

26. The Claimants and any Defendant who has filed an acknowledgment of service shall have permission to apply for further or other case management directions.

COSTS

27. Costs reserved.

THE COURT

28. The Court will provide sealed copies of this Order for service to the Claimants' solicitors, whose details are set out in Paragraph 12.1 of this Order.

29. All communications to the Court about this Order should be sent to:
    - King's Bench Division, Royal Courts of Justice, Strand WC2A 2LL
    - The office are open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
    - The telephone number is 020 7947 6000
    - The email address is kbjudgeslistingoffice@justice.gov.uk

SERVICE OF THE ORDER

30. This Order shall be served by the Claimants on the Defendants.

SCHEDULE 1

(4) Paul Barnes of 41 Hillside View, New Mills, High Peak SK22 3DF

(5) Diana Hekt, of 12 Victoria Road, Meltham, Holmfirth, West Yorkshire HD9 5NL

SCHEDULE 2

The Judge read the following Witness Statements before making this Order:

(1) First Witness Statement of Stuart Sherbrooke Wortley dated 4 April 2022 together with the exhibits marked "SSW1" - "SSW9".

(2) First Witness Statement of Anthony Milne dated 3 April 2022 together with the exhibits marked "AM1" – "AM15".

(3) First Witness Statement of Martin Pullman dated 27 February 2023 together with exhibits marked "MP1" and "MP2".

(4) Third Witness Statement of Nawaaz Allybokus dated 22 April 2022 together with the exhibit marked "NA3".

(5) Fifth Witness Statement of Nawaaz Allybokus dated 20 March 2023 together with the exhibit marked "NA5".

SCHEDULE 3

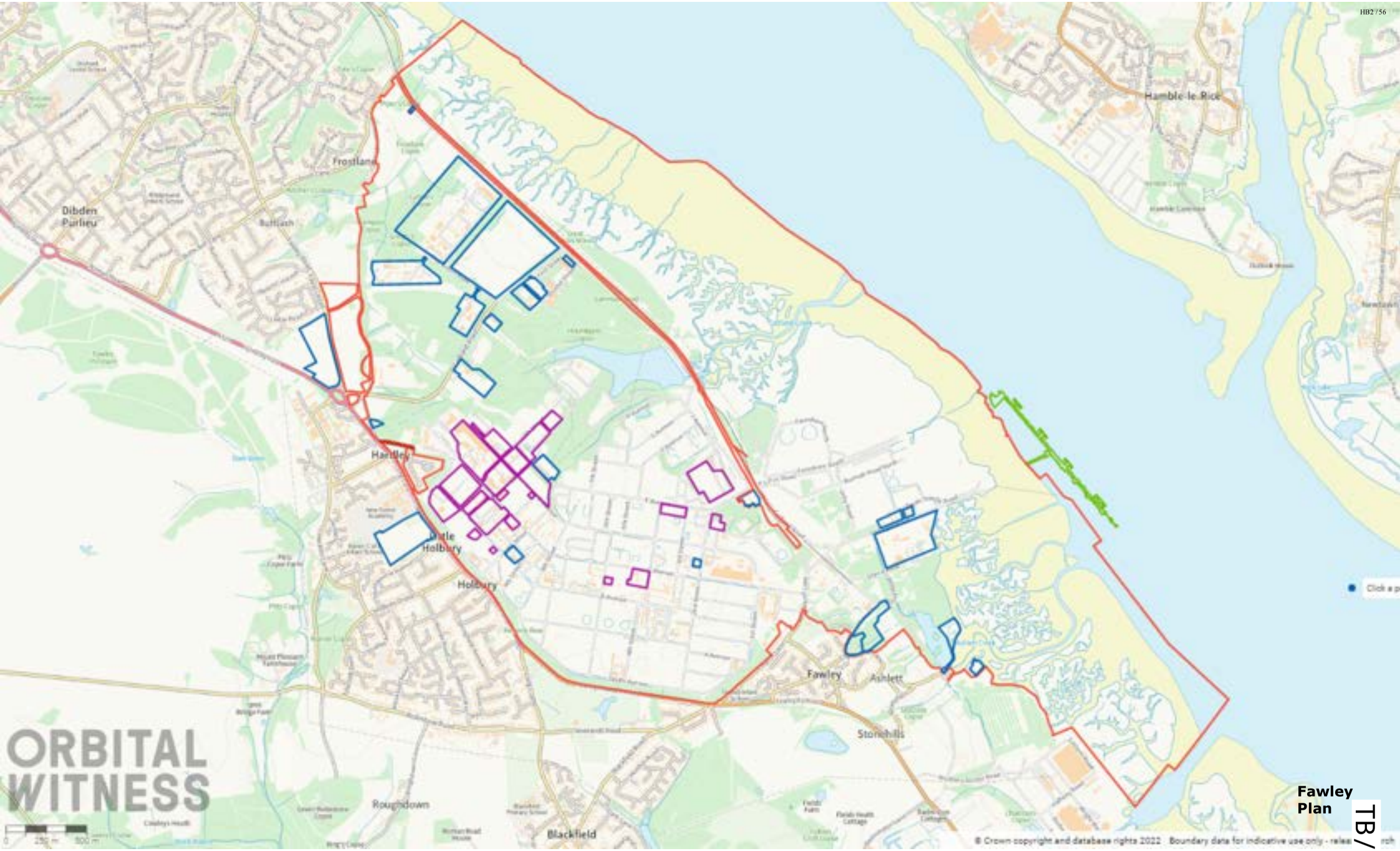
Undertakings given to the Court by the Claimants and each of them

(1) The First Claimant undertakes to pay any damages caused by paragraphs 5, 6 or 7 of this Order which the Defendants (or any other party served with or notified of this Order) have sustained and which the Court considers ought to be paid.

(2) The Second Claimant undertakes to pay any damages caused by paragraphs 6 or 7 of this Order which the Defendants (or any other party served with or notified of this Order) have sustained and which the Court considers ought to be paid.

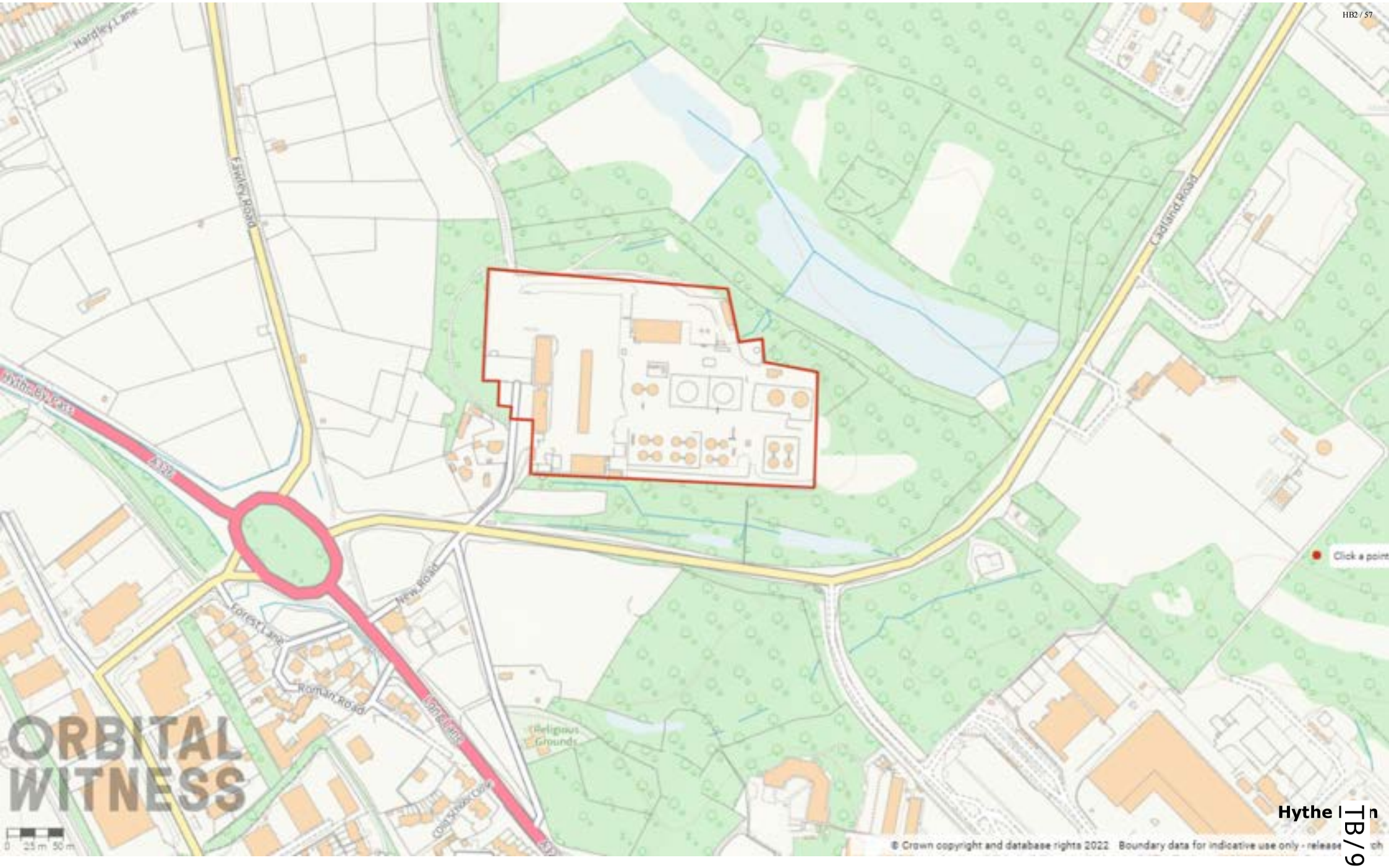
SCHEDULE 4 - Plans

1. Fawley Plan
2. Hythe Plan
3. Avonmouth Plan
4. Birmingham Plan
5. Purfleet Plan
6. West London Plan
7. Hartland Park Plan
8. Alton Compound Plan

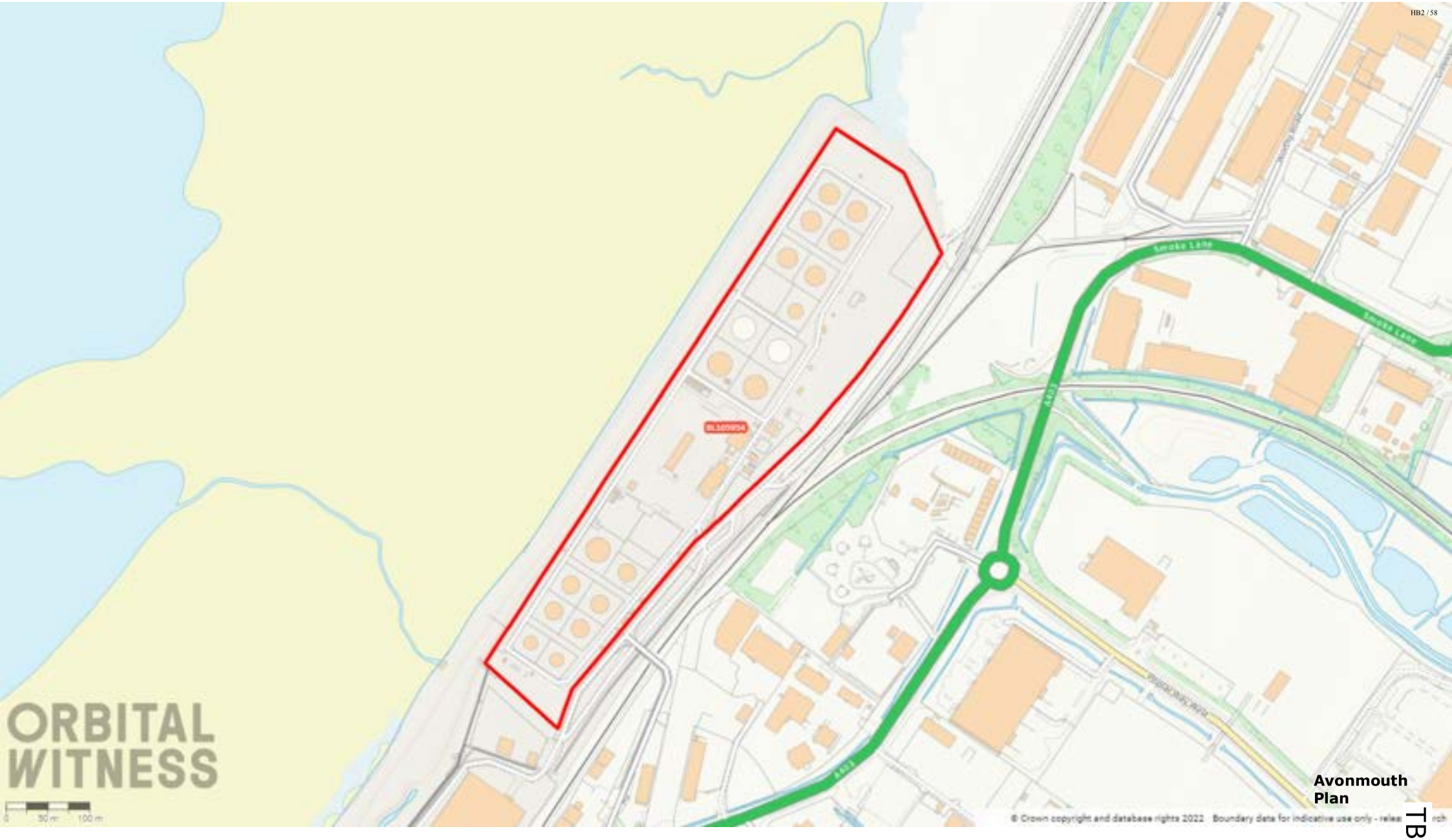


Fawley Plan

TB/91


Hardley Lane
Fawley Road
Saltsland Road
A326
New Road
Forest Lane
Roman Road
Religious Grounds
Click a point
ORBITAL WITNESS
0 25 m 50 m
© Crown copyright and database rights 2022 Boundary data for indicative use only - release

Hythe


ORBITAL
WITNESS
0
50 m
100 m
Smoke Lane
A403
Avonmouth
Plan
© Crown copyright and database rights 2022. Boundary data for indicative use only - relea

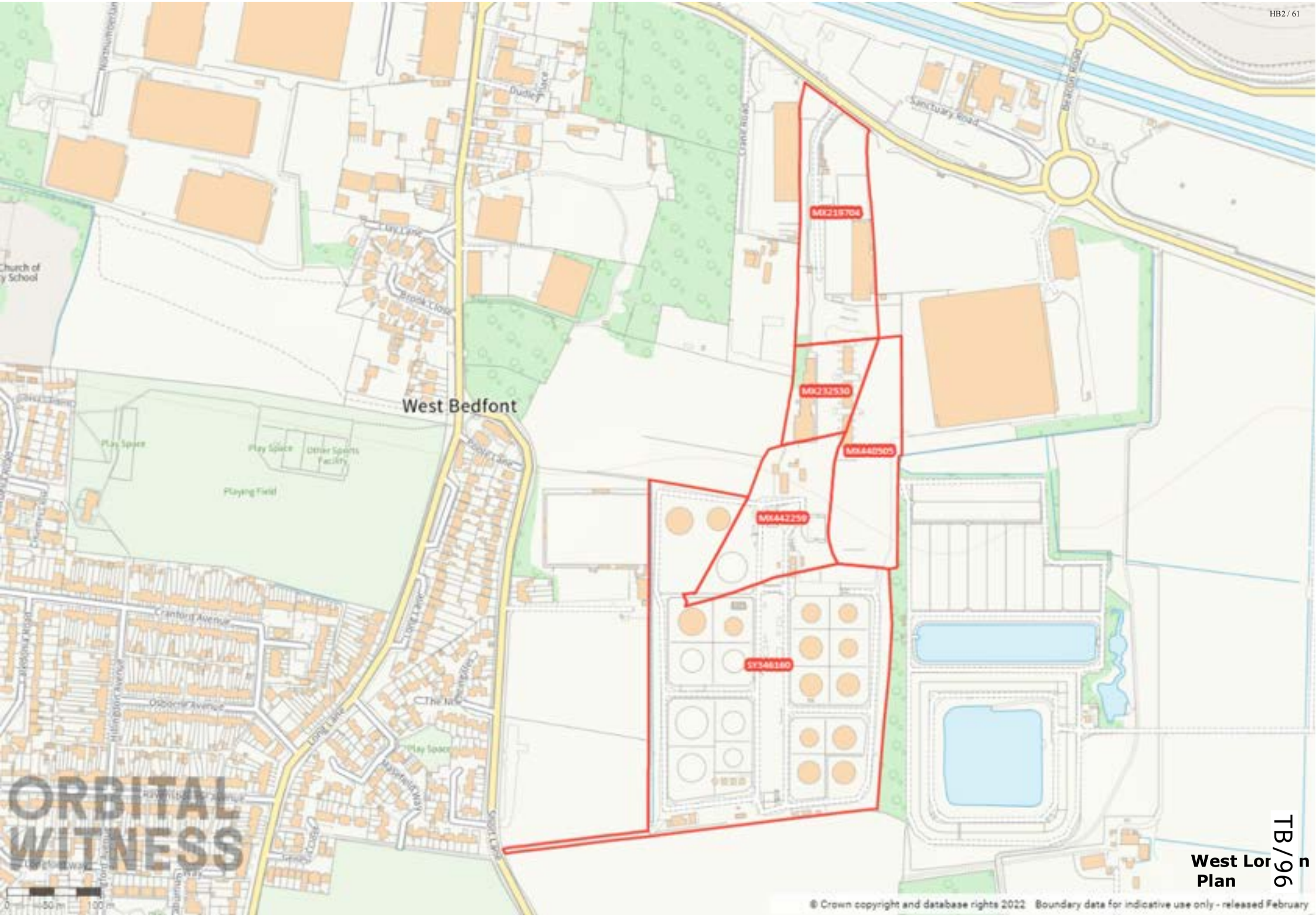


Birmingham Plan

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Purfleet Plan



TB/96

West Lor n
Plan

© Crown copyright and database rights 2022 Boundary data for indicative use only - released February


ORBITAL
WITNESS
Hartland
Park Plan
© Crown copyright and database rights 2022 Boundary data for indicative use only - released February


ORBITAL WITNESS
Alton Compound Plan
© Crown copyright and database rights 2022. Boundary data for indicative use only - releas rch

ESSO PETROLEUM COMPANY, LIMITED (First Claimant)
EXXONMOBIL CHEMICAL LIMITED (Second Claimant)

Important Notice
High Court of Justice – Claim No QB-2022-001098

On 27 March 2023, an injunction was made by the High Court of Justice in the proceedings referred to above concerning this Site

The Order prohibits entering or remaining, damaging, affixing any person or object, erecting structures and / or obstructing vehicular access.

The persons affected by the Order are Persons Unknown acting in connection with the Extinction Rebellion campaign and / or the Just Stop Oil campaign (and other Defendants who are named in the proceedings).

Anyone in breach of the injunction will be in contempt of court and may be imprisoned, fined or have their assets seized. Any person who knows of this Order and does anything which permits the Defendant or any of them to breach the terms of the Order may also be held to be in contempt of court and may be imprisoned, fined or have their assets seized.

This means that you must not go beyond this notice and enter this site without permission.
This also means that you must not obstruct any vehicular entrance or exit.
If you do, you may be sent to prison or have your assets seized.

Copies of the Court documents may be viewed at www.exxonmobil.co.uk/Company/Overview/UK-operations

Copies may also be obtained from exxonmobil.service@eversheds-sutherland.com

The injunction applies to the following Sites:-

- The Oil Refinery and Jetty at the Petrochemical Plant, Marsh Lane, Fawley, Southampton SO45 1TH
- Hythe Oil Terminal, New Road, Harley SO45 3NR
- Avonmouth Oil Terminal, St Andrews Road, Bristol BS11 9BN
- Birmingham Oil Terminal, Tyburn Road, Birmingham B24 8HJ
- Purfleet Oil Terminal, London Road, Purfleet, Essex RM19 1RS
- West London Oil Terminal, Bedford Road, Stanwell, Middlesex TW19 7LZ
- Hartland Park Logistics Hub, Ively Road, Farnborough
- Alton Compound, Pumping Station, A31, Holybourne

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
KING'S BENCH DIVISION
The Honourable Mr Justice Linden
On 10 July 2023
B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

HIGH COURT OF JUSTICE
12 Jul 2023
QUEEN'S BENCH DIVISION
QB-2022-001098

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT

Defendants

ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY 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 OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANT

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this Order (which is explained below).

RECITALS

UPON the trial on 10 July 2023 of the Claimants' claim for a final injunction

AND UPON hearing Timothy Morshead KC and Yaaser Vanderman for the Claimants

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

IT IS ORDERED THAT:

1. The Order of Collins Rice J, dated 27 March 2023 (sealed on 30 March 2023), is to continue to have effect until further order.

2. Pursuant to CPR r.6.27, service of this Order shall be effected on the Defendants using the steps set out at paragraph 12.2 and 12.4 of the Order of Collins Rice J, dated 30 March 2023.

3. Pursuant to 6.15(4)(b) and CPR r.6.27, such service shall be deemed effective on the latest date on which all of the said steps shall have been completed or, if sooner, the date of actual notice of the Order.

Mr Justice Linden

Dated 10 July 2023

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**

KING'S BENCH DIVISION

The Honourable Mr Justice Linden
10th July 2023



B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

and

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

- **(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')**
- **(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')**
- **(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')**
- **(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')**
- **(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')**
- **(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')**
- **(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')**
- **(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')**

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES

(5) DIANA HEKT

Defendants

ORDER

PENAL NOTICE

If you the within named Fourth and Fifth Defendants disobey the undertakings set out in this order or instruct (which includes training, coaching, teaching or educating) others to do the acts which you have undertaken not to do, 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 undertakings set out in this order may also be held in contempt of court and may be imprisoned, fined or have their assets seized.

IMPORTANT NOTICE TO THE FOURTH AND FIFTH DEFENDANTS

This order prohibits you from doing the acts set out in paragraphs 4, 5 and 6 below.

You should read it very carefully.

UPON the **Fourth and Fifth Defendants** having agreed to an order in the terms set out below

AND UPON the **Fourth and Fifth Defendants** giving undertakings to the Court as set out below; and

IT IS ORDERED THAT:

1. There be no order for costs.

2. Pursuant to CPR r.6.15, r.6.27 and r.81.4(2)(c)-(d), service of this Order and any subsequent court documents in these proceedings on the Fourth Defendant may be effected by alternative means by email to PBHPXR@protonmail.com and such service shall be deemed to be good and sufficient service on the Fourth Defendant. Any such document shall be deemed served on the date the email is sent.

3. Pursuant to CPR r.6.15, 6.27 and 81.4(2)(c)-(d), service of this Order and any subsequent court documents in these proceedings on the Fifth Defendant may be effected by alternative means by email to hekt@outlook.com and such service shall be deemed to be good and sufficient service on the Fifth Defendant. Any such document shall be deemed served on the date the email is sent.

UNDERTAKINGS TO THE COURT

The **Fourth and Fifth Defendants** undertake to the Court promising as follows:-

4. not to:-

   a. enter or remain on any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:-

      i. the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TH (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan');

      ii. Hythe Terminal, New Road, Hardley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan');

      iii. Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan');

      iv. Birmingham Terminal, Wood Lane, Birmingham B24 8DN (as shown for identification edged red on the attached 'Birmingham Plan');

      v. Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan');

      vi. West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan');

      vii. Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan');

      viii. Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan');

   b. damage any part of any of the Sites;

   c. affix themselves or any person or object to any part of any of the Sites;

   d. erect any structures on any part of any of the Sites.

5. not to:-

   a. enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH ("the Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

   b. damage any part of the Chemical Plant;

   c. affix themselves or any person or object at the Chemical Plant;

   d. erect any structures on any part of the Chemical Plant.

6. not to enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

AND TO BE BOUND BY THESE PROMISES UNTIL 30 June 2024

10 July 2023

STATEMENT

I understand the undertakings that I have given, and that if I break any of my promises to the Court I may be fined, my assets may be seized or I may be sent to prison for contempt of court.

_____
Paul Barnes
Fourth Defendant
June 2023

_____
Diane Hekt
Fifth Defendant
June 2023

We consent to an order in these terms

_____
Eversheds Sutherland (International) LLP

Solicitors for the Claimants

June 2023

Neutral Citation Number: [2023] EWHC 1837 (KB)

Case No: QB-2022-001098

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

Royal Courts of Justice
Strand, London, WC2A 2LL

Date: 18/07/2023

Before :

THE HONOURABLE MR JUSTICE LINDEN

- -

Between :

(1) ESSO PETROLEUM COMPANY, LIMITED	**Claimant**
(2) EXXONMOBIL CHEMICAL LIMITED	
- and –	
(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")	**Defendants**

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT

- -
- -

Timothy Morshead KC and **Yaaser Vanderman** (instructed by **Eversheds Sutherland (International) LLP**) for the **Claimant**
No appearance or representation by the **Defendants**

Hearing date: 10 July 2023
- -

Approved Judgment

This judgment was handed down remotely at 2pm on 18 July 2023 by circulation to the parties or their representatives by e-mail and by release to the National Archives.

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THE HONOURABLE MR JUSTICE LINDEN

Mr Justice Linden :

Introduction

1. This was the trial of the Claimants' claim for an injunction to restrain certain forms of trespass by Extinction Rebellion and Just Stop Oil protesters at specified sites around the country ("the Sites").

Procedural matters

2. An interim injunction was first granted in these proceedings by Ellenbogen J at a without notice hearing on 6 April 2022, and that injunction was extended by Bennathan J on the return date, which was 27 April 2022. That hearing was not attended by any of the Defendants, and they were not represented, but Counsel instructed by a person involved in the environmental movement attended and made submissions to the court with a particular focus on whether the Claimants had sufficient proprietary interests in the Sites which they sought to protect, to be entitled to bring a claim in trespass.

3. The injunction was then extended again by Collins Rice J at a hearing on 27 March 2023. However, she was unwilling to do so on an interim basis for a period of a year, as proposed by the Claimants, and she therefore gave directions for trial. Again, there was no attendance or representation on the Defendants' side. But four individuals who had been identified as actual or potential Defendants gave assurances that they did not intend to act inconsistently with the terms of the injunction. On that basis Collins Rice J directed that they were not subject to its terms.

4. Similarly, no Defendants attended the trial before me or were represented or submitted evidence. However, the Fourth and Fifth Defendants gave undertakings which were satisfactory to the Claimants, and these will be embodied in an Order which applies to their cases.

5. In the course of Mr Morshead KC's submissions, however, it became apparent that a person in the public gallery wished to address the court. She told me she was Ms Sarah Pemberton, that she was qualified as a barrister (though not practising) and that she was informally representing her friend, Mr Martin Marston-Paterson, because he would not have been able to attend the hearing until the afternoon. I allowed her to address the court and she drew to my attention the fact that there had been correspondence between Bindmans LLP, who were acting for Mr Marston-Paterson, and Eversheds Sutherland (International) LLP who were instructed by the Claimants. Bindmans had proposed that the hearing be adjourned pending the decision of the Supreme Court in the appeal from the decision in *London Borough of Barking & Dagenham & Others v Persons Unknown* [2022] EWCA Civ 13; [2023] QB 295 (now *Wolverhampton City Council & Others v London Gypsies and Travellers & Others* UKSC 2022/0046).

6. Ms Pemberton stressed that she was not making an application to adjourn the trial but she pointed out that if the Supreme Court were to overturn the decision of the Court of Appeal in the *Barking & Dagenham* case, any final injunction which I granted would likely be unlawful. She also told me that submissions had been made to the Supreme Court to the effect that the risk of an adverse order for costs was having a chilling effect on climate change protesters who might otherwise have contested this type of application for injunctive relief. She said that provision for a review of any injunction which I granted

would not adequately safeguard the position of the Defendants given that I would have made findings of fact which it would be problematic to reopen in circumstances in which, at least possibly, Defendants had been prevented from putting in evidence by the risk of an order for costs.

7. The correspondence was handed up to me by Mr Morshead. This showed that the matter had been raised by Bindmans on 30 June 2023. In a phone call and an email dated 3 July, Eversheds Sutherland said that their clients would be unwilling to consent to an adjournment, pointing out that Collins Rice J had directed that the trial take place. No threat of an application for costs in the event of an adjournment was made. On 7 July, Bindmans confirmed that they were not instructed to apply to adjourn or to intervene in the matter.

8. I decided not to adjourn the trial. It had been listed, by Order of Collins Rice J, since 5 May 2023. There had expressly not been any application to adjourn. Nor had I been shown any evidence that submissions or evidence would have been put before the court by any Defendant or interested party were it not for the fear of an adverse costs order, still less given an indication of what those submissions or that evidence might be. The appropriate course was, in my view, to decide the Claim on the law as it currently stands but to make provision in any Order for a review shortly after the judgment of the Supreme Court is handed down. This, in my judgment, fairly addressed any risk of injustice caused by proceeding with the trial.

9. As far as service and notice of the trial are concerned, I had regard to section 12(2) of the Human Rights Act 1998 which, so far as is relevant for present purposes, provides that in cases where the court is considering whether to grant any relief which might affect the exercise by the respondent of the right to freedom of expression under Article 10 of the European Convention on Human Rights ("ECHR"), and the respondent is not present or represented, such relief must be refused unless the court is satisfied *"(a) that the applicant has taken all practicable steps to notify the respondent"*. Each of the judges who has dealt with this matter has considered this question and, in the case of Bennathan J and Collins Rice J, whether the alternative directions for service in the preceding order had been complied with. Each has been satisfied that they had been and that, accordingly, all practicable steps had been taken for the purposes of section 12(2)(a).

10. As far as the trial is concerned, Collins Rice J directed that service of her Order and any further documents would be effected on the First to Third Defendants by fixing copies in clear transparent containers at a minimum of 2 locations on the perimeter of each of the Sites, together with notices which stated that they could be obtained from the Claimants' solicitors and viewed at a specified company website. Service was also to be effected by posting the documents on that company website and by sending an email to specified email addresses for Extinction Rebellion and Just Stop Oil, notifying them of the availability of the documents on that website.

11. Mr Nawaz Allybokus, who is one of the solicitors acting for the Claimants in these proceedings, gave evidence, in his 6th witness statement dated 24 May 2023, that the Order of Collins Rice J and the Notice of Trial were served in accordance with the directions of the Court on 12 May 2023. In his 8th witness statement, dated 4 July 2023, he gives evidence that the directions as to service of the evidence relied on by the Claimants for

the purposes of the trial were complied with in the third week in June 2023 and therefore in good time before the trial.

12. I was therefore satisfied that sufficient notice of the hearing had been given to the Defendants. They had also been provided with access to the materials on which the Claimants rely, and all practical steps had been taken to notify them for the purposes of section 12(2)(a) of the 1998 Act. I decided to proceed notwithstanding the absence of any Defendant but, bearing this in mind, to probe the Claimants' case appropriately.

13. Mr Morshead answered questions from the court about the identity of the parties and the scope of the relief which he was seeking. He had put in a skeleton argument dated 4 July 2023, and he developed some of the points in that document orally. At the invitation of the court there was a particular focus on the question whether it was appropriate to impose a final injunction in the light of the evidence about the risk of acts of trespass by protesters at the sites in question and the likelihood of harm as a result in the event that the injunction was refused.

14. I also gave Ms Pemberton an opportunity to make any points in reply which she wished to make. She did not specifically challenge what Mr Morshead had submitted about the risk of trespass in the future, or the potential risks if this were to happen, but she drew attention to the distinction between the official positions of Extinction Rebellion and Just Stop Oil in relation to direct action, the former having said in January 2023 that it was stepping back from direct action. She also emphasised the risk that a lack of clarity in any Order which I might make could have a chilling effect on the rights to freedom of expression and association. I have taken these points into account in coming to my decision.

15. Ms Pemberton also raised a concern that Mr Marston-Paterson had not received the full trial bundle. She told me that she had checked and had received a message from him during the hearing which confirmed this point. Whereas Mr Morshead was referring to a 708-page bundle, the bundle which had been forwarded to Mr Marston-Paterson by Extinction Rebellion by email dated 16 June 2023 ran to 413 pages. Mr Morshead said, in response, that his instructions were that the full bundle had been sent to Extinction Rebellion. At her request, I gave permission for Mr Marston-Paterson to put in evidence on this matter if he wished, and permission to the Claimants to reply within 24 hours.

16. I then reserved judgment and extended the interim injunction pending the handing down of my decision.

17. On the day after the trial, I received statements made by Ms Pemberton and Mr Allybokus, both dated 11 July 2023. Her statement covered new matters, reprised what had happened at the trial and provided more detail on points which she made to me. No doubt inadvertently, some aspects of her account of what happened at the trial were not accurate but, in any event, I was not prepared to admit further evidence other than in relation to the question of service of the trial bundles. Ms Pemberton had an opportunity to put in any evidence on which she wished to rely before the trial and, other than the extent which I had indicated, it was not in the interests of justice for her to be permitted to do so after it had concluded.

18. There was then a 10th witness statement submitted by Mr Allybokus on 12 July 2023 but, with respect to him, this did not add anything material.

19. The evidence shows that Mr Allybokus sent the correct trial bundles to the three email addresses identified in the Order of Collins Rice J on 16 June 2023. They were enclosed via Mimecast. The email said that copies of the trial bundles would be uploaded shortly onto the company website. Ms Pemberton says in her statement that she manages the relevant email address for Extinction Rebellion and therefore read Mr Allybokus' email on 16 June 2023. She did not access the documents via Mimecast for reasons which she does not explain in her statement. Instead, she went on the company website and downloaded the bundles from there on 16 and 18 June. The final versions had not yet been uploaded at this point: that took place on 20 June 2023.

20. I do not consider that this issue means that the trial was unfair and Ms Pemberton does not suggest that it does. The concern which she raised with me about Mr Marston-Paterson not having the full bundle, and him messaging her during the trial to confirm this, is not referred to in her statement. What she says is that she read the trial bundles which she had downloaded and that the purpose of her attendance at the hearing was to observe and take a note. She does not suggest that she is a party. She then became concerned because her version of volume 2 to the trial bundle did not contain documents to which Mr Morshead referred in his oral submissions.

21. From the section of volume 2 of the trial bundle which Ms Pemberton says she did not see, Mr Morshead referred me to the undertakings which were given by the Fourth and Fifth Defendants and two press reports in which Just Stop Oil made statements about their intention to carry on protesting until they achieved their objectives. The material parts of these statements were read out by him in open court and they are referred to by me below. This point was also covered in the witness statements, and the press statements were two examples amongst many. I have not taken any other document in volume 2 into account in coming to my conclusion. Nothing in Ms Pemberton's statement therefore causes me to think that it would be in accordance with the overriding objective for me to revisit my decision to proceed with the trial.

Factual background

22. The detail of the factual background is set out in the witness statements relied on by the Claimants for the purposes of the trial, in particular the witness statements of Mr Anthony Milne (Global Security Adviser at the First Claimant) dated 3 April 2022; Mr Stuart Wortley (Partner at Eversheds Sutherland) dated 4 April 2022; Mr Allybokus dated 22 April 2022, 20 March 2023 and 13 June 2023; and Mr Martin Pullman (European Midstream Manager at the First Claimant) dated 27 February and 6 June 2023. The facts which led to the interim injunctions are also helpfully summarised by Ellenbogen J in her judgment of 6 April 2022, neutral citation number [2022] EWHC 966 (QB) and therefore need not be rehearsed by me in detail.

23. In outline, the Claimants are well known oil, petroleum and petrochemical companies. The injunction which they seek would restrain certain forms of trespass on their sites at the Fawley Petrochemical Complex in Southampton, the Hythe Terminal in Hardley, the Avonmouth Terminal near Bristol, the Birmingham Terminal, the Purfleet Terminal, the

West London Terminal, the Hartland Park Logistics Hub near Farnborough and the Alton compound at Holybourne.

24. Ellenbogen J carefully considered whether the Claimants had a sufficient proprietary rights in each of these sites to bring a claim in trespass and concluded that they did: see [21] of her judgment. At [6]-[8] she found that the Fawley Petrochemical Complex comprises an oil refinery, a chemical plant, and a jetty. The First Claimant is the freehold owner of the refinery and the chemical plant, and the registered lessee of the jetty. The Second Claimant is the lessee of the chemical plant. This is the explanation for a separate category of persons unknown: the Second Defendant in the proceedings.

25. Fawley is the largest oil refinery in the United Kingdom. It provides twenty per cent of the country's refinery capacity and is classed as Tier 1 Critical National Infrastructure. The chemical plant has an annual capacity of 800,000 tonnes, is highly integrated with the operations of the refinery, and produces key components for a large number of finished products here and elsewhere in Europe.

26. Ellenbogen J found that the First Claimant is also the freehold owner of the oil terminals at Hythe (primarily serving the South and West of England); that part of Birmingham which is material to the application (primarily serving the Midlands); Purfleet (primarily serving London and the South East of England); and West London (serving a range of customers in Southern and Central England and supplying aviation fuel to Heathrow Airport). It is also the registered lessee of the Avonmouth Terminal (primarily serving the South West of England). Title to the Purfleet jetty is unregistered, although the First Claimant has occupied the jetty for approximately 100 years. These Terminals are large and they play an important role in supplying the national economy.

27. The First Claimant has an unregistered leasehold interest in Hartland Park which is a temporary logistics hub comprising project offices, welfare facilities and car parking for staff and contractors, together with storage for construction plant materials, machinery and equipment in connection with the construction of a replacement fuel pipeline between the Fawley Petrochemical Complex and the West London oil terminal. It is also the freehold owner of the Alton compound, comprising a pumping station and another compound at Holybourne used in connection with the replacement fuel pipe line.

28. Submissions on this subject were addressed to Bennathan J on 27 April 2022 by Counsel for the interested person but he rejected them: see his judgment at [2022] EWHC 1477 (QB) [27]. He said that he was fully satisfied that the Claimants had the necessary proprietary interests. No evidence has been put before me to question the decisions of Ellenbogen and Bennathan JJ on this point and I therefore accept and adopt their findings.

29. Extinction Rebellion and Just Stop Oil are well known campaigns on the issue of climate change. The latter is focussed on the fossil fuel sector, and the former on climate change more generally.

30. The evidence before Ellenbogen and Bennathan JJ was that Just Stop Oil and Extinction Rebellion were organising action against the fossil fuel industry in March and April 2022. The intention was that groups or teams would block or disrupt oil networks including refineries, storage units and adjacent roads. Individuals were also being encouraged to sign up to direct action which would lead to their arrest.

31. Ellenbogen J summarised the evidence before her that, between 1 and 4 April 2022, four of the Sites - West London, Hythe, Purfleet and Birmingham - were subject to direct action as part the wider campaign which was disrupting various oil terminals in the United Kingdom. The evidence was that both Extinction Rebellion and Just Stop Oil were claiming involvement in that action on social media and through logos and banners which were displayed during some of the incidents.

32. On 1st April 2022, the operations of each of these four sites had been disrupted. At Birmingham approximately 20 people blocked the entrance in the small hours of the morning, preventing the collection of fuel from the site. A tanker was stopped at the entrance and two individuals climbed onto it. Others sat in front of it. One person glued himself to the path outside the Terminal. Police attended and around six arrests were made. The protest was dispersed and the site reopened at 5.30 p.m. that day.

33. At around the same time, approximately 24 people blocked the entrance to the West London Terminal by attaching barrels to the gates to the entrance used by vehicles so as to weigh them down and prevent them from lifting. Tripods were also erected immediately outside the access gate so as to block access. At approximately 6.45 a.m., four people cut a hole in the access fence and scaled one of the fuel storage tanks. The First Claimant was obliged to initiate its emergency site procedures, including the temporary shutdown of the pumping of aviation and ground fuels from Fawley to the West London Terminal. The four, and approximately eight others, were arrested a few hours later. As a result, by around 3:00 p.m., those responsible for the direct action had left the site and it was reopened.

34. At around 5:00 a.m. on the same day, seven people blocked the access to the Hythe Terminal, using the Extinction Rebellion “pink boat” and preventing access to the site. The police attended, the boat was removed at around 11.45 a.m. and the protesters were moved away. The site reopened an hour later.

35. Also on 1 April 2022, at around 6:30 a.m., 20 people blocked the access road to the Purfleet Terminal. Six people climbed onto a lorry which was delivering additives to the site. The police attended. By 3:00 p.m., some individuals remained on the lorry, but others in attendance had been arrested, or had dispersed. The site opened to customers at approximately 5:00 p.m.

36. On 2 April 2022, at around 09:45 a.m., approximately 20 people blocked access to and from the Purfleet Terminal. Some locked themselves to the access gates, and others sat in the access road. The police made a number of arrests and removed the protestors. The site opened to customers at approximately 5:30 p.m. There were other protests at other terminals across the country, albeit not terminals owned by the First Claimant and it was reported in the Press that around 80 arrests had been made.

37. At around 5:00 a.m., on 3 April 2022, approximately 20 protestors blocked access to the Birmingham Terminal by sitting in the road. Some also climbed on to a Sainsbury's fuel tanker. One protestor cut through the security fence around the Terminal, scaled one of the fuel storage tanks and displayed a Just Stop Oil banner. The First Claimant therefore initiated its emergency site procedures, including the temporary shutdown of the pumping

of ground fuel from Fawley to the Terminal. The police attended and made a number of arrests. The site was reopened to customers at around 4:00 p.m.

38. At around 4.30 a.m. on 4 April 2022, approximately 20 protestors arrived at the West London Terminal and used a structure to obstruct access to and egress from the Site. That evening, a number of individuals were arrested whilst they were on their way to the Purfleet site.

39. At [14] Ellenbogen J also noted a number of earlier incidents, going back to August 2020, which she accepted were evidence of the risk of the disruption continuing. These incidents were similar in nature to the incidents at the beginning of April 2022, although they varied in seriousness. At least four of the incidents had included displaying Extinction Rebellion banners or other insignia, and Extinction Rebellion had also associated itself with a number of these activities in the Press and on social media. In an incident in October 2021 protesters had broken into the Fawley Petrochemical Complex using bolt cutters and had climbed to the top of two storage tanks. In December 2021 they had used the same method to break into the site at Alton and had caused extensive damage to buildings, plant, and equipment there.

40. According to the evidence of Mr Allybokus there were further incidents around the time of the Order made by Ellenbogen J which included the following:

    a. On 6 April 2022, a group blocked a roundabout on the main route from the M25 to the Purfleet Terminal by jumping onto a tanker and gluing themselves onto the road. Another group blocked a roundabout on the main route to the West London Terminal by jumping onto lorries.

    b. On 8 April 2022, around 30 individuals blocked a main route from the M25 to the Purfleet Terminal.

    c. On 13 April 2022, a group blocked an access road near the Purfleet Terminal, and 3 people climbed on top of a tanker.

41. Mr Wortley also gives evidence of more than 500 arrests in March/April 2022 at the Kingsbury Terminal operated by Valero Energy Limited in Staffordshire, and of injunctions being granted in that case.

42. However, the evidence is that the interim injunctions which were granted in the present case have been complied with.

43. In relation to the risk of trespass should the claim for a final injunction be refused, Mr Morshead also relied on the evidence of Mr Pullman that Just Stop Oil protesters have targeted the First Claimant's Southampton to London pipeline (which does not comprise one of the Sites). This included digging and occupying a pit so as to obstruct specialist construction equipment, and it led to injunctions being granted by Eyre J on 16 August 2022 and then HHJ Lickley KC on 21 October 2022. There was also a committal of one person to prison for breach of Eyre J's Order. Another admitted that he had breached that Order but the Court accepted his undertaking not to do so again.

44. Protesters have organised a number of events in order to carry out direct action against various targets, all with some connection to the energy industry. They have also targeted the offices of the Claimants' solicitors including by a sit-down protest in November 2022 which obstructed the entrance and by throwing purple paint over the glass structure of the building.

45. Although, in January 2023, Extinction Rebellion announced that it was changing its tactics and moving away from public disruption as a primary tactic, Just Stop Oil has made clear its intention to continue with this approach. Mr Morshead showed me public statements by Just Stop Oil along the lines that the public should "expect us every day and anywhere" and that its supporters "will be returning – today, tomorrow and the next day – and the next day after that – and every day until our demand is met: no new oil and gas in the UK". This includes asking people to "Sign up for arrestable direct action…".

46. Mr Morshead also relied on evidence that, more generally, there has been no let-up in the activities of climate change protesters. For example, there was disruption of the Grand National and the World Snooker Championship in April 2023, as well as a sit-down protest at the Global Headquarters of Shell following a weekend of protest in central London organised by Extinction Rebellion. Since 24 April 2023 there has been a campaign of "slow marching" in London and Just Stop Oil protesters were arrested in or around Whitehall and Parliament in May 2023. There was also disruption of the Chelsea Flower Show and other sporting events including the Ashes test match and Wimbledon. Mr Pullman also gave evidence about extensive litigation in the civil and criminal courts arising out of protest activities with a number of injunctions being granted and/or extended, and various prosecutions and convictions in the Magistrates Court for public order offences.

47. As for the harm which would result from the acts of trespass which are sought to be restrained, disruption of the Claimants' operations is in itself harmful to their interests. The evidence is that such disruption has potential financial consequences for them, but it also has consequence for the wider economy given the impact on the businesses of wholesale and retail suppliers of fuel, and the effect on access to fuel for purposes including road, rail and air transport as well as heating. Indeed, in March/April 2022 Just Stop Oil and Extinction Rebellion were open about the fact that they were seeking to emulate the 2000 protests by haulage drivers, which disrupted supplies of oil to the country with severe economic consequences.

48. There is also evidence of the risk of serious physical harm resulting from acts of trespass by protesters. This refers not merely to the damage to property which results from them cutting through security fences and vandalising the Sites, but also to the risk of very serious accidents. The Claimants' sites are used for the production and storage of highly flammable and otherwise hazardous substances. As is obvious, this is a highly dangerous activity and for this reason there are stringent security and health and safety measures in operation at the Sites. Access is strictly controlled, and all of the Claimants' employees and contractors are trained in relation to the hazards which they might encounter and, where appropriate, provided with protective clothing and equipment.

49. Mr Milne and Mr Pulman give written evidence on this subject. The Petrochemical Complex at Fawley and each of the oil Terminals are regulated by the Health & Safety Executive under the Control of Major Accident Hazards Regulations 2015 (COMAH).

All of the Sites have fully licensed security personnel, security barriers at the point of vehicular access, closed circuit television infrastructure linked to an Access Control system and fenced areas where active operations are undertaken. The operational area of the Petrochemical Complex at Fawley is protected by 2 fences, one of which is electrified.

50. All authorised visitors to the Sites are required to watch an induction safety video which highlights both the hazards and the emergency safety procedures. Most of the Sites include higher risk areas which require additional safety precautions. Within these areas, authorised personnel are required to wear fire retardant clothing and the appropriate personal protective equipment (hard hats, safety glasses, fire retardant gloves, safety shoes).

51. In some areas, devices which measure hydrocarbon vapour levels in the air must be carried. One of the potential hazards inside these facilities is a vapour cloud, which can result from an unplanned release of hydrocarbon or biofuels. Such a release can be extremely hazardous. Potential ignition risks such as smoking, using mobile phones or cameras and wearing clothes which accumulate static electricity (e.g. nylon) are strictly prohibited within the higher risk areas.

52. Protesters will not be trained in relation to the risks on these sites, nor familiar with which areas are the more dangerous ones, and nor are they likely to be wearing appropriate protective clothing. As I have noted, in previous incidents in 2021 and 2022 protesters have used bolt cutters to cut through both security fences at the Fawley Petrochemical Complex, the security fence at the First Claimant's compound in Alton and the security fences at the West London and Birmingham Terminals. During the protests in 2022 some protesters broke into higher risk areas and were carrying iPhones, cameras, cigarette lighters and/or nylon sleeping bags, thus exposing themselves and others to the risk of death or serious injury.

53. Apart from the risk of an explosion or a fire, there are obvious risks in protesters climbing onto fuel tanks 20 metres above the ground without the necessary safety equipment, and in climbing onto fuel tankers as they have been. Moreover, blocking access to the Sites prevents evacuation and access for emergency vehicles in the event of an incident.

Jurisdiction

54. In *London Borough of Barking and Dagenham & Others v Persons Unknown* (supra) the Court of Appeal confirmed that the jurisdiction to grant both interim and final injunctions in this context is provided by section 37 Senior Courts Act 1981. This states, so far as material:

> *"(1) The High Court may by order (whether interlocutory or final) grant an injunction…in all cases in which it appears to the court to be just and convenient to do so.*
>
> *(2) Any such order may be made either unconditionally or on such terms and conditions as the court thinks just."*

55. The Court of Appeal held that there is, therefore, jurisdiction to grant a final injunction against persons unknown who are "newcomers" i.e., persons who have not committed or

threatened to commit any tortious act against the applicant for the injunction and therefore have not been served with the proceedings and made subject to the jurisdiction of the court before the order was made. Provided such a person has been served with the order they will become a party to the proceedings if they knowingly breach the terms of the injunction. Any risk of injustice which arises from this position is mitigated by the fact that such a person may apply to vary the injunction or set it aside, and by the fact that the duration of the injunction can be limited by the court, and it can be subject to periodic review. As I have noted, an appeal was heard by the Supreme Court in February this year and judgment is awaited. However, at the time of writing the law is as stated by the Court of Appeal.

The Claimants' cause of action

56. The cause of action relied on by the Claimants is now limited to trespass, and the relief which they seek is limited to restraining protesters from entering the Sites in order to carry out their activities. This point is important because of the effect which it has on the balancing of rights under the ECHR.

57. As a general proposition *"seriously disrupting the activities of others is not at the core of"* the right to freedom of assembly and this is relevant to the assessment of proportionality: see Lords Hamblen and Stephens in *DPP v Ziegler* [2021] UKSC 23; [2022] AC 408 at [67]. As Leggatt LJ (as he then was) put it in *Cuadrilla Bowland Ltd & Others v Persons Unknown* [2020] EWCA Civ 9; [2020] 4 WLR 29 at [94]:

> *"... the disruption caused was not a side-effect of protest held in a public place but was an intended aim of the protest…this is an important distinction. ...intentional disruption of activities of others is not "at the core" of the freedom protected by Article 11 of the Convention .... one reason for this [is] that the essence of the rights of peaceful assembly and freedom of expression is the opportunity to persuade others… ...persuasion is very different from attempting (through physical obstruction or similar conduct) to compel others to act in a way you desire….;"*

58. But, in addition to this, in *DPP v Cuciurean* [2022] EWHC 736 (Admin); [2022] 3 WLR 446 at [45] the Divisional Court held that there is no basis in the caselaw of the European Court of Human Rights:

> *"to support the ... proposition that the freedom of expression linked to the freedom of assembly and association includes a right to protest on privately owned land or upon publicly owned land from which the public are generally excluded. The Strasbourg court has ... consistently said that Articles 10 and 11 do not "bestow any freedom of forum" in the specific context of interference with property rights ... There is no right of entry to private property or to any publicly owned property. The furthest that the Strasbourg court has been prepared to go is that where a bar on access to property has the effect of preventing any effective exercise of rights under Articles 10 and 11, or of destroying the essence of those rights, then it would not exclude the possibility of a state being obliged to protect them by regulating property rights."*

59. This means that in the present case the injunction sought by the Claimants does not engage Articles 10 and 11 ECHR or, if they are engaged, it would be compatible with these provisions for it to be granted because restraining trespass would obviously be

proportionate. Section 12(3) of the Human Rights Act 1998 is not engaged because it applies to interim injunctions.

60. The tort of trespass to land consists of any unjustified intrusion, whether by a person or an object, by one person upon land in the possession of another. It may also include intrusion into the airspace above land. There is no requirement that the intrusion be intentional or negligent provided it was voluntary. Trespass is actionable without proof of damage and by a person who is in possession i.e., who occupies or has physical control of the land. Proof of ownership is prima facie proof of possession but tenants and licensees will have rights of possession and be entitled to claim in trespass in order to secure those rights. In broad terms, entry onto another's land may be justified by proving a legal or equitable right to do so, or necessity to do so in order to preserve life or property. Justification therefore does not arise in the present case. (Clerk & Lindsell on Torts 23rd Edition, chapter 18).

Is relief just and convenient in principle?

61. In *Vastint Leeds BV v Persons Unknown* [2018] EWHC 2456 (Ch); [2019] 1 WLR 2 Marcus Smith J said this at [31(3)] in relation to final anticipatory injunctions:

> *"(3) When considering whether to grant a quia timet injunction, the court follows a two-stage test: (a) First, is there a strong probability that, unless restrained by injunction, the defendant will act in breach of the claimant's rights? (b) Secondly, if the defendant did an act in contravention of the claimant's rights, would the harm resulting be so grave and irreparable that, notwithstanding the grant of an immediate interlocutory injunction (at the time of actual infringement of the claimant's rights) to restrain further occurrence of the acts complained of, a remedy of damages would be inadequate?"*

62. He then went on to give guidance as to what may be relevant to the application of this approach in a given case.

63. With respect, I confess to some doubts about whether the two questions which he identified are part of a *"test"* or a *"two stage"* test. To my mind they are questions which the Court should consider in applying the test under section 37 Senior Courts Act 1981, namely what is *"just and convenient"* but they are not threshold tests. I also note that, even taking into account *Vastint*, the editors of Gee on Commercial Injunctions (7th Edition) say at 2-045:

> *"There is no fixed or 'absolute' standard for measuring the degree of apprehension of a wrong which must be shown in order to justify quia timet relief. The graver the likely consequences, and the risk of wrongdoing the more the court will be reluctant to consider the application as 'premature'. But there must be at least some real risk of an actionable wrong."*

64. Where the court is being asked to grant an injunction in circumstances where no tort has been committed or completed it will naturally need to be persuaded that the risks and consequences of not making such an order are sufficiently compelling to grant relief. Where, as in the present case, tortious conduct has taken place but the identity of the tortfeasors is unknown, and relief is sought on a final basis against future tortfeasors who

are not a parties and are identified only by description, again the court will be cautious. But it would be surprising if, for example, a court which considered that there was a significant risk of further tortious conduct, but not a strong probability of such conduct, was compelled to refuse the injunction no matter how serious the damage if that conduct then took place.

65. However, Marcus Smith J analysed the authorities carefully, successive cases have adopted his test and the matter was hardly argued before me. I therefore do not propose to depart from what he said. Nor do I need to. Bennathan J was satisfied that the *Vastint* test was satisfied in this case, and so am I in the light of the evidence before me: I am also satisfied that, having regard to the risks in the event that relief is refused, it is just and convenient to grant relief.

66. As noted above, this was the issue on which I pressed Mr Morshead bearing in mind that only some of the incidents in 2021/2022 involved trespass and only on some of the Sites. There has been compliance with the injunctions ordered by Ellenbogen and Bennathan JJ. Extinction Rebellion announced a change of tactics in January 2023 and a good deal of the evidence about protest activities since April 2022 is about activities of a different nature to those which led to the injunctions in this case. Where protesters have been identified in these proceedings, they have been prepared to give undertakings not to trespass on the Sites. All of these considerations could be argued to show something less than a strong probability of further trespassing on the Sites.

67. Having considered the evidence in the round, however, I was satisfied that the first limb of the *Vastint* test is satisfied. It would have been very easy for Extinction Rebellion or Just Stop Oil to give assurances or evidence to the court that there was no intention to return to their activities of 2021/2022, and no risk of trespass on the Sites or damage to property by protesters in the foreseeable future, but they did not do so. One is therefore left with the evidence relied on by the Claimants. This shows that they intend to continue to challenge the oil industry vigorously, including by causing disruption. As to the form that that disruption will take, it appears that the effect of the various injunctions which have been granted in this case and others has been to prevent or deter them from taking the steps prohibited by the orders of the court although, of course, not invariably so. If, therefore, an injunction is refused in the present case the overwhelming likelihood is that protests of the sort which were seen in 2021/2022 will resume, and that they will include acts of trespass of the sort to which I have referred.

68. As to the second limb of the *Vastint* test, I had little hesitation in holding that it is satisfied. Whatever the merits of the protesters' cause, and I make no comment on this, their activities in breaking into the Sites are highly disruptive and dangerous. These activities have significant financial and wider economic consequences which are unquantifiable in damages, and any award of damages would likely be unenforceable in any event. They also risk very serious damage to property and endanger the protesters and others.

69. I have considered Ms Pemberton's suggestion of a distinction between Extinction Rebellion and Just Stop Oil protesters but found this unconvincing in the absence of any assurance from Extinction Rebellion. As Mr Morshead pointed out, their strategy could change at any time. Given the risk posed by Just Stop Oil protesters, relief is appropriate and it would be naïve of the court to leave open the possibility of trespass on the Sites by protesters who said that they were acting under the Extinction Rebellion banner. If there

is no intention on the part of Extinction Rebellion protesters to trespass on the Sites, the injunction will not affect them anyway.

70. I have also considered whether relief should be limited to certain Sites and not others given that some had not been subjected to trespass but I agree with Ellenbogen J that the essence of anticipatory relief, where it is justified, is that the claimant need not wait until harm is suffered before claiming protection: see her judgment in these proceedings at [2022] EWHC 966 (KB) [29].

Canada Goose

71. Turning to the other considerations identified by the Court of Appeal in *Canada Goose UK Retail Limited v Persons Unknown* [2020] EWCA Civ 303; [2020] 1 WLR 2802 at [82], albeit in relation to interim injunctions:

    a. Those "persons unknown" (as defined) who can be identified have been and they have given assurances or undertakings. There were six of them. The four who gave assurances are therefore not named defendants. The Fourth and Fifth Defendants were joined to the proceedings by Order of Collins Rice J and have given separate undertakings and will be subject to a separate order ([82(1)] *Canada Goose)*.

    b. The "persons unknown" are defined in the originating process and the Order by reference to their conduct which is alleged to be unlawful i.e. they are people who enter or remain on the Sites without the consent of the Claimants for the purposes of the Extinction Rebellion and the Just Stop Oil campaigns ([82(2) and (4)]). People who have not entered the Sites will not be parties to the proceedings or subject to the Order.

    c. I have addressed the question of anticipatory relief, above, in relation to final injunctions ([83(3)]);

    d. The acts prohibited by the injunction correspond to the threatened torts and do not include lawful conduct given that they are all acts which take place in the context of trespass i.e., on the Sites delineated in the plans attached to the Order ([82(5)]).

    e. The terms of the injunction are clear and precise so as to ensure that those affected know what they can and cannot do. ([82(6)]).

    f. The injunction has clear geographical and temporal limits. The geographical limits are indicated on the plans attached to the Order and the duration of the injunction will be five years subject to a review following the handing down of the judgement of the Supreme Court in the *Wolverhampton* case and annually in any event ([82(7)]). I note that a five year term with annual reviews was ordered, for example, by Eyre J in *Transport for London v Lee* [2023] EWHC 1201 (KB) at [57]. There is also provision for applications on notice to vary or discharge the Order.

Service of the Order

72. I approve the terms of the draft Order as to service. There is good reason to permit alternative methods of service (see CPR rules 6.15 and 6.27), namely that standard methods of service in accordance with CPR rule 6 are not practicable. The arrangements in the draft Order are those which have been approved by Ellenbogen, Bennathan and Collins Rice JJ.

Conclusion

73. For all of these reasons I am satisfied that it is just and convenient to grant the Order which I have made.

Amended under the Slip Rule CPR 40.12 dated 21st July 2023 & approved by Mr justice Linden

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
KING'S BENCH DIVISION
Before the Honourable Mr Justice Linden
On 18 July 2023



B E T W E E N: **(1) ESSO PETROLEUM COMPANY, LIMITED**
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES

(5) DIANA HEKT

Defendants

ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY 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 OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANT

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this Order (which is explained below).

RECITALS

FOLLOWING the Orders of Ellenbogen J dated 6 April 2022, Bennathan J dated 27 April 2022, Collins Rice J dated 30 March 2023 and Linden J dated 10 July 2023

UPON the hearing of the Claimants' claim issued on 4 April 2022

AND UPON the application dated 14 June 2023

AND UPON hearing Leading Counsel and Junior Counsel for the Claimants

AND UPON reading the evidence recorded in Schedule 1 to this Order

AND UPON the Claimants having received assurances from Paul Barnes and Diana Hekt that they do not intend to breach any injunction covering the Sites (as defined below)

AND UPON the Court handing down its judgment on 18 July 2023

IT IS ORDERED THAT:

NAMED DEFENDANTS

1. In view of the assurances given by them mentioned above, Paul Barnes and Diana Hekt are not to be subject to the injunctions set out in paragraphs 3, 4 and 5 below, without further order.

FURTHER EVIDENCE

2. The Claimants be permitted to rely on the Second Witness Statement of Martin Pullman dated 6 June 2023 and the Seventh Witness Statement of Nawaaz Allybokus dated 13 June 2023.

THE INJUNCTIONS

3. Until 11 July 2028, or further order in the meantime, the First Defendant must not:

    3.1 enter or remain upon any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:

        (1) the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TH (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan').

        (2) Hythe Terminal, New Road, Hardley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan').

        (3) Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan').

(4) Birmingham Terminal, Wood Lane, Birmingham B24 8DN (as shown for identification edged red on the attached 'Birmingham Plan').

(5) Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan').

(6) West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan').

(7) Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the attached 'Hartland Park Plan').

(8) Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan');

3.2 damage any part of any of the Sites;

3.3 affix themselves or any person or object to any part of any of the Sites;

3.4 erect any structures on any part of any of the Sites;

4. Until 11 July 2028, or further order in the meantime, the Second Defendant must not without the consent of the First Claimant or Second Claimant:

4.1 enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH ("the Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

4.2 damage any part of the Chemical Plant;

4.3 affix themselves or any person or object at the Chemical Plant;

4.4 erect any structures on any part of the Chemical Plant.

5. Until 11 July 2028, or further order in the meantime, the Third Defendant must not enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

VARIATION OR DISCHARGE OF THIS ORDER

6. The Defendants may apply to vary or discharge this Order at any time upon giving not less than 3 clear days' notice to the Claimant's solicitors, Eversheds Sutherland (International) LLP, by emailing exxonmobil.service@eversheds-sutherland.com. Any evidence to be relied upon in support of such an application must be communicated in writing to the Claimants' solicitors at least 2 clear days before the hearing.

7. Any person applying to vary or discharge this Order must provide their full name and address, an address for service.

8. The Claimants have liberty to apply.

REVIEW HEARINGS

9. Within 14 days of the judgment of the Supreme Court in *Wolverhampton City Council v London Gypsies and Travellers* (2022/0046) being handed down, the Claimants will apply to the King's Bench Division for a review of this Order. Subject to the views of the judge who considers the matter, such review may be conducted on paper in the event that there is no material change in the law as stated by the Court of Appeal in *London Borough of Barking & Dagenham & Others v Persons Unknown* [2022] EWCA Civ 13; [2023] QB 295.

10. Subject to the paragraph above, the injunctions made herein shall be reviewed on each anniversary of this order (or so close thereto as is convenient having regard to the Court's list) with a time estimate of 2.5hrs (plus reading time). The Claimants are permitted to file and serve any evidence in support 14 days before the review hearing.

11. The Claimants shall file and serve a trial bundle not less than 7 days before the review hearing.

12. Skeleton arguments on behalf of any represented party shall be lodged and exchanged, with bundle of authorities, not less than 3 days before the review hearing.

INTERPRETATION OF THIS ORDER

13. A Defendant who is ordered not to do something must not do it him/herself/themselves or in any other way. He/she/they must not do it through another acting on his/her/their behalf or on his/her/their instructions or with his/her/their encouragement.

SERVICE OF THIS ORDER

14. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of this Order shall be effected on the First, Second and Third Defendants as follows:

14.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that a copy of the Order may be obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 4500) email: exxonmobil.service@eversheds-sutherland.com and (b) that a copy of the Order may be viewed at the website referred to in Paragraph 13.2 of this Order;

14.2 posting the Order on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations;

14.3 fixing a minimum of four large warning notices in the forms annexed to this Order in conspicuous places around the perimeters of the Sites. Such notices must be a minimum of A2 size; and

14.4 sending an email to each of the following email addresses: (i) with the information that a copy of the Order may be viewed at the website referred to in Paragraph 14.2 of this Order; and/or (ii) enclosing a copy of this Order (whether by Mimecast link or otherwise):

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

15. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), this Order shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 14 above have been completed.

16. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 14 of this Order shall stand as good service of the Order on the First, Second and Third Defendants.

SERVICE OF OTHER DOCUMENTS

17. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of any other applications and evidence in support by the Claimants ("the Further Documents"), shall be effected on the First, Second and Third Defendants as follows:

17.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that copies of the Further Documents may be obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 0969) email: exxonmobil.service@eversheds-sutherland.com and (b) that copies of the Further Documents may be viewed at the website referred to in Paragraph 14.2 of this Order;

17.2 posting the Further Documents on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations; and

17.3 sending an email to each of the following email addresses: (i) with the information that copies of the Further Documents may be viewed at the website referred to in Paragraph 17.2 of this Order; and/or (ii) enclosing copies of the Further Documents (whether by Mimecast link or otherwise):

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

18. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), the Further Documents shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 17 above have been completed.

19. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 17 of this Order shall stand as good service of the Further Documents on the First, Second and Third Defendants.

20. Pursuant to CPR 81.4(2)(c) and (d), the Court dispenses with the requirement for personal service in relation to the Fifth Defendant.

COSTS

21. No order as to costs.

THE COURT

22. The Court will provide sealed copies of this Order for service to the Claimants' solicitors, whose details are set out in Paragraphs 14.1 and 17.1 of this Order.

23. All communications to the Court about this Order should be sent to:
    - King's Bench Division, Royal Courts of Justice, Strand WC2A 2LL
    - The office are open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
    - The telephone number is 020 3936 8957
    - The email address is kbjudgeslistingoffice@justice.gov.uk

SERVICE OF THE ORDER

24. This Order shall be served by the Claimants on the Defendants.

18 July 2023

SCHEDULE 1

The Judge read the following Witness Statements before making this Order:

(1) First Witness Statement of Stuart Sherbrooke Wortley dated 4 April 2022 together with the exhibits marked "SSW1" - "SSW9".

(2) First Witness Statement of Anthony Milne dated 3 April 2022 together with the exhibits marked "AM1" – "AM15".

(3) First Witness Statement of Nawaaz Allybokus dated 5 April 2022 together with the exhibit marked "NA1".

(4) Second Witness Statement of Nawaaz Allybokus dated 5 April 2022 together with the exhibit marked "NA2".

(5) First Witness Statement of Martin Pullman dated 27 February 2023 together with exhibits marked "MP1" and "MP2".

(6) Third Witness Statement of Nawaaz Allybokus dated 22 April 2022 together with the exhibit marked "NA3".

(7) Fourth Witness Statement of Nawaaz Allybokus dated 22 April 2022 together with the exhibit marked "NA4".

(8) Fifth Witness Statement of Nawaaz Allybokus dated 20 March 2023 together with the exhibit marked "NA5".

(9) Sixth Witness Statement of Nawaaz Allybokus dated 24 May 2023 together with the exhibit marked "NA6"

(10) Second Witness Statement of Martin Pullman dated 6 June 2023 together with the exhibits marked "MP3" – "MP5"

(11) Seventh Witness Statement of Nawaaz Allybokus dated 13 June 2023 together with the exhibits marked "NA7" – "NA8"

(12) Eighth Witness Statement of Nawaaz Allybokus dated 4 July 2023 together with the exhibit marked "NA9".

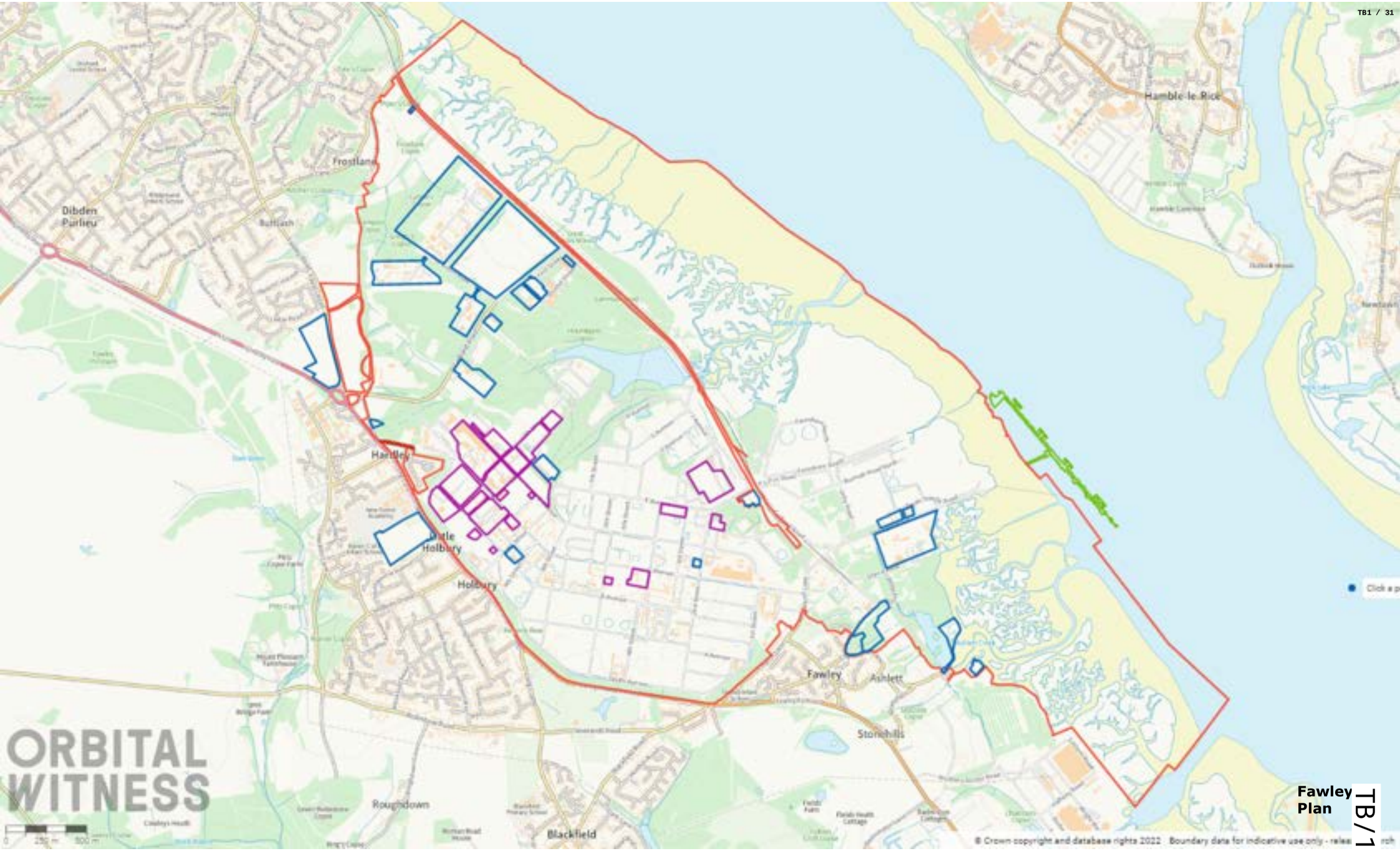
(13) Ninth Witness Statement of Nawaaz Allybokus dated 11 July 2023 together with the exhibit marked "NA10".

(14) Witness Statement of Sarah Pemberton dated 11 July 2023

(15) Tenth Witness Statement of Nawaaz Allybokus dated 12 July 2023.

SCHEDULE 2 - Plans

1. Fawley Plan
2. Hythe Plan
3. Avonmouth Plan
4. Birmingham Plan
5. Purfleet Plan
6. West London Plan
7. Hartland Park Plan
8. Alton Compound Plan



Fawley Plan

TB/134

Hythe

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Click a point

Cadiland Road

Fawley Road

New Road

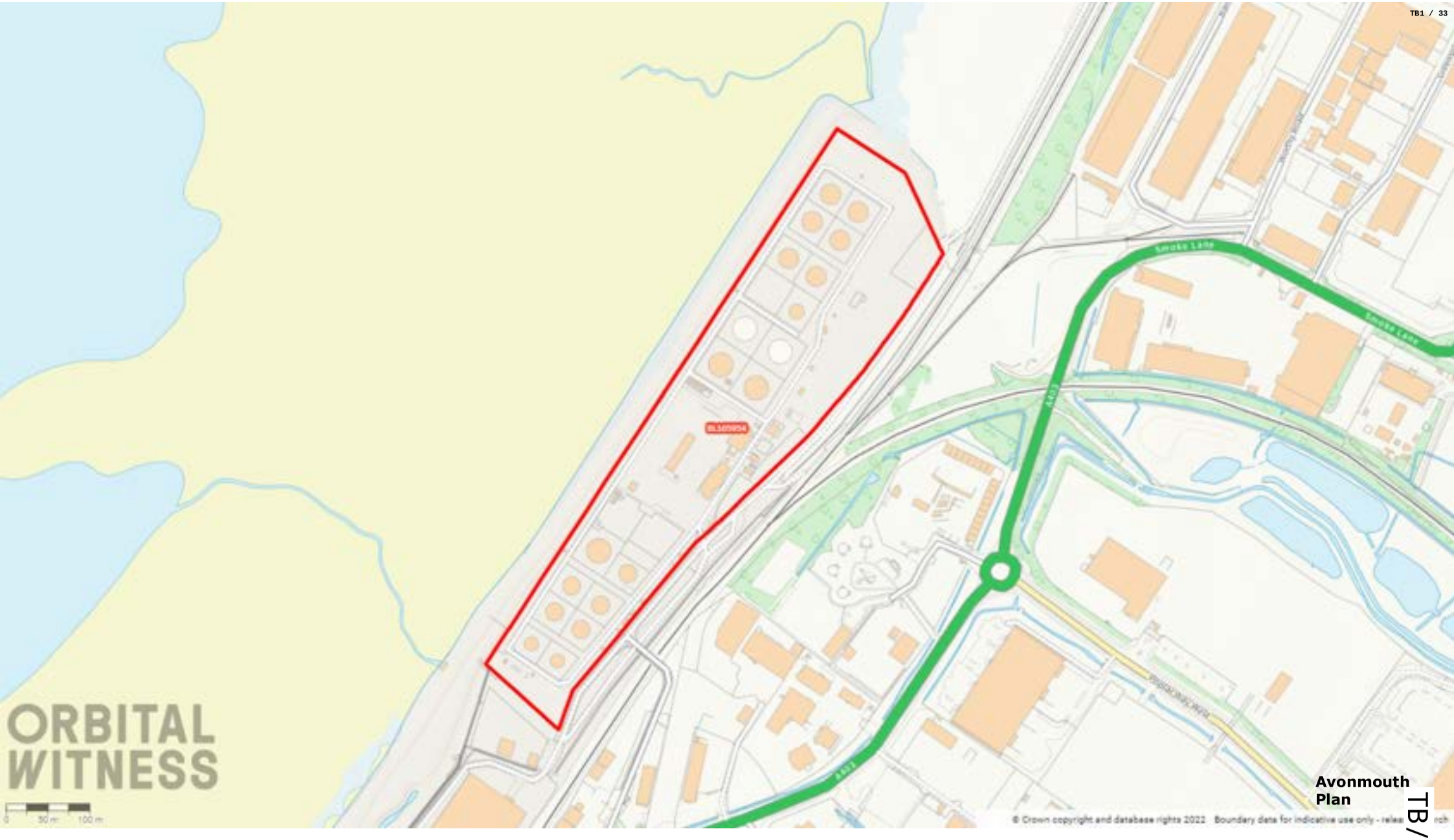
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Forest Lane

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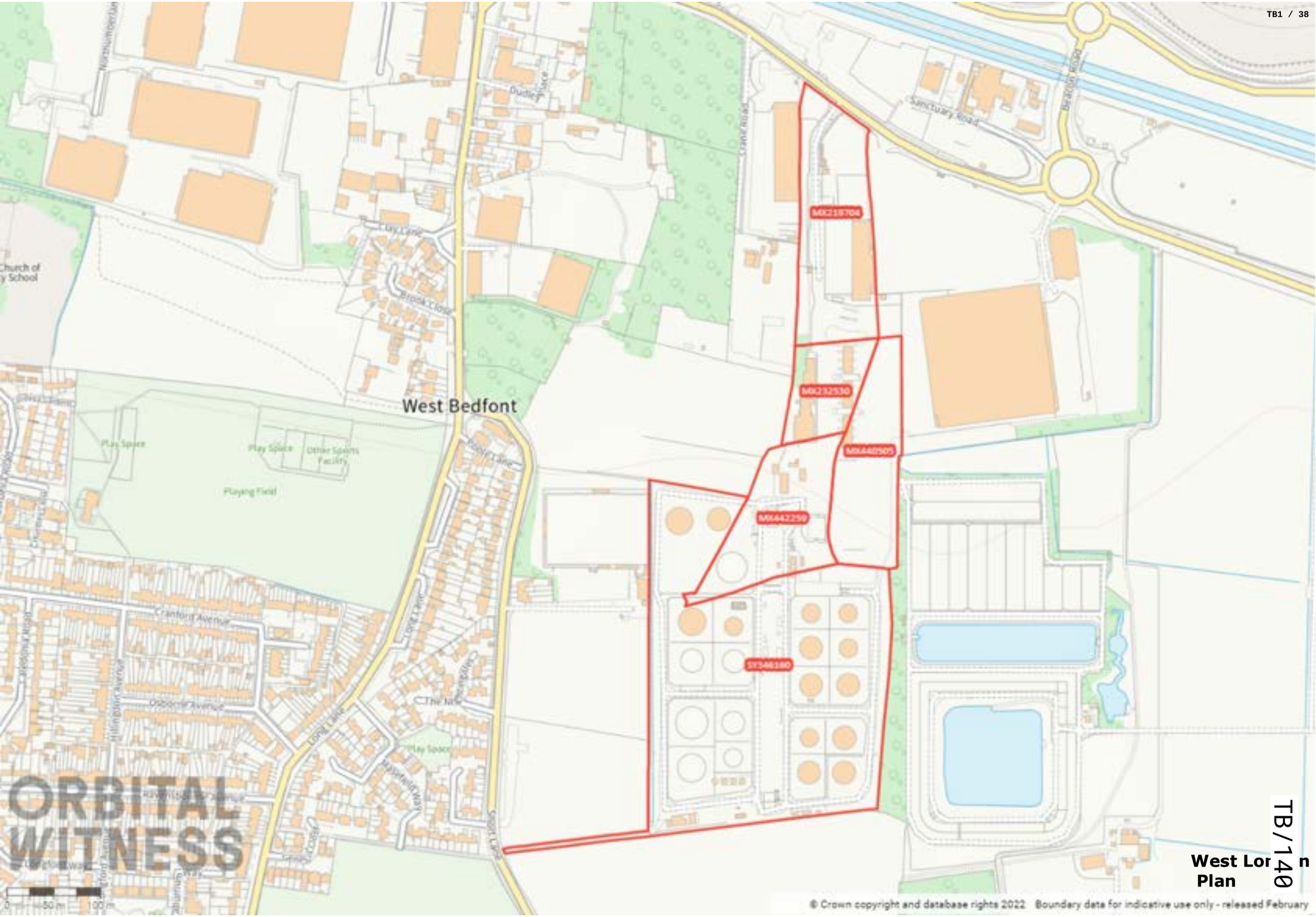
Purfleet Plan

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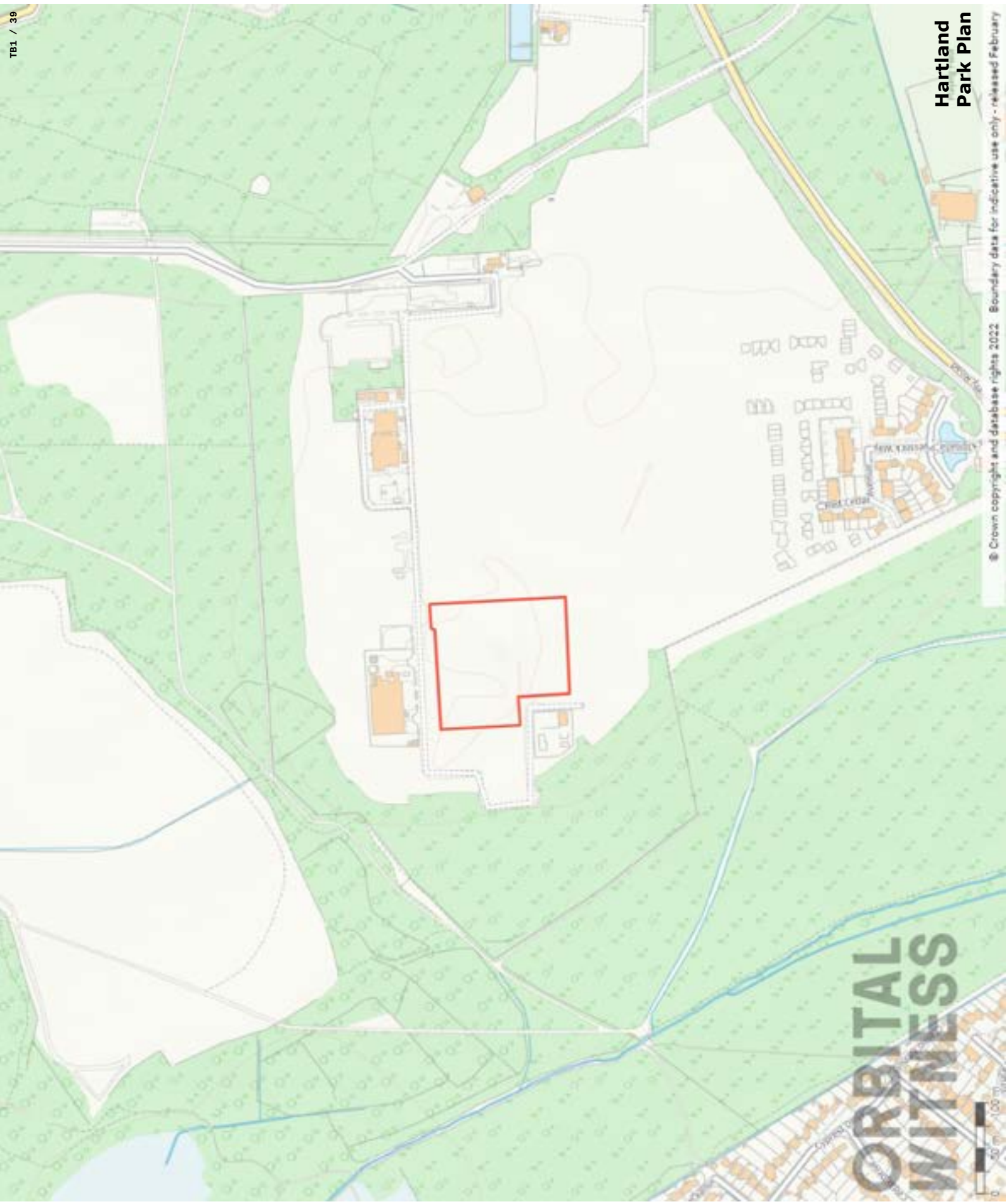
TB/139

Purfleet
Plan B



TB/140

West Lor n
Plan


Hartland
Park Plan
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ORBITAL
WITNESS


ORBITAL WITNESS
Alton Compound
Plan
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TB/142

Amended under the Slip Rule CPR 40.12 dated 16th October 2023 & approved by Mrs Justice Heather Williams DBE

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
KING'S BENCH DIVISION
Before the Honourable Mrs Justice Heather Williams DBE
On 16th October 2023



B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED

(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES

(5) DIANA HEKT

Defendants

ORDER

RECITALS

FOLLOWING the order of Linden J dated 18 July 2023 (as amended on 21 July 2023) (the "**Order**")

UPON the application of the Claimants dated 13 October 2023

AND UPON reading the first Witness Statement of Holly Stebbing dated 13 October 2023

AND UPON the notice of change of solicitors dated 2 October 2023 and effected by Norton Rose Fulbright LLP on the Defendants (the "**Notice**")

AND UPON the Court considering this application without notice to the Defendants pursuant to CPR 6.27 and 6.15(3)(b).

IT IS ORDERED THAT:

1. Service of the Notice on the First, Second and Third Defendants in the same manner as prescribed at paragraph 17 of the Order shall stand as good service and accordingly, pursuant to CPR 6.15 and 6.27, retrospective permission is granted to the Claimants to serve the Notice on the First, Second and Third Defendants in such alternative manner. Pursuant to CPR 6.15(3) and 6.27, the Notice shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in paragraph 17 of the Order were completed.

2. Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), permission is granted to the Claimants to serve this order, its associated documents and any further documents in this claim by way of alternative method, such method as prescribed at paragraph 17 of the Order. Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), the order shall be deemed to be

served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in paragraph 17 of the Order were completed.

3. The Order shall be varied at follows:

At paragraph 6:

6. The Defendants may apply to vary or discharge this Order at any time upon giving not less than 3 clear days' notice to the Claimant's solicitors, Norton Rose Fulbright LLP, by emailing ExxonMobil.Service@nortonrosefulbright.com. Any evidence to be relied upon in support of such an application must be communicated in writing to the Claimants' solicitors at least 2 clear days before the hearing.

At paragraph 14:

14. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of this Order shall be effected on the First, Second and Third Defendants as follows:

14.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that a copy of the Order may be obtained from the Claimants' solicitors, Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ (Ref: Holly Stebbing, tel: 020 7283 6000) email: ExxonMobil.Service@nortonrosefulbright.com; and (b) that a copy of the Order may be viewed at the website referred to in Paragraph 14.2 of this Order;

14.2 posting the Order on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations;

14.3 fixing a minimum of four large warning notices in the forms annexed to this Order in conspicuous places around the perimeters of the Sites. Such notices must be a minimum of A2 size; and

14.4 sending an email to each of the following email addresses: (i) with the information that a copy of the Order may be viewed at the website referred to in Paragraph 14.2 of this Order; and/or (ii) enclosing a copy of this Order (whether by Mimecast link or otherwise):

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

At paragraph 17:

17. Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of any other documents in these proceedings by the Claimants (the "Further Documents") shall be effected on the First, Second and Third Defendants as follows:

17.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that copies of the Further Documents may be obtained from the Claimants' solicitors, Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ (Ref: Holly Stebbing, tel: 020 7283 6000) email: ExxonMobil.Service@nortonrosefulbright.com; and (b) that copies of the Further Documents may be viewed at the website referred to in Paragraph 17.2 of this Order;

17.2 posting the Further Documents on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations; and

17.3 sending an email to each of the following email addresses: (i) with the information that copies of the Further Documents may be viewed at the website referred to in Paragraph 17.2 of this Order; and/or (ii) enclosing copies of the Further Documents (whether by Mimecast link or otherwise):

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

4. Pursuant to CPR 23.10, the First, Second and Third Defendants shall have the right to apply to have this order set aside or varied in accordance with the amended paragraph 6 of the Order. Any such application must be made within 7 days of this order.

5. There shall be no order as to costs.

16th October 2023

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
The Honourable Mr Justice Freedman
On 14 December 2023

CLAIM NO. QB-2022-001098



KB-2023-004334

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED

(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

ORDER

UPON the Court reading an application notice of the Claimants dated 13 December 2023 for

(1) a review of the order of Mr Justice Linden dated 18 July 2023, as amended on 21 July 2023 and on 16 October 2023 ("the Order"), pursuant to paragraph 9 of the Order in the light of the decision of the Supreme Court decision in *Wolverhampton City Council and others v London Gypsies and Travellers and others* [2023] UKSC] 47 ("the Application")

(2) a variation of the Order (a) to remove the Hartland Park Site from the Order, and (b) to amend the area of the Birmingham Terminal in the Order.

AND UPON the Court reading an accompanying letter to the Court of Norton Rose Fulbright ("NRF") on behalf of the Claimants dated 13 December 2023 and an email sent to the Court of NRF dated 14 December 2023 in response to an email from the Court as regards directions for the disposal of the Application.

IT IS ORDERED THAT:

1. As soon as reasonably practicable and in any event by not later than Wednesday 20 December 2023, the Claimants do serve the Application and accompanying documents and this order on the Defendants in accordance with paragraph 17 of the Order.

2. By Monday 15 January 2024, any defendant and any other person affected by the Application (including but not limited to Mr Martin Marston-Patterson by Bindmans LLP on his behalf), may file and serve written representations and supporting documents in response to the application.

3. By Monday 22 January 2024, the Claimants do file any reply to any written representations filed in response to the Application.

4. After 24 January 2024, the papers will be referred to a Judge of the King's Bench Division to determine the application on the papers (or at a hearing if the Court determines that an oral hearing is required).

5. There be permission to apply to discharge or vary this order on application by the parties or any of them or any other person affected by this order on 48 hours' notice to the other parties.

Approved:

Mr Justice Freedman

14 December 2023

Amended by Mrs Justice Tipples under the slip rule (CPR 40.12) dated 10 July 2024

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
Mrs Justice Tipples
Wednesday 10 July 2024
B E T W E E N:

CLAIM NO. QB-2022-001098



(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED

Amended by Mrs Justice Tipples under the slip rule (CPR 40.12) dated 10 July 2024

(G) RED ON THE ATTACHED 'WEST LONDON PLAN')

(H) ~~HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~

(I) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES

(5) DIANA HEKT

Defendants

O R D E R

Amended by Mrs Justice Tipples under the slip rule (CPR 40.12) dated 10 July 2024

RECITALS

UPON the Order of Linden J, dated 18 July 2023 (as amended on 21 July 2023 and 16 October 2023) granting the Claimants final injunctive relief until 11 July 2028 (the "**Linden Order**")

AND UPON the Order of Ellenbogen J, dated 29 January 2024, maintaining the relief granted in the Linden Order but superseding that Order following a review in light of the Supreme Court judgment in *Wolverhampton CC v London Gypsies & Travellers* [2024] 2 WLR 45 (the "**Ellenbogen Order**")

AND UPON a review hearing being listed on 10 July 2024 for a review of the Linden Order, pursuant to paragraph 10 of Linden Order, and the Ellenbogen Order, pursuant to paragraph 8 of the Ellenbogen Order (the "**Review Hearing**")

AND UPON reading the evidence and the Claimants' skeleton argument

AND UPON hearing Timothy Morshead KC and Yaaser Vanderman for the Claimants and the Defendants not appearing

AND UPON the Court being satisfied that proper and effective service of the Ellenbogen Order, pursuant to paragraph 12 of the Ellenbogen Order, and the documents prepared for the Review Hearing, pursuant to the steps set out in paragraph 15 of the Ellenbogen Order, had been effected on all Defendants

AND UPON the Court reviewing the Linden and Ellenbogen Orders and being satisfied that, in respect of the First to Third Defendants, there had been no material change in circumstances warranting amendments to, or the setting aside of, the relief granted in the Linden and Ellenbogen Orders

AND UPON the Claimants having received assurances from Diana Hekt that she does not intend to breach any injunction covering the Sites (as defined in the Ellenbogen Order) but not having received any response from Paul Barnes

IT IS ORDERED THAT:

1. Subject to the below, no order be made as to the continuing effect of the Ellenbogen Order.

Amended by Mrs Justice Tipples under the slip rule (CPR 40.12) dated 10 July 2024

1. In view of the assurance given by her mentioned above, expiring on 30 June 2025, the Fifth Defendant (Diana Hekt) is not to be subject to the injunctions set out in the Linden and Ellenbogen Orders, without further order.

2. The Fourth Defendant (Paul Barnes) is not to be subject to the injunctions set out in the Linden and Ellenbogen Orders, but the Claimants have liberty to apply to make him subject to those injunctions in the absence of receiving assurances from him to like effect as those given by him in June 2023 and lasting until at least 30 June 2025.

3. This Order shall be served on the First to Third Defendants pursuant to paragraph 15 of the Ellenbogen Order.

4. This Order shall be served on the Fourth and Fifth Defendants by email, pursuant to paragraphs 2 and 3 of the Consent Order sealed on 19 July 2023.

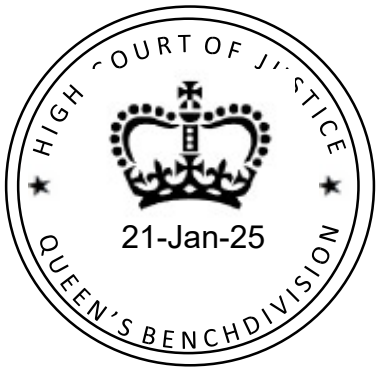
Dated: 10 July 2024

Amended by Mrs Justice Farbey under the slip rule (CPR 40.12) dated 21 JANUARY 2025

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BEFORE: JUSTICE FARBEY

CLAIM NO. QB-2022-001098

B E T W E E N:



QB-2022-001098

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD,

Amended by Mrs Justice Farbey under the slip rule (CPR 40.12) dated 21 JANUARY 2025

PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

(G) ~~HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR~~ IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')

(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES

(5) DIANA HEKT

Defendants

ORDER

PENAL NOTICE

Amended by Mrs Justice Farbey under the slip rule (CPR 40.12) dated 21 JANUARY 2025

If you the within named Fourth Defendant disobey the undertakings set out in this order or instruct (which includes training, coaching, teaching or educating) others to do the acts which you have undertaken not to do, 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 Defendant to breach the undertakings set out in this order may also be held in contempt of court and may be imprisoned, fined or have their assets seized.

IMPORTANT NOTICE TO THE FOURTH DEFENDANT

This order prohibits you from doing the acts set out in paragraphs 4, 5 and 6 below.

You should read it very carefully.

UPON the **Fourth Defendant** having agreed to an order in the terms set out below

AND UPON the **Fourth Defendant** giving undertakings to the Court as set out below

AND UPON the Order of Tipples J dated 10 July 2024 making no order as to the continuing effect of the Ellenbogen Order; and

IT IS ORDERED THAT:

1. There be no order as to costs.

2. Pursuant to CPR r.6.15, r.6.27 and r.81.4(2)(c)-(d), service of this Order and any subsequent court documents in these proceedings on the Fourth Defendant may be effected by alternative means by email to PBHPXR@protonmail.com, and/or by an email to PBHPXR@protonmail.com referencing that the documents can be found at https://www.exxonmobil.co.uk/company/overview/uk-operations, and such service shall be deemed to be good and sufficient service on the Fourth Defendant. Any such document shall be deemed served on the date the email is sent.

UNDERTAKINGS TO THE COURT

The **Fourth Defendant** undertakes to the Court promising as follows:

3. Not to:

Amended by Mrs Justice Farbey under the slip rule (CPR 40.12) dated 21 JANUARY 2025

(a) enter or remain on any part of the Sites (as defined above) without the Consent of the First Claimant.

(b) damage any part of any of the Sites;

(c) affix themselves or any person or object to any part of any of the Sites;

(d) erect any structures on any part of any of the Sites.

4. Not to:

(a) enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TX (the "Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

(b) damage any part of the Chemical Plant;

(c) affix themselves or any person or object at the Chemical Plant;

5. Not to enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

AND TO BE BOUND BY THESE PROMISES UNTIL 30 June 2025

STATEMENT

I understand the undertakings that I have given, and that if I break any of my promises to the Court I may be fined, my assets may be seized or I may be sent to prison for contempt of court.

Paul Barnes Fourth Defendant
_____July 2024

We consent to an order in these terms

Norton Rose Fulbright LLP Solicitors for the Claimants
---------- July 2024

Amended by Mrs Justice Farbey under the slip rule (CPR 40.12) dated 21 JANUARY 2025

THE HON MRS JUSTICE FARBEY 15/08/2024 (NB: SIGNATURE OF PAUL BARNES AND OF NORTON ROSE FULBRIGHT VIEWED ON PDF VERSION AND ACCEPTED)

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

BEFORE: THE HONOURABLE MRS JUSTICE ELLENBOGEN DBE
On 21 January 2025

B E T W E E N:



QB-2022-001098

(1) ESSO PETROLEUM COMPANY, LIMITED

(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

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(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')

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(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~

(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES

(5) DIANA HEKT

Defendants

ORDER

RECITALS

FOLLOWING the orders made, respectively, by:

(a) Ellenbogen J, on 29 January 2024 ('the first Ellenbogen Order');

(b) Tipples J, on 10 July 2024 ('the Tipples Order'); and

(c) Farbey J, on 15 August 2024 ('the Farbey Order')

AND UPON the Claimants' application, without notice, by letter dated 13 December 2024, to correct the postcode in each of the above orders for the following sites, from SO45 1TH to SO45 1TX, pursuant to CPR 40.12:

(a) The Oil Refinery And Jetty at The Petrochemical Plant, Marsh Lane, Southampton; and

(b) The Chemical Plant, Marsh Lane, Southampton

AND UPON that application being referred to Ellenbogen J, Tipples J and Farbey J, for each judge to consider it in so far as it relates to the order which she had previously made

AND UPON it appearing that: (a) the application seeks to correct a minor error in the first Ellenbogen Order; and, accordingly, (b) a hearing would not be appropriate; and (c) the slip is obvious, such that the application need not be made on notice

IT IS ORDERED THAT:

1. The first Ellenbogen Order is amended under CPR 40.12, in the form annexed to this order, at Appendix 1.

2. A copy of this Order; of the first Ellenbogen Order, as amended under CPR 40.12; and of the Claimants' application dated 13 December 2024 is to be served on all Defendants in accordance with paragraphs 12 to 15 of the first Ellenbogen Order, and with paragraph 5 of the Tipples Order, as varied by paragraph 2 of the Farbey Order.

3. A Defendant who was not served with a copy of the Claimant's application before this Order was made may apply to have this Order set aside or varied under CPR 23.10. Any such application must be made within 7 days after the date on which this Order was served on that person, or, in the case of the First to Third Defendants, deemed to have been served (in accordance with paragraph 13 of the first Ellenbogen Order).

4. There be no order as to costs.

THE COURT

5. The Court will provide sealed copies of this Order, for service, to the Claimants' solicitors, whose details are set out in paragraphs 12.1 and 15.1 of the first Ellenbogen Order.

6. All communications to the Court about this Order should be sent to:
   - King's Bench Division, Royal Courts of Justice, Strand WC2A 2LL
   - The office is open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
   - The telephone number is 020 7947 6000
   - The email address is kbjudgeslistingoffice@justice.gov.uk

Dated this 21st day of January 2025

By the Court

APPENDIX 1 – the first Ellenbogen Order, as amended under CPR 40.12

Amended under the Slip Rule CPR 40.12 dated 21st January 2025 was a & approved by Mrs justice Ellenbogen.

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
KING'S BENCH DIVISION
BEFORE: THE HONOURABLE MRS JUSTICE ELLENBOGEN DBE
On 29 January 2024

B E T W E E N:



(1) ESSO PETROLEUM COMPANY, LIMITED **Claimants**
(2) EXXONMOBIL CHEMICAL LIMITED

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE,

SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES

(5) DIANA HEKT

Defendants

ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY 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 OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANT

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this Order (which is explained below).

RECITALS

FOLLOWING the order of Linden J dated 18 July 2023 (as amended under the Slip Rule on 21 July 2023 and 16 October 2023) (the **"Linden Order**")

AND FOLLOWING the judgment of the Supreme Court in *Wolverhampton CC v London Gypsies & Travellers* [2023] UKSC 47 being handed down on 29 November 2023

AND UPON the Claimants' application, dated 13 December 2023:

(1) pursuant to paragraph 9 of the Linden Order, for a review of that order in light of the above judgment of the Supreme Court; and

(2) for a variation of the Linden Order (a) to remove the Hartland Park site from the scope of that order, and (b) to amend the area comprising the Birmingham Terminal, as shown in the 'Birmingham Plan' attached to that order.

AND FOLLOWING the order of Freedman J dated 14 December 2023, subsequent to which no written representations have been received in accordance with paragraphs 2 and 3 of that order

AND UPON reading the Second Witness Statement of Holly Stebbing dated 13 December 2023

AND UPON reading the Claimants' skeleton argument dated 12 December 2023

AND UPON the Court being satisfied that it is appropriate to consider the Claimants' application on the papers

AND UPON the Court further being satisfied that:

(1) the judgment of the Supreme Court has marked no material change in the law in relation to injunctions of the nature granted by Linden J; and

(2) the removal of the Hartland Park site from the scope of the Linden Order and the amendment of the Birmingham Plan are appropriate, for the reasons set out by the Claimants

IT IS ORDERED THAT:

NAMED DEFENDANTS

1 In view of the assurances given by them to Linden J and recited in the Linden Order, Paul Barnes and Diana Hekt, respectively the Fourth and Fifth Defendants, are not to be subject to the injunctions set out in paragraphs 2, 3 and 4 below, without further order.

THE INJUNCTIONS

2 Until 11 July 2028, or further order in the meantime, the First Defendant must not:

2.1 enter or remain upon any part of the First Claimant's properties ("the Sites") without the consent of the First Claimant at:

(1) the Oil Refinery and Jetty at the Petrochemical Complex, Marsh Lane, Southampton SO45 1TX (as shown for identification edged red and green but excluding those areas edged blue on the attached 'Fawley Plan').

(2) Hythe Terminal, New Road, Hardley, SO45 3NR (as shown for identification edged red on the attached 'Hythe Plan').

(3) Avonmouth Terminal, St Andrews Road, Bristol BS11 9BN (as shown for identification edged red on the attached 'Avonmouth Plan').

(4) Birmingham Terminal, Wood Lane, Birmingham B24 8DN (as shown for identification edged red on the attached, revised 'Birmingham Plan').

(5) Purfleet Terminal, London Road, Purfleet, Essex RM19 1RS (as shown for identification edged red and brown on the attached 'Purfleet Plan').

(6) West London Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ (as shown for identification edged red on the attached 'West London Plan').

(7) Alton Compound, Pumping Station, A31, Hollybourne (as shown for identification edged red on the attached 'Alton Compound Plan')

all such plans comprising Schedule 1 to this Order. For the avoidance of doubt, the Sites no longer include Hartland Park Logistics Hub, Ively Road, Farnborough (as shown for identification edged red on the 'Hartland Park Plan' attached to the Linden Order);

2.2 damage any part of any of the Sites;

2.3 affix themselves or any person or object to any part of any of the Sites;

2.4 erect any structures on any part of any of the Sites;

3 Until 11 July 2028, or further order in the meantime, the Second Defendant must not without the consent of the First Claimant or Second Claimant:

3.1 enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TX ("the Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

3.2 damage any part of the Chemical Plant;

3.3 affix themselves or any person or object at the Chemical Plant;

3.4 erect any structures on any part of the Chemical Plant;

4 Until 11 July 2028, or further order in the meantime, the Third Defendant must not enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan, or Hartland Park Logistics Hub) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

VARIATION OR DISCHARGE OF THIS ORDER

5 The Defendants may apply to vary or discharge this Order at any time upon giving not less than 3 clear days' notice to the Claimant's solicitors, Norton Rose Fulbright LLP, by emailing ExxonMobil.Service@nortonrosefulbright.com. Any evidence to be relied upon in support of such an application must be communicated in writing to the Claimants' solicitors at least 2 clear days before the hearing.

6 Any person applying to vary or discharge this Order must provide his or her full name and address, an address for service.

7 The Claimants have liberty to apply.

REVIEW HEARINGS

8 The injunctions made herein shall be reviewed on each anniversary of the Linden Order (that is, on 18 July each year, or so close thereto as is convenient having regard to the Court's list and the need for such review to take place on a working day) with a time estimate of 2.5hrs (plus reading time). The Claimants are permitted to file and serve any evidence in support 14 days before the review hearing.

9 The Claimants shall file and serve a trial bundle not less than 7 days before the review hearing.

10 Skeleton arguments on behalf of any represented party shall be lodged and exchanged, with bundle of authorities, not less than 3 days before the review hearing.

INTERPRETATION OF THIS ORDER

11 A Defendant who is ordered not to do something must not do it him/herself/themselves or in any other way. He/she/they must not do it through another acting on his/her/their behalf or on his/her/their instructions or with his/her/their encouragement.

SERVICE OF THIS ORDER

12 Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of this Order shall be effected on the First, Second and Third Defendants as follows:

12.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that a copy of the Order may be obtained from the Claimants' solicitors, Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ (Ref: Holly Stebbing, tel: 020 7283 6000) email: ExxonMobil.Service@nortonrosefulbright.com; and (b) that a copy of the Order may be viewed at the website referred to in Paragraph 12.2 of this Order;

12.2 posting the Order on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations;

12.3 fixing a minimum of four large warning notices in the forms annexed to this Order at Schedule 2 in conspicuous places around the perimeters of the Sites. Such notices must be a minimum of A2 size; and

12.4 sending an email to each of the following email addresses: (i) with the information that a copy of the Order may be viewed at the website referred to in Paragraph 12.2 of this Order; and/or (ii) enclosing a copy of this Order (whether by Mimecast link or otherwise):

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

13 Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), this Order shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 12 above have been completed.

14 Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 12 of this Order shall stand as good service of the Order on the First, Second and Third Defendants.

SERVICE OF OTHER DOCUMENTS

15 Pursuant to CPR 6.15 and 6.27 and 81.4(2)(c) and (d), service of any other documents in these proceedings by the Claimants ("the Further Documents") shall be effected on the First, Second and Third Defendants as follows:

15.1 fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that copies of the Further Documents may be obtained from the Claimants' solicitors, Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ (Ref: Holly Stebbing, tel: 020 7283 6000) email: ExxonMobil.Service@nortonrosefulbright.com; and (b) that copies of the Further Documents may be viewed at the website referred to in Paragraph 15.2 of this Order;

15.2 posting the Further Documents on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations; and

15.3 sending an email to each of the following email addresses: (i) with the information that copies of the Further Documents may be viewed at the website referred to in Paragraph 15.2 of this Order; and/or (ii) enclosing copies of the Further Documents (whether by Mimecast link or otherwise):

(a) xr-legal@riseup.net

(b) enquiries@extinctionrebellion.uk

(c) juststopoilpress@protonmail.com

15.4 Pursuant to CPR 6.15(3), 6.27 and 81.4(2)(c) and (d), the Further Documents shall be deemed to be served on the First, Second and Third Defendants on the latest date on which all of the methods of service referred to in Paragraph 15 above have been completed.

15.5 Pursuant to CPR 6.15, 6.27 and 81.4(2)(c) and (d), the steps identified in Paragraph 15 of this Order shall stand as good service of the Further Documents on the First, Second and Third Defendants.

15.6 Pursuant to CPR 81.4(2)(c) and (d), the Court dispenses with the requirement for personal service in relation to the Fifth Defendant.

COSTS

16 No order as to costs.

THE COURT

17 The Court will provide sealed copies of this Order for service to the Claimants' solicitors, whose details are set out in Paragraphs 12.1 and 15.1 of this Order.

18 All communications to the Court about this Order should be sent to:

- King's Bench Division, Royal Courts of Justice, Strand WC2A 2LL
- The office is open between 10.00am and 4.30pm Monday to Friday (except Bank Holidays)
- The telephone number is 020 7947 6000
- The email address is kbjudgeslistingoffice@justice.gov.uk

SERVICE OF THE ORDER

19 This Order shall be served by the Claimants on all Defendants. 29

January 2024

SCHEDULE 1 - Plans

1. Fawley Plan
2. Hythe Plan
3. Avonmouth Plan
4. Birmingham Plan
5. Purfleet Plan
6. West London Plan
7. Alton Compound Plan

NOTICE OF AMENDED ORDERS

CLAIM NO. QB-2022-001098

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

CLAIMANTS

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON **SO45 1TX** (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~

(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES

(5) DIANA HEKT

DEFENDANTS

29 January 2025

NORTON ROSE FULBRIGHT

Norton Rose Fulbright LLP
3 More London Riverside
London SE1 2AQ
United Kingdom

Tel +44 20 7283 6000
Fax +44 20 7283 6500
DX 85 London
nortonrosefulbright.com

To whom it may concern

We enclose, by way of service:

(a) the amended orders of Mrs Justice Ellenbogen DBE dated 29 January 2024 (the **first Ellenbogen Order**), Mrs Justice Tipples DBE dated 10 July 2024 (the **Tipples Order**) and Mrs Justice Farbey DBE dated 15 August 2024 (the **Farbey Order**) (together, the **Orders**); and

(b) the Claimants' without notice application dated 13 December 2024 to correct the postcode for the Fawley site in each of the Orders (the **Application**)

in relation to the Operating Sites injunction that the Claimants have sought and been granted against various Defendants connected to the Extinction Rebellion or Just Stop Oil campaigns with claim number QB-2022-001098.

The Orders and the Application are being served in the same method as prescribed at paragraphs 12 to 15 of the first Ellenbogen Order and paragraph 5 of the Tipples Order, as varied by paragraph 2 of the Farbey Order.

Copies of the Orders and the Application may be obtained from Norton Rose Fulbright LLP at the address stated above (Ref: Holly Stebbing, tel: 020 7283 6000) or by emailing ExxonMobil.Service@nortonrosefulbright.com. This notice, the Orders and the Application can also be viewed at https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP

Enc.

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Party: *Claimants*
Name: *A Milne*
Number: *First*
Exhibits: *"AM1" – "AM11"*
Date: *3.04.22*

CLAIM NO QB-2022-

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

B E T W E E N

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

- and -

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED RED ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, TYBURN ROAD, BIRMINGHAM B24 8HJ (AS SHOWN EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN EDGED RED ON THE ATATCHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')

(H) ALTON COMPOUND (AS SHOWN EDGED RED ON THE ATTACHED "ALTON COMPOUND PLAN")

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES

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Defendants

WITNESS STATEMENT

OF

ANTHONY MILNE

I, **ANTHONY MILNE** of Ermyn House, Ermyn Way, Leatherhead, Surrey KT22 8UX WILL SAY as follows:-

1. I am employed by the First Claimant, Esso Petroleum Company, Limited ("**Esso**") as Global Security Advisor.

2. Where the facts contained in this witness statement are within my own knowledge, they are true; where the facts contained in this witness statement are not within my own knowledge I have provided the source of my information and those facts are true to the best of my knowledge and belief.

3. I have read a copy of the witness statement of Stuart Wortley which explains the Claimants' property interests in the Petrochemical Complex, the fuel terminals (at Avonmouth, Birmingham, Hythe, Purfleet and West London), the Hartland Park Logistics Hub and the Alton Compound and I adopt what he says therein.

4. I write this witness statement in support of the Claimants' claim for an injunction to restrain the direct action being committed by the Defendants, in particular following the co-ordinated campaign that took place on 1-3 April 2022.

5. In this witness statement, I explain:-

   5.1 the security measures at the Claimants' sites;

   5.2 some background to Extinction Rebellion ("**XR**"), Just Stop Oil and Youth Climate Swarm;

   5.3 the direct action that took place on 1 -3 April 2022;

   5.4 other indications that direct action will continue to occur at the Claimants' sites;

   5.5 The reasons for seeking an injunction;

   5.6 The urgency of the claim;

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5.7 The balance of convenience;

5.8 Cross-undertaking in damages;

5.9 Persons Unknown; and,

5.10 Alternative service.

6. **The Claimants' Security Measures**

6.1 The Petrochemical Complex and each of the oil Terminals are regulated under Control of Major Accident Hazards Regulations 2015 (COMAH) by the Health and Safety Executive. As one would expect, access to each of these sites is strictly controlled.

6.2 The Fawley refinery itself is classed as tier 1 Critical National Infrastructure (providing around 20% of UK refinery capacity).

6.3 All of the oil Terminals referred to in paragraph 3 of Mr Wortley's Statement and the Petrochemical Complex benefit from:-

- fully licensed security personnel;
- security barriers at the point of vehicular access;
- closed circuit television infrastructure linked to an Access Control system (with on-site monitoring suites); and
- fenced areas where active operations are undertaken.

6.4 The operational area of the Petrochemical Complex is protected by 2 fences (one of which is electrified). The area within this security fence is around 1,174 acres.

6.5 Notwithstanding these security measures, and as demonstrated by the incidents described in more detail below, an individual determined to carry out direct action (or group of such individuals) can gain unlawful access to these sites. In these incidents, members of Extinction Rebellion ("XR") have used bolt cutters to cut through:-

6.5.1 both security fences at the Petrochemical Complex;

6.5.2 the security fence at the First Claimant's compound in Alton; and

6.5.3 the security fences at the West London and Birmingham Terminals.

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7. **Extinction Rebellion, Just Stop Oil and Youth Climate Swarm**

7.1 XR was formed in around 2018. XR is a campaign group which promotes the use of civil disobedience (including obstruction of the highway) with a view to influencing government policy in relation to climate change.

7.2 A copy of XR's 2002 strategy document (as published on XR's website on 27 February 2022) is attached to this statement marked **"AM1"**. I would draw attention to the following paragraphs:-

7.2.1 paragraph 3.5 refers to XR's strategy of challenging the courts and the legal system in England and Wales. It includes links to legal guidance on how to deal with arrest, prosecution and prison sentences and explains the support which XR will provide "rebels" facing prosecution in the criminal courts and contempt of court proceedings in the High Court and other legal resources. It also includes the following:-

> *"Trials scheduled for 2022 include those for actions that targeted the Department of Transport, the Treasury, the Home Office, the Brazilian Embassy, HSBC, Barclays, and Morgan Stanley. We will develop complementary actions, press and support strategies around these trials (with consent), which we will share with the movement once dates are confirmed.*
>
> *…*
>
> ***"Disobey in the Dock**: Contempt of court actions have a place in our Magistrates Court strategy, in the form of livestreams, glue ons and other creative actions. Disobey could also be a refusal to engage at all with the process by ignoring charge notices, failing to appear in court, and refusing to pay court costs or fines. Disobey actions extend the non-cooperation strategy used on the streets (e.g. going floppy); they escalate disruption in the courts; and they provide preparation in the way of short prison sentences for those considering more high-risk actions. We will create a team to provide rebels with action design, messaging, practical and prison support."*

7.2.2 paragraph 3.11 refers to XR's next campaign of mass resistance in April 2022 commencing with a rally in Hyde Park on 9 April 2022. The target for this campaign will be the UK Government and "polluters" and encourages the following action:-

> ***"Overwhelm the state/police through mass resistance** and attrition tactics."*

7.3 In or around January 2022, a new campaign group called "Just Stop Oil" was formed alongside (for activists under the age of 30) "Youth Climate Swarm".

The target of these groups is to end the use of fossil fuels in the UK. Both groups are actively recruiting activists with a view to disrupting the oil industry in March 2022.

7.4 Copies of the pages on the website are attached to this statement marked **"AM2"**.

7.5 The first page of the Just Stop Oil website encourages individuals to provide their name and contact details and to sign up to the following pledge:-

> *"I formally pledge to take part in action which will lead to my arrest, at least once, in late March.*
>
> *In preparation for this action I will join my regional group to which I am allocated, and take part in a 1-day Nonviolence training.*
>
> *I understand the importance of this action in the context of the unimaginable horror that will occur if the climate and ecological crisis is not dealt with.*
>
> *Only a dramatic life event, such as a loss of a close loved one or illness, will prevent me from taking part in this action."*

8. **Direct Action on 1-3 April 2022**

8.1 On 1 April 2022, four of the First Claimant's Terminals (West London, Hythe, Purfleet and Birmingham) were subject to direct action as part of a wider campaign disrupting various oil terminals in the UK. A copy of various press articles outlining the extent of the activity in the UK is attached marked **"AM3".** Both XR and Just Stop Oil claimed involvement in this direct action on social media and their logos / banners were displayed during the incident. The direct action at the impacted Terminals included the following:

Birmingham Terminal

8.2 At around 4:00am, approximately 20 individuals blocked the entrance to the site, blocking vehicular access to the site and preventing the First Claimant's customers from collecting fuel in vehicle tankers from the site. A tanker was stopped at the entrance to the site, two individuals climbed onto the truck and others sat in front of it. A photograph of the activity is attached to this statement marked "**AM4**". One individual also glued themselves to the path outside the terminal. Police attended the site and, around 6 arrests were made. By approximately 5.30pm the Police had dispersed the protest and the site was re-opened to the First Claimant's customers. Those carrying out direct action wore orange jackets, some of which depicted the Just Stop Oil logo.

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West London Terminal

8.3 At around 4:00am, approximately 24 individuals blocked the entrance to the site by attaching barrels to the vehicular entrance gates (to weigh the gates down and prevent them lifting). The First Claimant's customers were prevented from collecting fuel from the site. Various individuals also erected tripods immediately outside the First Claimant's access gate further blocking the access. At approximately 6:45am, 4 individuals cut a hold in the access fence to the site and scaled one of the fuel storage tanks. Those individuals were subsequently arrested (in addition to around 8 other individuals) a few hours later by the Police. By around 3pm, and as a result of the arrests made by the Police, those responsible for the direct action had left the site and it was re-opened to the First Claimant's customers. As a consequence of the trespass activity on the site, the First Claimant initiatied its emergency site procedures, which included the temporary shut-down of the pumping of aviation and ground fuel from the Petrochemical Complex to the Terminal.

Hythe Terminal

8.4 At around 5:00am, 7 individuals blocked the access to the Hythe terminal using the Extinction Rebellion "pink boat". Photographs of the boat blocking the access to the Hythe terminal are exhibited at **"AM5".** The First Claimant's customers were unable to access the site. Police attended the site and at around 11:45am the boat was removed and those responsible for the direct action moved away. The site re-opened to the First Claimant's customers at around 12:45pm.

Purfleet Terminal

8.5 At around 6:30am, 20 individuals blocked the access road to the Purfleet Terminal and prevented the First Claimant's customers from accessing the site. 6 individuals climbed onto a truck delivering additives in a "Samat" vehicle to the site, a photograph of which is exhibited at **"AM6".** The Police attended the site. By 3pm, individuals remained on the truck, but others in attendance at the site had either been arrested or dissipated. The site opened to customers at around 5pm.

2 April 2022

8.6 At around 9.45am on 2 April 2022 approxiamtely 20 protestors blocked the entrance and exit to the Purfleet Terminal by a number of protestors locking themselves onto the access gates and others sitting in the access road. The Police attended the site, removed the protestors and a number of arrests were made. The site opened to customers at around 5.30pm. In addition to the

protest at the First Claimant's site, additional protests were conducted at other terminals in the UK, with the press reporting that around 80 arrests were made by the Police.

3 April 2022

8.7 At around 5am on 3 April 2022 approximately 20 protestors blocked the access to the Birmingham Terminal by sitting in the road. Some of the protestors also climbed onto a Sainsbury's fuel truck. One protestor cut through the security fence to the terminal, scaled one of the fuel storage tanks and displayed a Just Stop Oil banner. Photographs of the of the protest are exhibited at **"AM6a."** As a consequence of the trespass activity on the site, the First Claimant initiatied its emergency site procedures, which included the temporary shut-down of the pumping of ground fuel from the Petrochemical Complex to the Terminal. The Police attended the site, a number of arrests were made and the site re-opened to customers at around 4pm. Additional protests also occurred at other terminals owned by third parties on the same day.

8.8 The impact of the above activity has ceased operations and customer access at 4 of the First Claimant's Terminals and temporarily suspended the pipeline transportation of fuel from the Petrochemical Complex to West London Terminal for safety reasons on 1 April. On 2 April customer access was prevented to the Purfleet Terminal. On 3 April customer access was prevented to the Birmingham Terminal and the pipeline transporation of fuel from the Petrochemical Complex to Birmingham Terminal was temporarily suspended for safety reasons.

9. **Other indications that direct action will continue to occur at the Claimants' sites**

9.1 As well as the direct action that occurred on 1-3 April 2022, the Claimants have good reasons to believe that direct action will continue to be carried out by the Defendants at the Claimants' sites. This belief is based on the following incidents and information.

August 2020 – Ermyn House (Esso's UK Head Office)

9.2 On 28 August 2020, members of XR gathered at Ermyn House.

9.3 Approximately 15 individuals gathered outside the only access gates to the site and attached banners displaying the Extinction Rebellion logo to the gate and posted detail of their activity on social media.

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9.4 After approximately 1 hour they left under threat of arrest from the Police.

August 2021 - Hythe Terminal

9.5 On 19 August 2021, XR organised direct action at the Hythe Terminal.

9.6 A group of around 10 individuals erected 2 tripods on New Road preventing access to and from the terminal (including for fuel trucks) for around 8 hours.

9.7 Although police attended, those carrying out the direct action dissipated before any arrests were made.

9.8 Photographs of this incident and some media coverage of it are attached to this statement marked **"AM7"**.

October 2021 - Petrochemical Complex

9.9 On 28 October 2021, XR organised direct action at the Petrochemical Complex:-

9.9.1 at around 6:30am, a group of around 12 individuals gained access to this site by cutting through two layers of perimeter fencing (one of which was electrified) with bolt cutters and rubber matting;

9.9.2 at around the same time a second group of 3 individuals created a distraction by activating the alarms on the security fencing close to Gate 1;

9.9.3 some of the individuals from the first group climbed to the top of 2 petrol storage tanks and displayed XR banners. Images of this were uploaded to social media and via a live YouTube feed from a drone;

9.9.4 a third group of approximately 15 individuals blocked Gate 2 by standing in front of the gate and blocking the access with the "pink boat" belonging to XR mounted on a trailer. Again images were uploaded to social media;

9.9.5 at around 2:00pm, 6 of the individuals within the security fence left voluntarily;

9.9.6 at around 3:00pm, the other 6 individuals within the security fence left after the Police threatened to arrest them and those outside the front gate dissipated;

9.10 photographs of this incident and some media coverage of it are attached to this statement marked **"AM8"**.

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December 2021 - Alton Compound

9.10 Overnight on 19 December 2021, 4 members of XR cut through the fence at the First Claimant's compound in Alton where plant and equipment (required for the construction of the Southampton to London Pipeline) is stored.

9.11 These individuals caused extensive damage which included attempted destruction of the Perimeter Intrusion Detection security devices, smashing plant machinery windows, mirrors and lights on various vehicles. Those responsible left a poster on one of the vehicles which included the XR logo and stated:-

"WARNING
SABOTAGED !
DO NOT USE"

9.12 Photographs recording this damage are attached to this statement marked **"AM9"**.

February 2022 – Queen Elizabeth Park

9.13 On 2 February 2022, a group of individuals attended the Queen Elizabeth Park (QEP) in Surrey and staged a protest. This is one of the construction sites in relation to the Southampton to London Pipeline Project ("**SLP**"). This action was timed to coincide with the first day of ground clearing works. These individuals displayed XR banners and stood in the access to a car park area where the SLP contractor's vehicles were parked.

9.14 I am informed by Ian Game – in Esso's Security Team – that the SLP contractor suspended works for the day as they were concerned about the safety of their workers.

9.15 An XR spokesperson provided the following comment to the newspaper, Hampshire Live *"Let's stop the Southampton to London Pipeline. More action coming soon!"* XR also adopted the social media campaign slogan "#ResistSLP #StopExxon".

9.16 On 15 February 2022, a group of individuals attended QEP and staged another protest. They displayed XR banners and assembled close to the area where ground clearing works were underway. The police attended the scene. XR Fleet and XR South East UK posted the following comment on social media: *"this action is part of our #XRSouthEast ongoing campaign to #ResistSLP #StopExxon. More to follow."*

9.17 Photographs of these 2 incidents and some media coverage of them are attached to this statement marked **"AM10"**.

February 2022 – Hartland Park Logistics Hub

9.18 I am informed by Ian Game in Esso's security team that:-

9.18.4 on 22 February 2022 an individual visited the Hartland Park Logistics Hub in an Audi A6 car and appeared to be undertaking surveillance;

9.18.5 when challenged by the security team, the individual denied taking photographs and said that he could do whatever he liked;

9.18.6 when told that the police would be informed the individual left;

9.18.7 there had been 3 or 4 similar incidents prior to this one.

9.19 Photographs of the individual involved in the incident on 22 February 2022 are attached to this statement marked **"AM11"**.

Just Stop Oil – Planned Direct Action in March 2022

9.20 I understand from Tristan Lovering in Esso's security team that:-

9.20.1 the Just Stop Oil website originally included a live "counter" which recorded the number of individuals who had signed up to the pledge;

9.20.2 by 3 March 2022, this showed that that 744 individuals had signed up;

9.20.2 on or around 8 March 2022, the live "counter" was removed and so the current number of individuals who have signed up is unknown.

9.21 The Just Stop Oil website also includes the following information:-

> *"In March and April 2022, 100s of people all round the country will be taking action to force the Government to take action against the fossil fuel industry. Hundreds of meetings are happening and the whole thing is taking off"*

and refers to the following phases of activity:-

> *"March onwards:*
>
> *Phase 1: In March 2022 teams will block the oil networks to demand that the government Just Stop Oil. They will block oil refineries, storage units, and adjacent motorways.*
>
> *Phase 2A: Teams will block petrol stations in the South-East. Many people will do sit-ins, sitting on the ground in the forecourt. Others will do tanker-surfing and spray paint filling points.*
>
> *Phase 2B: High stakes resistance against oil."*

9.22 The link below is to a recording of a presentation which Dr Maxey gave to a Just Stop Oil in Falmouth in January 2022:-

Dr Larch Maxey | Civil Resistance in 2022 | Falmouth | Just Stop Oil - Bing video

9.22.1 around 53 minutes into the recording, Dr Maxey explains that Just Stop Oil would be training activists in civil resistance during February 2022;

9.22.2 around 58 minutes into the recording, Dr Maxey explains that Just Stop Oil will be encouraging disruption to the oil economy – using as their example the protests conducted by the haulage industry (against high fuel prices) in September and November 2000;

9.22.3 around 57 minutes into the recording, Dr Maxey explains that Just Stop Oil will be engaging in disruptive activity in March 2022 before handing over to XR which will continue the disruption in April 2022. Specifically he says:-

> *"So we're creating this broad coalition and all we're asking for people to join that coalition is that they - and other organisations - is that they support the commitment to non-violence and training up into that, that they share the same demand of no new licences. That's all we're asking – it's very simple and we've got elements of this coalition, I've just mentioned the youth element. We've got Extinction Rebellion are also going to be causing disruption with a similar focus on the oil industry in April. We're going in late March; they're going in April We're working together. As far as I'm concerned this is all part of the same thing. We're all in this together."*

9.23 I note from the mainstream media that on 14 February 2022, 2 representatives of Just Stop Oil (Louis McKechnie and Hannah Hunt) delivered an "ultimatum" in person to the UK Government stating that unless the UK Government ceases the licensing of oil projects by 14 March 2022, action would commence shortly thereafter.

9.24 Media reports relating to this incident are attached to this statement marked **"AM12"**.

XR – Planned Direct Action in April 2022

9.25 Dr Maxey's statement in the video referred to above that Just Stop Oil will commence its campaign of civil disobedience in March 2022 and that XR will take the campaign forward in April 2022 is consistent with the following page which appears on the XR website:-

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"NEXT UK REBELLION

As our planet passes multiple tipping points and the UK sleepwalks into authoritarianism, what XR does this year affects everything.

With a simple unstoppable rebellion design we will make space for thousands of new people to join us in April and tip the scales once again towards radical change on the climate and ecological emergency.

JOIN THE REBELLION IN LONDON

10AM ON 9TH APRIL @ HYDE PARK

In April, we call on everyone to ***take action and demand an end to the fossil economy****, for the UK Government to immediately stop the harm that is happening right now and end fossil fuel investments. We will facilitate a mass flood of people to grind the capital to a halt, causing maximum material disruption and making meeting the immediate demand politically unavoidable.*

Our disruption will not stop until the fossil fuel economy comes to an end.

THE PLAN

As said in the XR UK 2022 strategy, we will streamline our action plan under a clear united message, inviting everyone to come together under one aligned action plan, rather than having a scattergun approach across several different targets, in order to have the most impact.

Focused Economic Disruption

Laser focused action will take place at a single fossil fuel target – more info to come soon! Standing in solidarity with all people around the world who are defending their lives, land, wildlife and cultures in the face of the crisis, we will cause maximum material disruption and tell the story of the fossil fuelled corruption at the heart of our democracy.

Mass Rebellion in London

Longstanding rebels will step up into mentorship, guiding tactically smart, highly disruptive mass participation action designed to ***disrupt****,* ***engage*** *and* ***recruit*** *new rebels in Central London, with built-in options for level of risk. We'll be easy to find, easy to join, disruptive and impossible to ignore. We will create the most roadblocks we ever have with a new action design.*

A simple, agile, participation design enacted through new and revitalised affinity groups will allow us to stand together in all our diversity as people of all backgrounds and ages; as doctors, nurses, grandparents, students, lawyers. We are the public and we refuse to be bystanders.

Food, Accommodation & Transport

XR UK will provide food, accommodation & transport subsidies for rebels joining us on the streets during Rebellion. However, donations for all are welcomed and will be needed.

> ***Further information***
>
> *Further information on talks and trainings will be coming soon, make sure you are following the Rebellion Broadcast telegram channel.*
>
> ***WHAT NOW?***
>
> *Book time off work from April 9th to 17th and be ready to continue in civil resistance in London on at least the following three weekends:*
>
> - ***Sat/Sun 23rd-24th April***
> - ***Sat/Sun 30th-1st May***
> - ***Sat/Sun 7th-8th May"***

9.26 On 8 March 2022, XR delivered a letter to the Prime Minister demanding that the UK government *"… end to the fossil fuel economy before April, …".*

9.27 The letter also includes the following:-

> *"This is why Extinction Rebellion is returning to the streets on 9 April 2022, with an immediate demand to end the fossil fuel economy. Either you do what the entire scientific community and International Energy Agency is telling us we need to do to save humanity, and stop all new fossil fuel investments immediately, or we are going to do what you refuse to do. We are going to stop the UK oil flow, and bring the country with us."*

9.28 A copy of the XR letter dated 8 March 2022 is attached to this statement marked **"AM13"**.

9.29 On 9 March 2022, XR issued a press release in which they reinforced their message about plans to block major UK oil refineries in April 2022. An article appearing in the Daily Mail dated 9 March reported that:-

> *"[XR] looks set to heap yet more misery on the British public by today announcing plans to block major UK oil refineries and attempt to bring London to a standstill once again"*
>
> *…*
>
> *"From April 9, it will then flood the capital with activists and create the most roadblocks we ever have …"*
>
> *…*
>
> *"[XR] first revealed its plan for protests this April in a press release last year, vowing to mobilise two million protestors to launch what it says will be "the largest act of civil resistance in UK history".*

9.30 A copy of the Daily Mail article dated 9 March 2022 is attached to this statement marked **"AM14"**

10. **The reasons for seeking an Injunction**

10.1 The Claimants recognise the fundamental importance in this country of the basic rights protected by law by the Human Rights Act 1988 – including freedom of speech and freedom of assembly. The Defendants are free to express themselves in many different ways and by taking this action, the Claimants do not seek to stifle criticism or debate. However, in expressing their views it is not necessary for them to trespass on the Claimants' land, prevent normal operations from being conducted at the Claimants sites and / or engage in any unlawful activity.

10.2 After giving careful consideration to the matter, the Claimants have concluded that it is right to apply for an injunction for the following reasons:-

10.2.1 the Claimants' sites are used for the production and storage of highly flammable and otherwise hazardous substances. This is why access is so strictly controlled (and why the Petrochemical Complex has a double security fence). All of the Claimants' employees and contractors understand the hazards which they might encounter - they are trained and, where appropriate, provided with protective clothing and equipment. Those carrying out direct action on the other hand do not understand the hazards, are untrained and unlikely to have any protective clothing or equipment;

10.2.2 the Claimants wish to avoid any repeat of the direct action in August, October and December 2021 (at the Hythe Terminal, the Petrochemical Complex and the Alton compound respectively). Each of those incidents involved unlawful trespass on the First Claimant's property. The incidents in October and December 2021 also involved damage to property;

10.2.3 the First Claimant has important contractual obligations to customers which have to be fulfilled to keep the country moving – including road, rail and air travel;

10.3 the material provided in this witness statement demonstrates that those organising the Just Stop Oil and XR direct action are entirely open about the fact that they:-

10.3.1 intend to replicate the 2000 fuel protests (when the haulage industry set out to bring the country to a standstill);

10.3.2 are specifically threatening (as part of Phase 1 of their activities) to blockade oil refineries and storage units;

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10.3.3 are recruiting activists who are prepared to commit criminal offences (on signing up, individuals must pledge to be willing to be arrested *"at least once"*).

11 Urgency

11.2 The Claimants seek this injunction as a matter of urgency because of the significant consequences that further direct action would entail.

11.3 In particular, any attempt to trespass on the Claimants' sites or otherwise impede access to them with a view to disrupting the Petrochemical Complex or the oil Terminals would result in significant and unacceptable risks of serious:-

11.3.1 personal injury;

11.3.2 disruption to the Claimants' operations and subsequent impact on UK downstream fuel resilience.

11.4 The nature of those risks is substantial:

11.4.1 If the First Claimant is unable to access and fully operate or transport fuels from the refinery at Fawley and the Terminals the implications for the UK economy could be:-

11.4.1.1 Disruption to the production, transportation and storage of refined transport fuels (including road, heating, rail and aviation fuel).

11.4.1.2 Inability to supply wholesale customers which include national supermarkets, major aviation companies at Heathrow and Gatwick airport, Esso branded retail filling stations, other oil companies and rail companies.

11.4.1.3 Supply disruption and risk of local outages at retail filling stations.

11.5 The Second Claimant would be unable to manufacture and transport products from the chemical plant at Fawley, which may also have a consequential impact on refinery operations given the integrated nature of the Petrochemical Complex.

11.6 If the First Claimant is unable to access the Hartland Park Logistics Hub or the Alton Compound, the SLP construction programme could be delayed.

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12 The Balance of Convenience

12.2 In light of the co-ordinated campaign of direct action that took place on 1-3 April 2022, and having regard to what Just Stop Oil and XR themselves have said about their intentions in March and April 2022, each of the Claimants' sites in respect of which an injunction is being sought is an obvious target. It follows, in my respectful submission that:-

12.2.1 without an injunction, there is a genuine risk of activists trespassing on the Claimants' land or otherwise impeding access to it for which there is no effective deterrent. It is telling that no charges have been brought against any of the individuals involved in the incidents which took place in August, October and December 2021 (despite the first incident involving obstruction of the highway and the other 2 incidents involving criminal damage); and

12.2.2 the grant of an injunction to restrain trespass on the Claimants' land or otherwise impede access to it would provide an effective deterrent for activists who might otherwise be contemplating carrying out direct action (given that breach of the Order would carry the risk of imprisonment for contempt of court).

12.3 Damages would not be an adequate remedy because of the significant consequences of the direct action, as set out in section 11 above. For example, it could lead to an inability to supply wholesale customers such as Heathrow and Gatwick airport. Damages would also not be an adequate remedy because the Claimants have no reason to believe that the Defendants would be in a financial position to pay these damages (even if they could be identified).

12.4 Conversely, since the Order which the Claimants seek is only to prevent unlawful activity, there is no question of any of the Defendants suffering any actionable loss or needing compensation in damages.

13 Cross-Undertaking in Damages

13.2 Although I cannot foresee any way in which anyone affected by the injunction could suffer loss or damage, I am authorised on behalf of the Claimants to provide the necessary cross-undertaking to pay any sum which the Court considers appropriate to compensate the Defendants for any loss if it is subsequently determined that the Claimants are not entitled to the Order which they seek.

13.3 I am informed by Stuart Wortley of the Claimants' solicitors that for the year ending 31 December 2020:-

13.3.1 the First Claimant's accounts filed at Companies House show a balance sheet value of £1.779 billion;

13.3.2 the Second Claimant's accounts filed at Companies House show a balance sheet value of £355 million.

14 Persons Unknown

14.2 The Claimants do not know the names of any individuals who intend to trespass on the sites which are the subject of these proceedings. For any injunction to be effective it would need to be granted against each of the classes of Defendant named in the proceedings.

15 Alternative service

15.2 An individual within any one of those classes would only become a defendant to the proceedings if they knowingly breached the injunction. However, to ensure that there is no argument that regular service of the proceedings has occurred I ask the court to order substituted service of the Order and the documents comprising the Claim Form, the Particulars of Claim, Response Pack, the Application Notice dated 3 April 2022, the Witness Statement of Stuart Sherbrooke Wortley dated 3 April 2022, the Witness Statement of Anthony Milne dated 3 April 2022, an Application Notice in respect of the return date hearing (the "**Court Documents**") in the terms set out in the draft Order, pursuant to CPR 6.15 and 6.27.

15.3 As the Claimants have not been able to identify any individuals, they are unable to serve the claim documents and injunction on them in the usual way.

15.4 As such, the Claimants propose to serve the Court Documents and Order as follows:

15.4.1 fixing copies in clear transparent sealed envelopes at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states that copies of the Order and the Court documents may be (a) obtained from the Claimants' solicitors, Eversheds Sutherland (International) LLP, One Wood Street, London, EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 0969) email: exxonmobil.service@eversheds-sutherland.com and (b) viewed at the website referred to below;

15.4.2 uploading a complete copy of the Order and Court Documents to the following website:

https://www.exxonmobil.co.uk/Company/Overview/UK-operations

15.4.3 fixing copies of large warning notices around the perimeter of each of the Claimants' sites explaining:-

- the existence and nature of the Order;
- the existence of the proceedings;
- the potential consequences of breaching the Order;
- the address at which copies of the proceedings can be obtained; and
- details of the website at which the injunction can be viewed.

15.4.4 sending an email to each of the following email addresses with the information that copies of the Order and the Court documents may be viewed at the website referred to in Paragraph 15.3.2 above:

(a) xr-legal@riseup.net

(b) juststopoil@protonmail.co.uk

15.5 I attach to this statement a suggested form of warning notice marked **"AM15"**.

15.6 I believe that alternative service by these methods can reasonably be expected to bring the proceedings to the attention of the Defendants for the following reasons:

15.6.1 The warning notices will be prominently displayed such that the Defendants will be in close proximity to them in order to carry out the direct action. Any individual who attempts to carry out direct action in the manner prohibited by the injunction will, therefore, be very likely to see those notices and be alerted to where they can access the documents.

15.6.2 XR and Just Stop Oil should draw the attention of their membership to the injunction.

I believe that the facts stated in this Witness Statement and Exhibits are true.

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.

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I am duly authorised to make this statement on behalf of the Claimants.



Anthony Milne

3 April 2022

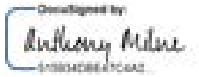
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Marlene Jardim Agrela
AutoNav: Enabled
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marlene.agrela@exxonmobil.com
Time Zone: (UTC-06:00) Central Time (US & Canada)
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Signer Events	Signature	Timestamp
Anthony Milne anthony.milne@exxonmobil.com Security Level: Email, Account Authentication (None)	 Signature Adoption: Pre-selected Style Using IP Address: 82.132.184.125 Signed using mobile	Sent: 4/3/2022 1:49:58 PM Viewed: 4/3/2022 3:14:39 PM Signed: 4/3/2022 3:15:36 PM

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ID: efe2c231-4f3b-49cd-bcf0-81a113126127
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Katrina Mulligan katrina.mulligan@exxonmobil.com Regional Coordinating Counsel Esso Petroleum Company Limited Security Level: Email, Account Authentication (None)	COPIED	Sent: 4/3/2022 1:49:58 PM Viewed: 4/3/2022 3:16:20 PM

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Witness Events	Signature	Timestamp

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Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	4/3/2022 1:49:58 PM
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Party: Claimants
Name: S Wortley
Number: First
Exhibits: "SSW1" – "SSW9"
Date: 04.04.22

CLAIM NO QB-2022-001098

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

- and -

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED RED AND GREEN ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, TYBURN ROAD, BIRMINGHAM B24 8HJ (AS SHOWN EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN EDGED RED AND GREEN ON THE ATATCHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')

(H) ALTON COMPOUND, PUMPING STATION, A31, HOLYBOURNE (AS SHOWN EDGED RED ON THE ATTACHED "ALTON COMPOUND PLAN"

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES

Defendants

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WITNESS STATEMENT

OF

STUART SHERBROOKE WORTLEY

I, STUART SHERBROOKE WORTLEY of One Wood Street, London EC2V 7WS WILL SAY as follows:-

1. I am a partner of Eversheds Sutherland (International) LLP and have conduct of these proceedings on behalf of the Claimants.

2. The facts contained in this witness statement are within my own knowledge and are true to the best of my knowledge information and belief. The information I have provided concerning the Claimants' property interests is based on:-

   2.1 my consideration of the registered titles at HM Land Registry;

   2.2 copies of leases provided to me by the First Claimant; and

   2.3 the attached documents entitled *"Esso Wholesale Fuels"* and *"ExxonMobil in the UK – Factsheet"* which are now produced to me marked **"SSW1"**.

3. I make this witness statement in support of the Claimants' application for an injunction to restrain the Defendants from trespassing at the following properties:-

   3.1 the Esso oil refinery and chemical plant at Fawley on Southampton Water (the "Petrochemical Complex");

   3.2 the Esso fuel terminals at:-

      (a) Avonmouth near Bristol;

      (b) Birmingham;

      (c) Hythe near Southampton;

      (d) Purfleet, London;

      (e) West London; and

   3.3 2 Esso facilities which serve the Southampton to London Pipeline which is currently under construction namely the Hartland Park Logistics Hub and the

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Alton Compound both of which serve the Southampton to London Pipeline which is currently under construction.

4. In respect of each of the sites referred to in paragraph 3, my firm has produced a plan which shows the extent of the First Claimants' property ownership.

Petrochemical Complex and Hythe Terminal

5 The "Esso Wholesale Fuels" document at **"SSW1"** records that the oil refinery at Fawley:-

5.1 is the largest in the UK processing around 270,000 barrels of crude oil every day;

5.2 handles around 2,000 ship movements every year;

5.3 processes around 22 million tonnes of crude oil and other products every year;

5.4 can supply approximately 50 tonnes of liquid propane gas (LPG) per hour to customers through loading facilities at the site.

6 The "ExxonMobil in the UK factsheet" at **"SSW1"** records that:-

6.1 the oil refinery at Fawley is the largest in the UK providing around 20% of the UK's refining capacity;

6.2 the chemical plant:-

9.2.1 is highly integrated with the refinery and produces around 670,000 tons of petrochemicals annually;

9.2.2 produces high value solvents, plasticisers, synthetic rubber and feedstock for alcohols and esters – key components of a multitude of finished products manufactured in the UK or elsewhere in Europe.

7 The Esso Wholesale Fuels document records that Hythe Terminal is located close to the Petrochemical Complex. It has 12 storage tanks in service with a capacity of 12,000m^3 and is operational 24 hours a day 7 days a week throughout the year.

8 The Petrochemical Complex and the Hythe Terminal are constructed on the same freehold title which is registered at HM Land Registry with title number HP528736.

9 The jetty which projects over the foreshore is not included in this freehold title. The First Claimant holds 4 leases of the jetty from Her Majesty the Queen each expiring in 2049. These leasehold interest is registered at HM Land Registry with title number HP528740.

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10 The Second Claimant holds a lease of the chemical plant from the First Claimant. This lease was granted on 28 August 1975 for a term of 99 years from 1 January 1971. The lease is unregistered (compulsory first registration for the New Forest District of Hampshire being 1 February 1978).

11 Attached to this statement marked **"SSW2"** are the following documents:-

11.1 the First Claimant's freehold title – HP528736 (excluding title plan which runs to 19 pages);

11.2 the First Claimant's leasehold title – HP528740;

11.3 the Second Claimant's lease dated 28 August 1975;

11.4 a plan which has been prepared by my firm using software known as Orbital Witness which shows:-

11.4.1 the First Claimant's freehold title edged red;

11.4.2 the First Claimant's leasehold title edged green;

11.4.3 the Second Claimant's leasehold land edged purple;

11.4.4 the land and buildings which are the subject of leases to third parties edged blue; and

11.5 an Orbital Witness plan which shows the Hythe Terminal;

11.6 a satellite image of the Petrochemical Complex on which the location of the 2 main gates have been marked with a "X".

11.7 a satellite image of the Hythe Terminal on which the location of the main gate has been marked with a "X".

12 Since the First Claimant granted the lease of the chemical plant to the Second Claimant in 1975, there have been a number of surrenders / grants. I am informed by James Taylor of the Claimants' legal department that the plan referred to at paragraph 11.4 above accurately represents the current position.

Avonmouth Terminal

13 The Avonmouth Terminal is located on the east bank of the Severn Estuary near Bristol.

14 The Esso Wholesale Fuels document records that this terminal:-

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14.1 can receive fuels by pipeline from the Fawley refinery and from ships discharging in the Bristol Port Company oil basin;

14.2 has 17 tanks in service with a combined capacity of approximately 50,000m^3

14.3 is operational 24 hours a day 7 days a week throughout the year save for Christmas Day.

15 The First Claimant holds a lease of the Avonmouth Terminal from First Corporate Shipping Limited which is registered at HM Land Registry with title number BL105954.

16 Although the lease expired on 1 January 2022, I am informed by Mr Taylor that:-

16.1 the First Claimant remains in occupation and therefore has a continuation tenancy pursuant to the Landlord and Tenant Act;

16.2 a renewal lease has been agreed and will be completed shortly.

17 Attached to this statement marked **"SSW3"** are the following documents

17.1 the First Claimant's leasehold title and title plan BL105954;

17.2 a copy of the lease dated 22 January 2008;

17.3 an Orbital Witness plan showing the First Claimant's leasehold title;

17.4 a satellite image of the terminal on which the location of the main gate has been marked with a "X".

Birmingham Terminal

18 The Birmingham Terminal is located on Wood Lane in Erdington in the north east of Birmingham.

19 The Esso Wholesale Fuels document records that this terminal:-

19.1 has 17 tanks in service with a combined capacity of approximately 50,000m^3;

19.2 is operational 24 hours a day 7 days a week throughout the year.

20 The First Claimant owns the freehold of the Birmingham Terminal including 2 registered titles – namely WK118802 and WK66930 which are shown on the Birmingham Plan attached the Particulars of Claim.

21 A significant part of this terminal is unregistered freehold land. The boundaries of this Terminal are shown on the UK Factsheet at exhibit **"SSW1"**. I am informed by

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Paul Masson, the Claimants' Midstream Operations Support Manager that the unregistered land at the Birmingham Terminal has been used by the First Claimant (and affiliate companies) since the 1960s. Attached to this statement at exhibit **"SSW4"** are a number of photographs of the boundaries of this site and a plan which shows the approximate position from which (and direction in which) each photograph was taken.

22 Attached to this statement marked **"SSW4"** are the following documents:-

22.1 the First Claimant's freehold titles and title plans;

22.2 an Orbital Witness plan showing the First Claimant's freehold titles edged red and the unregistered freehold land referred to above edged brown;

22.3 a second Orbital Witness plan (marked "Birmingham Plan B") which omits the unregistered freehold land referred to above; and

22.4 a satellite image of the terminal on which the location of the main gate has been marked with a "X".

Purfleet Terminal

23 The Purfleet Terminal is located on the river Thames east of London.

24 The Esso Wholesale Fuels document records that this terminal:-

24.1 can receive fuels by pipeline from the Fawley refinery and from ships at its own jetty ("the Purfleet Jetty");

24.2 has 13 tanks in service with a capacity of approximately 86,000m^3; and

25.3 is operational 24 hours a day, 7 days a week throughout the year.

25 The First Claimant owns the freehold of the Purfleet Terminal in 2 freehold titles namely EX869151 and EX869958.

26 During 2021, the First Claimant sold part of title number EX869958 to Purfleet Real Estate Limited. This transfer has not yet been registered at HM Land Registry.

27 I am informed by Mr Taylor that:-

27.1 the Purfleet Jetty has exclusively served this terminal for around 100 years;

27.2 title to the Purfleet Jetty is unregistered; and

27.3 the First Claimant has no record of any lease of the Purfleet Jetty.

DRAFT

28 Attached to this statement marked **"SSW5"** are the following documents:-

28.1 the First Claimant's freehold titles and title plans;

28.2 a copy of the transfer of part referred to above;

28.3 an Orbital Witness plan showing the First Claimant's freehold titles (excluding the land which has been sold) edged red and the Purfleet Jetty edged brown);

28.4 a second Orbital Witness plan (marked "Purfleet Plan B") which omits the unregistered land;

28.5 a satellite image of the terminal on which the location of the main gate has been marked with a "X";

28.6 photographs which demonstrate that the Purfleet Jetty exclusively serves the Purfleet Terminal and the high level of security which is attached to it.

West London Terminal

29 The West London Terminal is located close to the perimeter of Heathrow airport.

30 The Esso Wholesale Fuels document records that in this terminal:-

30.1 has 17 tanks in service with a capacity of approximately 100,000m^3;

30.2 in addition to ground fuels also supplies Jet Fuel (to Heathrow and Gatwick Airports);

30.3 is operational 24 hours a day 7 days a week throughout the year.

31 The First Claimant owns the freehold of the West London Terminal in 5 freehold titles namely MX232530, MX442259, MX440505, MX219704 and SY346160.

32 Attached to this statement marked **"SSW6"** are the following documents:-

32.1 the First Claimant's freehold titles;

32.2 an Orbital Witness plan showing the First Claimant's freehold titles;

32.3 a satellite image of the terminal on which the location of the main gate has been marked with a "X".

Hartland Park Logistics Hub

33 I am informed by Anthony Milne of Esso that:-

DRAFT

33.1 the First Defendant is currently constructing a replacement fuel pipeline between The Petrochemical Complex and the West London Terminal known as the Southampton to London Pipeline "SLP");

33.2 to support the SLP construction, the First Defendant has also taken a lease of around 5 acres of land at Hartland Park near Farnborough, Hampshire as a temporary logistics hub ("the Hartland Park Logistics Hub").

34 the Hartland Park Logistics Hub includes project offices, welfare facilities and car parking for staff and contractors together with storage of construction plant materials, machinery and equipment. Approximately 150 employees and contractors use the Hartland Park Logistics Hub site each day.

35 On 2 September 2021, SHE Manager Limited and SHE Nominee Limited granted a lease of the Hartland Park Logistics Hub to the First Claimant for a term commencing on 6 September 2021 and expiring on 30 September 2024.

36 Attached to this statement marked **"SSW7"** are the following documents:-

36.1 the First Claimant's lease dated 6 September 2021;

36.2 an Orbital Witness plan showing the First Claimant's leasehold land;

36.3 a satellite image of the compound.

Alton Compound

37 The First Claimant also has a compound at Alton in Hampshire which is used in connection with the construction of the SLP ("the Alton Compound").

38 The First Claimant owns the freehold of the Alton Compound in title number SH30798.

39 Attached to this statement marked **"SSW8"** are the following documents:-

39.1 the First Claimant's freehold title;

39.2 an Orbital Witness plan showing the First Claimant's leasehold land; and

39.3 a satellite image of the compound on which the location of the main gate has been marked with a "X".

4 April 2022

40 I have assisted Anthony Milne with the preparation of his witness statement dated 3 April 2022.

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41 I am informed by Mr Masson that there were further demonstrations at the West London Terminal today. A group of around 20 protestors arrived at the West London Terminal at around 4.30 am. A number of photographs of this incident showing a structure which obstructs access to / egress from the West London Terminal are attached to this statement at the exhibit marked **"SSW9"**.

I believe that the facts stated in this Witness Statement and Exhibits are true.

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 am duly authorised to make this statement on behalf of the Claimants.



Stuart Sherbrooke Wortley

4 April 2022

DRAFT

Party: *Claimants*
Name: *N Allybokus*
Number: *Third*
Exhibits: *"NA3"*
Date: *22.04.22*

CLAIM NO QB-2022-001098

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

- and -

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED RED ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN EDGED RED ON THE ATATCHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH […] (AS SHOWN EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')

(H) ALTON COMPOUND, PUMPING STATION, A31, HOLYBOURNE (AS SHOWN EDGED RED ON THE ATTACHED "ALTON COMPOUND PLAN"

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES

Defendants

THIRD WITNESS STATEMENT

OF

NAWAAZ ALLYBOKUS

I, NAWAAZ ALLYBOKUS of One Wood Street, London EC2V 7WS WILL SAY as follows:-

1. I am a Solicitor employed by Eversheds Sutherland (International) LLP ("**Eversheds**"), the Claimants' solicitors in these proceedings.

2. Where the facts contained in this witness statement are within my own knowledge they are true; where the facts contained in this witness statement are not within my own knowledge, they are true to the best of my knowledge and belief and I have provided the source of my information.

3. I make this witness statement in support of the Claimants' application to continue the injunction which restrains the Defendants from trespassing or causing nuisance at the Sites (as defined in the Particulars of Claim).

4. Attached to this witness statement marked NA3 is an exhibit of true copy documents. Numbers appearing after "**NA3/**" within this witness statement refer to pages within this exhibit.

Service of the Proceedings and the Order by Alternative Means

5. In order to comply with paragraph 9 of the Order dated 6 April 2022 ("**the Order**") service of the documents listed in the Schedule at **NA3/1** ("the Documents") were effected as follows:-

   a. I am informed by Richard Scrase, an employee of the Claimants, that on Wednesday 6 April he uploaded the Documents to the following webpage ("the Webpage"):-
   https:/www.exxonmobil.co.uk/Company/Overview/UK-operations

   b. on Wednesday 6 April 2022 I sent emails to:-
   enquiries@extinctionrebellion.uk
   xr-legal@riseup.net
   juststopoil@protonmail.co.uk

   explaining that copies of the Documents may be viewed on the Webpage; and

   c. The Claimants have confirmed to me, that by no later than Friday 8 April 2022 representatives of the Claimants had:-
      i. placed the Documents in clear plastic containers at each of the Sites; and
      ii. fixed a minimum of four warning notices (in the form attached to the Order) around the perimeter of each of the Sites.

6. Certificates of Service were completed and I am informed by Steve Martin, a court clerk at Eversheds, that these were lodged at Court on 11 April 2022. Copies of these certificates are produced at **NA3/2-57**.

7. On Thursday 7 April 2022, I received an email from Alice Hardy, a partner at Hodge Jones & Allen Solicitors. A letter attached to the email explained that Hodge Jones & Allen act for Jessica Branch, who is "associated" with Extinction Rebellion but who has not participated in any of the protests at the Sites and requested copies of various documents.

8. On Monday 11 April 2022, Stuart Wortley, a partner at Eversheds replied explaining that:-
   a. all of the documents on which the Claimants relied on at the hearing on 5 April 2022 had been uploaded to the Webpage;

   b. Eversheds would forward a copy of a transcript of the hearing on 5 and 6 April 2022 to Ms Hardy once received. This transcript has not yet been received.

9. A copy of this exchange is produced at **NA3/58-60.**

Correction of Just Stop Oil email address

10. On Sunday 10 April 2022, I received an "email delivery failure" notification indicating that the email addressed to Just Stop Oil (juststopoil@protonmail.co.uk) could not be delivered and the problem "appears to be – Recipient server unavailable or busy".

11. On Wednesday 13 April 2022, it was then brought to my attention that the email address included in the Order for sending the Documents to Just Stop Oil (juststopoil@protonmail.co.uk) might have been incorrect. This address was provided by a colleague at Eversheds but I have not yet been able to verify the origin of this.

12. The email address included on the Just Stop Oil website is juststopoilpress@protonmail.com. On 13 April 2022, I therefore sent copies of the Documents to this email address by email - a copy of this is produced at **NA3/61**.

Provision of Skeleton Argument

13. On Thursday 14 April 2022, copies of the Skeleton Argument relied upon by the Claimants at the hearing on 5 and 6 April 2022 were provided as follows:-

a. hard copies were placed in the clear plastic containers referred to at paragraph 5(c)(i) above;

b. a digital copy was uploaded to the Webpage;

c. digital copies were sent by email to:-

xr-legal@riseup.net
enquiries@extinctionrebellion.uk
juststopoilpress@protonmail.com

d. a digital copy was sent by email to Ms Hardy.

Birmingham Terminal – postal address

14. The postal address for Birmingham Terminal in the Claim Form (and subsequent court papers) is "Birmingham Oil Terminal, Tyburn Road, Birmingham B24 8HJ".

15. The correct address is "Birmingham Oil Terminal, Wood Lane, Birmingham B24 8DN".

16. Wood Lane appears to be a road which comes off Tyburn Road, and may have been inadvertently been used.

Birmingham Terminal – application for first registration

17. The Claimants have confirmed to me that an application to register the land which was conveyed to the First Claimant on 31 December 1957 (see paragraphs 4-8 of my Second Witness Statement) was submitted to the Land Registry on Thursday 21 April 2022.

18. A copy of the covering letter from the Claimants' solicitors, Messrs BDB Pitmans, dated 21 April 2022 to the Land Registry and the first registration application form is produced at **NA3/62-71**.

Claimant's email address

19. On or around 6 April 2022, Eversheds set up the following email address to enable anyone affected by the Order to correspond with the Claimants in connection with these proceedings:-
exxonmobil.service@eversheds-sutherland.com

20. At the time of making this witness statement no email messages have been received at this address.

Update of Just Stop Oil / Extinction Rebellion Direct Action

21. I have produced at **NA3/74-79** a media article which reports:-

a. as of 5 April 2022, 200 individuals have been arrested in Essex in relation to the direct actions on behalf of the Just Stop Oil movement;

b. a number of individuals have been hiding in underground tunnels in Essex next to an oil refinery in an attempt to stop the flow of oil traffic;

c. a further 20 individuals were arrested following direct action in Grays; and

d. a further 17 individuals were arrested on 4 April on suspicion of conspiracy to commit criminal damage.

22. Anthony Milne, an employee of the Claimants has confirmed: -

a. On 4 April 2022, fifteen individuals attended the West London Terminal. Two of these individuals climbed on top of tensegrity structures, which were set up on top of concrete blocks, in an attempt to block the entrance to the terminal.

b. On 6 April 2022:-

i. at 6:45am, a group of individuals blocked the Stonehouse roundabout (shown highlighted yellow on the plan at **NA3/72**) by jumping on a truck to stop traffic and gluing themselves to the road. This roundabout is the main entry / exit route for HVGs between the Purfleet Terminal and the M25 and London; and

ii. at around 3:23pm, a group of individuals blocked a roundabout (shown highlighted yellow on the plan at **NA3/73**) near the West London Terminal by jumping on trucks to stop traffic. This roundabout is the main entry / exit route for HVGs for the West London Terminal;

c. On 8 April 2022:-

i. around 10 individuals from Extinction Rebellion Trade Unionists joined with Unite and held an official picket. The individuals involved protested on the pavement/verge near the Fawley Refinery; and

ii. at around 8:00am, around 30 individuals blocked a key entry / exit route (known as London Road) between the Purfleet Terminal and the M25/East London.

d. On 13 April 2022, around 8 individuals blocked an access road near the Purfleet Terminal and 3 individuals climbed on top of a tanker. Tanker traffic was constrained as the alternative route were congested.

23. On 7 April 2022:-

a. an individual tied himself up to an oil depot; and

b. 25 individuals (identified as members of the Just Stop Oil group) were arrested following the direct action at Kingsbury oil terminal in Warwickshire

A copy of the media coverage of these incidents is at **NA3/80-86**.

24. On 15 April 2022, 12 individuals were arrested after blocking access to Kingsbury Oil Terminal, Navigator Terminal and Grays Oil Terminal. A copy of the media coverage of these incidents is at **NA3/87-90**.

25. On 18 April 2022, The Guardian produced an article stating:-

> " *Just Stop Oil said there had been nearly 1,000 arrests in connection with the campaign so far*"

This demonstrate the magnitude of the waves of direct action taking place and the number of individuals participating in those direct actions, which commenced in March / April this year. A copy of the media article from The Guardian is produced at **NA3/91-93**.

26. On 19 April 2022, Just Stop Oil announced that it had paused its campaign of the direct action until 25 April 2022 and provided the government an ultimatum to stop using fossil fuel.

27. In its letter of 19 April 2022 to the Government, Just Stop Oil stated:-

> *"The Just Stop Oil coalition has taken the decision to suspend activities until 25th April, to give you the opportunity to make a statement on behalf of the Government that it will immediately halt all future licensing and consents for the exploration, development and production of fossil fuels in the UK.*
>
> *If you do not fulfil your duty to the people we will be left with no choice but to escalate our campaign of civil resistance.*

We will not be bystanders."

28. A copy of this letter from the Just Stop Oil website is produced at **NA3/94-96**.

29. It is clear on close reading of the letter to the Government that there remains a threat of further action by Just Stop Oil.

Extinction Rebellion

30. Extinction Rebellion strategy for 2022 / 2023 is documented in a document labelled "XRUK Strategy 2022", accessible via their website:

> "*This strategy lays out the blueprint for how we will begin to achieve this vision as a movement over the course of 2022 and beyond*…
>
> *Local group actions are an essential part of every rebel's journey and a good way to retain and grow your group's membership. That's why there needs to be regular actions happening! This strategy invites local mobilisation actions from January - March, in the run-up to Mass Resistance in April and May - August in the run-up to September's Mass resistance and thereafter.*

31. The XRUK Strategy 2022 also contains a traffic light diary which illustrates a threat of further action throughout 2022 and up to April 2023.

32. A copy of the full XRUK Strategy 2022 is produced at **NA3/97-143** (the traffic light diary being at **NA3/133-134**.)

Just Stop Oil

33. The Just Stop Oil website states:-

> "*The new campaign JUST STOP OIL will mobilise 1000+ people from all walks of life to oppose the plans for new UK Oil fields during 2022…*
>
> *We are growing a movement, holding 20-30 public meetings per week, online and in person, across the UK*"

34. This indicates that Just Stop Oil continues to recruit individuals to participate in direct actions and that they intend to do so throughout 2022.

35. A full copy of the extract from the website is at NAS

I believe that the facts stated in this Witness Statement and Exhibit are true.

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 am duly authorised to make this statement on behalf of the Claimants.



Signed: ……..

Nawaaz Allybokus

Associate Solicitor

Eversheds Sutherland (International) LLP

Party: *Claimants*
Name: *M Pullman*
Number: *First*
Exhibits: *"MP1" – "MP2"*
Date: *27.02.23*

CLAIM NO QB-2022-001098

IN THE HIGH COURT OF JUSTICE

KING'S BENCH DIVISION

B E T W E E N

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

- and -

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED RED ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN EDGED RED ON THE ATATCHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')

(H) ALTON COMPOUND (AS SHOWN EDGED RED ON THE ATTACHED "ALTON COMPOUND PLAN")

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES

Defendants

WITNESS STATEMENT

OF

MARTIN PULLMAN

I, **MARTIN PULLMAN** of Ermyn House, Ermyn Way, Leatherhead, Surrey KT22 8UX WILL SAY as follows:-

1. I am employed by the First Claimant as the European Midstream Manager. My responsibilities include the operational oversight of Esso's UK terminals.

2. I have read the Witness Statements of Anthony Milne (the Claimants' Global Security Adviser) dated 3 April 2022 and of Stuart Wortley (a partner with Eversheds Sutherland, the Claimants' solicitors) dated 4 April 2022.

3. Where the facts contained in this witness statement are within my own knowledge, they are true; where the facts contained in this witness statement are not within my own knowledge I have provided the source of my information and those facts are true to the best of my knowledge and belief.

BACKGROUND

4. Paragraph 8 of Anthony Milne's Witness Statement records incidents involving direct action by protestors opposed to the oil and gas industry including those at the First Claimant's oil terminal at Birmingham in April 2022.

5. The Claimant knows of the following individuals who have been convicted of aggravated trespass following direct action at the Birmingham terminal. In February 2023, each of them was given a conditional discharge for 12 months and ordered to pay prosecution costs. The names and home addresses below were provided to the First Claimant by West Midlands Police:-

    5.1 Paul Barnes of 41 Hillside View, New Mills, High Peak, SK22 3DF;

    5.2 Paul Fawkesley of 12 Lakeland Close, Liverpool, L1 5HY;

    5.3 Diana Hekt of 12 Victoria Road, Meltham, Holmfirth, West Yorkshire, HD9 5NL;

    5.4 Oliver CLEGG of Whitworth Park Student Housing, Grove House, Oxford Road, Manchester M13 9NG;

5.5 Alan Woods of 14 Greenslate Road, Billinge, Wigan, Greater Manchester, WN5 7BG.

6. Paragraphs 9.1 to 9.19 of Mr Milne's Witness Statement record a number of other incidents in which the First Claimant's premises were targeted by anti-fossil fuel protestors.

7. Paragraphs 9.20 to 9.30 of Mr Milne's Witness Statement record the threats of direct action against the oil and gas industry which XR and JSO were making at that time.

8. The incidents and threats referred to in paragraphs 8 and 9 of Mr Milne's Witness Statement prompted the Claimants to commence these proceedings for an injunction to restrain protestors from engaging in unlawful conduct at the Sites.

9. On 7 April 2022, Mrs Justice Ellenbogen granted an interim injunction to restrain the Defendants from trespassing and / or causing a nuisance at the Sites.

10. On 27 April 2022, Mr Justice Bennathan extended this injunction until 27 April 2023.

11. I make this Witness Statement in support of the Claimants' application:-

11.1 to continue the injunction beyond 27 April 2023;

11.2 to join in the individuals named in paragraph 5 above as named Defendants to these proceedings.

OTHER INJUNCTIONS TO RESTRAIN PROTESTORS GRANTED IN 2022 / 2023

12. The Claimants were not alone in seeking injunctions to restrain the unlawful conduct of protestors opposed to the oil and gas industry.

13. I am informed by Stuart Wortley that each of the companies referred to in the first column of table below successfully applied for injunctions in similar terms to the one sought by the Claimants in these proceedings:-

Claimants	**Premises**	**Action No**	**Duration**
Shell International Petroleum Company Limited	Shell Centre Tower	QB-2022-001259	12 months expiring 22 April 2023
Navigator Terminals Thames BV Limited and others	Oil terminals at West Thurrock, Teeside and Penarth	QB-2022-001139	12 months expiring 27 April 2023
Shell UK Limited	Shell Haven Site	QB-2022-001241	12 months expiring 27 April 2023
Shell UK Oil Products Limited	Petrol filling stations	QB-2022-001420	12 months expiring 12 May 2023
Essar Oil (UK) Limited and others	Oil terminals at Stanlow, Ellesmere Port, Tranmere,	PT-2022-000326	12 months expiring 11 May 2023

	Birkenhead and Northampton		
Valero Energy Limited and others	Pembroke refinery and oil terminals at Manchester, Kinsbury, Plymouth, Cardiff, Pembrokeshire and Avonmouth	QB-2022-000904	Extended in January 2023 for 12 months and 3 weeks expiring 8 February 2024
Exolum Pipeline Systems Limited and others	Oil terminals at Grays, Bramhall, Seal Sands, Misterton, Hallen, Thetford and Saffron Walden	QB-2022-001142	Extended in January 2023 subject to a further review in February 2024

14. I am further informed by Stuart Wortley that:-

14.1 in August 2022, the First Claimant applied for an interim injunction to restrain interference with the construction of a pipeline (for the supply of aviation fuel to Heathrow Airport) between the First Claimant's oil refinery at Fawley and its West London terminal;

14.2 the action number for that action is QB-2022-002577;

14.3 on 16 August 2022, Mr Justice Eyre granted an interim injunction in that action;

14.4 on 21 October 2022, HHJ Lickley KC extended this injunction and gave directions for trial;

14.5 the trial was listed before Mr Justice Julian Knowles on 13 February 2023;

14.6 the trial was not contested; and

14.7 on 13 February 2023, Mr Justice Julian Knowles reserved judgment and further extended the injunction pending judgment being handed down.

15. The action referred to in the previous paragraph was prompted by a protest conducted by Scott Breen and others on land in Surrey close to the point at which the pipeline would pass below the M25. Mr Breen dug (and subsequently occupied) a pit on this land with the objective of obstructing specialist contruction equipment and delaying the project. Mr Breen's failure to leave this protest site in breach of the order of Mr Justice Eyre resulted in his committal for contempt of court and his imprisonment for 112 days (of which he served half) following a hearing before Mr Justice Ritchie in September 2022. Mr Breen unsuccessfully appealed against that sanction to the Court of Appeal (although a separate fine of £1,500 was cancelled).

16. I am further informed by Stuart Wortley that National Highways Limited (which has responsibility for the strategic road network in England and Wales) and 3 local

authorities sought injunctions to restrain protestors opposed to the oil and gas industry from obstructing motorways and roads in the vicinity of oil terminals (including a number of terminals referred to in paragraph 13):-

Claimants	**Motorways / Roads / Property**	**Action No**	**Duration of current Injunction**
North Warwickshire County Council	Kinsbury Oil Terminal	KB-2022-001236	Until further order
National Highways	M25, M25 feeder roads and Kent road	KB-2021-003576 KB-2021-003626 KB-2021-003737	12 months expiring 9 May 2023
Thurock Council Essex County Council	Roads in the vicinity of Navigator Terminals Thurrock terminal; Esso's Purfleet terminal; Exoleum's Grays terminal; and Oikos' Canvey Island terminal	KB-2022-001317	Until further order with provision for Claimants to inform the Court within 28 days of the Supreme Court judgment in Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors (UKSC/2022/0046)
National Highways	Activities involving gantries and other structures over, under or adjacent to the M25 Motorway	KB-2022-004333	12 months expiring 15 November 2023

EVIDENCE SUPPORTING THE VALERO INJUNCTION

17. In March / April 2022, the Kingsbury Terminal in Staffordshire (operated by Valero Energy Limited) was the subject of perhaps the most aggressive form of direct action by anti-fossil fuel protestors last year. This prompted Valero Energy Limited (and 2 group companies) to apply for an injunction to restrain unlawful behavious at its Pembroke refinery and its oil terminals (see the table at paragraph 13).

18. I am informed by Stuart Wortley that:-

    18.1 the evidence relied upon by the Claimants in the Valero case included a Witness Statement from Benjamin Smith (Assistant Chief Constable for Warwickshire Police) dated 10 April 2022;

    18.2 Mr Smith's Witness Statement refers to serious incidents involving obstruction of access to and from the Kingsbury Terminal (using a variety of tactics including individuals climbing on to the top of oil tankers, gluing themselves to road surfaces and using "lock-on" devices);

    18.3 Mr Smith's Witness Statement refers to more than 500 arrests having been made between 31 March and 10 April 2022:-

Date	Arrests
31 March – 1 April	42
2 April – 3 April	68
5 April	88
7 April	127
9 – 10 April	180

18.4 Mr Smith's Witness Statement includes the following text below a heading **"Police Operation"**:-

> *"The scale and duration of the policing operation has been one of the most significant that I have experienced in my career. Large numbers of officers, drawn from right across the force, have been deployed to Kingsbury day and night since the 1st April. This has meant that we have had to scale down some non-emergency policing services, including those that serve North Warwickshire. Although core policing services have been effectively maintained across the County during this period, the protests have undoubtedly impacted on the quality and level of the policing service that we are able to deliver. Officers who may have ordinarily been policing the communities of North Warwickshire have had to be redeployed to support the policing operation linked to Kingsbury. It has also meant that we have had to bring in additional officers from other regional forces, in addition to more specialist teams such as working at heights teams and protest removal teams. Al of these will come at significant additional cost to the force and ultimately the public of Warwickshire."*

18.5 Mr Smith's Witness Statement includes the following text below a heading **"Community Impact":-**

> *"The impact on the local community has been substantial. There have been almost daily road closures of the roads around the oil terminal which has created disruption and inconvenience. The M42 has also been disrupted on occasions as a result of the protest activity. There has been a significant policing presence since the 1st April which I am sure has created a level of fear and anxiety for the local community. The policing operation has also extended into unsociable hours with regular essential use of the police helicopter overnight disrupting sleep. The reckless actions of the protestor has also created increased risk of potential fire or explosion at the site which would likely have catastrophic implications for the local community including the risk of widespread pollution of both the ground, waterways and air. Finally, the actions of the protestors has impacted the supply of fuel to petrol forecourts in the region, leading to some shortages,*

impacting upon not only local residents but the broader West Midlands region."

19. A copy of Assistant Chief Constable Benjamin Smith's witness statement is now produced and shown to me marked **"MP1"**

20. On 20 January 2023, Mr Justice Soole extended this injunction until 8 February 2024.

REASONS FOR SEEKING THE INJUNCTION

21. In sub-paragraph 9.2 of Mr Milne's Witness Statement, he set out the Claimants' reasons for seeking an injunction in these proceedings. Those reasons may be summarised as follows:-

    21.1 the Sites are used for the production and storage of flammable and otherwise hazardous substances (para 10.2.1 of Mr Milne's Witness Statement);

    21.2 the incidents referred to in paragraphs 8 and 9 of Mr Milne's Witness Statement involved unlawful damage to property (para 10.2.2);

    21.3 the First Claimant has important contractual obligations to customers which have to be fulfilled to keep the country moving – including road, rail and air travel (para 10.2.3).

22. I confirm that each of these reasons remains valid at the time of making this Witness Statement.

CONTINUING THREAT

23. I am pleased to report that since the injunction granted on 7 April 2022 and continued on 27 April 2022, there have been no breaches of the injunction in these proceedings.

24. The fact that there were several incidents targeting the Sites before the injunction but none afterwards indicates to me that the injunction has created an effective deterrent.

25. The Claimants remain genuinely concerned about the threat posed by these protestors and believe that unless the injunction is continued, some or all of the Sites would again be targeted.

26. I am informed by Stuart Wortley that on 21 November 2022, XR conducted a protest outside the London office of Eversheds Sutherland. The protest involved a sit down protest obstructing the revolving doors and purple paint being thrown over the glass structure of the building. XR issued a press release which stated:-

> *"As solicitors for HS2 and Esso, Eversheds Sutherland have been forerunners in criminalising nonviolent environmental protest through the use of injunctions"*
>
> (page 1 of **"MP2"**)

27. Footnote 12 to this statement included a reference to an article appearing on Law360 (an online news services for the legal sector) dated 21 October 2022 which referred to these proceedings entitled *"Activists Banned From Disrupting New Esso Oil Pipeline".*

28. XR also tweeted the following message on Twitter (together with some photographs of this incident):-

> *"Eversheds Sutherland, are used by ecocidal companies like @ExxonMobil and @HS2ltd*
> *They're using the courts to criminalise and silence peaceful protestors. We're here to tell @ESgloballaw to #CutTheTies to the #FossilFuel industry."*
>
> (pages 2-3 of **"MP2"**)

29. In October 2022, JSO organised events which resulted in:-

    29.1 the obstruction of roads in central London (generally bringing traffic to a standstill) including:-

- on Westminster Bridge on 1 and 2 October;
- other roads in Westminster on 4 and 5 October;
- roads around Trafalgar Square on 6 October;
- roads leading to Vauxhall Bridge on 7 October;
- The Mall on 10 October;
- Downing Street on 12 October;
- Park Lane on 16 October;
- Talgarth Road (the A4) on 18 October;
- Cromwell Road / Exhibition Road on 19 October;
- Knightsbridge on 20 October;
- Holborn on 21 October;
- Abbey Road on 23 October;
- roads near Mansion House on 27 October;
- Islington Green on 22 October;
- Charing Cross Road, Kensington High Street, Kennington Road and Blackfriars Road on 29 October;
- Commercial Street and Hanbury Street (near Spitalfields Market) on 31 October;

29.2 throwing a can of tomato soup over the Van Gogh's painting the Sunflowers in the National Gallery on 14 October;

29.3 2 individuals climbing the QEII suspension bridge and unfurling a banner on 17 October (resulting in the bridge being closed for 2 days). I understand from Stuart Wortley that the 2 individuals have been remanded in custody and face a committal hearing on 14 March 2023 and a criminal prosecution on 27 March 2023;

29.4 spraying buildings with orange paint including:-

- New Scotland Yard on 14 October;
- the Aston Martin showroom on Park Lane on 16 October;
- Department for Business Energy and Industrial Strategy on 17 October;
- the entrance to Harrods on 20 October;
- the offices of lobbyists for the fossil fuel industry on 25 October;
- the Ferrari showroom on Park Lane and the Bentley showroom on Berkeley Square on 26 October;
- the Rolex store on Knightsbridge on 28 October;
- the MI5 Headquarters, the Home Office, the Bank of England and News Corp headquarters on 31 October.

30. A sample of on-line news articles concerning some of these incidents is attached to this statement at pages 2-37 **"MP2"**.

31. The JSO press release following the QEII bridge incident on 17 October is attached at pages 17-18 of **"MP2"** and included the following statement:-

> *"This is not a one day event, expect us every day and anywhere. This is an act of resistance against a criminal government and their genocidal death project. Our supporters will be returning – today, tomorrow and the next day – and he next day after that – and every day until our demand is met: no new oil and gas in the UK."*

32. The JSO protests continued into November 2022 with a number of individuals gluing themselves to the road outside Downing Street to prevent access on 1 November and others climbing gantries above the M25 on 4 consecutive days between 7-10 November (inclusive).

33. On 8 December 2022, JSO issued a press release reporting on the activity in October / November and stating:-

> *"six weeks of continuous disruption and civil resistance by supporters of Just Stop Oil during October and November resulted in over 700 arrests. Since the campaign began on April 1st, Just Stop Oil supporters have been arrested over 2,000 times, with 24 supporters currently in prison."*

(page 30 of **"MP2"**).

34. On 1 January 2023, XR publicly committed to moving away from campaigns involving civil disobedience and issued the following statement under a banner heading **"WE QUIT"**:-

> *"…*
>
> *"As we ring in the new year, we make a controversial resolution to temporarily shift away from public disruption as a primary tactic. We recognise and celebrate the power of disruption to raise the alarm and believe that constantly evolving tactics is a necessary approach. What's needed now most is to disrupt the abuse of power and imbalance, to bring about a transition to a fair society that works together to end the fossil fuel era. Our politicians, addicted to greed and bloated on profits won't do it without pressure.*
>
> *"We must be radical in our response to this crisis and determined in our efforts to address the climate and ecological emergency, even if it means taking a different approach than before. In a time when speaking out and taking action are criminalised, building collective power, strengthening in number and thriving through bridge-building is a radical act. XR is committed to including everyone in this work and leaving no one behind, because everyone has a role to play. This year, we prioritise attendance over arrest and relationships over roadblocks, as we stand together and become impossible to ignore.*
>
> *…"*

(pages 32-33 of **"MP2"**).

35. On 2 January 2023, an article in The Guardian reporting on the change in XR's strategy for 2023 stated:-

> *"…*
>
> *"It's 2023 and XR has quit ... But it's 2023, and we are barrelling down the highway to the loss of ordered civil society, as extreme weather impacts tens of millions, as our country becomes unrecognisable ... there is no a need to face reality.*
>
> *"We must move from disobedience into civil resistance …*

> *"In recent years, XR has led its supporters into blockading London streets and bridges for days, smashing bank headquarters' windows and spraying fake blook on the Treasury. But on Sunday, the group announced "we quit" in a new year resolution to "prioritise attendance over arrest and relationships over roadblocks.*
>
> *"Since its radical start, XR has become comparatively more moderate. It has called for 100,000 people to take to the streets of Westminster in April, but cancelled its last series of protests after the queen's death. Recent demonstrations at private airfields led to no arrests. Trials continue of XR supporters involved in direct actions over previous years.*
>
> *"On the other hand, over the past year, supporters of the Just Stop Oil campaign have smashed petrol pumps, blockaded oil terminals, glued themselves to the streets of London, zip tied their necks to goalposts at Premier League football matches and thrown tomato soup over one of the world's most famous oil paintings.*
>
> *"More than 2,000 arrests were made during JSO activities and 138 of its activists have been held behind bars either awaiting trial or while serving a sentence this year. According to the group 12 are still in jail."*
>
> (page 34 of **"MP2"**).

36. The Claimants believe that incidents above demonstrate that JSO remains committed to its campaign of disruptive direct action. This is consistent with other JSO messages:-

36.1 the website includes the following:-

> *"… we will not be intimidated by changes to the law, we will not be stopped by private injunctions sought to silence peaceful people. Our supporters understand that these are irrelevant when set against mass starvation, slaughter, the loss of our rights, freedoms and communities".*
>
> (page 37 of **"MP2"**).

36.2 a tweet on 28 October 2022:-

> *"Sign up for arrestable direct action at …"*
>
> (page 38 of **"MP2"**);

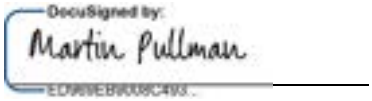
36.3 a tweet on 1 November 2022:-

> *"… we will escalate our legal disruption against this treasonous Govt."*
>
> (page 39 of **"MP2"**).

I believe that the facts stated in this Witness Statement and Exhibits are true.

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 am duly authorised to make this statement on behalf of the Claimants.



Martin Pullman

27 February 2023

Party: *Claimants*
Name: *M Pullman*
Number: *Second*
Exhibits: *"MP3" - "MP5"*
Date: *06.06.23*

CLAIM NO QB-2022-001098

IN THE HIGH COURT OF JUSTICE

KING'S BENCH DIVISION

B E T W E E N

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

- and -

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED RED ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN EDGED RED ON THE ATATCHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')

(H) ALTON COMPOUND (AS SHOWN EDGED RED ON THE ATTACHED "ALTON COMPOUND PLAN")

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES

(4) PAUL BARNES

(5) DIANA HEKT

Defendants

WITNESS STATEMENT

OF

MARTIN PULLMAN

I, **MARTIN PULLMAN** of Ermyn House, Ermyn Way, Leatherhead, Surrey KT22 8UX WILL SAY as follows:-

1. I am employed by the First Claimant as the European Midstream Manager. My responsibilities include the operational oversight of Esso's UK terminals and pipelines.

2. Where the facts contained in this witness statement are within my own knowledge, they are true; where the facts contained in this witness statement are not within my own knowledge I have provided the source of my information and those facts are true to the best of my knowledge and belief.

3. This is my second witness statement in these proceedings. I make this statement:-

   3.1 to update the Court concerning relevant matters since my first witness statement dated 27 February 2023; and

   3.2 to provide some additional information concerning the Claimant's health and safety concerns.

4TH AND 5TH DEFENDANTS

4. At the last hearing before Mrs Justice Collins-Rice on 27 March 2023, Paul Barnes and Dian Hekt were joined as the 4th and 5th Defendants to these proceedings.

Paul Barnes

5. There are now produced and shown to me at the exhibit marked **"MP3"** copies of the email messages exchanged between Eversheds Sutherland (the Claimants' solicitors) and Paul Barnes.

6. In his email message to the Claimants' solicitors dated 25 April 2023, Mr Barnes indicated that he was willing to give an undertaking to the Court to avoid the need for the Court to grant an injunction against him. I understand from Stuart Wortley of the Claimants' solicitors that a draft Order is being prepared but that the terms of this Order have not yet been agreed.

Diana Hekt

7. There are now produced and shown to me at the exhibit marked **"MP3"** copies of the email messages exchanged between Eversheds Sutherland (the Claimants' solicitors) and Diana Hekt.

8. As at the date of this witness statement, Ms Hekt has not engaged with the Claimants solicitors and the Claimants therefore seek an injunction against her.

UPDATE ON OTHER INJUNCTION PROCEEDINGS

9. In paragraph 13 of my first witness statement, I provided a table which summarised the injunctions obtained by other oil and gas companies in response to the campaign of protest against fossil fuel companies which began in April 2022.

10. I have repeated the table below and updated it (using bold capital letters to show the additions) with information which has been provided to me by Stuart Wortley of the Claimants' solicitors. I understand from Mr Wortley that he has reviewed the orders which have been uploaded to the website for each action:-

Claimants	**Premises**	**Action No**	**Duration**
Shell International Petroleum Company Limited	Shell Centre Tower	QB-2022-001259	12 months expiring 22 April 2023 **ON 28.05.23, MRS JUSTICE HILL EXTENDED THE INTERIM INJUNCTION UNTIL 25.05.23** **ON 23.05.23, MRS JUSTICE HILL EXTENDED THE INTERIM INJUNCTION UNTIL 12.05.24**
Navigator Terminals Thames BV Limited and others	Oil terminals at West Thurrock, Teeside and Penarth	QB-2022-001139	12 months expiring 27 April 2023 **ON 28.04.23, MR JUSTICE GARNHAM EXTENDED THE INTERIM INJUNCTION AND DIRECTED THAT A FURTHER HEARING TAKE PLACE ON 07.06.23**
Shell UK Limited	Shell Haven Site	QB-2022-001241	12 months expiring 27 April 2023 **ON 28.04.23 MRS JUSTICE HILL**

			EXTENDED THE INTERIM INJUNCTION UNTIL 25.05.23 **ON 23.05.23, MRS JUSTICE HILL EXTENDED THE INTERIM INJUNCTION UNTIL 12.05.24**
Shell UK Oil Products Limited	Petrol filling stations	QB-2022-001420	12 months expiring 12 May 2023 **ON 28.04.23 MRS JUSTICE HILL EXTENDED THE INTERIM INJUNCTION UNTIL 25.05.23** **ON 23.05.23, MRS JUSTICE HILL EXTENDED THE INTERIM INJUNCTION UNTIL 12.05.24**
Essar Oil (UK) Limited and others	Oil terminals at Stanlow, Ellesmere Port, Tranmere, Birkenhead and Northampton	PT-2022-000326	12 months expiring 11 May 2023 **ON 11.05.23, HIS HONOUR JUDGE MONTY KC EXTENDED THE INTERIM INJUNCTION FOR 12 MONTHS UNTIL 11.05.24**
Valero Energy Limited and others	Pembroke refinery and oil terminals at Manchester, Kinsbury, Plymouth, Cardiff, Pembrokeshire and Avonmouth	QB-2022-000904	Extended in January 2023 for 12 months and 3 weeks expiring 8 February 2024 **UNCHANGED**
Exolum Pipeline Systems Limited and others	Oil terminals at Grays, Bramhall, Seal Sands, Misterton, Hallen, Thetford and Saffron Walden	QB-2022-001142	Extended in January 2023 subject to a further review in February 2024 **UNCHANGED**
UK OIL PIPELINES LIMITED	**OIL TERMINALS AT BUNCEFIELD AND KINGSBURY**	**PT-2022-000303**	**EXTENDED IN APRIL 2023 UNTIL 20.10.23**

11. In paragraph 16 of my first witness statement, I provided a table which summarised the injunctions granted to National Highways Ltd and 3 local authorities related to Extinction Rebellion, Just Stop Oil and Insulate Britain protests.

12. I have repeated that table below and added new information in bold capital letters. The table includes new entries for injunctions obtained by Transport for London which I was previously unaware of:-

Claimants	**Motorways / Roads / Property**	**Action No**	**Duration of current Injunction**
North Warwickshire County Council	Kingsbury Oil Terminal	KB-2022-001236	Until further order **UNCHANGED**
National Highways	M25, M25 feeder roads and Kent road	KB-2021-003576 KB-2021-003626 KB-2021-003737	12 months expiring 9 May 2023 **ON 05.05.23, MR JUSTICE COTTER RENEWED THE INTERIM INJUNCTION UNTIL 10.05.24 AND GAVE DIRECTIONS FOR A REVIEW HEARING ON 26 APRIL 2024**
Thurock Council Essex County Council	Roads in the vicinity of Navigator Terminals Thurrock terminal; Esso's Purfleet terminal; Exoleum's Grays terminal; and Oikos' Canvey Island terminal	KB-2022-001317	Until further order with provision for Claimants to inform the Court within 28 days of the Supreme Court judgment in Wolverhampton City Council & Ors v London Gypsies and Travellers & Ors (UKSC/2022/0046) **UNCHANGED**
National Highways	Activities involving gantries and other structures over, under or adjacent to the M25 Motorway	KB-2022-004333	12 months expiring 15 November 2023 **UNCHANGED**
Transport for London	**17 roads, bridges and tunnels in London targeted by Insulate Britain protestors**	**QB-2021-003841 QB-2021-004122**	**FOLLOWING THE TRIAL OF THIS ACTION IN APRIL 2023, MR JUSTICE MORRIS GAVE JUDGMENT ON 03.05.23 GRANTING A FINAL INJUNCTION FOR 5 YEARS (SUBJECT TO ANNUAL REVIEWS)**
Transport for London	**14 roads, bridges and tunnels in London targeted by Just Stop Oil protestors**	**KB-2022-003542**	**ON 24.02.23, MR JUSTICE CAVANAGH EXTENDED THE INTERIM INJUNCTION UNTIL TRIAL**

			THE TRIAL OF THIS ACTION TOOK PLACE BEFORE EYRE J ON 04.05.23 **FOLLOWING THE TRIAL THE JUDGE EXTENDED THE INTERIM INJUNCTION PENDING JUDGMENT (WHICH HAS NOT YET BEEN HANDED DOWN)**

CONTINUING THREAT

13. In paragraphs 23 and 24 of my first witness statement, I recorded the fact that:-

    13.1 since the injunction granted on 7 April 2002 there had been no breaches of the injunction in these proceedings; and

    13.2 the injunction appears to have created an effective deterrent.

14. The exhibit marked **"MP2"** to my first witness statement included various news articles / press releases relating to incidents of direct action by XR and JSO since the proceedings were issued.

15. Since my First Witness Statement there have been no futher incidents of direct action targeting oil terminals in England (whether belonging to the Claimants or other oil and gas companies). However, the "Press Releases" section of the "News & Press" page of the Just Stop Oil website www.juststopoil.org records the following incidents:-

    15.1 on 15 April 2023, disruption at the Grand National horse race at Aintree racecourse;

    15.2 on 17 April 2023, disruption at the World Snooker Championship at The Crucible in Sheffield;

    15.3 on 24 April 2023, a number of Just Stop Oil and XR supporters marched to the Shell's global headquarter's office in Waterloo where they carried out a "sit down" protest. This incident followed a weekend of protest organised by XR across central London caused by XR;

    15.4 since 24 April 2023, Just Stop Oil supporters have been conducting a campaign of "slow marching" on major roads and bridges in central London at 7.00 am every weekday morning and on Saturday's at 12.00 noon. At the time of making this witness statement the campaign is into its sixth week;

15.5 in connection with the slow marching, on 3 May 2023 (the day on which the Public Order Act 2023 came into force), 23 Just Stop Oil supporters were arrested whilst marching from Downing Street to Parliament Square. Yesterday (31 May 2023) a further 10 Just Stop Oil supporters were arrested in Parliament Square;

15.6 on 25 May 2023, disruption at the Chelsea Flower Show;

15.7 on 27 May 2023, disruption at the Gallagher Premiership rugby union final at Twickenham;

15.8 earlier today (1 June 2023) disruption to the England cricket team whilst travelling to the test match against Ireland at Lords.

16. Copies of the Just Stop Oil press releases relating to each of these incidents are attached to this statement marked **"MP4"**.

17. Videos of some of these incidents can be seen on the "Images and Videos" section of the "News & Press" page of the Just Stop Oil website.

18. Since I signed my first witness statement, several Just Stop Oil supporters have been convicted of public order offences relating to direct action incidents during 2022. The "Court & Prison" page of the Just Stop Oil website records that these convictions include the following:-

18.1 on 8 March 2023, Chelmsford Magistrates found 9 supporters guilty of aggravated trespass and / or obstruction of the highway in relation to a protest at Navigator Fuel Terminal at Grays in April 2022. The Just Stop Oil press release includes the following:-

> *"We're done with begging. We are going to stop new fossil fuel projects whether those in power agree or not. As citizens, parents and children, we have every right under British law to protect ourselves and those we love.*
>
> *We are the last generation who can solve this. Will you step up? Join us and Just Stop Oil."*

16.2 on 13 March 2023, Chelmsford Magistrates found 3 supporters guilty of aggravated trespass and / or obstruction of the highway in relation to a protest at the Exolum Fuel Terminal in Grays in April 2022.

16.3 on 21 March 2023, Chelmsford Magistrates found 2 supporters guilty of obstructing the highway in relation to a protest at Navigator Terminals in Grays in April 2022.

18.2 on 13 April 2023, Judge Shane Collery KC in Basildon County Court found Morgan Trowland and Marcu Decker guilty of public nuisance and sentenced them to 3 years and 2.5 years respectively in relation to the protest which they conducted from the Queen Elizabeth II Bridge (which resulted in the bridge being closed to traffic for 2 days). In passing sentence, the Judge said:-

> *"You have to be punished for the chaos you caused and to deter others from copying you."*

19. The continuing threat of direct action at the Sites can also be demonstrated by the following:-

19.1 Immediately after the Messrs Trowland and Decker were sentenced on 13 April (referred to in the previous sub-paragraph), Stephanie Golder a JSO spokesperson made a statement outside court which included the following:-

> *"Nonviolent civil resistance is the answer. It's what the Suffragettes did, it's what the Civil Rights movements did. It's our best chance of getting the scale of change we need, in the time we need it."*
>
> *"Just Stop Oil will not be deterred by these draconian sentences. Where they imprison one of us, ten more will take their place. When the imprison ten of us, one hundred will stand to take their place. We must unit against this genocidal government and be brave."*

19.2 On 24 April 2023, XR co-founder Clare Farrell made a statement within an XR press release which included the following:-

> "*The government had a week to respond to our demands and they have failed to do so. Next we will reach out to supporter organisations to start creating a plan for stepping up our campaigns across an ecosystem of tactics that includes everyone from first-time protesters to those willing to go to prison*."

19.3 On 24 April 2023, another XR press release following a weekend of protests in London which they referred to as The Big One which included the following statements:-

> *"Effectively tens of thousands from different organisations have signalled that they are ready to move into a far more*

challenging and disruptive posture against a government that is gambling with our lives and futures."

"Over the next three months, we will be translating the appetite for action amongst people at The Big One into a whole new range of campaigns and action across the country."

20. Copies of the media coverage / press releases are included at the exhibit marked **"MP4"**.

21. The Claimants' security team has also recently drawn my attention to the following video uploaded by someone with a You Tube account in the name of DJ Audits. On 23 May 2023, a video was uploaded to this account which had been recorded outside the Birmingham Terminal. It can be found at this link - https://www.youtube.com/watch?v=r3Mi9s72Zpk.

22. The video was recorded from outside the perimeter fence. It shows copies of the warning notices on the perimeter fence and views of the terminal beyond the fence. It also includes conversations between the person recording the video and security staff in which the individual confirms he is not a protestor.

23. At 6 minutes and 20 seconds into the video, the individual records video footage from a drone which shows aerial views of the terminal. Whilst not entirely clear, it appears that the drone remains outside the terminal boundaries. At around 11 minutes into the video, the individual informs a police officer that he is filming and operating the drone to produce YouTube footage and that he is not a protestor.

24. Whilst the individual does not appear to have breached the injunction and does not claim to be an environmental protestor, in my view this:-

24.1 demonstrates the continuing interest with the Sites from 3rd parties; and

24.2 potentially encourages further protests as it provides protestors with a blueprint of the Sites' layout so they know exactly what to expect when entering the Sites, thereby making it easier for protestors to plan how / where to enter and remain on the Sites.

FURTHER EVIDENCE CONCERNING HEALTH & SAFETY ISSUES

25. In paragraph 6 of Anthony Milne's witness statement dated 03.04.22 he summarised the Claimants' security measures and in paragraph 10.2.1 he referred to the fact that access to the terminals, Alton pumping station and Fawley refinery is strictly controlled (given that they are used for the production and storage of flammable / hazardous substances). Given that not all of these risks will be immediately obvious it may be helpful for me to elaborate on some of these risks.

26. The reason access to the operating sites is restricted to authorised personnel is to protect individuals from being exposed to risks arising from hazards of which they may be unaware and may not understand. In addition unauthorised personnel represent a risk to our own employees and contractors present on site in what is a hazardous environment and to the wider community in the event of a major incident.

27. During last year's protests, unauthorized JSO / XR activists chained and / or glued themselves to some of the First Claimant's terminal entrances and exit gates with the intention of obstructing HGV fuel tanker trucks and preventing them from entering / exiting the terminal entrances. Had there been a major safety incident during one of these protests, their actions could have put lives (and assets) at risk by obstructing or preventing:-

    27.1 authorised personnel from evacuating the terminals; and

    27.2 emergency vehicles from entering the terminals.

28. All authorised visitors to the terminals and Fawley refinery are required to watch an induction safety video which highlights both the hazards and the emergency safety procedures (including site evacuation and muster stations). Given that unauthorized and untrained protestors have not seen this video they will be unaware of the hazards and emergency safety procedures. Knowledge of potential risks and our safety procedures is one of the major mitigations in place to allow us to operate these sites safely. Unauthorised visitors to site creates a risk not only for the unauthorised personnel but also our own staff or contractors who may be placed in harm's way attending to or managing such unauthorised personnel.

29. Most of the Sites include higher risk areas (such as a fuel tank farm or truck loading area) require additional safety precautions which have been determined to be necessary after careful assessment of the potential risks. Within these areas authorised personnel must wear Fire Retardant Clothing ("FRC") and the appropriate Personal Protective Equipment (hard hats, safety glasses, fire retardant gloves, safety shoes) ("PPE"). In some areas, devices which measure hydrocarbon vapour levels in the air (and which alert them to potentially dangerous situations) must be carried.

30. During last year's protests none of the individuals involved wore FRC / PPE – thereby breaching the Claimants' procedures and exposing themselves and others (including our employees and the wider community) to the risk of death or serious injury.

31. One of the most serious potential hazards inside our facilities is a vapour cloud. This can be caused from an unplanned release of hydrocarbon or biofuels. Such a release combined with an ignition source can be extremely hazardous. For this reason, potential ignition sources (smoking, using mobile phones or cameras and wearing clothes that accumulate static electricity (e.g., nylon)) are strictly prohibited within the higher risk areas.

32. During last year's protests some protesting individuals within higher risk areas (including on top of fuel storage tanks) carried iPhones, cameras, cigarette lighters and / or nylon sleeping bags – thereby breaching the Claimants' procedures and exposing themselves and others to the risk of death or serious injury.

33. It is a standard requirement that anyone engaged in working at height takes appropriaite steps to protect themselves and others against the risk of falling (for example by using a secure lanyard or harness). The Claimants' procedures also adopt these requirements which apply at all of the operating sites.

34. During last year's protests several individuals climbed on top of the First Claimant's fuel tanks (around 20 metres above ground) and HGV fuel tankers (around 3 metres above ground) without fall protection measures – thereby exposing themselves to the risk of death or serious injury

35. The issues which I have noted above are not exhaustive. At Fawley for example the use of heat is an inherent part of the refinery process. Whilst exposure to hot surfaces (and the steam which provides the heat source) is well-controlled, these pose a serious risk to the health and safety of anyone unfamiliar with the operation. Furthermore, the refinery processes are complex and depend upon a range of instrumentation for their safe, reliable operations. Interference with those instruments (whether or not intentional) would also create serious health and safety concerns.

DRAFT WARNING NOTICE

36. The Warning Notices which were posted at each of the Sites following the hearing before Mrs Justice Collins-Rice on 27 March 2023 included some typographic errors in the addresses for 3 of the Sites.

37. If the Court is willing to grant a final injunction following trial, I attach at the exhibit marked **"MP5"** a draft Warning Notice (on which the errors and the corrections are shown in red type) which the Claimants propose to post at each of the Sites.

I believe that the facts stated in this Witness Statement and Exhibits are true.

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 am duly authorised to make this statement on behalf of the Claimants.

DocuSigned by:
Martin Pullman
ED969EB9008C493...

Martin Pullman

6 June 2023

Claimants
H Stebbing
THIRD
Exhibit HS3
20 June 2024

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

THIRD WITNESS STATEMENT
OF HOLLY STEBBING

I, Holly Stebbing of Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ, United Kingdom, state as follows:

1 Introduction

1.1 I am a Partner at Norton Rose Fulbright LLP (**NRF**). I am duly authorised to make this witness statement on behalf of the Claimants.

1.2 The facts and matters set out in this statement are within my own knowledge unless otherwise stated, and I believe them to be true. Where I refer to information supplied by others, the source of the information is identified; facts and matters derived from other sources are true to the best of my knowledge and belief.

1.3 There is now produced and shown to me a paginated bundle of true copy documents marked ["**HS3**"]. All references to documents in this statement are to **Exhibit HS3** unless otherwise stated.

2 Background

2.1 I have read the Witness Statements of Anthony Milne (the Claimants' Global Security Adviser) dated 3 April 2022.

2.2 The incidents detailed at paragraphs 8 and 9 of Mr Milne's Witness Statement prompted the Claimants to commence proceedings for an injunction to restrain protestors from engaging in unlawful conduct at the Sites.

2.3 On 6 April 2022, Mrs Justice Ellenbogen granted an interim injunction to restrain the Defendants from trespassing and / or causing a nuisance at the Sites.

2.4 On 27 April 2022, Mr Justice Bennathan extended this injunction until 27 April 2023.

2.5 On 18 July 2023, Mr Justice Linden granted a final injunction to restrain the Defendants from trespassing and / or causing a nuisance at the Sites.

2.6 I firstly make this witness statement in connection with the annual review hearing of the injunctions set out in Mr Justice Linden's Order dated 18 July 2023 (as amended on 21 July 2023, 16 October 2023 and 29 January 2024) (the **Injunctions**) (the **Order**).

2.7 For the reasons set out below, the Claimants consider that the Injunctions should remain in place until 11 July 2028, subject to the built-in annual reviews described at paragraphs 8 to 10 of the Order (as amended on 29 January 2024).

2.8 I also make this witness statement to record service of:

(a) the Order; and

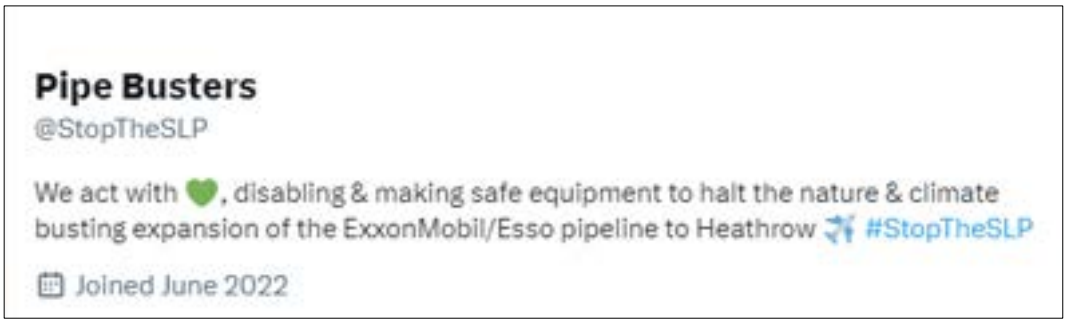
(b) the Notice of Annual Review Hearing on 10 July 2024 (the **Notice**).

3 Statement in support of application

3.1 The Claimants consider that there is an ongoing threat to the Sites which necessitates the continuation of the Injunctions. I have set out below a number of pertinent developments evidencing this continuing threat, details of which have been provided to me by the Claimants.

Pipe Busters activity

3.2 Pipe Busters is an X (formerly Twitter) account which was established in June 2022. There is no attribution to any named person. The X biography section states:



3.3 Pipe Busters is named in a separate injunction order granted by the High Court in favour of the First Claimant on 31 August 2023 barring unlawful protests against the Southampton to London Pipeline (**SLP**), a replacement fuel pipeline constructed by the First Claimant between the Fawley Petrochemical Complex (**Site A**) and the West London Oil Terminal (**Site F**) (Claim No. QB-2022-002577). The group is named in the Second Schedule to the injunction order which lists groups and/or individuals who had to be notified of the order by the First Claimant in order for service to be effected.

3.4 As at 30 May 2024, 40 posts had been shared by the Pipe Busters' X account, 14 of them encouraging direct action against the SLP. The posts include references to the Swedish academic Andreas Malm's publication *#How to Blow up a Pipeline* (Verso press, January 2021). While I understand this textbook does not specifically detail how to construct an explosive device, it does advocate acts of sabotage and criminal damage of fossil fuel related infrastructure (including pipelines). The description of the book on the publisher's website states, "*We need, he argues, to force fossil fuel extraction to stop--with our actions, with our bodies, and by defusing and destroying*

its tools. We need, in short, to start blowing up some oil pipelines" [**HS3/1-6**] and [**HS3/7**].

3.5 I am informed by the Claimants that between September and October 2023, a number of stickers bearing the Pipe Busters name and logo appeared at various junctures along the route of the SLP. The incidents are listed below, with corresponding references to images as included in HS3:

Incident	Date discovered	Location	Description
1	19/09/2023	Southwood Country Park, Farnborough	Sticker and graffiti on pipeline marker post [**HS3/8**]
2	21/09/2023	Hardwick Lane, Chertsey	Stickers on GVD site notice [**HS3/9**]
3	25/09/2023	Chertsey Bridge Rd, Chertsey	Stickers on front of pipeline valve and on adjacent pipeline marker post [**HS3/10**]
4	27/09/2023	Southwood Country Park, Farnborough	Stickers on front and rear of 10" pipeline [**HS3/11**]
5	03/10/2023	Lower Froyle, Alton	Sticker on construction welfare cabin [**HS3/12**]
6	04/10/2023	Naishes Lane SANG, Church Crookham	Sticker on fence of SLP construction compound [**HS3/13**]
7	04/10/2023	North Hardwick Lane, Chertsey	Stickers on a Pannels Farm pipeline marker post [**HS3/14**]

3.6 While the stickers appeared along the route of the SLP and not within the perimeters of the Sites, the incidents listed above demonstrate that the Claimants' assets have continued to be targeted by climate protesters since the date of the Order and that Pipe Busters wish to remind the Claimants of their ambition (as stated on their X account) of "*disabling…the Esso Pipeline to Heathrow*".

3.7 For completeness, I note that graffiti saying "*RIP*" was discovered on a cathodic protection bond box on 4 October 2023 serving the SLP at Pirbright Ranges, Lightwater [**HS3/15**]. It is unclear who is responsible for this graffiti.

DJE Media incident at the Fawley Petrochemical Complex (Site A)

3.8 The Fawley Petrochemical Complex and Hythe Oil Terminal are protected by the Order and referred to as Site A.

3.9 On 21 December 2023, an unauthorised individual trespassed at Site A and filmed his visit to Site A using a body camera and a drone. He subsequently posted the footage on YouTube under the heading "*the drone WILL be CRUSHED if you fly over the FUEL REFINERY*" using the account DJE Media (the **Video**). The Video, which lasts 50 minutes, can be found at the website https://www.youtube.com/watch?v=XWi2XqS1sfM.

3.10 I am informed of the following details relating to the incident by the Site Security Manager at the Fawley Petrochemical Complex and an employee of the Second Claimant. On 21 December 2023, the Site Security Manager was informed by gate staff at Site A that an unauthorised individual was trespassing and wished to use a drone. A Shift Security Manager at the site drove across Site A to find the individual and located him on the access road to Site A (which forms part of the First Claimant's land) close to the main access gates. The individual would have driven past multiple signs informing him that this was private property, including a sign stating, "*Private Road No Public Access or Right of Way*".

3.11 Within the first minute of the Video, the individual can be seen filming an injunction notice issued in these proceedings outside Site A. The individual notes that an injunction is in place to prevent protest activity.

3.12 The Video depicts the Shift Security Manager approaching the individual in a vehicle marked "*ExxonMobil Security Shift Manager*" and asking him what he was doing on Site A. The individual replied that "*he was making a video on different companies in the area*". In response, the Shift Security Manager stated that the land and the road were private. The individual replied, "*I get that*". The Shift Security Manager informed the individual that, if he continued to remain on the private land, the Claimants would need to contact the Police.

3.13 The Site Security Manager can be seen arriving at the scene at minute 21 of the Video. I am informed by the Site Security Manager that he used his mobile device to film the individual and asked him to leave the Site as he was on private property. The Site Security Manager informed the individual that there is a High Court injunction applicable to Site A. The individual replied that he "*understood*" there was an injunction "*for protestors and stuff*" and said that he was "*not a protestor*". He objected to the Site Security Manager filming him. The Site Security Manager requested that the individual leave Site A. The individual indicated that he would leave the boundaries of Site A but would then fly his drone over Site A. He remained on Site A, which is private land, with the Site Security Manager following him to monitor his movements and to ensure that the boundary of Site A was clear to the individual. The individual continued to film whilst trespassing on Site A. The Site

Security Manager requested that he ceased filming him personally, but the individual continued notwithstanding that request.

3.14 As is depicted in the Video, the police attended Site A after the Site Security Manager had left the scene and confirmed that whilst the individual could fly his drone, he could not trespass on Site A.

3.15 Whilst the individual was not overtly conducting any protest activity, his collection of evidence in relation to Site A, trespass on Site A and subsequent publication on YouTube of the Video, which included detail regarding security on the Site, demonstrates a continued interest in gathering information about Site A and disseminating that information publicly, which could be used by protestors in support of protest activity. As of 30 May 2024, the Video has received over 115,000 views.

Extinction Rebellion and Just Stop Oil protest and related activity

3.16 Extinction Rebellion and Just Stop Oil continue to focus their attention on protesting against oil and gas business:

(a) On 22 February 2024, Greenpeace UK's X account posted a video story alleging that oil and gas majors are contributing to global warming and the 'climate crisis'. The video includes a photograph of ExxonMobil CEO Darren Woods, shortly followed by an image of an extreme weather event. Greenpeace concludes the video with a number of questions including "*How long do we let them get away with this?*". Just hours after Greenpeace UK posted the video, a number of X accounts affiliated with Extinction Rebellion reposted the video, including XR Brighton, XR Grandparents and Elders, XR Surrey, XR South East, and XR South West. A screenshot of the video and evidence of engagement by the relevant XR accounts can be seen at [**HS3/16**].

(b) On 27 February 2024, Extinction Rebellion protesters stormed London's 'Walkie Talkie' building on Fenchurch Street and occupied the offices of five leading insurers. The protesters stated they were staging an "*indefinite occupation*" and demanded that the relevant companies talk to them about "*insuring climate-wrecking oil and gas*". A copy of a media report detailing the incident can be seen at [**HS3/17-18**].

(c) On 29 February 2024, Extinction Rebellion protesters infiltrated the London headquarters of global advertising and media agency McCann Worldgroup to "*protest against the company's reported bid for another stint as top greenwasher for fossil fuel giants Saudi Aramco*". A copy of a media report detailing the incident can be seen at [**HS3/19-22**].

(d) On 29 February 2024, Extinction Rebellion protested outside the offices of AXA UK's headquarters in London, to demand that the company stop insuring new fossil fuel projects. A copy of a media report detailing the incident can be seen at [**HS3/23-25**].

(e) On 1 March 2024, Extinction Rebellion protested outside the office of Tokio Marine HCC near Leicester to demand that the company stop insuring new fossil fuel projects. A copy of a media report detailing the incident can be seen at [**HS3/26-29**].

(f) On 1 March 2024, Extinction Rebellion and Just Stop Oil activists occupied the Colmore Building in Birmingham which is home to Allianz, Chubb and Zurich. The action was in solidarity with Students Against EACOP, an organisation which is resisting the construction of the East Africa Crude Oil Pipeline (**EACOP**). A copy of a media report detailing the incident can be seen at [**HS3/30-32**].

(g) On 1 March 2024, Extinction Rebellion and Just Stop Oil protestors took to the streets in Birmingham as part of a global week of action organised by the Insure Our Future Network . Three people were arrested at the protest. A copy of a media report detailing the incident can be seen at [**HS3/33-38**].

(h) On 2 March 2024, Extinction Rebellion protestors broke into a chemicals plant owned by chemical group Arkema near Lyon in south-eastern France to protest against the alleged discharge of non-biodegradable PFAS substances. The protestors wrote "*murderers*" in red paint on the walls and broke doors and materials. Eight people were arrested. A copy of a media report detailing the incident can be seen at [**HS3/39**].

(i) On 15 May 2024, 40 protestors from Extinction Rebellion, Fossil Free London, Christian Climate Action and other organisations gathered outside the Africa Energies Summit. The protestors held signs opposing what they called the "*scramble for Africa*" opposing any new project in Africa and directly criticising ExxonMobil and others of being "*fossil fuel crooks*". Extinction Rebellion published a report of the protest on their website, a copy of which can be seen at [**HS3/40-42**]. The same posters specifically naming ExxonMobil were used to publicise protests against the Energy Intelligence Forum from 17 to 19 October 2023. Copies of the posters from 2023 can be seen at [**HS3/43**].

(j) On 15 May 2024, Just Stop Oil, Friends of the Earth and other climate organisations held a day of action outside the annual British Insurance Broker's Association conference, calling on delegates not to insure fossil fuel

projects, specifically the EACOP and the West Cumbrian Coal Mine. A copy of a media report detailing this action can be seen at [**HS3/44-47**].

(k) On 2 June 2024, more than 100 Extinction Rebellion protestors blocked access to Farnborough airport, the biggest private jet terminal in the UK. The protest was part of a week of international action across eight countries demanding that governments ban private jets, tax frequent flyers and make polluters pay. A copy of a media report detailing this action can be seen at [**HS3/48-51**].

Other relevant activity

3.17 On 3 March 2024 the Telegraph reported that a leading Just Stop Oil campaigner had confirmed that the group intended "*to continue targeting businesses and MPs' homes despite Rishi Sunak warning against the rise of "mob rule" in Britain*". A copy of the Telegraph article can be found at [**HS3/52-54**].

3.18 In addition to the incidents referred to above, the Claimants would like to draw the Court's attention to the rising numbers of climate activists being referred to the UK's anti-terror scheme. On 23 December 2023, the BBC reported that "*the number of climate activists referred to the* [UK's] *Prevent anti-terrorism programme has increased following the emergence of disruptive environmental protests*". The BBC report, a copy of which can be found at [**HS3/55-59**], goes on to state:

"*The government groups "eco-terrorism" in a category of violent extremism motivated by ideas on "the extreme political left-wing". It says although this category does not represent a significant threat, some activity has met a terrorist threshold in recent years and security services continue to investigate such cases*."

3.19 A Force Management Statement published by the Metropolitan Police in December 2023 also refers to the potential for a rise in disruptive environmental protests:

"Terrorists and radicalisers will always look for opportunities to exploit in support of their ideology. There is the potential for this radicalisation to extend to environmentalism given the ever increasing sentiment within this lobby, and a sense of not being listened to by government. CTP [Counter Terrorism Policing] *is alive to this issue. There was a focus on reducing the exploitation of vulnerable people during the global pandemic, and recognising that the type of extremism concerned could be mixed, unstable or unclear. This work has continued to develop and we need to maintain a broad, multi-agency approach under 'Prevent', including safeguarding and mental health".* An extract of the statement can be seen at [**HS3/60**].

Plans to continue disruptive protests in 2024

3.20 It is Just Stop Oil's public position that it intends to cause further disruption to the oil and gas industry and connected business this year.

3.21 On 3 March 2024, Just Stop Oil set out its plan to bring about a "*democratic revolution*". In the press release announcing the "*revolution*", Just Stop Oil confirmed that, throughout 2024, "*nonviolent civil resistance to a harmful state will continue, with coordinated, radical actions that reach out to new people and capture the attention of the world. Alongside this, a new political project will be set up".* A copy of the press release can be seen at [**HS3/61-62**].

3.22 In the same press release, Just Stop Oil also set out a new, three-part demand: "*No New Oil, Revoke Tory Licenses and Just Stop Oil by 2030*". Just Stop Oil intend to achieve this through a campaign of "*high-level actions at sites of key importance to the fossil fuel industry – airports*".

3.23 I have also seen a video published by Just Stop Oil in 2024 stating that their message to the British government is that "*if you're not going to stop the oil, we're going to do it for you".* Above the video, Just Stop Oil wrote that they *"have declared airports a site of nonviolent civil resistance*". A link to the video can be found here: https://juststopoil.org/. These plans and statements show that Just Stop Oil and Extinction Rebellion continue in their intention to enter private land and to cause unlawful disruption to the oil and gas industry. I also note that Site F provides jet fuel to Heathrow airport (a previous target of Just Stop Oil) and therefore a protest against this site has the potential to impact that airport. A copy of a media report detailing this plan can be seen at [**HS3/63-67**].

Failure to provide assurances that no further direct action will occur

3.24 I refer to paragraph 67 of the judgment of Mr Justice Linden on 10 July 2023 where, in deciding to grant the Injunctions, it was stated that *"it would have been very easy for Extinction Rebellion or Just Stop Oil to give assurances or evidence to the court that there was no intention to return to their activities of 2021/2022, and no risk of trespass on the Sites or damage to property by protestors in the foreseeable future, but they did not do so*".

3.25 I am not aware that Just Stop Oil and Extinction Rebellion have since provided any assurances or evidence to the Court or to the Claimants that they do not intend to return to protesting at the sites in the foreseeable future. I believe that, when taken with the evidence outlined above, this suggests that there is a real risk of future unlawful activity at the Sites.

Other Injunctions to restrain protestors granted in 2023 / 2024

3.26 I note that the Claimants have not been alone in seeking to maintain injunctions that restrain the unlawful conduct of protestors opposed to the oil and gas industry. I am aware of the following injunctions:

Claim No.	Parties	Locations affected by order	Date and length of injunction
North Warwickshire			
QB-2022-001236	**Claimant:** North Warwickshire Borough Council **Defendants:** (1-18) Named Defendants (19) Persons Unknown (20-158) Named Defendants	Kingsbury Oil Terminal	Injunction, Power of Arrest on 14 April 2022 (as varied on 6 May 2022) Interim Injunction Order granted on 9 May 2022 until hearing of the claim Final hearing listed for 11 June 2024. Only 24 of the 157 named Defendants have offered to provide undertakings not to engage in further unlawful activity against the North Warwickshire Borough Council.
Shell			
QB-2022-001259	**Claimant:** Shell International Petroleum Company Limited **Defendants:** Persons Unknown in connection with Just Stop Oil, Extinction Rebellion and Youth Climate Swarm	Shell Centre Tower (office building)	Further interim injunction granted on 24 April 2024 until 12 November 2024 with directions for a final review hearing
QB-2022-001421	**Claimant:** Shell U.K. Limited **Defendants:** Persons Unknown in connection with Just Stop Oil, Extinction Rebellion and Youth Climate Swarm	Shell Haven Oil Refinery, Stanford-Le-Hope (oil refinery)	Further interim injunction granted on 24 April 2024 until 12 November 2024 with directions for a final review hearing

Claim No.	Parties	Locations affected by order	Date and length of injunction
QB-2022-001240	**Claimant:** Shell U.K. Oil Products Limited **Defendants:** Persons Unknown in connection with Just Stop Oil, Extinction Rebellion and Youth Climate Swarm	Any Shell Petrol Station in England and Wales	Further interim injunction granted on 24 April 2024 until 12 November 2024 with directions for a final review hearing
Thurrock Council and Essex County Council			
QB-2022-00317	**Claimant:** (1) Thurrock Council (2) Essex County Council **Defendants:** (1) Madeline Adams (2-222) Other Named Defendants (223-229) Persons Unknown	Roads within Thurrock and Essex Council boundaries Administrative areas of Thurrock and Essex Fuel Terminals: • The Navigator Fuel Terminal, West Thurrock • The Esso Fuel Terminal, Purfleet • Exolum Storage Ltd, Grays • Oikos Storage Limited, Essex	Original Injunction Order dated 1 June 2022 extend by order dated 27 January 2023 "*until and subject to any further order*". A review hearing has been scheduled for 12 July 2024 to review the injunction in so far as it relates to Persons Unknown.
UK Oil Pipelines Ltd and West London Pipeline and Storage Ltd			
PT-2022-000303	**Claimants:** (1) UK Oil Pipelines Ltd (2) West London Pipeline and Storage Ltd **Defendants:** Persons Unknown	Buncefield and Kingsbury Terminals	Final Injunction granted for 5 years until 20 October 2028 subject to annual review
Valero			
QB-2022-000904	**Claimants:**	Pembroke oil refinery, Pembroke	Final injunction granted for 5 years until 13 December 2028

Claim No.	Parties	Locations affected by order	Date and length of injunction
	(1) Valero Energy Ltd (2) Valero Logistics UK Ltd (3) Valero Pembrokeshire Oil Terminal Ltd **Defendants:** (1) and (2) Persons Unknown (3-19) Named Defendants	Pembroke oil refinery jetties, Pembroke Manchester oil terminal, Trafford Park Kingsbury oil Terminal, Tamworth Plymouth oil terminal, Plymouth Cardiff oil, Cardiff Avonmouth oil terminal, Avonmouth Pembrokeshire terminal, Milford Haven	
Exolum			
QB-2022-001142	**Claimants:** Exolum Pipeline Systems Ltd Exolum Storage Ltd Exolum Seal Sands Ltd **Defendants:** Persons Unknown	Various terminals and associated equipment	Final injunction granted for one year on 23 January 2023 and extended until 20 February 2025

3.27 In each of these annual reviews, the Court considered there to be a sufficient risk of direct action by protest groups against claimants' activities within the oil and gas industry (or related parties) to maintain the injunctions.

Effect of the Order

3.28 I believe that the Order continues to have a deterrent effect.

3.29 The impact of the Order and similar orders has been cited by Just Stop Oil when explaining its decision not to target sites such as those subject to this order. For example, on 13 September 2023 the Just Stop Oil X account posted explaining the reason behind disruptive protests in Portsmouth that involved blocking roads was "*injunctions that make protests impossible at oil refineries, oil depots and even petrol stations*". This can be seen at [**HS3/68**]. The post, together with Just Stop Oil's failure to provide assurances to the contrary and their planned disruption to airports this

year referred to in paragraphs 3.22 and 3.23 above, indicate that Just Stop Oil still have an interest in targeting and disrupting oil and gas production facilities and but for the Order would continue to do so.

4 Continuation of the Order

4.1 The Claimants are applying for the Order to remain in place in its current form until 11 July 2028, subject to the built-in annual reviews described at paragraphs 8 to 10 of the Order.

5 Service

Service on Defendants 1, 2 and 3

5.1 Service of the Order on the First, Second and Third Defendants was effected as follows:

(a) On or around 5 February 2024, the Order was uploaded to the following webpage (the **Webpage**):

https://www.exxonmobil.co.uk/Company/Overview/UK-operations

A copy of the Webpage (including links to the Order) can be seen at [**HS3/69-71**].

(b) I am informed by the Claimants that, by no later than 19 February 2024:

(i) copies of the Order were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites;

(ii) a notice which states that copies of the Order may be obtained from the Claimants' solicitors, NRF, and may also be viewed on the Webpage was added to each plastic container; and

(iii) four large warning notices, in the form annexed to the Order were fixed in conspicuous places around the perimeter of each of the Sites.

Sample photographs of the clear plastic containers, with the Orders placed in the plastic containers and the large warning notices can be seen at [**HS3/72-85**].

(c) On 16 February 2024, an associate at NRF sent emails enclosing copies of the Order and explaining that further copies may be obtained from NRF or viewed at the Webpage:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

juststopoilpress@protonmail.com

Copies of the emails sent by an associate at NRF can be seen at [**HS3/86-87**].

(d) Confirmation of delivery was received on 16 February 2024 in respect of each of the emails sent to the addresses listed at paragraph 5.1(c) above. Copies of the confirmation emails can be found at [**HS3/88-89**].

(e) In addition, automatic replies were received on 16 February 2024 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the relevant emails can be seen at [**HS3/90-91**].

5.2 Service of the Notice on the First, Second and Third Defendants was effected as follows:

(a) On or around 11 April 2024, the Notice was uploaded to the Webpage.

A copy of the Webpage (including links to the Notice) can be seen at [**HS3/69-71**].

(b) I am informed by the Claimants that by, no later than 19 April 2024:

(i) copies of the Notice were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites; and

(ii) a notice which states that copies of the Notice may be obtained from NRF and may also be viewed on the Webpage was added to each plastic container.

Sample photographs of the clear plastic containers, with the Notices placed in the plastic containers can be seen at [**HS3/72-85**].

(c) On 25 April 2024, an associate at NRF sent emails enclosing copies of the Notice and explaining that further copies may be obtained from NRF or viewed at the Webpage to:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

juststopoilpress@protonmail.com

Copies of the emails sent by NRF can be seen at [**HS3/92-95**].

(d) Confirmation of delivery was received on 25 April 2024 in respect of each of the emails sent to the addresses listed at paragraph 5.2(c) above. Copies of the confirmation emails can be found at [**HS3/96-97**].

(e) In addition, automatic replies were received on 25 April 2024 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the relevant emails can be seen at [**HS3/98-99**].

Service on Defendants 4 and 5

5.3 On 16 February 2024, NRF effected service of the Order on Defendants 4 and 5 by first class post. Copies of the covering letters and the envelopes with first class stamps can be seen at [**HS3/100-105**].

5.4 On 25 April 2024, NRF effected service of the Notice on Defendants 4 and 5 by first class post. Copies of the covering letters and the envelopes with first class stamps can be seen at [**HS3/106-109**].

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true. 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.

Signed: 

HOLLY STEBBING

Date: 20 June 2024

Claimants
H Stebbing
THIRD
Exhibit HS3
20 June 2024

CLAIM NO. QB-2022-001098

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED
Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE SITES
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT
Defendants

THIRD WITNESS STATEMENT
OF HOLLY STEBBING

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3 More London Riverside
London SE1 2AQ
United Kingdom

+44 20 7283 6000
+44 20 7283 6500
DX 85 London

Claimants
H Stebbing
THIRD
Exhibit HS4
9 July 2024

IN THE HIGH COURT OF JUSTICE **CLAIM NO. QB-2022-001098**
KING'S BENCH DIVISION

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

FOURTH WITNESS STATEMENT
OF HOLLY STEBBING

I, Holly Stebbing of Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ, United Kingdom, state as follows:

1 Introduction

1.1 I am a Partner at Norton Rose Fulbright LLP (**NRF**). I am duly authorised to make this witness statement on behalf of the Claimants.

1.2 The facts and matters set out in this statement are within my own knowledge unless otherwise stated, and I believe them to be true. Where I refer to information supplied by others, the source of the information is identified; facts and matters derived from other sources are true to the best of my knowledge and belief.

1.3 There is now produced and shown to me a paginated bundle of true copy documents marked ["**HS4**"]. All references to documents in this statement are to **Exhibit HS4** unless otherwise stated.

1.4 I make this witness statement to confirm the steps taken to serve the various Defendants to these proceedings with documents in preparation for the review hearing on 10 July 2024 (the **Review Hearing**). In particular:

(a) my third witness statement dated 20 June 2024 (the **Witness Statement**) and the exhibits referred to in the Witness Statement (the **Exhibits** and, with the Witness Statement, the **Evidence**) which confirm the steps taken to serve the order of Mrs Justice Ellenbogen dated 29 January 2024 (the **Order**) and the notice of the Review Hearing;

(b) the trial bundle (the **Trial Bundle**); and

(c) the Claimants' skeleton argument and accompanying bundle of authorities (the **Skeleton Documents**).

1.5 In relation to the Skeleton Documents, we note that the Order does not expressly require service on the Defendants.

2 Service on the first, second and third Defendants

2.1 Paragraph 15 of the Order provides that documents in connection with these proceedings ("the Further Documents") should be served on the first, second and third Defendants by:

(a) fixing copies thereof in clear transparent sealed containers at a minimum number of 2 locations on the perimeter of each of the Sites together with a notice which states (a) that a copy of the Further Documents may be obtained from the Claimants' solicitors, Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ (Ref: Holly Stebbing, tel: 020 7283 6000) email:

ExxonMobil.Service@nortonrosefulbright.com; and (b) that a copy of the Further Documents may be viewed at the website referred to in Paragraph 15.2 of the Order;

(b) posting the Further Documents on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations;

(c) sending an email to each of the following email addresses: (i) with the information that a copy of the Further Documents may be viewed at the website referred to in Paragraph 15.2 of the Order; and/or (ii) enclosing a copy of the Further Documents (whether by Mimecast link or otherwise):

(i) xr-legal@riseup.net

(ii) enquiries@extinctionrebellion.uk

(iii) juststopoilpress@protonmail.com

Service of the Evidence

2.2 Service of the Evidence on the first, second and third Defendants was effected as follows:

(a) By 20 June 2024, the Evidence was uploaded to the Webpage.

A copy of the Webpage (including links to the Evidence) can be seen at [**HS4/4-8**].

(b) I am informed by the Claimants that by, no later than 21 June 2024:

(i) copies of the Evidence were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites; and

(ii) a notice which states that copies of the Evidence may be obtained from NRF and may also be viewed on the Webpage was added to each plastic container.

Photographs of the clear plastic containers containing the Evidence can be seen at [**HS4/9-15**].

(c) On 24 June 2024, an associate at NRF sent an email (timed at 18:19) explaining that copies of the Evidence may be obtained from NRF or viewed at the Webpage to:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

On the same day an associate at NRF sent the same email (timed at 18:19) to:

juststopoilpress@protonmail.com

Copies of the two emails sent by NRF can be seen at [**HS4/16-17**].

(d) Confirmation of delivery was received on 24 June 2024 in respect of each of the emails sent to the addresses listed at 2.2(c) above. Copies of the confirmation emails can be found at [**HS4/18-19**].

(e) In addition, automatic replies were received on 24 June 2024 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the relevant emails can be seen at [**HS4/20-21**].

Service of the Trial Bundle

2.3 Service of the Trial Bundle on the first, second and third Defendants was effected as follows:

(a) On or around 28 June 2024, the Trial Bundle was uploaded to the Webpage.

A copy of the Webpage (including links to the Trial Bundle) can be seen at [**HS4/4-8**].

(b) I am informed by the Claimants that by, no later than 1 July 2024:

(i) copies of the Trial Bundle were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites; and

(ii) a notice which states that copies of the Trial Bundle may be obtained from NRF and may also be viewed on the Webpage was added to each plastic container.

Photographs of the clear plastic containers containing the Trial Bundle can be seen at [**HS4/22-28**].

(c) On 1 July 2024, an associate at NRF sent an email (timed at 16:19) explaining that copies of the Trial Bundle may be obtained from NRF or viewed at the Webpage to:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

On the same day an associate at NRF sent the same email (timed at 16:21) to:

juststopoilpress@protonmail.com

Copies of the two emails sent by NRF can be seen at [**HS4/29-30**].

(d) Confirmation of delivery was received on 1 July 2024 in respect of the email address listed for Just Stop Oil at paragraph 2.3(c) above. Copies of the confirmation email can be found at [**HS4/31**].

(e) Automatic replies were received on 1 July 2024 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the relevant emails can be seen at [**HS4/32-33**].

Provision of the Skeleton Documents

2.4 Provision of the Skeleton Documents on the first, second and third Defendants was effected as follows:

(a) By 4 July 2024, the Skeleton Documents were uploaded to the Webpage.

A copy of the Webpage (including links to the Skeleton Documents) can be seen at [**HS4/4-8**].

(b) I am informed by the Claimants that by, no later than 4 July 2024:

(i) copies of the Skeleton Documents were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites; and

(ii) a notice which states that copies of the Skeleton Documents may be obtained from NRF and may also be viewed on the Webpage was added to each plastic container.

Photographs of the clear plastic containers containing the Skeleton Documents can be seen at [**HS4/34-40**].

(c) On 4 July 2024, an associate at NRF sent an email (timed at 11:53) explaining that copies of the Skeleton Documents may be obtained from NRF or viewed at the Webpage to:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

On the same day an associate at NRF sent the same email (timed at 11:54) to:

juststopoilpress@protonmail.com

Copies of the two emails sent by NRF can be seen at [**HS4/41-42**].

(d) Confirmation of delivery was received on 4 July 2024 in respect of each of the emails sent to the addresses listed at paragraph 2.4(c) above. Copies of the confirmation emails can be found at [**HS4/43-44**].

(e) In addition, automatic replies were received on 4 July 2024 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the relevant emails can be seen at [**HS4/45-46**].

3 Service on the Fourth and Fifth Defendants

Service of Evidence

3.1 NRF effected service of the Evidence on the fourth and fifth Defendants by sending the Evidence by first class post on 21 June 2024. Copies of the covering letters and the envelopes with first class stamps, each dated 21 June 2024, can be seen at [**HS4/47-49**].

Service of the Trial Bundle

3.2 NRF effected service of the Trial Bundle on the fourth and fifth Defendants by sending the Trial Bundle by first class post on 29 June 2024. Copies of the covering letters and photos of the envelopes with first class stamps can be seen at [**HS4/50-52**].

Provision of the Skeleton Documents

3.3 Provision of the Skeleton Documents was effected on the Fourth and Fifth Defendants by instructing process servers employed by A.S.H. (UK) Process Servers Ltd (**Process Servers**) to leave the Skeleton Documents at the known addresses of the fourth and fifth Defendants. Copies of the covering letters addressed to the fourth and fifth Defendants and be seen at [**HS4/53-54**]. Copies of

the witness statements prepared by the Process Servers evidencing service can be seen at [**HS4/55-58**].

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true. 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.

Signed: 

HOLLY STEBBING

Date: 9 July 2024

Claimants
H Stebbing
THIRD
Exhibit HS4
9 July 2024

CLAIM NO. QB-2022-001098

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED
Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE SITES
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT
Defendants

THIRD WITNESS STATEMENT
OF HOLLY STEBBING

---

3 More London Riverside
London SE1 2AQ
United Kingdom

+44 20 7283 6000
+44 20 7283 6500
DX 85 London

Claimants
H Stebbing
FIFTH
Exhibit HS5
20 June 2025

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')

(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')

(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')

(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')

(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')

(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')

~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~

(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

FIFTH WITNESS STATEMENT
OF HOLLY STEBBING

I, Holly Stebbing of Norton Rose Fulbright LLP, 3 More London Riverside, London SE1 2AQ, United Kingdom, state as follows:

1 Introduction

1.1 I am a Partner at Norton Rose Fulbright LLP (**NRF**). I am duly authorised to make this witness statement on behalf of the Claimants.

1.2 The facts and matters set out in this statement are within my own knowledge unless otherwise stated, and I believe them to be true. Where I refer to information supplied by others, the source of the information is identified; facts and matters derived from other sources are true to the best of my knowledge and belief.

1.3 There is now produced and shown to me a paginated bundle of true copy documents marked [**HS5**]. All references to documents in this statement are to **Exhibit HS5** unless otherwise stated.

2 Background

2.1 I have read the Witness Statements of Anthony Milne (the Claimants' Global Security Adviser) dated 3 April 2022.

2.2 The incidents detailed at paragraphs 8 and 9 of Mr Milne's Witness Statement prompted the Claimants to commence proceedings for an injunction to restrain protestors from engaging in unlawful conduct at the Sites.

2.3 On 7 April 2022, Mrs Justice Ellenbogen granted an interim injunction to restrain the Defendants from trespassing and / or causing a nuisance at the Sites.

2.4 On 27 April 2022, Mr Justice Bennathan extended this injunction until 27 April 2023.

2.5 On 18 July 2023, Mr Justice Linden granted a final injunction to restrain the Defendants from trespassing and / or causing a nuisance at the Sites.

2.6 I make this witness statement in connection with the annual review hearing of the injunctions set out in Mr Justice Linden's Order dated 18 July 2023 (as amended on 21 July 2023 and on 16 October 2023) (the **Injunctions**) (the **Linden Order**).

2.7 On 29 January 2024, the Linden Order was reviewed by Mrs Justice Ellenbogen following the Supreme Court's judgment in *Wolverhampton CC v London Gypsies and Travellers* [2024] 2 WLR 45, in order to assess whether the decision in that case necessitated amendments to the Linden Order. She found it did not and granted the same relief (the **Ellenbogen Order**).

2.8 On 10 July 2024, at the first annual review hearing, Mrs Justice Tipples made no order as to the continuing effect of the Ellenbogen Order (the **Tipples Order**). The

Tipples Order also acknowledged the assurances that the Claimants had received from the Fifth Defendant not to breach the Injunctions.

2.9 Following the hearing, the Claimants and the Fourth Defendant entered into a consent order pursuant to which the Fourth Defendant gave undertakings to the Court not to protest at the Sites (the **Consent Order**). The Consent Order was sealed by the Court on 15 August 2024.

2.10 Pursuant to the Claimants' without notice application filed on 13 December 2024, the Ellenbogen Order, the Consent Order and the Tipples Order were amended under the slip rule on 21 January 2025 to correct a typographical error in the description of the sites referred to as the "Oil Refinery and Jetty at the Petrochemical Plant, Marsh Lane, Southampton" and the "Chemical Plant, Marsh Lane, Southampton". The orders amended under the slip rule are together the **Amended Orders**.

2.11 For the reasons set out below, the Claimants consider that the Injunctions should remain in place until 11 July 2028, subject to the built-in annual reviews described at paragraphs 8 to 10 of the Ellenbogen Order.

2.12 I also make this witness statement to:

(a) record service of the Tipples Order;

(b) record the steps taken to notify the Defendants of the Consent Order;

(c) record service of the Amended Orders;

(d) record the steps taken to notify the Defendants of the review hearing on 9 July 2025 (the **Review Hearing**); and

(e) record the steps taken to renew the undertaking provided by the Fourth Defendant in the Consent Order and the assurance provided by the Fifth Defendant acknowledged in the Tipples Order.

3 Statement in support of application

3.1 I have set out below a number of pertinent developments that evidence the continuing threat as well as evidence that shows the Injunctions have been restraining individuals from potentially causing disturbance on the Sites. These details have been provided to me by the Claimants and / or obtained from public sources. In light of the duty of full and frank disclosure, I have also set out evidence which may be interpreted as a reduction in this threat.

3.2 Overall, the Claimants consider that there remains an ongoing threat to the Sites which necessitates the continuation of the Injunctions, especially due to the hazardous nature of the Sites.

Extinction Rebellion and Just Stop Oil protest and related activity

3.3 Over the last year, Extinction Rebellion and Just Stop Oil continued to focus their attention on disruptive protest against the continued use of oil and gas and oil and gas businesses, like the Claimants:

(a) On 24 July 2024, multiple environmental activist groups (including Just Stop Oil, Last Generation, Oil Kills, Stay Grounded, and others) targeted airports in at least six different European countries. The targets included Heathrow Airport, London, UK (which I am informed by the Claimants Site F provides jet fuel to); Cologne-Bonn Airport and Frankfurt Airport, Germany; Oslo Gardermoen Airport, Norway; Vantaa Airport, Helsinki Finland; Barcelona Airport, Spain; and Zurich and Geneva Airports, Switzerland. The activists demanded an end to the extraction and burning of fossil fuels by year 2030. In Frankfurt the protest included protestors cutting a perimeter fence and heading onto the runway. This led to over 140 flights being cancelled and the airport described this protest as severely dangerous and possibly putting human life at risk. At Heathrow, seven members of Just Stop Oil were arrested and three others taken into custody to prevent similar disruption. [**HS5/6-9**]

(b) On 29 July 2024, Just Stop Oil Activists blocked the departures gates at Gatwick Airport in an attempt to disrupt members of the public from making their flights. In explaining this protest, Just Stop Oil declared *"areas of key importance to the fossil fuel economy will be declared sites of civil resistance around the world*". [**HS5/10-16**]

(c) On 30 July 2024, two Just Stop Oil protesters were arrested on suspicion of criminal damage after dousing parts of Heathrow Terminal 5 in orange paint. [**HS5/17-20**]

(d) On 1 August 2024, Just Stop Oil protesters blocked access to departure gates at Heathrow Terminal 5 as part of their campaign to disrupt airports in summer 2024 [**HS5/21-25**]. Seven of these protesters were arrested at the airport and a further ten protesters were arrested nearby based on the police suspecting that these activists would contribute to the disruption. [**HS5/26-27**]

(e) On 5 August 2024, four Just Stop Oil protesters were arrested at Manchester Airport on suspicion of planning to cause a public nuisance after being found

with items that the police verified would have caused "*damage and significant disruption*". [**HS5/28-29**]

(f) On 14 October 2024, ten activists from Extinction Rebellion blockaded the entrance to the UK Oil & Gas plc Horse Hill oil production site in Surrey, in protest against continued extraction. In its own press release, Extinction Rebellion stated it would "*stop any vehicles from entering the site*" and activists sat on the road directly outside the gate entrance. [**HS5/30-34**]

(g) On 8 January 2025 Extinction Rebellion occupied the Manchester office of Marsh the insurance broker. On the "XR North" (being Extinction Rebellion North) X social media account, it stated this was because it was "*"funding our destruction" by insuring fossil fuel projects*". [**HS5/35-36**]

Other relevant activity

3.4 On 20 January 2025, members of the activist group Shut the System sabotaged the fibre optic cables of major insurance companies in London, Leeds, Birmingham and Sheffield, causing disruption to their internet operations. These insurers were targeted due to their work underwriting oil and gas activities. [**HS5/37-41**]

3.5 In March 2025, members of the newly formed activist group Citizen's Arrest Network (**CAN**) targeted executives of oil and gas companies by accosting them on streets in the United Kingdom and confronting them with legal documents. These documents included draft "indictment papers" and "evidence dossiers" detailing crimes that CAN allege the executives have committed as leaders of their respective organisations. To date, targets have included the CEOs of Shell, EnQuest and Serica Energy - all of whom have been singled out because they work for notable oil and gas companies. As of today, CAN has over 15,000 followers across its social media profiles and is publicising direct altercations close to the workplaces of oil and gas employees. [**HS5/42-45**]

3.6 An offshoot of Just Stop Oil's youth wing is understood to have started "Youth Demand", a new activist organisation that blocked roads in central London in April 2025 in protest against fossil fuel companies and arms sales to the State of Israel. Youth Demand has threatened to take part in disruptive protests, including to "shut down" London (where one of the Claimants' sites protected by the Injunctions is located), until its climate goals are met. [**HS5/46-60**]

Plans to continue disruptive protests in 2025

3.7 On 27 March 2025, Just Stop Oil announced its plans to end disruptive protests and re-strategise their resistance efforts after a final demonstration on 26 April 2025.

[**HS5/61-63**] For the following reasons, I do not think the Court can, at this stage, consider that the announcement to end disruptive protests demonstrates there is no longer a continued threat to the Sites from Just Stop Oil or otherwise:

(a) Extinction Rebellion made a similar announcement on 31 December 2022 yet has since engaged in disruptive action as demonstrated by the evidence at paragraph 3.3(e) and (g) above. [**HS5/64-65**]

(b) The announcement by Just Stop Oil does not mean it or its members will not undertake further disruptive activity whether under the banner of Just Stop Oil or similar groups. On 28 April 2025, Just Stop Oil posted on its X social media account "*Just Stop Oil may have finished actions but we aren't going anywhere. People will continue their resistance in the courts, and something new is building*". [**HS5/66-67**]

(c) In fact, on 16 May 2025, it was reported that despite Just Stop Oil's previous announcement, its members still have strong intentions to seek public attention by using highly disruptive strategies. Audio recordings of an alleged private internal Just Stop Oil meeting record a co-ordinator summarising the views of the group to remain "*action based*", make sure they are "*not becoming something more like Greenpeace*" and to continue doing acts like "*Darwin's grave"* (this would appear to be a reference to two Just Stop Oil activists spray-painting Charles Darwin's grave at Westminster Abbey in January 2025) and "*citizens arrests*". Further it was "*very important to do the spicy stuff*" and that "*to do protest stuff you have to do naughty stuff*". The protester admitted Just Stop Oil had had conversations with CAN and were "*extremely jealous of the stuff they have been doing*" however, if CAN had been *"more spicy*" they would have gained more media attention. A "*rest*" and "*reset*" was needed before coming back and there was consensus that the group should "*carry on with civil disobedience, direct action, because it's the most effective thing to do*". Finally, in the "*second go around*" it was "*very much needed*" that they had to be so unpopular with the public. A transcription of this report can be seen at [**HS5/68-76**].

(d) On 19 May 2025, Just Stop Oil posted on its X account an image stating "*Just Getting Started*". [**HS5/77**]

(e) It has been reported that some members of Just Stop Oil and Extinction Rebellion have splintered off to join other activist groups such as CAN and Youth Demand. On 5 May 2025 Youth Demand posted on its X account that "*This summer Youth Demand and Just Stop Oil are running a joint 6-week training course to build the next generation of revolutionary organisers we*

need". [**HS5/78**]. The Guardian reported on 5 April 2025 that an activist involved in Extinction Rebellion "*helps run the Citizens Arrest Network*". [**HS5/79-85**]

(f) On 6 June 2025 the Times reported in relation to Youth Demand, "*Activists from the supposedly disbanded group* [Just Stop Oil*], however, were playing a central role in recruiting new members to Youth Demand to help its goal of bringing London to a halt. Events were even advertised using the JSO logo.*" The Times also quoted a Just Stop Oil activist as saying, "*This is an inhale before we breath out and expand into brand new territory, into something even bigger than we've tried before.*" [**HS5/86-93**]

(g) Though the names and tactics may evolve, the evidence in this statement demonstrates that for a number of the activists the primary objective remains disruptive demonstrations against organisations they believe stand opposed to their demands, which includes oil and gas companies.

Failure to provide assurances that no further direct action will occur

3.8 I refer to paragraph 67 of the judgment of Mr Justice Linden on 10 July 2023 where, in deciding to grant the Injunctions, he stated that:

"it would have been very easy for Extinction Rebellion or Just Stop Oil to give assurances or evidence to the court that there was no intention to return to their activities of 2021/2022, and no risk of trespass on the Sites or damage to property by protestors in the foreseeable future, but they did not do so".

3.9 I am not aware that Just Stop Oil and Extinction Rebellion have since provided any assurances or evidence to the Court or to the Claimants that they do not intend to return to protesting at the Sites in the foreseeable future. The Claimants have taken steps to notify the Defendants of this hearing and with the exception of the fifth Defendant (as explained below) the Claimants have had no response. I believe that, when taken with the evidence outlined above, this suggests that there remains a real risk of future unlawful activity at the Sites if the injunction is not renewed.

Other injunctions to restrain protestors granted in 2024/2025

3.10 The Claimants have not been alone in seeking to maintain injunctions that restrain the unlawful conduct of protestors opposed to the oil and gas industry. I am aware of the following injunctions:

Claim No.	Parties	Locations affected by order	Date and length of injunction
North Warwickshire			
QB-2022-001236	**Claimant:** North Warwickshire Borough Council **Defendants:** (1-18) Named Defendants (19) Persons Unknown (20-158) Named Defendants	Kingsbury Oil Terminal	Injunction, Power of Arrest on 14 April 2022 (as varied on 6 May 2022) Interim Injunction Order granted on 9 May 2022 until hearing of the claim. Final hearing listed for 11 June 2024. Only 24 of the 157 named Defendants have offered to provide undertakings not to engage in further unlawful activity against the North Warwickshire Borough Council. In the final judgment given on 6 September 2024, the Court considered that injunctive relief with a power of arrest attached was appropriate and the injunction should continue for 3 years from the date of the hearing subject to annual reviews.
Shell			
QB-2022-001259	**Claimant:** Shell International Petroleum Company Limited **Defendants:** Persons Unknown in connection with Just Stop Oil, Extinction Rebellion and Youth Climate Swarm	Shell Centre Tower (office building)	Further interim injunction granted on 24 April 2024 until 12 November 2024 with directions for a final review hearing In the final judgment given on 5 December 2024, the Court considered that injunctive relief was appropriate and granted a final order of 5 years relief from the date of the hearing subject to annual review.
QB-2022-001241	**Claimant:** Shell U.K. Limited **Defendants:** Persons Unknown in connection with Just Stop Oil, Extinction Rebellion	Shell Haven Oil Refinery, Stanford-Le-Hope (oil refinery)	Further interim injunction granted on 24 April 2024 until 12 November 2024 with directions for a final review hearing In the final judgment given on 5 December 2024, the Court considered that injunctive relief was appropriate and granted a

Claim No.	Parties	Locations affected by order	Date and length of injunction
	and Youth Climate Swarm		final order of 5 years relief from the date of the hearing subject to annual review.
QB-2022-001240	**Claimant:** Shell U.K. Oil Products Limited **Defendants:** (1) Persons Unknown in connection with Just Stop Oil, Extinction Rebellion and Youth Climate Swarm (2) 14 Named Defendants	Any Shell Petrol Station in England and Wales	Further interim injunction granted on 24 April 2024 until 12 November 2024 with directions for a final review hearing. Only one out of the 14 named Defendants agreed to an undertaking not to engage in relevant protest activities by the time of the final hearing. In the final judgment given on 5 December 2024, the Court considered that injunctive relief was appropriate and granted a final order of 5 years relief from the date of the hearing subject to annual review.
Thurrock Council and Essex County Council			
QB-2022-001317	**Claimant:** (1) Thurrock Council (2) Essex County Council **Defendants:** (1) Madeline Adams (2-222) Other Named Defendants (223-229) Persons Unknown	Roads within Thurrock and Essex Council boundaries Administrative areas of Thurrock and Essex Fuel Terminals: • The Navigator Fuel Terminal, West Thurrock • The Esso Fuel Terminal, Purfleet • Exolum Storage Ltd, Grays • Oikos Storage Limited, Essex	Original Injunction Order dated 1 June 2022 extended by order dated 27 January 2023 "*until and subject to any further order*". At the first annual review hearing on 12 July 2024, the court ordered that the injunctions should continue until and including 12 July 2029 subject to annual review hearings of the injunctions to the extent that they relate to Persons Unknown. At the final hearing on 9 October 2024, the court considered that injunctive relief was appropriate and the injunctions should continue for 5 years from the date of the hearing subject to annual reviews.

Claim No.	Parties	Locations affected by order	Date and length of injunction
UK Oil Pipelines Ltd and West London Pipeline and Storage Ltd			
PT-2022-000303	**Claimants:** (1) UK Oil Pipelines Ltd (2) West London Pipeline and Storage Ltd **Defendants:** Persons Unknown	Buncefield and Kingsbury Terminals	Final Injunction granted on 24 April 2022 for 5 years until 20 October 2028 subject to annual review.
Valero			
QB-2022-000904	**Claimants:** (1) Valero Energy Ltd (2) Valero Logistics UK Ltd (3) Valero Pembrokeshire Oil Terminal Ltd **Defendants:** (1) and (2) Persons Unknown (3-19) Named Defendants	Pembroke oil refinery, Pembroke Pembroke oil refinery jetties, Pembroke Manchester oil terminal, Trafford Park Kingsbury oil Terminal, Tamworth Plymouth oil terminal, Plymouth Cardiff oil, Cardiff Avonmouth oil terminal, Avonmouth Pembrokeshire terminal, Milford Haven	Final injunction granted on 24 January 2024 for 5 years until 13 December 2028. At the most recent review hearing on 24 January 2025, the Court upheld the injunction.
Exolum			
QB-2022-001142	**Claimants:** Exolum Pipeline Systems Ltd Exolum Storage Ltd Exolum Seal Sands Ltd **Defendants:** Persons Unknown	Various terminals and associated equipment	Final injunction granted for one year on 23 January 2023 and extended until 20 February 2025

3.11 In each of these annual reviews, heard recently, the Court considered there to be a sufficient risk of direct action by protest groups against claimants' activities within the oil and gas industry (or related parties) to maintain the injunctions.

Effect of the Ellenbogen Order

3.12 I believe that the Ellenbogen Order continues to have a deterrent effect: protecting the Sites from potentially dangerous activity.

3.13 The impact of the Ellenbogen Order and similar orders has been cited by Just Stop Oil when explaining its decision not to target sites such as those subject to this order. For example, on 13 September 2023 the Just Stop Oil X account posted that the reason behind disruptive protests in Portsmouth which involved blocking roads was "*injunctions that make protests impossible at oil refineries, oil depots and even petrol stations*" [**HS5/94**]. This post, together with Just Stop Oil's failure to provide assurances to the Claimants (or Court) that no further direct action will occur plus their disruptive airport protests and other activity as detailed above, indicate that Just Stop Oil still have an interest in targeting and disrupting oil and gas production facilities and but for the Ellenbogen Order would continue to do so.

4 Continuation of the Order

4.1 The Claimants are applying for the Ellenbogen Order (as amended on 21 January 2025) to remain in place in its current form until 11 July 2028, subject to the built-in annual reviews described at paragraphs 8 to 10 of the Order.

5 Service of the Tipples Order

Service on Defendants 1, 2 and 3

5.1 Service of the Tipples Order on the First, Second and Third Defendants was effected as follows:

(a) By no later than 25 July 2024, the Tipples Order was uploaded to the following webpage (the **Webpage**):

https://www.exxonmobil.co.uk/Company/Overview/UK-operations

A copy of the Webpage (including links to the Tipples Order) can be seen at [**HS5/96**].

(b) I am informed by the Claimants that, by no later than 23 July 2024:

(i) copies of the Tipples Order were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites; and

(ii) a notice which states that copies of the Tipples Order may be obtained from the Claimants' solicitors, NRF, and may also be viewed on the Webpage was added to each plastic container.

Photographs of the clear plastic containers, with the Tipples Order placed in the plastic containers, can be seen at [**HS5/97-104]**.

(c) On 19 July 2024, an associate at NRF sent emails enclosing copies of the Tipples Order and explaining that further copies may be obtained from NRF or viewed at the Webpage to the following email addresses:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

juststopoilpress@protonmail.com

Copies of the emails sent by an associate at NRF can be seen at [**HS5/105 and HS5/106**].

(d) Confirmation of delivery was received on 19 July 2024 in respect of each of the emails sent to the addresses listed at paragraph 5.1(c) above. Copies of the confirmation emails can be found at [**HS5/107 and HS5/108**].

(e) In addition, automatic replies were received on 19 July 2024 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the relevant emails can be seen at [**HS5/109 and HS5/110**].

Service on Defendants 4 and 5

5.2 Pursuant to paragraph 4 of the Tipples Order, on 19 July 2024, an associate at NRF sent emails enclosing copies of the Tipples Order to the email addresses associated with the Fourth and Fifth Defendants. Copies of the emails sent by an associate at NRF can be seen at [**HS5/111-113 and HS5/114-117**].

5.3 Confirmation of delivery was received on 19 July 2024 in respect of the emails sent to the addresses associated with the Fourth and Fifth Defendants. Copies of the confirmation emails can be found at [**HS5/118 and HS5/119**].

6 Service of the Consent Order

6.1 The Claimants took the following steps to serve the First, Second and Third Defendants with the Consent Order:

(a) By no later than 21 August 2024, the Consent Order was uploaded to the Webpage.

A copy of the Webpage (including links to the Consent Order) can be seen at [**HS5/96**]

(b) I am informed by the Claimants that, by no later than 22 August 2024:

(i) copies of the Consent Order were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites; and

(ii) a notice which states that copies of the Consent Order may be obtained from the Claimants' solicitors, NRF, and may also be viewed on the Webpage was added to each plastic container.

Photographs of the clear plastic containers, with the Consent Order placed in the plastic containers and the large warning notices can be seen at [**HS5/120-126**].

(c) On 19 August 2024, an associate at NRF sent emails enclosing copies of the Consent Order and explaining that further copies may be obtained from NRF or viewed at the Webpage to the following email addresses:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

juststopoilpress@protonmail.com

Copies of the emails sent by an associate at NRF can be seen at [**HS5/127 and HS5/128**].

(d) Confirmation of delivery was received on 19 August 2024 in respect of each of the emails sent to the addresses listed at paragraph 6.1(c) above. Copies of the confirmation emails can be found at [**HS5/129 and HS5/130**].

(e) In addition, automatic replies were received on 19 August 2024 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to

be automatic responses to any emails received. A copy of the emails can be seen at [**HS5/131 and HS5/132**].

6.2 On 15 August 2024, an associate at NRF sent an email enclosing a copy of the Consent Order to the Fourth Defendant via the email address PBHPXR@protonmail.com. A copy of this email can be found at [**HS5/133**]. Confirmation of delivery was received the same day and can be seen at [**HS5/224**].

6.3 On 19 August 2024, an associate at NRF sent an email enclosing a copy of the Consent Order to the Fifth Defendant via the email address hekt@outlook.com,. A copy of this email can be found at [**HS5/134**]. Confirmation of delivery was received the same day and can be seen at [**HS5/135**].

7 Service of the Amended Orders

Service on Defendants 1, 2 and 3

7.1 The Claimants took the following steps to serve the First, Second and Third Defendants with the Amended Orders:

(a) By no later than 10 February 2025, the Amended Orders were uploaded to the Webpage.

A copy of the Webpage can be seen at [**HS5/96**].

(b) I am informed by the Claimants that, by no later than 14 February 2025:

(i) copies of the Amended Orders were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites;

(ii) a notice which states that copies of the Amended Orders may be obtained from the Claimants' solicitors, NRF, and may also be viewed on the Webpage was added to each plastic container; and

(iii) four amended large warning notices, in the form annexed to the Ellenbogen Order (as amended on 21 January 2025) were fixed in conspicuous places around the perimeter of each of the Sites.

Photographs of the clear plastic containers, with the Amended Orders placed in the plastic containers and the large warning notices can be seen at [**HS5/136-156**].

(c) On 10 February 2025, a trainee solicitor at NRF sent emails enclosing copies of the Amended Orders and explaining that further copies may be obtained from NRF or viewed at the Webpage to the following email addresses:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

juststopoilpress@protonmail.com

Copies of the emails can be seen at [**HS5/157 and HS5/158**].

(d) Confirmation of delivery was received on 10 February 2025 in respect of each of the emails sent to the addresses listed above. Copies of the confirmation emails can be found at [**HS5/159 and HS5/160**].

(e) In addition, automatic replies were received on 10 February 2025 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the relevant emails can be seen at [**HS5/161 and HS5/162**].

Service on Defendants 4 and 5

7.2 A trainee solicitor at NRF sent emails enclosing copies of the Amended Orders to the email addresses of the Fourth and Fifth Defendants. Copies of the emails can be seen at [**HS5/163 and HS5/164**] and confirmation of delivery was received on 10 February 2025 [**HS5/165 and HS5/166**].

8 Notification of the Review Hearing

8.1 Although there is no express requirement in the Orders referred to above for notification of the Review Hearings, the Claimants, however, followed the steps for notice provided for in the Amended Orders. The Claimants took the following steps to notify the First, Second and Third Defendants of the Review Hearing:

(a) By no later than 1 April 2025, the notice and letter from NRF dated 3 April 2025 confirming the Review Hearing (the **Review Hearing Notice**) was uploaded to the Webpage.

A copy of the Webpage (including links to the Review Hearing Notice) can be seen at [**HS5/96**].

(b) I am informed by the Claimants that, by no later than 10 April 2025, copies of the Review Hearing Notice were placed in clear plastic containers at a minimum of 2 locations on the perimeter of each of the Sites. [**HS5/167-174**]

(c) On 10 April 2025, an associate at NRF sent emails enclosing copies of the Review Hearing Notice and explaining that further copies may be obtained from NRF or viewed at the Webpage to the following email addresses:

xr-legal@riseup.net

enquiries@extinctionrebellion.uk

juststopoilpress@protonmail.com

Copies of the emails sent by an associate at NRF can be seen at [**HS5/175-HS5/178**].

(d) Confirmation of delivery was received on 10 April 2025 in respect of each of the emails sent to the addresses listed at paragraph 6.1(c) above. Copies of the confirmation emails can be found at [**HS5/179 and HS5/180**].

(e) In addition, automatic replies were received on 10 April 2025 from enquiries@extinctionrebellion.co.uk and xr-legal@riseup.net, which appear to be automatic responses to any emails received. A copy of the emails can be seen at [**HS5/181 and HS5/182**].

8.2 On 10 April 2025, an associate at NRF sent emails enclosing copies of the Review Hearing Notice to the email addresses of the Fourth and Fifth Defendants to notify them of the Review Hearing. Copies of the emails can be seen at [**HS5/183-189 and HS5/190-196**] and confirmations of delivery were received on 10 April 2025 [**HS5/197 and HS5/198**].

9 Claimants' monitoring of documents served at the Sites

9.1 Since the last review hearing, the Claimants have carried out monthly checks to make sure the Warning Notices and plastic containers have remained in place at the Sites.

9.2 When arranging for service of the Amended Orders and amended Warning Notices in February 2025, I became aware that in February 2024 (i.e. the previous year) the Claimants had identified that some of the Sites only had two Warning Notices in place. They promptly rectified this. Paragraph 12.3 of the Ellenbogen Order requires four Warning Notices be fixed in conspicuous places around the perimeter of the Sites.

9.3 In my third witness statement in support of the 2024 annual review I stated I had been informed there were four Warning Notices at all the Sites. Photographic evidence of the four Warning Notices from all the Sites was provided. However, I now understand that as at February 2024 this was not the case for all Sites.

9.4 The Claimants appreciate that they are benefiting from injunctive relief, which has been granted at the Court's discretion and understand the importance of complying with the procedural steps required by the Court, especially as it relates to persons unknown. I apologise therefore that these procedural steps were not completed until February 2024 and that my third witness statement filed in support of the 2024 annual review hearing did not cover this. Steps to correct the omission were taken when the omission was appreciated. I do not consider that this has caused any prejudice to the Defendants in light of (i) the fact each site had at least two Warning Notices at conspicuous places around the perimeter, (ii) the other methods of notification that were completed – such as to inform any Defendant about the existence of the injunction – and (iii) there was no breach of the Ellenbogen Order during this period.

10 Renewal of Undertakings from Defendants 4 and 5

10.1 In July 2024, the Fourth Defendant provided undertakings to the Court through the Consent Order not to breach the Injunctions and the Fifth Defendant gave the Claimants the assurances acknowledged in the Tipples Order. These undertakings and assurances expire on 30 June 2025. The Claimants consequently sought to renew the Fourth and Fifth Defendants' undertakings/assurances for another year.

10.2 On 10 April, and 7 May 2025, an associate at NRF sent emails enclosing copies of new undertakings to the email addresses of the Fourth and Fifth Defendants respectively to invite them to give undertakings until next year (the **2026 Undertaking**). The 2026 Undertaking is materially identical to those previously given except it expires on the later of 31 July 2026 or the date of the next annual review hearing. [**HS5/183-204**]

10.3 On 15 June 2025, the Fifth Defendant returned a signed copy of the 2026 Undertaking via email to NRF, confirming her willingness to be subject to her undertaking for another year instead of to the Injunctions. **[HS5/217-223]** This was following further emails from NRF making clear which document the Claimants wished her to sign after the incorrect document was returned. Copies of the emails and delivery notices can be seen at [**HS5/205-211 and HS5/215-216**]

10.4 The Fourth Defendant has at the date of this statement not replied to the Claimants. On 12 June 2025 an associate from NRF sent a follow-up email to the Fourth

Defendant and received a delivery failure notification stating the mailbox was full. The previous two emails had been delivered. Copies of the emails and delivery receipts can be seen at [**HS5/212-214**]. The Claimants will continue to try to contact the Fifth Defendant up to the Review Hearing.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true. 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.

Signed:



HOLLY STEBBING

Date: 20 June 2025

Claimants
H Stebbing
FIFTH
Exhibit HS5
20 June 2025

CLAIM NO. QB-2022-001098

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED
Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE SITES
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT
Defendants

FIFTH WITNESS STATEMENT
OF HOLLY STEBBING

---

3 More London Riverside
London SE1 2AQ
United Kingdom

+44 20 7283 6000
+44 20 7283 6500
DX 85 London

Claimants
H Stebbing
FIFTH
Exhibit HS5
20 June 2025

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

EXHIBIT "HS5"

This is the exhibit marked "**HS5**" referred to in the Fifth Witness Statement of Holly Stebbing.



Holly Stebbing

Dated: 20 June 2025

HS5 Witness Statement Exhibit Index

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18.	The Guardian article, What next for climate activism now Just Stop Oil is 'hanging up the hi vis'?	5 April 2025	HS5/79 – 85
19.	The Times article, Undercover at Youth Demand's awards for arrested activists	6 June 2025	HS5/86 - 93
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CLIMATE IN CRISIS

More than 100 flights canceled in Germany as environmental activists target airports across Europe

Environmental groups said they planned to target airports this summer, calling for governments around the world to end the extraction and burning of fossil fuels by 2030.



Passengers line up Thursday at the departures hall at Frankfurt Airport in Germany.
Daniel Roland / AFP - Getty Images

July 25, 2024, 1:44 PM GMT+1 / Source: The Associated Press

By The Associated Press

FRANKFURT, Germany – Germany's busiest airport canceled more than 100 flights Thursday as environmental activists launched a coordinated effort to disrupt air travel across Europe at the height of the summer holiday season to highlight the threat posed by climate change.

Frankfurt Airport said flights were halted for safety reasons after climate activists breached security fences, triggering a response from police, firefighters and airport security officers. All runways were back in operation by 7:50 a.m. local time, it said. About 140 flights have been cancelled so far, but further disruptions are expected throughout the day, the airport said.

Environmental groups said they planned to target airports around Europe this summer to remind people about the link between fossil fuels, such as those used by airliners, and climate change. The groups are calling for governments around the world to end the extraction and burning of fossil fuels by 2030.

"We sharply condemn these unauthorized demonstrations, and we reserve the right to take legal action against the participants," Frankfurt Airport said. "Their activities pose severe danger to flight operations – possibly putting human life at risk."

Watch: Climate protesters spray-paint Stonehenge

00:54



Climate data showed that Monday was the hottest day ever recorded as human-caused climate change continues to drive unprecedented heat and growing weather extremes. Global

investments in planet-warming oil and gas are expected to increase by 7% this year, according to the International Energy Agency, despite global promises to slash fossil fuel use.

Flying is considered one of the most carbon-intensive activities, but the aviation industry is expected to grow steadily over the coming decades despite efforts to contain the climate crisis.

The Last Generation group, which organized the Frankfurt demonstration, said six protesters cut holes in the perimeter fence and headed toward the runways on foot, bicycles and skateboards.

It was the second time in as many days that a protest by Last Generation caused disruption at a German airport.

On Wednesday, five protesters glued themselves to a taxiway at Cologne-Bonn Airport, forcing a roughly three-hour halt to flights. That protest resulted in 31 flights being canceled. There were other protests or attempted protests in other European countries.

Climate activists staged similar actions in Finland, Norway, Switzerland and Spain on Wednesday.



— Emergency personnel on the tarmac at Frankfurt Airport, where environmental activists launched a coordinated effort to disrupt air travel Thursday. Arne Dedert / dpa via AP

At Helsinki Airport, a handful of protesters blocked the main check-in area for about 30 minutes, but police said the demonstration caused no delays to flights or other disruption.

At Oslo's main Gardermoen airport, three activists managed to enter the runway area early Wednesday, waving banners and disrupting air traffic for about half an hour. Police said there were no major flight delays.

Police in London said Wednesday that they prevented a planned protest at Heathrow Airport that could have had a significant impact on Europe's largest airport. Seven members of the group known as Just Stop Oil were arrested at Heathrow and three others were taken into custody at other locations as part of an "intelligence-led" operation, the Metropolitan Police Service said in a statement.

One of those arrested in London was Sean Callaghan, 29, who described himself as an environmental educator.

"I'm taking action at airports this summer because it is impossible for me to see a way in which we can inspire and enthuse students about the future of our planet," Callaghan said in a video posted on social media.

Last week, the German Cabinet approved legislation that would impose tougher penalties on people who break through airport perimeters.

The bill, which still requires approval by lawmakers, foresees punishment ranging up to a two-year prison sentence for people who intentionally intrude on airside areas of airports such as taxiways or runways, endanger civil aviation, or enable someone else to. Currently such intrusions only draw a fine.

The Associated Press

The Associated Press

Travel > News & Advice

Just Stop Oil activists block Gatwick Airport departure gates in London

Those jetting away from the UK's second-busiest airport came face-to-face with climate protesters inside the terminal

Benjamin Parker • Monday 29 July 2024 11:20 BST • 46 Comments



Gatwick passengers step over Just Stop Oil activists blocking airport entrance



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Email

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Just Stop Oil protesters have blocked an entrance to a security search area at Gatwick airport in an apparent attempt to disrupt travellers trying to make their flights.

Seven activists entered the airport's South Terminal this morning, with the group stating that "the situation is currently developing".

A spokesperson for the aviation hub told *The Independent* that despite the protest, London Gatwick is open and "operating normally today".

"There are a small number of protesters at the airport who have now been arrested and are being removed from the airport," they added.

Images and videos shared across social media, as well as on the group's website, show the protesters sitting on the floor.

UK city ranked most expensive in western Europe for city break – and it isn't London

Father pays tribute to teenager who died in beach 'disturbance' filmed by bystanders

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So far, it seems that most people are able to get past the protest without too much difficulty.

The Independent has contacted Sussex Police for further details.

Just Stop Oil
@JustStop_Oil · **Follow**

🚨 BREAKING: GATWICK DEPARTURE GATES BLOCKED

✈️ 7 Just Stop Oil supporters have disrupted the southern terminal at Gatwick airport, joining 21 other groups in the @_oilkills international uprising.

🛢️ Demand our government Just Stop Oil by 2030 — actionnetwork.org/petitions/sign...

Watch on X

8:40 AM · Jul 29, 2024

1.3K Reply Copy link

Read 2.5K replies

“As long as political leaders fail to take swift and decisive action to protect our communities from the worst effects of climate breakdown, Just Stop Oil supporters, working with other groups internationally, will take the proportionate action necessary to generate much needed political pressure,” the group has previously said in a statement.

“This summer, areas of key importance to the fossil fuel economy will be declared sites of civil resistance around the world.”

The group added today’s demo at Gatwick is a part of the international campaign Oil Kills, and said 21 groups across 12 countries have demonstrated at 17 airports so far.

According to Simon Calder, *The Independent*'s travel correspondent and who used to work in the security search area at Gatwick South terminal, the process will have made little difference to the flow of passengers.

"The location where the protesters sat on the floor is just one of several entrances to the security search area, with passengers simply needing to take a short detour.

"In addition, the timing was odd: the protest began after the big early morning surge of passengers, so the terminal will have been relatively quiet."

RECOMMENDED

Plane flew for 10 minutes with no one at the controls after co-pilot fainted

Pope Leo confirms stance on gay marriage and abortion

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Last week, Just Stop Oil activists suspected of planning to disrupt Heathrow Airport were arrested. None of the group were able to get into the airport

It also comes days after two other members were found guilty of criminal damage after throwing tomato soup at Vincent van Gogh's *Sunflowers* inside London's National Gallery.

More about: Gatwick Airport Protesters Just Stop Oil

Travel > News & Advice

Just Stop Oil protesters arrested at Heathrow airport on suspicion of criminal damage

'Unlawful and irresponsible' protests will not be tolerated, warns the UK's busiest airport

Benjamin Parker • Tuesday 30 July 2024 10:18 BST • 0 Comments



Just Stop Oil spray paint over Heathrow Airport departure board



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Email

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Two Just Stop Oil protesters have been arrested at London's Heathrow airport on

Floors and passenger information screens were sprayed in the latest incident of the climate activists targeting aviation hubs.

The protest group said Phoebe Plummer, 22, and Jane Touil, 58, entered Heathrow at around 8.35am on Tuesday (30 July), with police and security arriving within minutes.

Officers from the Metropolitan Police remain at the scene to "deal with any further offences"

A Heathrow spokesperson said: "Working with partners we have quickly resolved a protest incident in Terminal 5 and all involved have been removed from the airport. The airport continues to operate as normal and passengers are travelling as planned. We are in full agreement that the aviation industry needs to decarbonise, but unlawful and irresponsible protest activity is not the way forward and will not be tolerated."

RECOMMENDED

Plane flew for 10 minutes with no one at the controls after co-pilot fainted

UK city ranked most expensive in western Europe for city break – and it isn't London

Sleep Apnea: Ingenious Pillow Takes UK By Storm
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People Born 1940-1975 With No Life Insurance Could Be Eligible For This
Sponsored | Reassured

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One of the protesters, Ms Plummer, was freed on bail this week after being found guilty of causing criminal damage to Vincent Van Gogh's painting *Sunflowers* in 2022.

The incident comes a day after protesters from the group blocked an entrance to a security search area at Gatwick airport in an apparent attempt to disrupt travellers trying to make their flights.

Images and videos shared across social media, as well as on the Just Stop Oil website, show them sitting on the floor. In some, people can be seen stepping over the the protesters.

Eight people were arrested and a spokesperson for Gatwick said the airport continued to operate as usual.

In a statement, Just Stop Oil said: “As long as political leaders fail to take swift and decisive action to protect our communities from the worst effects of climate breakdown, Just Stop Oil supporters, working with other groups internationally, will take the proportionate action necessary to generate much needed political pressure. This summer, areas of key importance to the fossil fuel economy will be declared sites of civil resistance around the world.”

More about: Terminal 5 Heathrow Airport Just Stop Oil Protesters

Heathrow sees second Just Stop Oil arrests in a week as protesters block search area

Airport brands the action 'irresponsible' and says it led to no significant delays

Benjamin Parker • Thursday 01 August 2024 13:04 BST • 2 Comments



Protesters blocking part of Heathrow Terminal 5 *(Just Stop Oil)*



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Email

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Seven Just Stop Oil protesters have been arrested after blocking a passenger search area at Heathrow Airport's Terminal 5.

The protesters, part of the climate activist group known for their controversial tactics, were detained by Metropolitan Police officers on suspicion of public order offences.

It comes just days after parts of the same terminal at the UK's busiest airport was sprayed with orange paint by protestors.

At around 8.50am this morning (1 August), the protesters positioned themselves in front of a busy walkway, holding signs with messages such as "Oil Kills" and "Sign the Treaty", as part of their ongoing campaign against fossil fuels.

Despite their efforts to disrupt operations, both Heathrow Airport and the Metropolitan Police confirmed that the protest was quickly managed with minimal impact on passengers. Passengers continued to access security lanes either side of where the group sat.



Heathrow has been struck by the climate activists two this week *(Just Stop Oil)*

The demonstrators were reportedly removed from the area within 20 minutes, allowing travellers to continue accessing security lanes on either side of the protest without significant delays.

In a statement, Scotland Yard confirmed the arrests, emphasising the swift response by officers: “Seven Just Stop Oil protesters have been arrested on suspicion of public order offences after they blocked a passenger search area at Terminal 5, Heathrow. Officers swiftly attended and removed the protesters with minimal disruption caused."

A spokesperson for Heathrow Airport condemned the protest as “unlawful and irresponsible”, adding: “Our priority will always be to maintain the safety of passengers and colleagues, and we’ll continue to work closely with our partners and the police in taking proportionate action to protect travel plans this summer.”

The protest is believed to be part of a broader ‘Oil Kills’ campaign, which has seen climate activists targeting airports around the world.

On Tuesday, two Just Stop Oil members, Phoebe Plummer, 22, and Jane Touil, 58, were arrested after dousing departure boards at the same terminal with paint.

Both women were subsequently remanded in custody after appearing at Westminster Magistrates' Court.

And on Monday, protesters blocked an entrance to a security search area at Gatwick airport in an apparent attempt to disrupt travellers trying to make their flights.

Also in July, Frankfurt – Germany's busiest airport – was forced to halt flights after climate activists evaded security, cutting through a fence and glueing themselves to various points on the airfield. The week before saw Cologne-Bonn Airport come to a standstill after climate activists glued themselves to a runway.

Since then, in Finland, activists were photographed obstructing the security gates at Helsinki Vantaa Airport. In Norway, three activists reportedly breached the perimeter fence of Oslo's Gardermoen Airport. Norwegian media reported that these individuals were removed by authorities within 30 minutes of gaining access.

For more travel news and advice, listen to Simon Calder's podcast

More about: Heathrow Terminal 5 Protesters Just Stop Oil UK

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NEWS | LONDON

Heathrow Airport: At least 17 Just Stop Oil protesters arrested over disruption plans

Just Stop Oil said seven protesters were arrested at Heathrow Terminal 5, with at least 10 others arrested on public transport

JACOB PHILLIPS
1 AUGUST 2024

2 COMMENTS

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At least 17 Just Stop Oil protesters have been arrested for trying to disrupt Heathrow Airport, the environmental group has said.

Six people have been arrested after blocking the departure gates at Heathrow Terminal 5, alongside a person filming.

Just Stop Oil protesters arrested at airport



The group were found with items police said would be used to disrupt the airport

5 August 2024

Four environmental activists who police said planned to cause "significant disruption" at a major airport have been arrested.

The group of Just Stop Oil protesters were detained by officers near Manchester Airport on suspicion of conspiring to cause a public nuisance.

Three woman, aged 21, 30, and 53, and a man aged 23, were found with items police said would have been used to cause "damage and significant disruption"

to airport operations.

Ch Supt Mark Dexter said the arrests prevented a "determined and targeted attack which would have brought significant delays".

'Disruptive'

The four activists have been held in police custody for questioning, the force said.

A Just Stop Oil spokeswoman said its four supporters had been planning to take nonviolent action as part of its campaign to end the extraction and burning of fossil fuels by 2030.

They would "accept any legal consequences" following their arrests, she added.

Ch Supt Dexter, Greater Manchester Police's head of specialist operations, said the right to protest had to be balanced with the rights of the public to "go about their lives without being subject to unacceptable disruption".

He said police had been working with the airport and other forces to share intelligence to prevent "disruptive and targeted attacks on our airports".

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Campaigners blockade Surrey oil field to protest UK Oil & Gas flouting Supreme Court ruling

October 14, 2024 by Extinction Rebellion

Contact: Carol XR UK Press Team: 07791 737093 press@extinctionrebellion.uk

Early media link here

Archival picture line here

Oil firm continues to pump oil from Horse Hill site, while Surrey County Council turns blind eye, despite planning consent being quashed by Supreme Court in June

Today, ten Extinction Rebellion campaigners are blocking the entrance to the UK Oil & Gas Horse Hill oil extraction site in Horley, Surrey, near Gatwick Airport, to protest the company's continued extraction of fossil fuels at the site in blatant contravention of a landmark Supreme Court ruling made earlier this year.

UK Oil & Gas (UKOG) has not had planning permission to extract fossil fuels from the site since the Supreme Court decided to quash planning consent for the Horse Hill site in June this year.

However, four months on Surrey County Council has yet to enforce the Supreme Court ruling, despite knowing UKOG is ignoring the ruling and continuing to extract oil from the site.

The protestors have pledged to stop any vehicles from entering the site. They are holding placards stating "Surrey County Council, stop UKOG flouting Supreme Court Horse Hill ruling", "CEO Stephen Sanderson Stop Pumping Oil Unlawfully At Horse Hill" and "No More Planet Killing Emissions – Time To Restore Horse Hill To Nature".

The Supreme Court case, brought by Extinction Rebellion climate activist Sarah Finch, on behalf of the Weald Action Group, centred around Surrey County Council's 2019 decision to grant UKOG planning permission to drill for up to 3.3 million tonnes of crude oil for 20 years at its Horse Hill site, near Gatwick Airport. [1]

Finch argued that under the correct interpretation of the Environmental Impact Assessment (EIA) Regulations 2017 environmental impact assessments must take into account downstream emissions caused by burning extracted oil.

She took her fight to the Supreme Court after three appeal court judges were split over the lawfulness of the county council's decision to grant permission for 20 years of oil drilling and production and she won.

The landmark Supreme Court judgement clarifies that planners must consider the effects of burning the fossil fuel produced before granting planning permission for its production – which did not happen at Horse Hill.

The ruling has sent shock waves across the industry and has led to a number of other planning applications being quashed around the UK [2] alongside Horse Hill's and is now threatening the major North Sea projects Rosebank and Jackdaw [3], leading the Times to declare: "The words 'Finch ruling' now invoke dread in oil, coal and gas company boardrooms" [4].

Not so, it seems, at UKOG, owners of Horse Hill Developments Ltd, where the Supreme Court decision has effectively been ignored as they continue to produce oil unlawfully from HH-1 at Horse Hill, the company's only producing well[5].

Protestor Deborah Elliott from Reigate, which is two miles from the site, said: "It's shocking that UKOG had no plan to cease production if they lost their planning permission, which was the inevitable consequence of the Weald Action Group's win. I believe this shows UKOG's contempt for the Supreme Court and its decision."

The legal case was brought against Surrey County Council, the local authority who granted planning permission in September 2019, just nine weeks after it declared a Climate Emergency [6].

Surrey County Council is well aware that UKOG is operating without planning permission, but appears reluctant to enforce the Supreme Court judgement by putting a stop on the works at Horse Hill [7].

James Knapp, a father of three from Dorking, who is also taking part in the demonstration, said: "Stephen Sanderson, CEO of failing oil company UKOG, is making Surrey County Council look weak and ineffectual in the face of blatantly unlawful oil extraction. The site has been plagued by incidents in its short history including a rig fire [8], local residents and grazing horses affected by noxious fumes, hundreds of thousands of pounds worth of damage from the earthquake swarm which coincided with oil workers returning to the site[9], and a fine from the Health and Safety Executive for irregularities which left the oil well vulnerable in blow out situations [10]."

Another protestor, Extinction Rebellion campaigner Jackie Macey, 69, a retired teacher, said: "It's really quite simple. Surrey County Council need to tell Mr Sanderson to stop all activity at Horse Hill until UKOG have planning permission. They will be enforcing a Supreme Court judgement and no reasonable person could possibly criticise them for that, so I urge them now to do what they should have done as soon as the Supreme Court decision was handed down; instruct them to stop the works now. If Mr Sanderson then continues to flout the law he would be liable to criminal prosecution. If a new planning

application does ever arrive from UKOG, we will be making the case that the site should be restored to nature, enough is enough!"

Reverend Helen Burnett, a Parish priest who lives within five miles of Horse Hill is also protesting at the gates of the site. She said: "The Supreme Court decision was a beacon of light in a world of dire climate news. With UK crop yields plummeting, flooding at scale on every continent, droughts, intense hurricanes supercharged by a hotter sea, one after the other. This new normal isn't static, it will get worse as we continue to burn more fossil fuels. I urge Surrey's Officers and Councillors to respect the Supreme Court decision, and order UKOG to stop work at Horse Hill immediately."

Notes to Editors

[1] https://www.supremecourt.uk/cases/uksc-2022-0064.html

[2] https://www.theguardian.com/environment/2024/sep/13/high-court-blocks-cumbria-plan-for-first-new-uk-coalmine-in-30-years

https://www.bbc.co.uk/news/articles/cm2979zg0d0o?

[3] https://drillordrop.com/2024/08/29/sarah-finch-judgement-impacts-north-sea-oil-and-gas/

[4] https://www.thetimes.com/uk/environment/article/sarah-finch-activist-fossil-fuels-oil-gas-glb2s7qqh

[5] https://drillordrop.com/2024/10/02/supreme-court-oil-site-operates-without-permission/

[6] https://drillordrop.com/2019/07/09/surrey-declares-climate-emergency-as-campaigners-stage-die-in/

[7] https://surreycc.public-i.tv/core/portal/webcast_interactive/903159/start_time/2349000

At 56.30 Cllr Ernest Mallett brings up the question of issuing a stop order on the Horse Hill works and Planning Development Officer Sian Saadeh replies.

[8] https://drillordrop.com/2019/11/03/fire-at-horse-hill-oil-site/

[9] https://drillordrop.com/2019/05/10/latest-earth-tremor-prompts-call-for-release-of-data-on-oil-operations/

[10] https://drillordrop.com/2019/06/21/gatwick-gusher-broke-safety-laws-over-blowout-preventer/

About Extinction Rebellion

Extinction Rebellion (XR) is a decentralised, international and politically non-partisan movement using nonviolent direct action and civil disobedience to persuade governments to act justly on the Climate and Ecological Emergency.

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Time has almost entirely run out to address the climate and ecological crisis which is upon us, including the sixth mass species extinction, global pollution, and increasingly rapid climate change. If urgent and radical action isn't taken, we're heading towards 4 ° C warming, leading to societal collapse and mass loss of life. The younger generation, racially marginalised communities and the Global South are on the frontline. No-one will escape the devastating impacts.

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Extinction Rebellion occupy office of Top 50 broker in latest protest

By  James Cowen9 January 2025

It comes after a campaign group warned of more insurance-related protests in 2025

Extinction Rebellion (XR) occupied one of Marsh's UK offices in its latest round of insurance-related protests.

Earlier this week (8 January 2025), the group targeted the broker's Manchester office in 12 Booth Street, Belvedere.

The protest was related to fossil fuels, with protesters calling for the support of such projects to be ended.

In a post on X, XR's northern arm said: "Local residents are occupying the office lobby in Manchester to ask Marsh to stop 'funding our destruction' by insuring fossil fuel projects and instead 'insure our future' by moving towards a green economy."



Marsh is ranked second in *Insurance Times'* Top 50 Brokers 2024 report, with it securing a revenue of £1.76bn for the year ending December 2023.

Campaign

The protest comes following multiple protests during late 2024.



Read: Climate activists issue protest threat

Read: Climate protesters list 2025 demands to insurance industry

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Read: Extinction Rebellion and Just Stop Oil occupy multiple insurance offices

Read: Extinction Rebellion blockade Gherkin as more insurance firms targeted

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These were part of the Insure Our Survival campaign, which aims to stop insurance firms from insuring new fossil fuel projects.

Speaking to *Insurance Times*, Isabelle L'Héritier, European co-coordinator at Insure Our Future, alleged that some insurers' actions were hindering progress toward reducing emissions and transitioning to renewable energy.

She warned that if they "refuse to stop supporting the expansion of fossil fuels", the group will "hold them accountable".

"Insurers must not ignore the fundamental and consistent prediction of climate scientists – any delay in cutting emissions drastically today will put lives, economies and the future of humanity in unacceptable danger tomorrow," she added.

'Hundreds' of insurers 'lose wifi' as protesters cut fibre optic cables

By  James Cowen | 21 January 2025

'No ethics? No wifi,' protest group says as it calls for 'immediate end to support for new fossil fuel projects'

Major insurers are said to have experienced wifi failures after being targeted by protest group Shut The System.

The group said on Instagram yesterday (20 January 2025) that it had cut the fibre optic cables of "hundreds" of insurance companies in its latest round of protests.

Lloyd's of London, which has over 50 insurance companies and more than 380 registered Lloyd's brokers, as well as the Walkie Talkie, which is where firms such as Ascot, Markel and Tokio Marine Kiln are based, were among buildings targeted in London.

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NO ETHICS? NO WIFI - insurance companies headquartered at some of the most iconic UK sky-scrapers experience wifi failures after #ShutTheSystem activists cut fibre optic cables in the City of London. Full demands https://shutthesystem.wordpress.com/

#Ascot #Hardy #Kiln #LancashireSyndicate #TokioMarine #Markel #ArielRe #CityofLondon

#StopInsuringFossilFuels #ClimateChage #CovertActivism #EcoGenocide

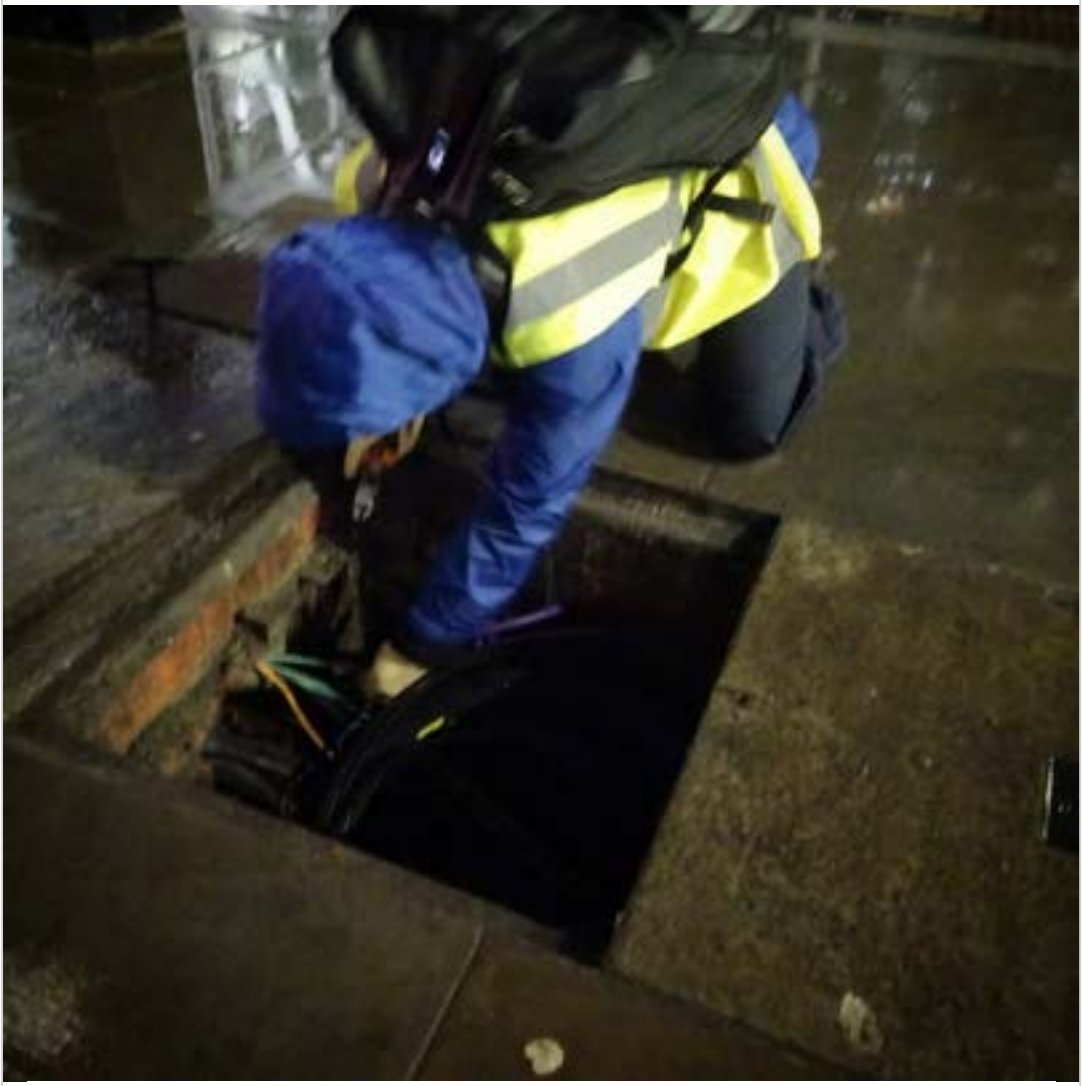
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Shut The System also said that it had targeted the offices of insurers in other parts of London and the UK as well, with Axa, AIG, Chubb and Chaucer among firms listed by the group.

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BREAKING NEWS: #ShutTheSystem activists disrupt the wifi systems of hundreds of insurance companies across the UK, demanding an immediate end to support for new fossil fuel projects and mandatory transition plans for all clients involved in the fossil fuel industry

#WalkieTalkie #LloydsofLondon #AXA #Allianz #AIG #Markel #Chubb #WRBerkeley #Chaucer #TalbotAIG

#StopInsuringFossilFuels #ClimateChage #CovertActivism #EcoGenocide

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The group said it had disrupted the wifi as it wanted an "immediate end to support for new fossil fuel projects and mandatory transition plans for all clients involved in the fossil fuel industry".

It added: "No ethics? No wifi. Insurance companies headquartered at some of the most iconic UK skyscrapers experience wifi failures after Shut The System activists cut fibre optic cables."

Insurance Times has contacted firms for a comment on the disruption they may have faced.

Other protest

This comes after Extinction Rebellion (XR) occupied one of Marsh's UK offices earlier this month (9 January 2025).

Read: Extinction Rebellion occupy office of Top 50 broker in latest protest

Read: Climate protesters list 2025 demands to insurance industry

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The protest was related to fossil fuels, with protesters calling for the support of such projects to be ended.

In a post on X, XR's northern arm said: "Local residents are occupying the office lobby in Manchester to ask Marsh to stop 'funding our destruction' by insuring fossil fuel projects and instead 'insure our future' by moving towards a green economy."

Meanwhile, Isabelle L'Héritier, European co-coordinator at Insure Our Future, alleged that some insurers' actions were hindering progress toward reducing emissions and transitioning to renewable energy.

She warned that if they "refuse to stop supporting the expansion of fossil fuels", the group will "hold them accountable".

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A new campaign group is targeting the CEOs of big polluters for citizen's arrests



by **Tom Pashby** — 22 April 2025 in **Analysis** Reading Time: 6 mins read

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Bosses of oil and gas companies, and a privatised water utility company, have been targeted with attempted citizen's arrests by a new direct action group hoping to achieve environmental justice. Online legal resources

Actions by the Citizen's Arrest Network (CAN) started appearing on social media feeds in March and April 2025, showing smartly dressed members of the group approaching senior executives of companies and attempting to perform citizen's arrests.

The Citizen's Arrest Network: a new direct action group fighting the CEOs of big polluters

The activists said they had dossiers which they say provide evidence of crimes ranging from public nuisance to mismanagement of customer funds.

As of 16 April 2025, CAN has targeted executives including CEOs of fossil fuel companies BP, Shell, Perenco, EnQuest, Harbour Energy, and Serica. Privatised water firm Thames Water was also singled out.

CAN claims it has been successful in placing the company representatives under citizen's arrest, but it appears that it has not physically held the individuals, and no police action appears to have taken place. Online legal resources Tactical training for officers

The companies did not provide comment when approached by the *Canary*.

The *Canary* spoke with Citizen's Arrest Network spokesperson Gail Lynch, who said CAN started because there was no response to the climate crisis "by anyone with any true power" and "things were only getting worse" despite petitions, letters, marches, and protests.

Lynch said:

> *This is mirrored in other industries where profit comes first and the impacts are ignored.*

She continued:

> *It feels like this relentless, almost desperate drive to maximise financial return at all costs is well and truly out of control.*

Lynch said protests against environmentally damaging activities:

> *get panned in the media and activists are increasingly penalised for their attempts to raise awareness.*

More than a dozen activists from Extinction Rebellion and Just Stop Oil have been jailed for their parts in direct action protests in recent years. The custodial sentences were handed out following a crackdown on environmental activism by the Conservative government. The Labour government appears content to carry on with the authoritarian treatment of protesters.

Therefore, Lynch said that:

> *It was time for something different, and so almost two years ago, the idea was borne and a huge amount of research began. How could we approach the individuals behind the logos and request that they cease and desist The executives at the helm of these organisations are the ones taking the decisions, and therefore need to be held to account.*

Killing of health insurance exec threw focus on corporate leaders

In December 2024, United Healthcare CEO Brian Thompson was killed in New York City, in an attack apparently motivated by a hatred of the conduct of private health insurance companies and their denial of care to Americans.

The killing of Thompson sent jitters around corporate executives that they might personally be targeted because of public perceptions of the conduct of their companies.

In the aftermath of the attack, mainstream media outlets expressed shock at the lack of sympathy expressed by the public towards the CEO's family, and the admiration some showed towards suspect Luigi Mangione.

In a March 2025 statement on its website, CAN said it handed "draft indictment papers" against executives at BP and Shell to the Crown Prosecution Service (CPS) because the group:

> *believes that all executive staff at both oil majors have been instructed to stay away from head offices.*

The statement said CAN believed the "stay away" notice has been issued "in response to citizen's arrests" carried out by the group.

How legitimate are citizen's arrests?

The Police and Criminal Evidence Act 1984 says that:

And it states that:

> *anyone whom he has reasonable grounds for suspecting to be committing an indictable offence.*

Lynch said:

> *Whilst we might imagine a stand up citizen tearing after and rugby tackling a bank robber to the ground, that's not how it reads in law.*

University of Reading's Reading Centre for Climate and Justice director professor Chris Hilson told the *Canary* there are "technical risks" to performing citizen's arrests.

The risks include the possibility of the citizen's arrest itself being a criminal offence or being sued in a civil court for assault or false imprisonment, he said.

Why is CAN using citizen's arrests in particular?

Lynch said CAN is:

> *simply motivated by the need for these individuals to stop, think twice about the harm their work causes and recognise that they have the power to make the change that is needed.*

She continued that executives who don't stop and change their ways:

> *need to be arrested, charged and prosecuted on grounds of Public Nuisance for the serious harm they inflict by virtue of their employment.*

She also said CAN:

> *is not a protest, it's a legal campaign operating within the bounds of the law.*

Lynch told the *Canary* that CAN wants the companies the group is targeting to:

> *realise they can not hide anymore, we see them, and we know the individuals leading the charge towards irreparable damage to our planet's health.*

Moreover, she expressed that:

> *If people think twice about taking up such jobs in the future, that's a win, but the best thing would be that they accept that their days are done and start in earnest a true shift to cheaper, cleaner energy for all.*

She also said she wants the campaign to pass "the pub test" and get the public talking about why CAN is carrying out its actions:

> *We want local communities everywhere talking about why we did what we did, do what we do and agree that it's an important way to shine a light on people behind the scenes taking harmful decisions and doing damaging business.*

CAN needs support for its legal endeavours

She also made a plea for funding to support the legal side of CAN's work:

> *We need funds to support our legal endeavours and to bring justice to bear on people who are breaking the law.*

> *Lawyers are committed and generous with their time but they need to be paid and the research takes time to uncover and be carefully checked. In short we need resource and money to help us hold the biggest culprits to account.*

CAN's crowdfunder can be found here, or via its website. CAN is on Facebook, Instagram, TikTok, X, and Bluesky.

Climate campaigning needed 'more than ever'

Hilson told the *Canary* that:

> *In the end these arrests are more performative than real.*

However, the performativity of the act does not necessarily mean it is not effective. He explained:

> *Throwing paint at works of art and stopping traffic no longer really work for the climate and environmental movement.*
>
> *Those types of protests have been criminalised, making them harder; but they are in any event viewed by many members of the public as 'irresponsible', which has put them off the message.*

Hilson added that he thought:

> *climate and environmental messages need to be landing now more than ever.*
>
> *This new tactic of citizens' arrests, in contrast, looks much more like 'responsible' citizenly behaviour.*
>
> *And the arrests squarely target those who are, in a very different sense, responsible for climate and environmental harm, and not members of the public.*
>
> *Those being arrested now become seen as the irresponsible ones.*

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THE STANDARD

NEWS | LONDON

Youth Demand protest: Activists block roads in central London as they threaten to 'shut down' city

Protesters blocked a number of key routes in London on Saturday



YOUTH DEMAND PROTESTERS BLOCKED ROADS IN CENTRAL LONDON ON SATURDAY

YOUTH DEMAND

BILL BOWKETT | JACOB PHILLIPS
5 APRIL 2025

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Youth Demand have "swarmed" roads in central London to highlight the situation in Gaza and the ongoing climate crisis.

Around 65 activists gathered at Brunswick Square Gardens at around 11am before splitting into two groups and blocking traffic on Euston Road near King's Cross station at 12.15pm.



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The groups could be seen holding signs saying "Youth Demand an End to Genocide" and "Stop Arming Israel", while waving green flares as they blocked the road for around 10 minutes.

Police officers arrived shortly after and issued the group with a warning under Section 7 of the Public Order Act.

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Just over an hour later at 1.30pm Youth Demand protesters again split into two groups and blocked further routes in central London.

One group of protesters blocked Old Street Junction until around 1.55pm, while another group of 20 activists took action at Baker Street for around half an hour.

Youth Demand, an offshoot of Just Stop Oil's youth wing, has demanded the UK government impose a full arms and trade embargo on Israel and immediately halt the development of new oil and gas projects.

The group, which describes itself as leaderless but guided by a "strategy team", said politicians had committed a "betrayal of our generation," and warned of an "unimaginable outbreak of collective power, creativity, love and defiance."

Youth Demand hit the headlines recently after six of its female supporters were arrested at a Quaker meeting house in central London — the first such arrests at a Quaker site in living memory, according to the faith group.

Quakers in Britain condemned the move as an "aggressive violation" after Metropolitan Police officers detained the women at Westminster Meeting House on suspicion of conspiracy to cause a public nuisance.

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Harry security decision in 'unique set of circumstances', Court of Appeal told

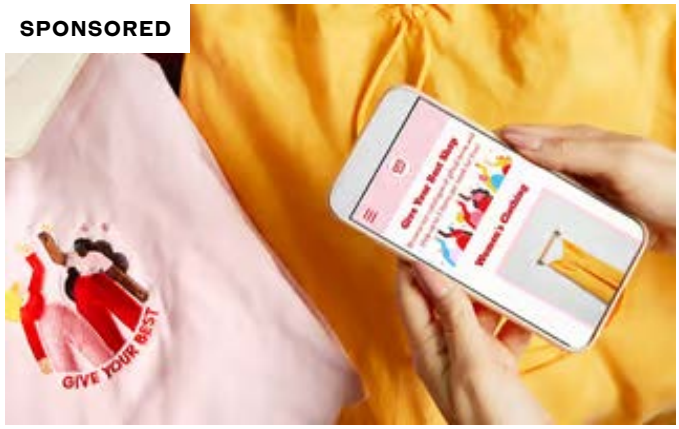


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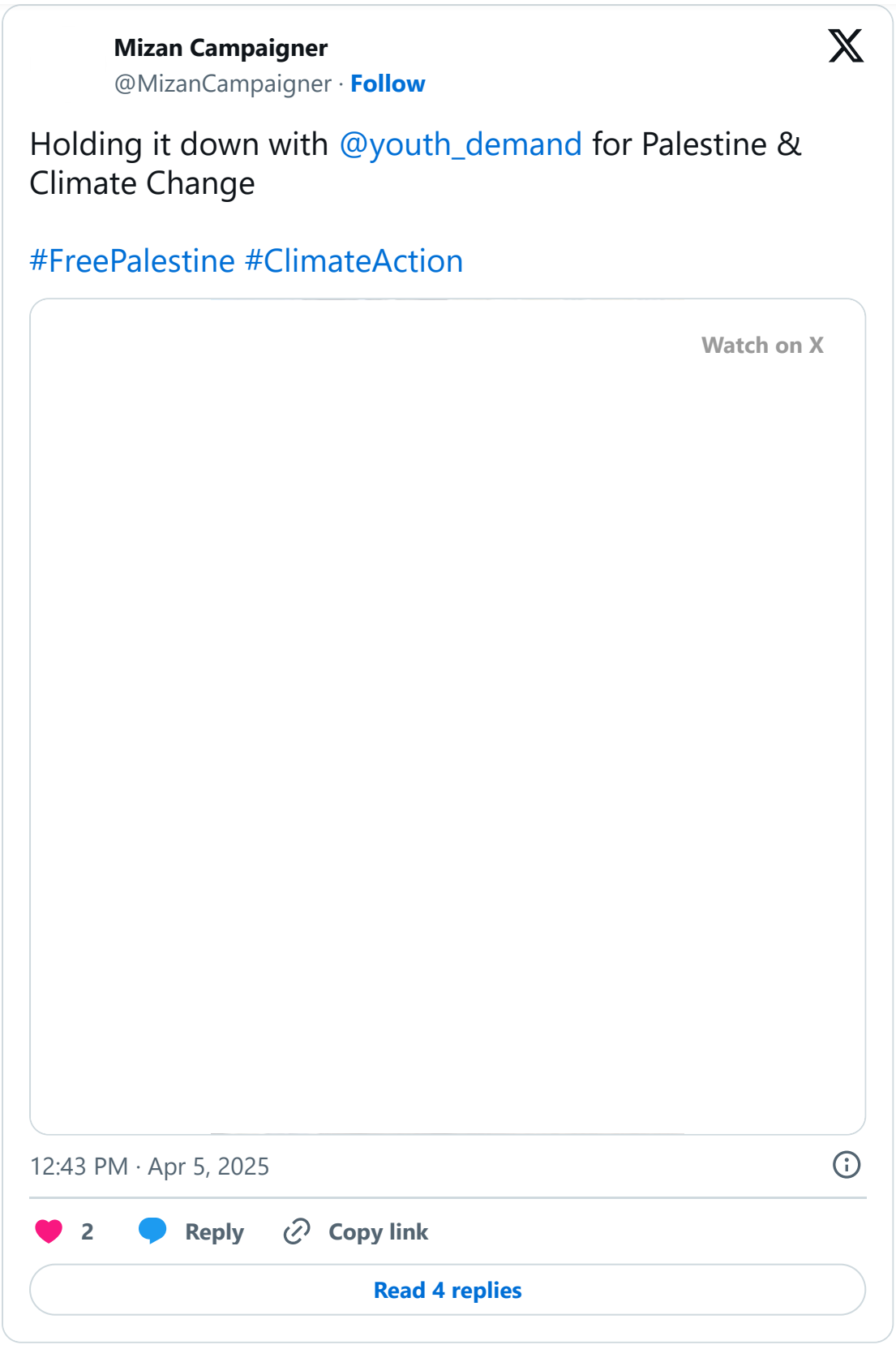


How Give Your Best aims to solve clothing poverty in the UK

More than 30 officers were said to have been involved in the arrests, which police said were linked to concerns over plans to "shut down" London this month using disruptive tactics.

5 APRIL 2025

Protesters shout 'justice for genocide'



Youth Demand activists were moved on by police officers during its pro-Palestinian rally in central London.

The campaigners began gathering at Lincoln's Inn Fields and made their way to King's Cross station.

Youth Demand said its supporters divided into two groups and at around 12.15pm a group of 40 blocked traffic on Euston Road near King’s Cross.

Scotland issued the protesters with a warning under section seven of the Public Order Act, Youth Demand said, and the group moved on after 10 minutes.

No arrests were made.

5 APRIL 2025

Youth Demand 'action' meeting offering 'legal advice' to newcomers

Youth Demand
@youth_demand · **Follow**

This Sunday @ Golden Lane Community Centre 14:00-20:30!!

ACTION TRAINING 2pm-6pm
Hear the plan, learn about nonviolent action, and get trained to swarm with us - plus meet others in resistance!
We strongly recommend everyone attends a training before taking

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which is adjacent to the Barbican in the City of London.

The group states: "These briefings are key for getting all the info you need to join us in the streets — hear the plan, get legal, support, and accessibility info, and find out how you get involved!"

It comes after Youth Demand told The Guardian that as many as 200 people have expressed interest in joining in upcoming action following the recent police raid at a Quaker meeting house.

5 APRIL 2025

Youth Demand protest is about to begin

Youth Demand
@youth_demand · **Follow**

🔥YOUTH DEMAND ACTIONS ARE BEGINNING! 🔥

📣 RALLY: Tuesday 1st April @ 6.30pm, Senate House Library, Malet Street, WC1E 7HU
✊ SWARMING ACTION: Saturday 5th April @ 11am, Lincoln's Inn Fields, WC2A 3BP

In April, there will be open rallies & actions EVERY Tuesday & Saturday. Show more

6:04 PM · Mar 26, 2025

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Youth Demand’s ‘Swarming Action’ protest at Lincoln’s Inn Fields is

We will bring you details from the gathering when we can.

5 APRIL 2025

Youth Demand 'targeted with 150 arrests since inception'



SARTI WAS ARRESTED IN 2023 FOR SPRAYING ORANGE PAINT ON KING’S COLLEGE CAMBRIDGE

JUST STOP OIL

Youth Demand spokesperson Chiara Sarti claims that since the group was launched, its members have been targeted with 150 arrests.

"This kind of police repression is just part of life now," the PhD student at the University of Cambridge told the Middle Eastern Eye website.

5 APRIL 2025

What has happened at previous Youth Demand protests in London?



Youth Demand began protesting last summer, with many of their stunts occurring in London.

Early action included activists painting the Labour Party headquarters in Southwark red, spraying the Ministry of Defence in Whitehall with paint, and blocking Waterloo Bridge.

Last October, protesters plastered a photo of a Gazan mother and child over the glass of Picasso's 1901 painting 'Motherhood (La Maternité) at the National Gallery in Trafalgar Square.

Another previous demonstration in the capital included three people

Sir Keir Starmer's Kentish Town home in April last year.

Leonorah Ward, 21, Zosia Lewis, 23, and Daniel Formentin, 24, were each handed suspended prison sentences following the incident.

5 APRIL 2025

Rallies to take place every Thursday and Saturday in April



Youth Demand rallies are taking place every Thursday and Saturday in April.

The first rally commenced this week, when protesters gathered at Senate House Library on Malet Street, Bloomsbury.

Today, the group are scheduled to meet again at 11am at Lincoln's Inn Fields, Holborn.

5 APRIL 2025

Protest group at centre of Quaker house arrests



Recently, Youth Demand gained media attention when Metropolitan Police officers raided a Quaker meeting house in Westminster, arresting six women attending a Youth Demand gathering. The raid was condemned by the Quaker community as an aggressive violation of their place of worship.

Who are Youth Demand?



Youth Demand has vowed to "shut down" London by swarming the capital's roads and holding demonstrations during a month-long period of action in April.

Find out more about the group here.

MORE ABOUT GAZA CLIMATE JUST STOP OIL

HAVE YOUR SAY... VIEW 3 COMMENTS ↓







Just Stop Oil is hanging up the hi vis

Press / March 27, 2025

Three years after bursting on the scene in a blaze of orange, at the end of April we will be hanging up the hi vis.

Just Stop Oil's initial demand to end new oil and gas is now government policy, making us one of the most successful civil resistance campaigns in recent history. We've kept over 4.4 billion barrels of oil in the ground and the courts have ruled new oil and gas licences unlawful.

So it is the end of soup on Van Goghs, cornstarch on Stonehenge and slow marching in the streets. But it is not the end of trials, of tagging and surveillance, of fines, probation and years in prison. We have exposed the corruption at the heart of our legal system, which protects those causing death and destruction while prosecuting those seeking to minimize harm. Just Stop Oil will continue to tell the truth in the courts, speak out for our political prisoners and call out the UK's oppressive anti-protest laws. We continue to rely on small donations from the public to make this happen.

This is not the end of civil resistance. Governments everywhere are retreating from doing what is needed to protect us from the consequences of unchecked fossil fuel burning. As we head towards 2°C of global heating by the 2030s, the science is clear: billions of people will have to move or die and the global economy is going to collapse. This is unavoidable. We have been betrayed by a morally bankrupt political class.

short of a revolution is going to protect us from the coming storms.

We are calling on everyone who wants to be a part of building the new resistance to join us for the final Just Stop Oil action in Parliament Square on April 26th. Sign up here. See you on the streets.

ENDS

Press contact: 07762 987334

Press email: juststopoilpress@protonmail.com

High quality images & video here: https://juststopoil.org/press-media

Website: https://juststopoil.org/

Facebook: https://www.facebook.com/JustStopOil/

Instagram: https://www.instagram.com/just.stopoil/

Twitter: https://twitter.com/JustStop_Oil

Youtube: https://juststopoil.org/youtube

TikTok: https://www.tiktok.com/@juststopoil

Notes to Editors

[1] Just Stop Oil is committed to nonviolent direct action to resist the destruction of our communities as a result of climate breakdown. We do not consent to plans that will result in 3C of warming and mass death.

We demand an emergency plan to Just Stop Oil by 2030. Our government must work with other governments to end the extraction and burning of all oil, gas and coal by 2030.

Just Stop Oil is a member of the A22 Network of civil resistance projects.

Just Stop Oil 'Blue Lights' policy: our policy is, and has always been, to move out of the way for emergency vehicles with siren sounding and 'blue lights' on.

We take all possible steps to ensure that no-one's safety is compromised by our actions.

[2] During our 3 year history Just Stop Oil supporters have been arrested 3,300 times and imprisoned 180 times, for having broken laws that were drafted by the fossil fuel industry. 7 people are now in prison serving sentences of up to 4 years and 8 are on remand. 16 Just Stop Oil supporters are due to be sentenced in the next few months.

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This action is not currently available.

Action Network

Follow us on social media.

About us

Just Stop Oil is a nonviolent civil resistance group in the UK. In 2022 we started taking action to demand the UK Government stop licensing all new oil, gas and coal projects. We have won on this ✅. **Civil resistance works.**

Just Stop Oil ended it's street campaign in 2025, whilst we continue our resistance in the courts and prisons.

A new revolutionary direct action campaign is coming. Help us build what's next.

Not in the UK? Visit the Global Website.

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WE QUIT

December 31, 2022 by Extinction Rebellion

When XR burst onto the scene four years ago, few could have imagined the seismic shift it would bring about in the climate movement, the climate conversation, and the world at large.

But despite the blaring alarm on the climate and ecological emergency ringing loud and clear, very little has changed. Emissions continue to rise and our planet is dying at an accelerated rate.

The root causes? A financial system prioritising profits over life, a media failing to inform the public and hold power to account, and a reckless government entrenched in corruption and suppressing the right to protest injustice.

As we ring in the new year, we make a controversial resolution to temporarily shift away from public disruption as a primary tactic. We recognise and celebrate the power of

disruption to raise the alarm and believe that constantly evolving tactics is a necessary approach. What's needed now most is to disrupt the abuse of power and imbalance, to bring about a transition to a fair society that works together to end the fossil fuel era. Our politicians, addicted to greed and bloated on profits won't do it without pressure.

We must be radical in our response to this crisis and determined in our efforts to address the climate and ecological emergency, even if it means taking a different approach than before. In a time when speaking out and taking action are criminalised, building collective power, strengthening in number and thriving through bridge-building is a radical act.

XR is committed to including everyone in this work and leaving no one behind, because everyone has a role to play. This year, we prioritise attendance over arrest and relationships over roadblocks, as we stand together and become impossible to ignore.

The conditions for change in the UK have never been more favourable – it's time to seize the moment. The confluence of multiple crises presents us with a unique opportunity to mobilise and move beyond traditional divides. No one can do this alone, and it's the responsibility of all of us, not just one group. It may be uncomfortable or difficult, but the strength of all social, environmental, and justice movements lies in working together. As our rights are stripped away and those speaking out and most at risk are silenced, we must find common ground and unite to survive.

It's no secret that those in power are hoarding wealth and power at the expense of ordinary people, while ignoring the consequences of their greed. Emissions continue to rise, but they couldn't care less. But people do care, and changes to democracy that free and empower the voices of the people through Citizens Assemblies could balance the tables and bring about the positive societal tipping point we all need.

Choose Your Future – 21st April and beyond – The Big One – Houses of Parliament – 100,000 people.

Read more here.

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Post

Just Stop Oil
@JustStop_Oil

🦺 WE HUNG UP THE HI VIS

🧡 On Saturday, hundreds of people marched from St James' Park to the Shell building to mark the end of Just Stop Oil's actions. We hung up our hi vis, and asked the question WHAT'S NEXT?

⛓️ Just Stop Oil has been the most successful civil resistance campaign in recent UK history, achieving our demand of no new oil and gas licences. Thousands of people have been arrested since 2022, with hundreds spending time in prison. There are still 11 people imprisoned, with more expected to join them in May.

⚖️ Just Stop Oil may have finished actions, but we aren't going anywhere. People will continue their resistance in the courts, and something new is building.

🔥 Ordinary people are building a revolution. A new movement rooted in local communities on a scale that Just Stop Oil never dreamt of. Because the fascists are coming. We face 2 degrees of global heating in the 2030s. The super rich are bleeding us dry.

💸 Help fund the next phase of nonviolent civil resistance:
juststopoil.org/donate

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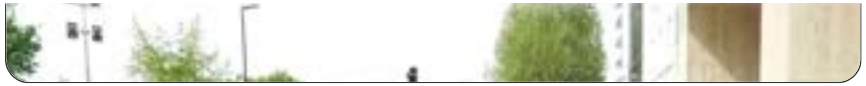
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“JSO Plots 'Criminal Comeback'” GB News Exclusive 16 May 2025 – Transcript

[00:00:00.00] - Speaker 1

Now, I was getting pretty bored of their juvenile antics at the altar of climate change. Their vandals threw soup over artworks in galleries. They defaced Stonehenge. They ambushed theatre plays in the West End and blocked traffic, scaled motorway gantries, and doused private jets in paint, and even disrupted sports events. Just Stop Oil, remember them, they said they were disbanding because their demand to end new oil and gas licences in Britain had been adopted as government policy. Their actions, of course, cost the public purse tens of millions of pounds in police and court time. Well, despite Ed Miliband bowing to their demands, I can exclusively reveal that Just Stop Oil are plotting a very big comeback regardless. Ben Leo Tonight has gained access to secret Just Stop Oil meetings where members have been discussing a big U-turn with plans to cause absolute chaos across Britain by sabotaging Tesla vehicles, picketing petrol stations, and arresting so-called climate criminals. Speaking during an online meeting on Thursday night this week, one coordinator, simply known as Dave, said protests should continue being action-based and warned against becoming peaceful activists such as Greenpeace.

[00:01:11.18] - Speaker 3

We had a fantastic breadth…a range of people in our group. So I'll read out the main bits that I noticed anyway. There was, it kind of like felt like--it seemed like there's a lot of goodwill towards staying action-based, not becoming something more like Greenpeace, or anyway, doing stuff. Certain target of things I think were like very much things like ‘Darwin’s grave’, ‘citizens’ arrest’ things like that which seemed very popular.

[00:01:42.10] - Speaker 1

So the meeting continued with Dave insisting it was very important to keep doing the spicy and naughty stuff in a bid to secure media headlines.

[00:01:52.09] - Speaker 3

It seemed like it was very important that we do the spicy stuff because if we don't do the spicy stuff, it ends up like Chris Packham. Recently he did this thing and he was saying he got no media attention in broadsheets at all. So effectively, to do protest stuff, you have to do naughty stuff.

[00:02:11.16] - Speaker 1

Then interestingly, the group discussed how they'd get protest ideas back to who they describe as a core team.

[00:02:18.23] - Speaker 3

There's ideas about--how do we get ideas back up to the core team, or whatever you think will be the core team, and there's some frustration around that. Maybe figure out a good format, maybe like a 50-word brief, that's all you can do. So it's easy for the people in the core team to process.

[00:02:37.06] - Speaker 1

It's interesting listening to that. I want to know just who the core team is. Who are these professional protesters reporting to? And who's paying them? Chillingly, the group then went on to say they'd carry out citizens arrests on so-called climate deniers.

[00:02:52.00] - Speaker 3

There will be a conversation going on with somebody who was involved in the Citizen's Arrest Network. We were all extremely jealous of the stuff that they've been doing there. Also from them, the idea that they got a lot of good media, but they didn't get as much media as they thought they were. If they had managed to arrest bigger fish or maybe be more spicy, that would have made the difference.

[00:03:15.02] - Speaker 1

Well, there was some introspection from the Just Stop Oil group when they questioned whether they needed to be so unpopular with the public.

[00:03:22.19] - Speaker 3

JSO is a bit radical, which is the least worst thing to deal with coming out. It's tricky, though, as we go along. Sometimes people run out of courage as they're caring for people and they're busy and their lives are going on as well. So a reset now and a bit of a rest might be just what's needed, and we can come back now. We had other people as well who were just wondering about, is direct action really needed? Do we really need to be so unpopular with the public? And in our second go around, there was quite a strong feeling that, yes, it is needed. It's very much needed.

[00:04:00.24] - Speaker 1

And the meeting came to an end when they concluded how they'd proceed with Just Stop Oil's revival, also talking about keeping protesters in safehouses in a bid to keep up morale.

[00:04:11.15] - Speaker 6

It looks like everyone agrees that we need to do—carry on with civil disobedience, direct action, because it's the most effective thing to do. And the camaraderie of the safehouses is a really good thing to building that kind of community.

[00:04:30.01] - Speaker 1

So what we have here is a group of climate zealots planning and plotting to commit criminal acts funded by God knows who and being put up in safehouses like some sort of organised Mafia. Talking of organisation, the climate agenda is indeed an organised agenda with big money behind it. Who is paying to bus these protesters from London and Stonehenge to airports and art galleries and sports stadiums? Who's paying them to live in Just Stop Oil safehouses, where groups of scruffy do-gooders make meticulous plans to make Britain colder and poorer? The police and the government should be cracking down on Just Stop Oil's plans for criminality before they're able to get back off the ground again. The last thing Britain needs is more disruption and outright vandalism from eco-loons, especially when the Labour government is already happy to carry on, rather, the deranged march to net zero. We'll be passing our findings onto the police. Let's get the thoughts now of my panel, the Journalist and Communications Advisor, Linda Jubily, the Senior Reporter at Guido Fawkes, Ellie Weekly, and the former Labour Special Advisor, Paul Richards. Good evening, panel. Good evening. Welcome along. No Eurovision here. Let me tell you that.

[00:05:39.00] - Speaker 1

Good. No breaking out into song. Glad to hear it. Ellie, let's start with you. Welcome along to the show. You're Ben Leo's Tonight debut, I think, is it?

[00:05:45.05] - Speaker 2

I think I was on one with you a couple of months ago. There we go.

[00:05:49.08] - Speaker 1

Well, let's pretend it is. What do you make of this? We infiltrated this meeting. They said they were hanging up their high vis. Now they're planning more criminality.

[00:05:56.17] - Speaker 2

Well, they clearly don't understand that not all publicity is good publicity, right? There's a reason they're so unpopular with these protests, blocking ambulances from going across the road. I mean, in 2023, what, Met spent £20 million on these protests? So they're not popular anymore. Over the last decade, the climate change thing became a new religion, as it were, something for people to fight for, and often backed by celebs, usually ones that take private jets like Emma Thompson and all the rest of it. But now, this protesting and criminal action damages their message, which they obviously have accepted in some ways, but still not enough to think "we're going to carry on doing this". It's unbelievable, really. Yeah, quite right.

[00:06:40.03] - Speaker 1

Linda, should Just Stop Oil, and whatever name they give themselves on their comeback, should they be classed as domestic terrorists?

[00:06:46.24] - Speaker 4

I think that might be going a step too far. But the fact of the matter is, we have to accept that they're not going to stop. I mean, these people have an almost evangelical belief in what they're doing. And although they've had some serious reprimands in terms of prison sentences, I believe, recently, they are going to carry on. I mean, why wouldn't they? They believe in what they're doing. Actually, the point of a protest is to cause massive inconvenience. So they are just going to have to calibrate what they're doing. I'm not saying I advocate this, but they are probably going to calibrate what they're doing by carrying on with protests which they believe may not cause the public such disruption. I can't really understand why they are kicking up a fuss about Tesla cars, though. I know that they hate Elon Musk, but the fact of the matter is electric cars, surely.

[00:07:36.23] - Speaker 1

Who knows? Nothing they do makes sense. Quite frankly, they're a bunch of nutters. Paul, what do you make of it? Quite chillingly, it's been revealed in this meeting, they're going to start carrying out citizens' arrests on what they call “climate deniers”. That's quite chilling in my book.

[00:07:51.12] - Speaker 5

Well, they're not going to get very far legally with that, are they? Because that's obviously not what citizens' arrest is for. I mean, any observer of the ultra-left would tell you that they would immediately split into an ultra-faction and a moderate-faction. That happens in all these different movements. So there was this idea they were hanging up their boots and going mainstream, and we've won, and all that was plainly nonsense. There was always going to be a faction that wants to carry on smashing stuff up. And the reason is that they're narcissists. I mean, and Ellie used the word religious, and you said it's like an evangelical--it is like a religious cult, and the people within it, for them, the protest is the end result. The cause is no longer relevant.

[00:08:31.06] - Speaker 1

They are being emboldened, I'd argue, by people such as Ed Miliband, who, I mean, just to quote, quit last time, in April, last time, a few weeks ago, because they said that the government had pledged to renew a new oil and gas licence.

[00:08:42.21] - Speaker 5

But that was plainly nonsense. I mean, that was just smoke and mirrors, wasn't it? I think what this tape reveals, and I bet you that you guys are not the only person or people taping their meetings. The security services are keeping tabs on them, too, because they knew that that was...

[00:08:55.05] - Speaker 1

Do you reckon so?

[00:08:56.10] - Speaker 4

Oh, yeah, I'm sure that's happening.

[00:08:58.04] - Speaker 5

I'm sure they are. I want my money to be spent on that, if that is the case, because they are disrupting the economy and they do stop people going about their business, and they have nothing to do with the labour government.

[00:09:07.22] - Speaker 4

The security service would absolutely have to be monitoring this organisation.

[00:09:11.50] Speaker 5

Of course. Absolutely!

[00:09:12.04] - Speaker 1

I don't know. I think they've got their hands full, Ellie, with jihadis and Islamists and whoever else. I know for a fact that counter terror teams all across the country are stretched. I'm not sure Just Stop Oil will probably take a list of priorities.

[00:09:24.20] - Speaker 2

No, I think they do, actually, because whenever there are protests in all forms, you do see the police out on the street making being sure there's not a huge amount of disruption. But when they so-called "hung up their high vis" a couple of weeks ago, they did mention the fact that they wanted their protesters to stop getting arrested. So effectively, the measures that the Tories brought in helped prevent these protests. But I think you're totally right that there's always a spectrum within these groups. You have the extremists and you have the less extreme, and I think those extremists will carry on regardless.

[00:09:54.07] - Speaker 4

But I think it's not just counter-terrorism, it's also intelligence. The fact of the matter is I'd be amazed if some of the key people in these groups were not on watch lists.

[00:10:04.57] - Speaker 1.

Well Roger Hallam who from Extinction Rebellion, he's currently serving prison time, so he's inside.

[00:10:08.53] - Speaker 4

Obviously.

[00:10:09.52] - Speaker 1

I mean, I want to know who's funding these people. I know who funds the previous version of Just Stop Oil—it's the climate emergency fund in LA. One of the massive donors is an heiress of John Getty, the oil baron, who made tens of billions—and isn't it ironic that the heiress of an oil dynasty with billions and billions under their control are now funding Just Stop Oil?

[00:10:30.31] - Speaker 4

Can I just say as well, what you've got to watch for is that Just Stop Oil activists or protesters, don't stop infiltrating local political groups like residence groups or residence associations, and they don't start to turn their march that way—inwards, that I'm sure that has happened.

[00:10:50.11] - Speaker 5.

It's called entrances isn't it, where the extremists will join the mainstream to skew it.

[00:10:54.06] – Speaker 4

That's absolutely right.

[00:10:55.04] - Speaker 5.

The thing I would say though is that young people getting involved need to know that they may end up with a prison sentence. They know—these guys that you've taped seducing young people into this kind of activity—

[00:11:06.55] - Speaker 4.

Well the young girl who threw soup over the Van Gogh painting, I think she—one of them got 20 months, the other one got two years.

[00:11:13.47] - Speaker 5.

I mean it's tragic really, it's awful.

[00:11:15.46] - Speaker 4

It is, it is. But, I mean hilariously, You-Gov did a poll amongst those people who thought that the government wasn't doing enough to fight climate change and 58% agreed that they should have those sort of sentences and a quarter of them thought that actually the judge was too lenient, so you know they are not getting away with this sort of thing.

[00:11:31.29] – Speaker 5

It's a young life ruined though, isn't it? I mean, you know, who has persuaded that person to do that? I mean I feel…

[00:11:37.24] - Speaker 4:

Yeah, you know, when you are young, you are very malleable and easily influenced.

[00:11:41.20] - Speaker 1

Yeah, absolutely.

There was a poll in 2022, a YouGov Poll showing that 58% of UK adults supported Just Stop Oil and their bid to stop new oil and gas. I mean, it was three years ago. But, I don't believe that now.

[00:11:52.09] - Speaker 2

Yeah, I guarantee that's changed since then.

[00:11:55.06] – Speaker 4

I guarantee you, in the area where I live, Just Stop Oil certainly has a component in some organizations, in some associations. I absolutely guarantee you.

[00:12:05.56] – Speaker 1

Ellie, you also mentioned that the police spent, was it £20 million on this process?

[00:12:09.52] –Speaker 2

Well, yes.

[00:12:10.51] – Speaker 1

I'd argue they were there to protect, Just Stop Oil, not to police the criminality and the disruption that Just Stop Oil were carrying out. I mean, how many times have we seen drivers who are completely annoyed at the road being blocked, getting penalised and arrested for getting irate at people sitting in the road?

[00:12:22.39] – Speaker 4

Mm.

[00:12:25.36] – Speaker 1

The police were there to help. Just Stop Oil.

[00:12:28.33] – Speaker 2

Well, I don't know if they were there to help Just Stop Oil, but they were also—they were obviously there to make sure that no violence, um, broke out. And again, I, I really do think that since 2022 and 23, the sentiment has changed. You know, they are not so popular that people are, ….

[00:12:41.19] – Speaker 4

No.

[00:12:43.18] – Speaker 2

….not saying, they're saying now that actually people blocking roads and stopping people from, you know, going to hospitals via ambulances,..

[00:12:49.09] – Speaker 4

That is terrible.

[00:12:51.10] – Speaker 2

...and it's terrible. And now, and so they are, you know, this—these sorts of protests are damaging the message and they, and they have, and they have done, so.

[00:12:57.04] – Speaker 1

Well look, we, we infiltrated that meeting this week. We're going to be passing on the recordings to the authorities. Because as far as I'm concerned, they're just plotting, criminality.

And if it was anybody else—if it was…if it was somebody planning to, or plotting to, I don't know, do a cannabis grow or sell drugs or, I don't know, anything, then they'd be—they'd be nicked for it, quite rightly, for conspiracy. So why are eco protestors and campaigners immune?

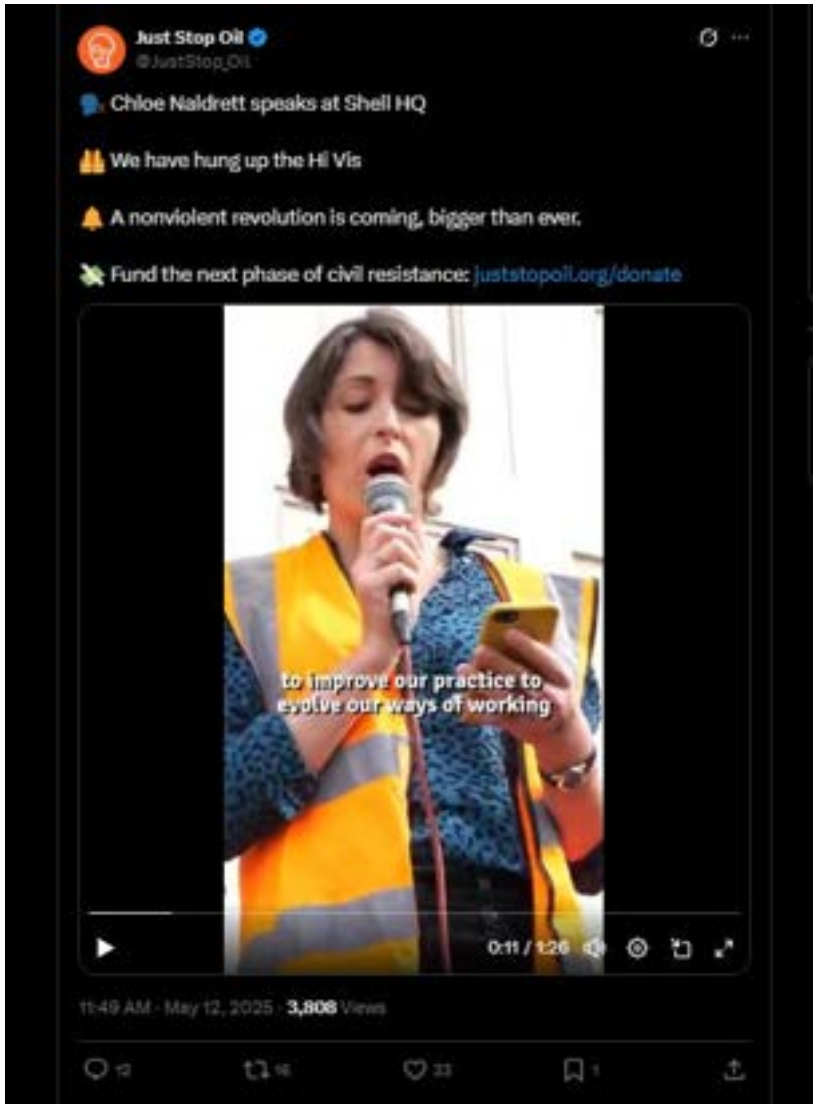
[00:13:21.40] – Speaker 1

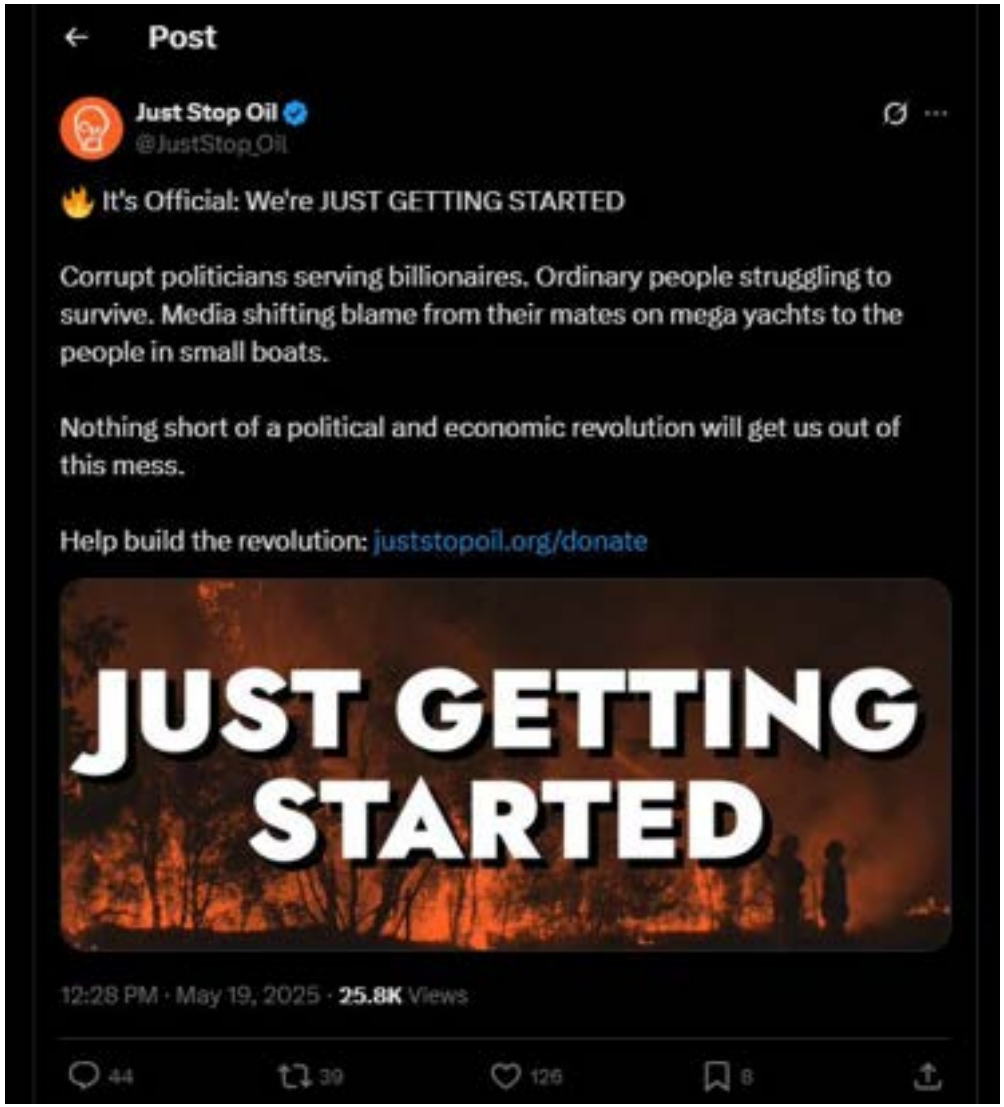
In March when Just Stop Oil—or the end of April, March time—announced they were stepping down, they released a statement outside, I think it was Parliament. Supporters of the group announced that after three years of disruptive process, they would be ending their campaign.

The group's Hannah Hunt, whose speech on Valentine's Day 2022, marks the beginning of the campaign, made an announcement outside Downing Street as well. She said:

> "*Three years after bursting on the scene in a blaze of orange, at the end of April, the Just Stop Oil campaign will be hanging up the high-vis. Just Stop Oil's, demands to end new oil and gas is now government policy making us one of the most successful civil resistance campaigns in recent history*".

GB News did contact Just Stop Oil tonight and we are awaiting a response.


Just Stop Oil
@JustStop_Oil
Chloe Naldrett speaks at Shell HQ
We have hung up the Hi Vis
A nonviolent revolution is coming, bigger than ever.
Fund the next phase of civil resistance: juststopoil.org/donate
to improve our practice to
evolve our ways of working
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It's Official: We're JUST GETTING STARTED
Corrupt politicians serving billionaires. Ordinary people struggling to survive. Media shifting blame from their mates on mega yachts to the people in small boats.
Nothing short of a political and economic revolution will get us out of this mess.
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Youth Demand
@youth_demand

🌱 Seeds of Revolution: Training Programme
📅 Saturday 14th + Sunday 15th June, 11am - 6pm 📍 Waterloo Action Centre, London SE1 7AA
🔗 Register here: bit.ly/4IX51aS

This summer Youth Demand and Just Stop Oil are running a joint 6-week training course to build the generation of revolutionary organisers we need. It is being launched in London on the 14th + 15th of June!

🪧There will be inspiring and practical sessions covering all the theory and practice for pulling off the nonviolent democratic revolution that is coming. We will be covering how to mass mobilise, how to run local groups and build momentum, the basics of planning actions and how to build an effective strategy. Guest speakers and trainers will be joining us!

🏡There will be free food & accommodation provided. And if travel expenses would stop you from coming to the weekend, email youthdemand@proton.me and we can help!

This is the training programme that will inspire people across the UK to build the revolution we need. You do not want to miss this!!



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Environmental activism

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What next for climate activism now Just Stop Oil is 'hanging up the hi-vis'?

After three years, thousands of arrests and a state crackdown on protests, the group is ending direct action after a polarising campaign

Matthew Taylor *and* Damien Gayle

Sat 5 Apr 2025 06.00 BST

On the morning of Valentine's Day 2022, Hannah Hunt stood at the gates of Downing Street to announce the start of a new kind of climate campaign, one that would eschew mere protest and instead move into "civil resistance".

Last week, three years and thousands of arrests later, in a neat tie-up exemplary of Just Stop Oil's (JSO) love of media-savvy stunts, Hunt went to the same spot again –

this time to announce the group would be "hanging up the hi-vis".

In the history of UK climate activism, there has been perhaps no more polarising a campaign. Derided as "eco-zealots" in the Daily Mail and condemned as "selfish" by the Sun, which even sent a reporter to testify against them in court, JSO is as likely to be remembered for the chaos it caused as for its victories.

The group's tactics of blocking roads, halting sports events and targeting national treasures enraged politicians, pundits and the public alike. By 2023, polling showed 64% of people disapproved of JSO.



Just Stop Oil activists interrupt Sigourney Weaver performance in The Tempest – video

Despite the demonisation, the impact of this relatively small group of peaceful protesters is in little doubt. Its campaigners kept the issue of new fossil fuel production on the agenda of even the least environmentally minded news outlets.

Indeed in the group's parting statement, members claimed to have been "one of the most successful civil resistance campaigns in recent history", saying that their key demand for a moratorium on new oil and gas licences was "now government policy".

And perhaps more significantly, JSO proved there was a group of people in the UK prepared to endure public opprobrium - and often prison - to raise the alarm about a crisis that experts warn threatens the future of humanity. So why stop now?

For Graeme Hayes, a sociologist at Aston University, who has spent years covering Just Stop Oil, the end of the campaign came as no surprise. It followed the same pattern as its forerunners, Extinction Rebellion (XR) and Insulate Britain.

"It is in the DNA of these organisations that they do not carry on long term," Hayes said. "Not least because the people involved, even in the best of worlds, tend to find that they exhaust their energies, that the constant wider social conflict they face is intense and takes its toll."



JSO activists outside Harrods department store in Knightsbridge, London. Photograph: Ian West/PA

That wider social impact has been intensified by the introduction of some of the most draconian laws around the right to protest in UK history. In 2022, MPs passed the Police, Crime, Sentencing and Courts Act, a direct response to XR's mass protests, giving police an armoury of new powers to impose conditions on demonstrations.

The following year, in a direct response to the likes of JSO, parliament passed the Public Order Act, creating a series of offences targeting direct action, as the government simultaneously lowered the threshold of disruption at which police could intervene in a protest from "serious" to "more than minor".

At the same time, courts are handing down increasingly harsh sentences, prosecutors have sought more severe conspiracy charges, and the government has taken action in the courts to narrow the scope of defences available to protesters.

Katy Watts, a lawyer at the human rights organisation Liberty, said: "That has all created this climate in which it is harder to engage in protest, particularly some of those specific direct action tactics. It's harder to lawfully demonstrate on the streets, and the penalties or the consequences for committing protest offences have become more and more severe."

The cost to activists has been substantial. According to JSO's data, over three years their supporters were arrested about 3,300 times. Seven are serving jail sentences, of up to four years, and a further eight are on remand awaiting sentencing. "We think there have been 180 instances of remand and/or prison sentences handed down," a JSO spokesperson said.



Roger Hallam says climate activists are facing the most repressive laws in modern UK history. Photograph: Ollie Millington/Getty Images

More may yet be sent to jail. Trials for JSO actions are scheduled through 2025 and 2026 and, for those who took action with Insulate Britain, into 2027.

Roger Hallam, the co-founder of XR, Insulate Britain and JSO, is one of those who has been at the sharp end of the state crackdown. He was jailed for five years for a conspiracy to block traffic on the M25. His sentence was recently reduced to four years on appeal but he remains behind bars.

Reflecting on the end of JSO, Hallam told the Guardian that building the group had been "the most fulfilling period of my life, working in a culture of dedication to the common good, rooted in respect, service, and trust.

"While our impact may seem marginal and the crisis worsens, this is not due to a lack of effort - thousands have been arrested, hundreds imprisoned, facing the most repressive laws in modern UK history."

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Many within the movement believe they are at a similar inflection point to the one activists faced after the first wave of XR protests, when the radicals who went on to found Insulate Britain and JSO split from those who felt the need to moderate their actions.

Some groups, such as Shut the System, have departed from the model of accountability espoused by JSO and XR in favour of a clandestine approach, inspired by counterparts in Europe and the writings of the radical social ecologist Andreas Malm.



The London offices of McKinsey and Co, a management consultancy firm, are sprayed with black liquid by Cut the Ties climate protesters. Photograph: Guy Bell/Rex/Shutterstock

Other groups have taken a different tack. The Citizens Arrest Network, which has non-violently targeted the chief executives of polluting companies, aims to shift the legal accountability away from activists and to those it sees as responsible for the crisis.

"I think something like XR would be more difficult now," said Nuala Lam, a longtime climate justice activist who was involved with XR and now helps run the Citizens

Arrest Network. "The possibility of having a broad diverse movement where people from different backgrounds can get involved at different levels has been severely limited."

While XR still exists, it no longer operates as a movement capable of mass disruptive protests of the kind that brought London to a standstill in 2019.

Several people involved in XR and JSO told the Guardian the challenge now was to mobilise the "climate-aware majority" - the large proportion of the population that is aware of the coming crisis, are deeply afraid about what it means for their own lives and that of their children, but are yet to take action.



A JSO protester smears orange paint over the Alan Gilbert building at the University of Manchester in a campaign against funding from fossil fuel firms. Photograph: Christopher Furlong/Getty Images

Sam Nadel, the director of Social Change Lab, which researches the impact of protest, sees a continuing role for radical groups. He says groups such as JSO can have a "radical flank effect", driving support for more moderate counterparts.

"In our 2024 Nature paper, we found that awareness of a Just Stop Oil protest made people more likely to support Friends of the Earth," Nadel said. "People exposed to Just Stop Oil's actions were also more likely to engage in pro-climate activities like volunteering, donating to charity, or contacting their MP. The message? Even unpopular groups can have positive and widespread ripple effects."

Hallam acknowledges that despite the efforts and sacrifice of those involved in JSO the climate crisis is getting worse. However, he said the true failure lay not with activists but with "the liberal class - journalists, doctors, lawyers, civil servants - who refused to stand by their professed values and engage in civil resistance.

"Now, the UK faces devastation, with the Gulf Stream at risk of collapse within decades and billions of lives in jeopardy. The political order will not survive what is coming … Our elites have abandoned us. Only ordinary people can remake our world. And while we may have less, we will have spirit - and that is what truly matters."

This article was amended on 16 April 2025. An earlier version implied that Extinction Rebellion had ceased to exist. In fact XR still exists, but its focus is no longer on being a movement capable of mass disruptive protests of the kind that brought London to a standstill in 2019.

Most viewed



Youth Demand activists disrupted the London Marathon to urge the government to impose a trade embargo on Israel

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Undercover at Youth Demand's awards for arrested activists

Our reporter attended three events that launched Youth Demand, the group taking up the mantle of public disruption from Just Stop Oil

Lara Wildenberg | Video by Sophia Crothall, Video Production Trainee

Friday June 06 2025, 9.35pm, The Times

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Clapping and cheering filled the basement room of a London community centre on a grey Saturday afternoon in May.

Two masters of ceremony were awarding prizes to everyone who had been arrested while carrying out protests for Youth Demand, blocking roads in the capital to the aggravation of motorists. There was a badge of honour for the bravest protesters.

There was an award called "Rizzing up the resistance" for everyone who had led chants or "generally brought the vibe", and another called "Fried for Falestine" for those who had been burnt by a flare.

The award ceremony was part of a "strategy launch" for Youth Demand, one of three events attended by an undercover reporter from The Times to understand the group's training techniques and plans for future public disruption.

Youth Demand is the latest activism campaign taking up the mantle of public disruption started by Extinction Rebellion, Insulate Britain and, most recently, Just Stop Oil.

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Youth Demand blocked traffic on Tower Bridge Road as they rallied in support of Palestine on April 5

JACK TAYLOR FOR THE SUNDAY TIMES

Accusing the government of "engaging in absolute evil", Youth Demand has two aims: the end of all trade with Israel and raising £1 trillion by 2030 "from the fossil fuel elite".

Dozens of members of the "non-violent civil resistance group" were arrested in April after they attempted to "shut London down" with over 70 roadblocks, as well as throwing red powder paint in front of the men's elite race at the London marathon as it crossed Tower Bridge.

In a protest over the Israel-Gaza war, supporters laid child-sized body bags outside the home of David Lammy, foreign secretary, and hung a banner surrounded with red hand prints reading "Starmer stop the killing" at the home of the prime minister.

Over the course of a six-hour "non-violence training session" in April, a five-hour "strategy launch" in May and an evening social in June, The Times heard Youth Demand members being taught strategies likely to get them arrested as part of the "resistance" and told what to do if that happened.

One of the co-founders told attendees that Youth Demand was "not your classic revolutionary organisation, which does an event once a year then goes back to their Lenin book clubs". Another organiser said the summer was an "inhale" as the group prepares for "something even bigger than we've tried before".

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The sessions came just weeks after Just Stop Oil, perhaps the most notorious protest movement in recent years, announced it would "hang up the high vis" and end its programme of direct action. Campaigners said they had achieved their goals because of a government commitment to end new oil and gas extraction.

• **How Just Stop Oil was policed to extinction**

Activists from the supposedly disbanded group, however, were playing a central role in recruiting new members to Youth Demand to help its goal of bringing London to a halt. Events were even advertised using the JSO logo.

When asked to comment on the two groups' connections, a spokesperson JSO said it was building "a new street movement" as resistance was "needed now more than ever".



Undercover with Youth Demand

A badge of honour

About 50 people attended the "strategy launch" in central London in a room adorned with Palestinian flags and banners reading "STOP ARMING GENOCIDE".

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The majority were in their twenties and based in London, although some had travelled from further, including Manchester and Brighton. Many wore keffiyehs, traditional Palestinian scarves.

One of the organisers handing out awards said, “None of this may be able to go on your CV, but this badge will last a lifetime. Or as long as you don’t put it in the wash.”

He then outlined Youth Demand’s upcoming plans including biweekly “swarms” in London as well as poetry socials with vegan food.

The “swarm” is their signature protest, blocking busy roads with a line of people holding banners, flares and flags for about ten minutes, disrupting traffic and attracting attention, then dispersing before police arrive and repeating the process in another location.

It is a criminal offence to “wilfully obstruct” a road under the Highways Act 1980.

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The group’s priorities for summer, he said, were the retention and training of new recruits, as well as bolstering branches around the country.

A series of training events held in June, titled “Seeds for revolution”, as well as a summer camp in August involving swimming and campfires will be in partnership with the “demand-winning civil resistance experience” of JSO, the organiser said.

“We’ve already got a bunch of really experienced, really cool, speakers and trainers lined up for this. We’re really pulling on that civil resistance network that we’re plugged into, to get a better and deeper understanding,” he said to cheers from the audience.

Discussing the upcoming plans in collaboration with JSO, he continued, “This is the inhale before we breathe out and expand into brand new territory, into something even bigger than we’ve tried before. This is the start of something genuinely thrilling.”

Organisers claimed that although the April protest had resulted in the arrest of 35 members, the group had raised £30,000 in small donations and attracted even more recruits.

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They also appeared to feel emboldened by backlash at the end of March against the Met Police, who were criticised for raiding a Quaker meeting house to arrest six members for conspiracy to cause a public nuisance. One of the badges had read, “I got arrested in a Quaker meeting house and all I got was this lousy badge”.

“I do all my own stunts”

Another of those speaking to attendees was Meaghan Leon. The 27-year-old Londoner was one of two Youth Demand activists who attempted to disrupt Eurovision last month by trying to climb on to the stage during Israel’s performance.



Meaghan Leon said: “Somehow I have still never been in handcuffs”

Leon gave a speech to attendees at the strategy launch wearing a t-shirt that read “I do all my own stunts”.

“That was my first actual action, before that I was just doing swarms,” she said, “Somehow I have still never been in handcuffs, I’ve still never been in a jail cell, so you know what that means. I’ve just got to keep going.” The crowd cheered.

One attendee said in conversation that he hoped to encourage London members down to Brighton to block the main beachfront road on a busy summer’s day.

Another said she had avoided breaking pre-charge bail conditions by helping swarms from the pavement – filming for the group’s social media accounts – rather than being on the road.

Two members of JSO attended the strategy launch and took notes. One, with multiple arrests under his belt, said he had donated to Youth Demand and now wanted to join their protests after listening to the session. Another, who is awaiting trial, said JSO needed to “build numbers” and she would join if her legal proceedings allowed.

In March JSO announced that its last protests would be at the end of April, claiming it had succeeded because the government was planning to end new oil and gas extraction. Critics suggested they had run out of members who had managed to avoid criminal charges and remained willing to act. Supporters, however, hinted that they would reappear under a new name.

Born from JSO Students in January 2024, Youth Demand belongs to the Umbrella coalition, which also encompasses JSO.

Many of the organisers are facing legal proceedings for previous protests with the climate group.

When asked about its connections with Youth Demand, JSO told The Times: “We held our last action as Just Stop Oil at the end of April. But we said then and have continued to communicate, to our supporters and to the wider public, that resistance works and that it’s needed now more than ever. Governments everywhere are retreating from doing what is needed to protect us from the consequences of unchecked fossil fuel burning.

“We are creating a new strategy, to face this reality and to carry our responsibilities at this time. Just Stop Oil has shown that resistance works — ordinary people can bring about change by putting their bodies on the line week after week, risking arrest and even imprisonment. So we are building a new street movement rooted in local communities and dedicated to nonviolent civil resistance.”

Non-violence

A few weeks earlier, at the same community centre, about 30 people turned up to a non-violence training session.

Part of the session included a mock swarm with attendees taking on different roles. Some held banners and practised standing their ground as organisers played furious members of the public trying to break up the roadblock. Designated “de-escalators” tried to calm down the pretend motorists who tried to tear flags from people’s hands.

A new recruit acting as “chant leader” asked for inspiration, with an organiser responding, “‘Free Palestine’ is a good one?” There was a designated “safety co-ordinator” as well as “media bees” who recorded the action.

One of the two organisers leading the event, Jai Halai, an NHS worker from London, also gave a talk telling attendees about activists' rights and what to do if arrested.

Organisers also used videos of a JSO road-block as teaching material to point out what protesters did well and poorly. In one clip, an angry motorist attacks a protester.

"The man who attacked Daniel was in a collision, likely as a result of the slow march," the other organiser said. "He was in that car with his pregnant wife, girlfriend at the time, and was obviously very upset by that, scared by that, angry and took that out on the first person in the slow march he came across.

"You can see her leading him away at the end of the video. He actually came back after — it's not shown in the video, sadly — he came back and apologised to Daniel afterwards, which I think just strongly shows testament that when you're in those fight or flight scenarios, you're not thinking in the same way at all. He regretted the violence he took at that very intense moment."

"Not a Lenin book club"

As well as Youth Demand's on street action, Sam Holland, one of their co-founders, gave a speech at the strategy launch calling for attendees to support Assemble.

Under the same Umbrella coalition as Youth Demand and Just Stop Oil, this political group aims to create a House of the People, a chamber representative of the UK public through a lottery.



Sam Holland, 22, said Youth Demand was "not your classic revolutionary organisation"

JACK TAYLOR FOR THE SUNDAY TIMES

Holland described Youth Demand and JSO — "one of the most serious resistance groups in the country" — as the street resistance wing to Assemble's political wing.

"This is why we are going to be focusing on training and strategising over the summer, we need time to build a strategy that actually works with the House of the People," he said,

"I want emphasise that we're totally f***ing serious about this, this is not your classic revolutionary organisation which does an event once a year then goes back to their Lenin book clubs. There are assemblies running across the

country as we speak.”

Making a comparison to the protests in Egypt in 2011, Holland called for Youth Demand to back Assemble in order to have a political system in place when the revolution comes.

“This is the spirit that leads to revolutions and this is the spirit we’re building with Youth Demand,” he said. “That’s what we’re going to do.”

Youth Demand said: “It is clear to everyone the UK government is breaking International Humanitarian Law by arming Israel’s genocide in Gaza. By spending our tax money to help Israel carry out its genocidal campaign in Gaza, they have made all of us complicit in the greatest crime of our age. Youth Demand supporters refuse to sit by and watch millions of innocent civilians starved and bombed to pieces. We will continue to engage in our proud tradition of nonviolent civil resistance until the UK government stops arming genocide.”

Assemble said: “Trust in Westminster has collapsed and we need a political system that actually includes those who feel disenfranchised and locked out. That’s why Youth Demand and Just Stop Oil are supporting the House of the People: they recognise that system-change can only come from political change, and that the people of the UK have a right and responsibility to contribute to the important decisions which are made by captured Lords and politicians.”

Post

Just Stop Oil
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Injunction

- Notice of 2025 Annual Review Hearing Date
- Operating Sites Injunction - Amended Order dated 21 January 2025
- Operating Sites Injunction – Notice and Consent Order
- King's Bench Associate's Order
- Order of Mrs Justice Tipples DBE – Continuation of Injunctive Relief
- Skeleton Argument Annual Review Hearing 10 Jul 2024
- Notice and Trial Bundle – 10 July 2024

Tipples Order – Evidence of Service at Esso Sites

Alton Compound, Pumping Station, Hollybourne

Alton Location 1 – Outside main entrance gate to left-hand side



23/07/2024, 9 AM: Container One – Tipples Order

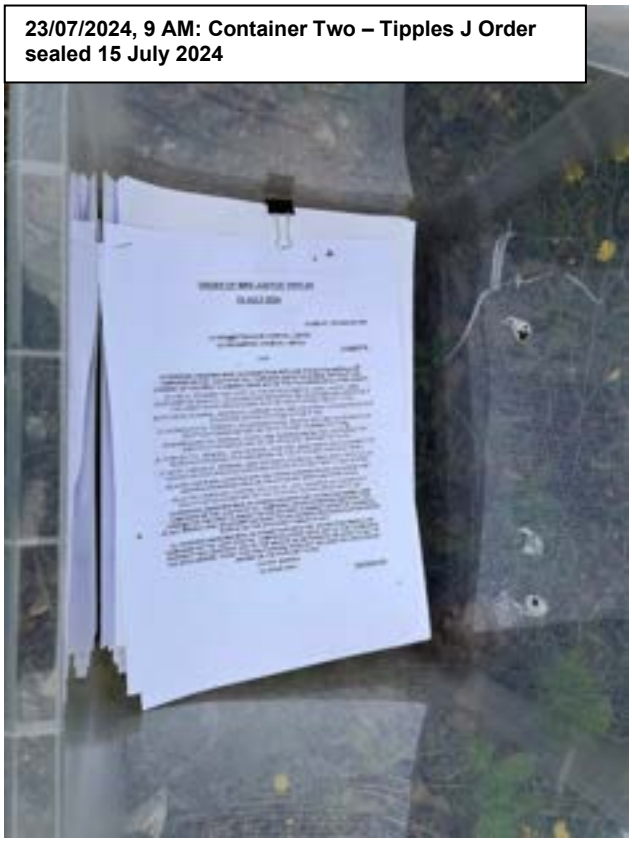


23/07/2024, 9 AM: Container One & Warning Notice One – Tipples Order

Alton Location 2 – Back exit gate on the left-hand side



23/07/2024, 9 AM: Container Two & Warning Notice Two – Tipples J Order sealed 15 July 2024

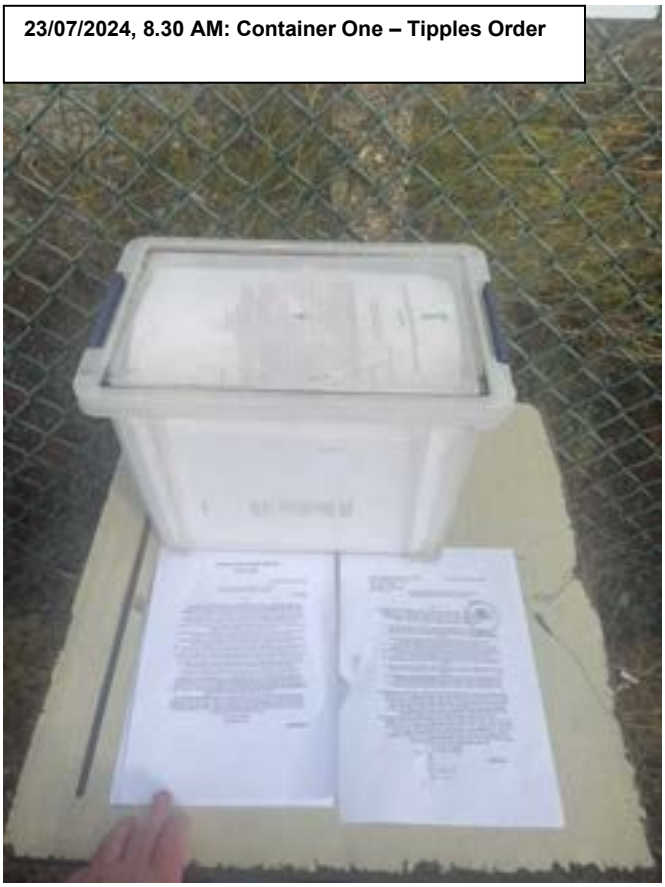


23/07/2024, 9 AM: Container Two – Tipples J Order sealed 15 July 2024

Avonmouth Oil Terminal, Bristol

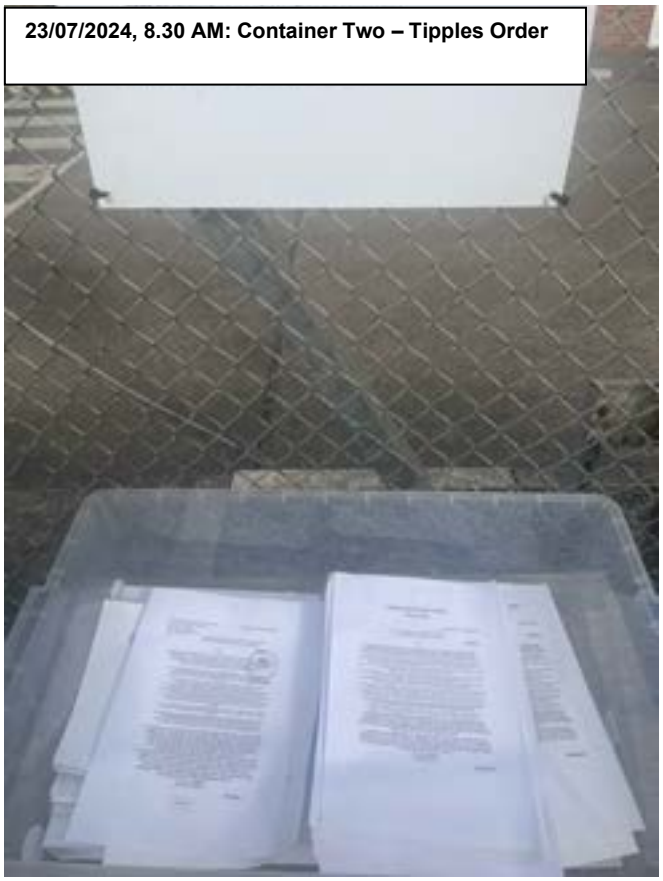
Avonmouth Location 1 – By the pedestrian gate entrance

23/07/2024, 8.30 AM: Container One – Tipples Order



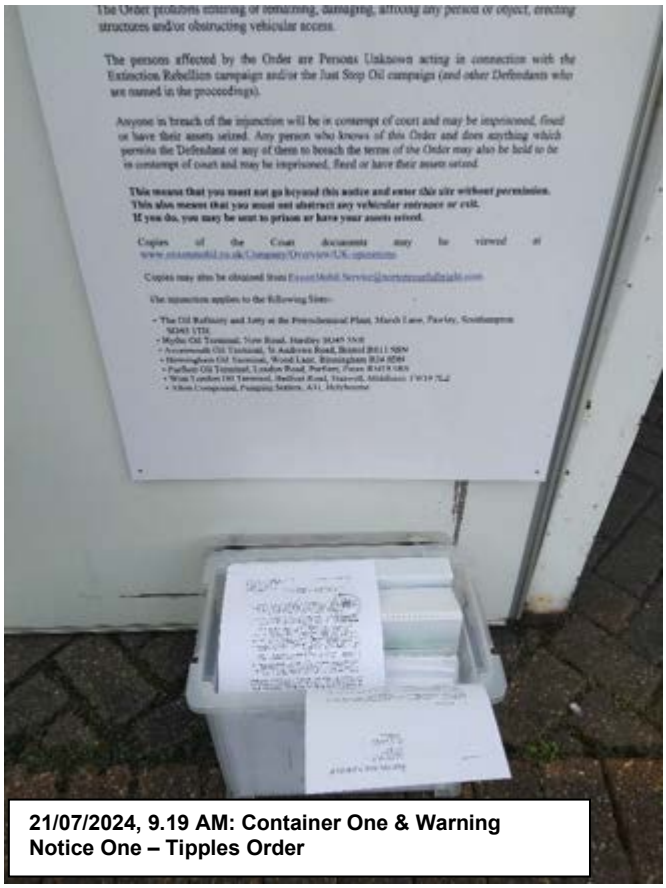
Avonmouth Location 2 – By the main vehicle entrance

23/07/2024, 8.30 AM: Container Two – Tipples Order



Birmingham Oil Location, Birmingham

Birmingham Location 1 – Main pedestrian entrance for Esso building



21/07/2024, 9.19 AM: Container One & Warning Notice One – Tipples Order

Birmingham Location 2 – Next to driver pedestrian turnstile



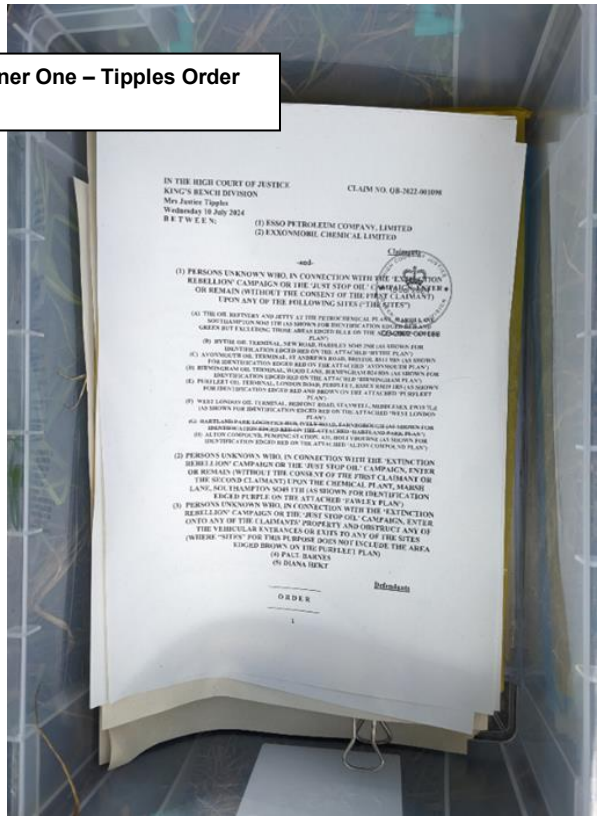
21/07/2024, 9.19 AM: Container Two – Tipples Order

The Oil Refinery and Jetty at the Petrochemical Plant, Fawley

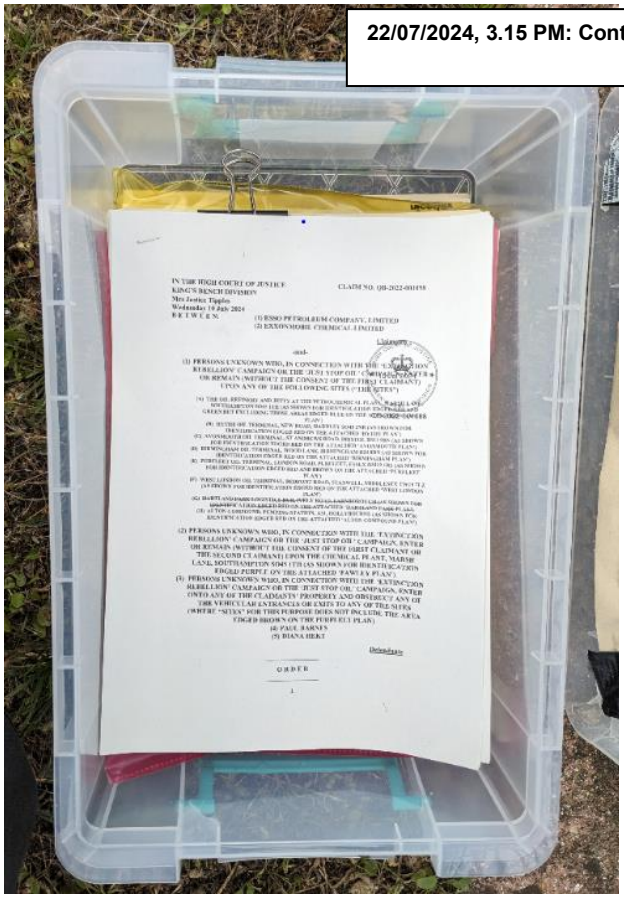
Fawley Location 1 – Left hand side of fence on land boundary between public highway (Cadland Road) and ExxonMobil property



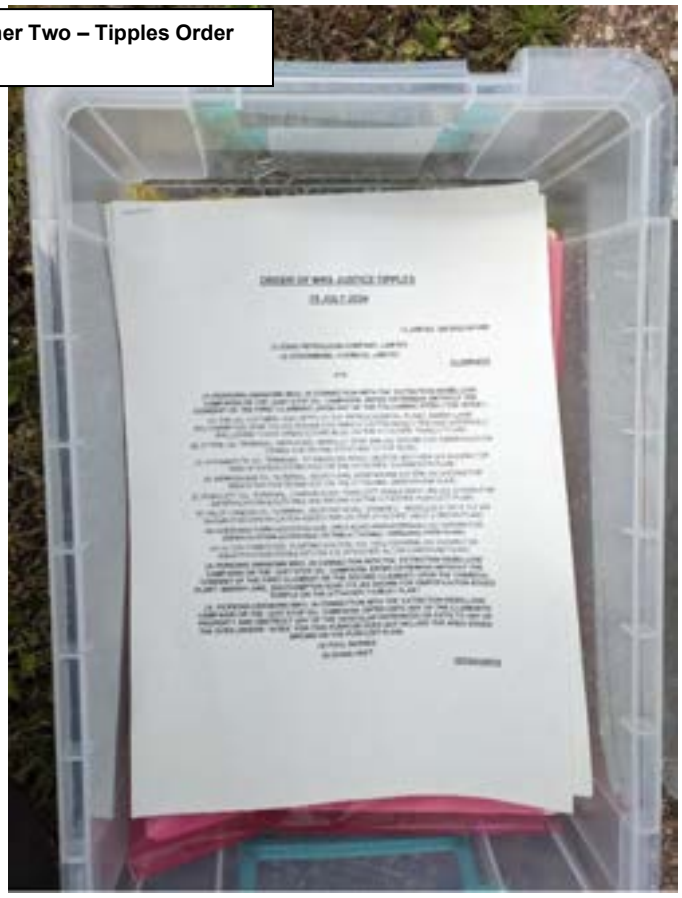
22/07/2024, 3.15 PM: Container One – Tipples Order



Fawley Location 2 – On left hand side perimeter fence at the end of Marsh Lane adjacent to gate 2 and admin entrance



22/07/2024, 3.15 PM: Container Two – Tipples Order

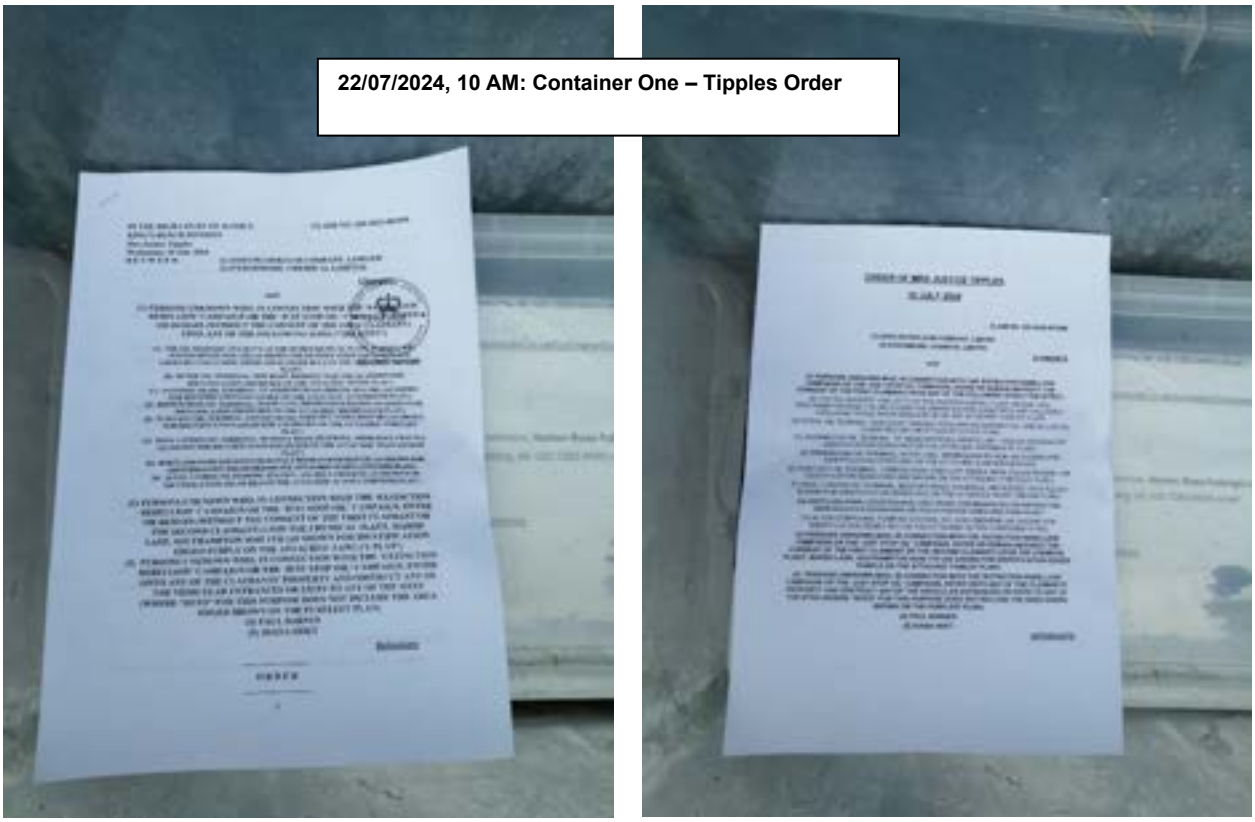




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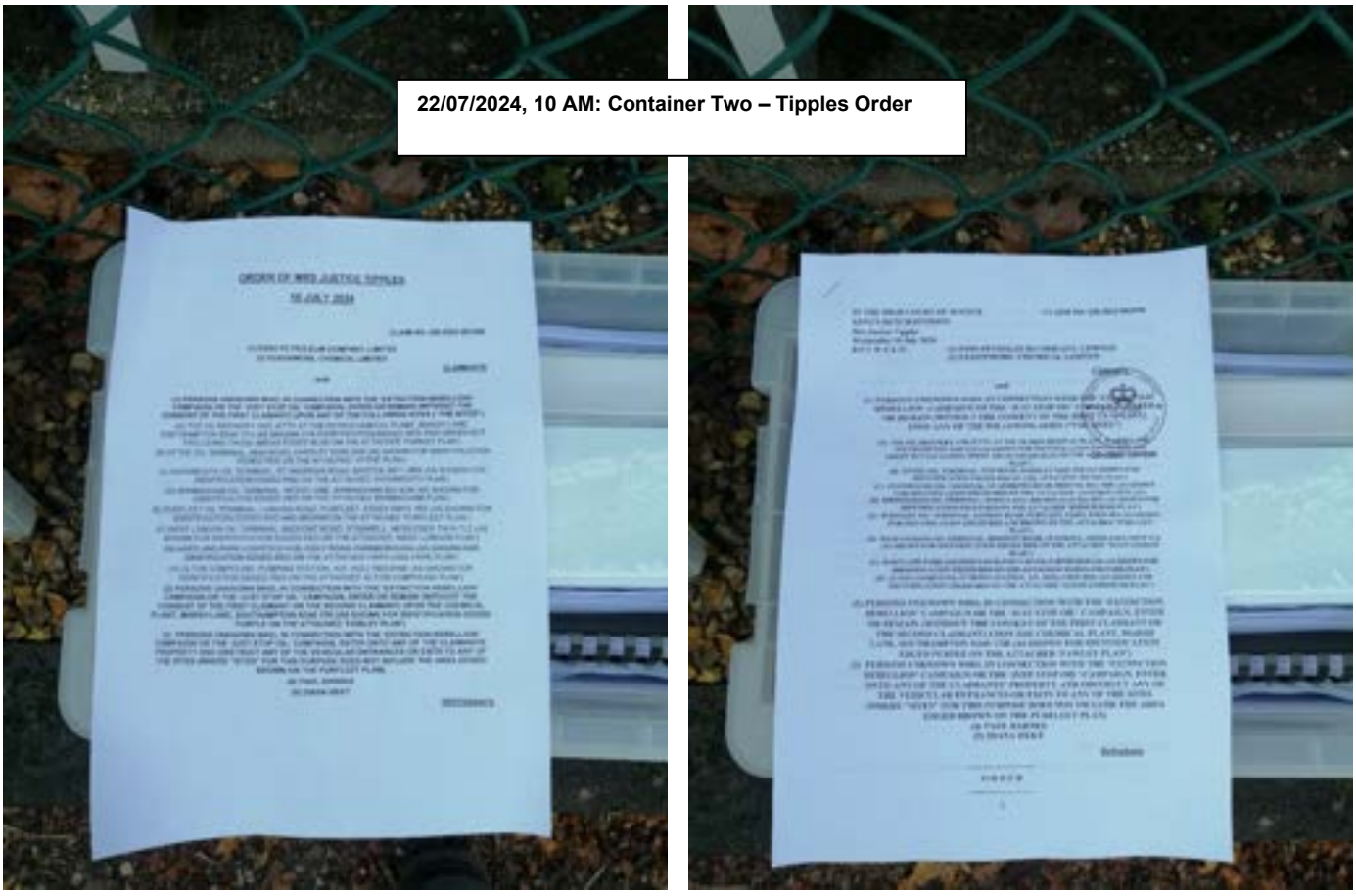
Hythe Oil Terminal, Hardley

Hythe Location 1 – On outside of fence, next to footpath from lower carpark up towards terminal entrance



22/07/2024, 10 AM: Container One – Tipples Order

Hythe Location 2 – On outside of fence in top carpark, next to south emergency access gate

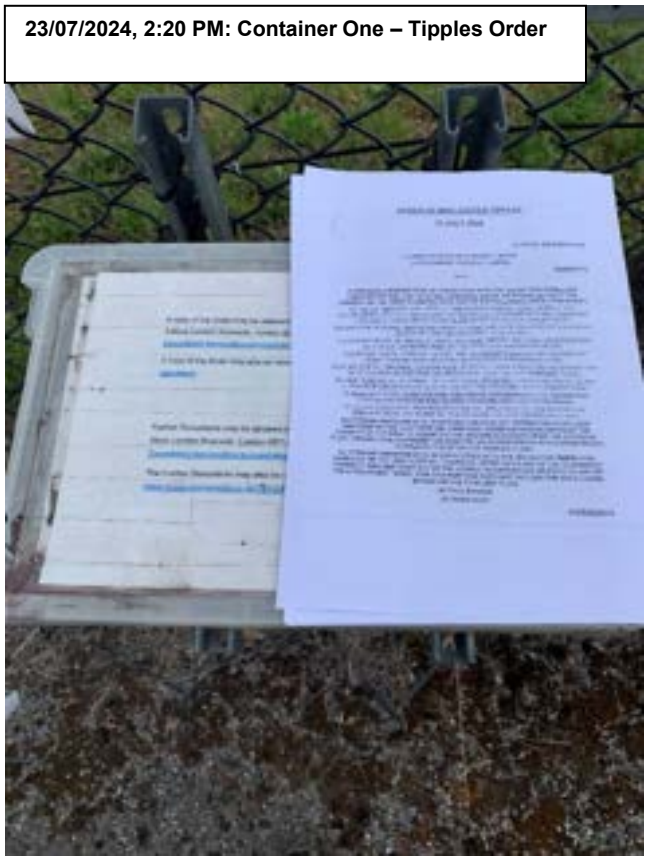


22/07/2024, 10 AM: Container Two – Tipples Order

Purfleet Oil Terminal, Essex

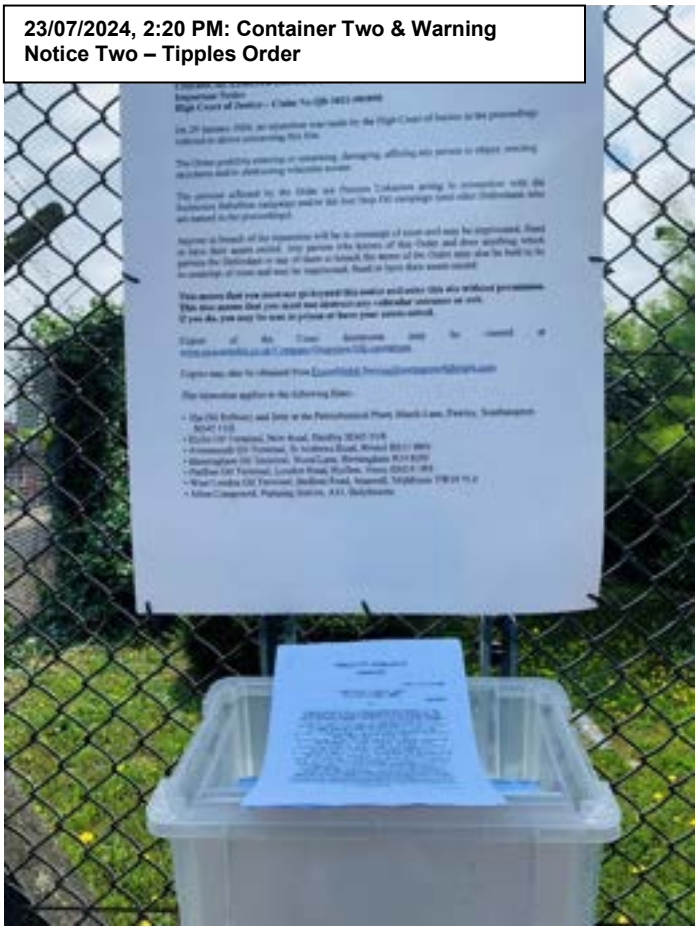
Purfleet Location 1 – Attached to fence on exit from terminal

23/07/2024, 2:20 PM: Container One – Tipples Order



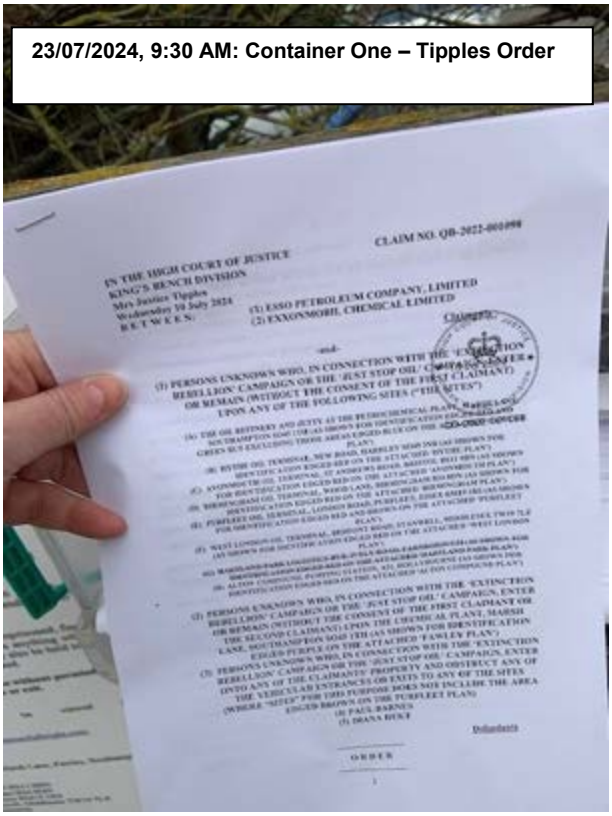
Purfleet Location 2 - Attached to fence on entrance to terminal

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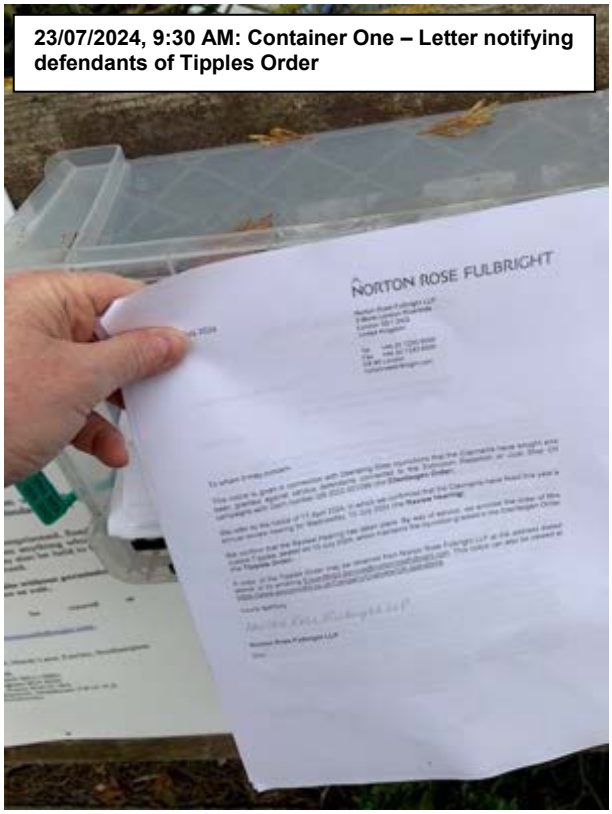


West London Oil Terminal, Middlesex

West London Location 1 – Attached to fence on the approach road to the terminal on the right-hand side of the entrance

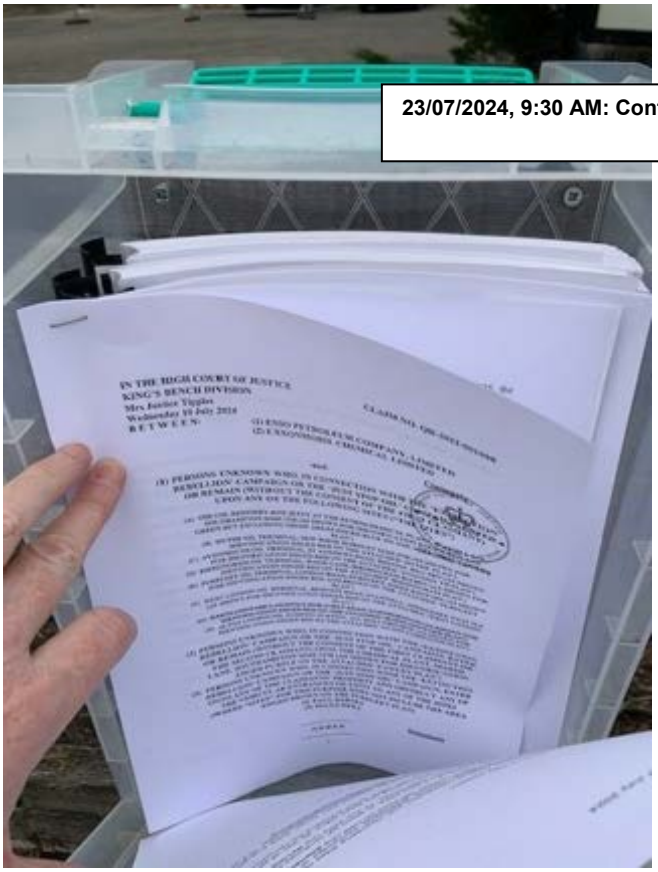


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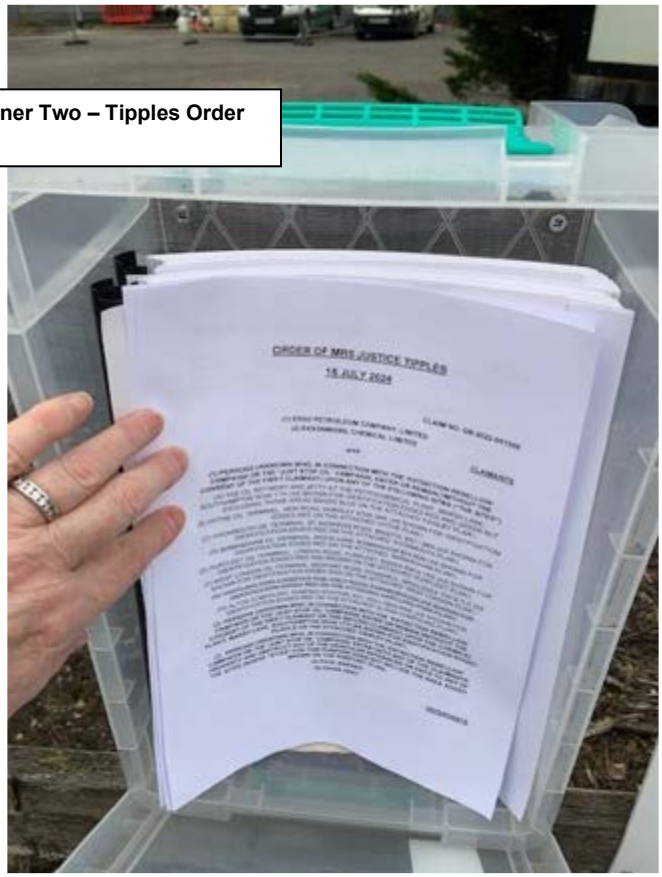


23/07/2024, 9:30 AM: Container One – Letter notifying defendants of Tipples Order

West London Location 2 – Attached to fence on the approach road to the terminal on the left-hand side of the entrance



23/07/2024, 9:30 AM: Container Two – Tipples Order



From: Scott Speirs
Sent: 19 July 2024 17:37
To: xr-legal@riseup.net; Extinction Rebellion
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3192727]
Attachments: King's Bench Associate's-Order.pdf

To whom it may concern

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown

Service of Order of Justice Tipples sealed 15 July 2024

We refer to our letter dated 25 April 2024 in connection with the above mentioned proceedings, in which we provided notice that the date had been fixed for this year's injunction review hearing for Wednesday, 10 July 2024 (the **Review Hearing**).

We confirm that the Review Hearing has taken place. By way of service, we attach the Order of Justice Tipples, sealed on 15 July 2024, which maintains the injunctions granted in the Order of Justice Ellenbogen, dated 29 January 2024 (the **Tipples Order**).

Further copies of the Tipples Order may be obtained from Norton Rose Fulbright LLP, at the address stated below, or by emailing ExxonMobil.Service@nortonrosefulbright.com. A copy of the Tipples Order may also be viewed at https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Yours faithfully
Norton Rose Fulbright LLP

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 19 July 2024 17:38
To: juststopoilpress@protonmail.com
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3210555]
Attachments: King's Bench Associate's-Order.pdf

To whom it may concern

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown

Service of Order of Justice Tipples sealed 15 July 2024

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Yours faithfully
Norton Rose Fulbright LLP

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From:	Microsoft Outlook
Sent:	19 July 2024 17:37
To:	xr-legal@riseup.net; Extinction Rebellion
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3192727]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3192727].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

xr-legal@riseup.net (xr-legal@riseup.net)

Extinction Rebellion (enquiries@extinctionrebellion.uk)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3192727]

From:	Microsoft Outlook
Sent:	19 July 2024 17:38
To:	juststopoilpress@protonmail.com
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

juststopoilpress@protonmail.com (juststopoilpress@protonmail.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3210555]

From: Extinction Rebellion <enquiries@extinctionrebellion.uk>
Sent: 19 July 2024 17:38
To: Scott Speirs
Subject: Message Received - QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Order of Justice Tipples [NRF_EMEA-UK.FID3192727]

[External Email – Use Caution]

Hello Scott Speirs,

This is an automated reply to let you know we received your message.

It'll be read - usually within 24 hours - and we'll send you a personal reply, or forward it to an appropriate person within Extinction Rebellion.

To view the status of the ticket or to add comments, you can visit
https://risingup.freshdesk.com/helpdesk/tickets/46701

Thank you for contacting us,
With Love & Kindness from

The XR Public Engagement Working Group

From: xr-legal@riseup.net
Sent: 19 July 2024 17:38
To: Scott Speirs
Subject: Autoreply for XR Legal Support

[External Email – Use Caution]

Hi there,

Thanks for getting in touch with the XR Legal Support Team.

We have received your email and are working on getting a response to you ASAP! We are currently quite low in capacity and so our response to your email(s) might be delayed.

If you don't hear from us within two weeks, please email back and we will do our best to get to you sooner.

In the meantime, please have a look at our website (https://www.informeddissent.info), as this may have information to answer your questions.

If your email is related to an upcoming court appearance, we will prioritise your email and get a response to you ASAP. Please also email the XR Arrest Welfare Team (XR-ArrestWelfare@protonmail.com) with the details of your court date.

If your email is related to trainings run by our team, see our Trainings Calendar for details about upcoming Trainings. This can be accessed at this link: https://teamup.com/ksqttxh86ftomucpgu

During Rebellions, where you need an urgent response or if someone has been arrested at an action you are at, please call the XR Legal Back Office on 07749 335574 and we will deal with your query that way.

In Solidarity,
XR Legal Support Team

From: Scott Speirs
Sent: 19 July 2024 17:12
To: PBHPXR
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: King's Bench Associate's-Order.pdf

Dear Paul

Please find attached by way of service the Order of Justice Tipples maintaining the injunction.

We draw your particular attention to the final recital (beginning "AND UPON the Claimants having received assurances from Diana Hekt..."), paragraph 3 and paragraph 5.

We would be grateful if you would let us know if you intend to provide the undertaking referred to below and we will inform the Court accordingly.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 17 July 2024 12:06
To: PBHPXR
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Paul

We would be grateful to know when you expect to be in a position to respond.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: PBHPXR <PBHPXR@protonmail.com>
Sent: 16 July 2024 18:52
To: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

I would be grateful if you could give me more time please.

Paul

Sent from Proton Mail for iOS

On Mon, Jul 15, 2024 at 17:51, Scott Speirs <Scott.Speirs@nortonrosefulbright.com> wrote:
Dear Paul

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

Further to the below email, we would be grateful to know if you will agree to the attached undertaking.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 09 July 2024 16:46
To: PBHPXR@protonmail.com
Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Paul

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to the undertaking you provided to the Court on this matter in June 2023 (the **2023 Undertaking**). The 2023 Undertaking was referenced in the Order of Justice Linden of 10 July 2023 (the **Order**) as well as in his judgment.

The 2023 Undertaking expired on 30 June 2024. We, therefore, invite you provide a new undertaking on the same terms to the Court, that will expire on 30 June 2025. Please find attached a draft undertaking. Should you agree the attached, we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and documents can be served by email.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
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From: Scott Speirs
Sent: 19 July 2024 17:08
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]
Attachments: King's Bench Associate's-Order.pdf

Dear Diana

Thank you for the below assurance, which has been accepted by the court.

Please find attached by way of service the Order of Justice Tipples maintaining the injunction. We draw your particular attention to the final recital (beginning "AND UPON the Claimants having received assurances from Diana Hekt..."), paragraph 2 and paragraph 5.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

-----Original Message-----
From: Diana Hekt
Sent: 10 July 2024 11:37
To: Scott Speirs
Cc: Holly Stebbing
Subject: Re: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Dear Norton Rose Norton

I request to be removed from the 2024-2025 injunction above. I undertake not to break the injunction at any of the listed Esso sites.

Undertaking:

I undertake to the Court promising as
follows:
4. Not to:
(a) enter or remain on any part of the Sites (as defined above) without the Consent of the First Claimant.
(b) damage any part of any of the Sites;
(c) affix themselves or any person or object to any part of any of the Sites;
(d) erect any structures on any part of any of the Sites.

5. Not to:
(a) enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH (the "Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');
(b) damage any part of the Chemical Plant;
(c) affix themselves or any person or object at the Chemical Plant; 6. Not to enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.
AND TO BE BOUND BY THESE PROMISES UNTIL 30 June 2025

Signed
Diana Hekt

I hope this is what you require from me in order to be removed from the injunction for another year.

With thanks

Yours sincerely

Diana Hekt

_____
From: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Sent: 09 July 2024 16:41
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Dear Diana

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to the undertaking you provided to the Court on this matter in June 2023 (the 2023 Undertaking). The 2023 Undertaking was referenced in the Order of Justice Linden of 10 July 2023 (the Order) as well as in his judgment.

The 2023 Undertaking expired on 30 June 2024. We, therefore, invite you provide a new undertaking on the same terms to the Court, that will expire on 30 June 2025. Please find attached a draft undertaking. Should you agree the attached, we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and documents can be served by email.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom Tel +44 20 7444 2441 | Mob +44 75111 76603 scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com<http://www.nortonrosefulbright.com/>
From: Diana Hekt <hekt@outlook.com>
Sent: 09 July 2024 15:15
To: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>

Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>
Subject: Re: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Dear Norton Rose Fulbright

Thank you for your email. As a named defendant on the above injunction I would very much like to opt for the documents you are apparently obliged to send me to be referenced at

https://www.exxonmobil.co.uk/company/overview/uk-operations>)

or to be emailed to me (at hekt@outlook.com>) rather than continuing to have hard copies sent through the post.

Better still I would like to request at tomorrow's court hearing that my name be removed from the injunction altogether. I have no intention of breaching this injunction or any other.

I hope to hear your response soon.

With thanks

Diana Hekt

Get Outlook for Android<https://aka.ms/ghei36>

_____
From: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>>
Sent: Tuesday, July 9, 2024 9:33:43 am
To: hekt@outlook.com> <hekt@outlook.com>>
Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>>
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Dear Diana

We have received a copy of your email sent to ExxonMobil.Service@nortonrosefulbright.com>.

The Claimants are required by the Court to serve documents upon you as a Defendant in the injunction. In order to avoid being served with hard copy documents, we invite you to agree to accept service by email.

You can do this by confirming by return email that you will accept service of all documents related to this matter at the email address "hekt@outlook.com" and larger documents by email referencing that they can be found at https://www.exxonmobil.co.uk/company/overview/uk-operations>.

Given there is an annual review hearing listed in this matter tomorrow, if you provide the confirmation above by return we can raise your request with the Court at the hearing.

Yours sincerely

Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom Tel +44 20 7444 2441 | Mob +44 75111 76603 scott.speirs@nortonrosefulbright.com>
NORTON ROSE FULBRIGHT
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From:	Microsoft Outlook
Sent:	19 July 2024 17:12
To:	PBHPXR
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

PBHPXR (PBHPXR@protonmail.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From:	Microsoft Outlook
Sent:	19 July 2024 17:08
To:	Diana Hekt
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Diana Hekt (hekt@outlook.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

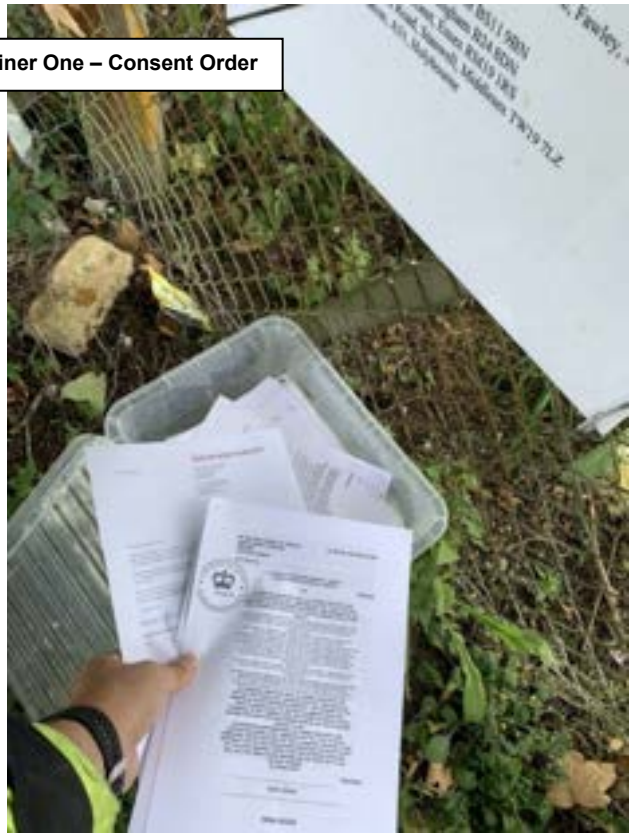
Consent Order – Evidence of Service at Esso Sites

Alton Compound, Pumping Station, Hollybourne

Alton Location 1 – Outside main entrance gate to left-hand side



21/08/2024, 8.50 AM: Container One – Consent Order



Alton Location 2 – Back exit gate on the left-hand side



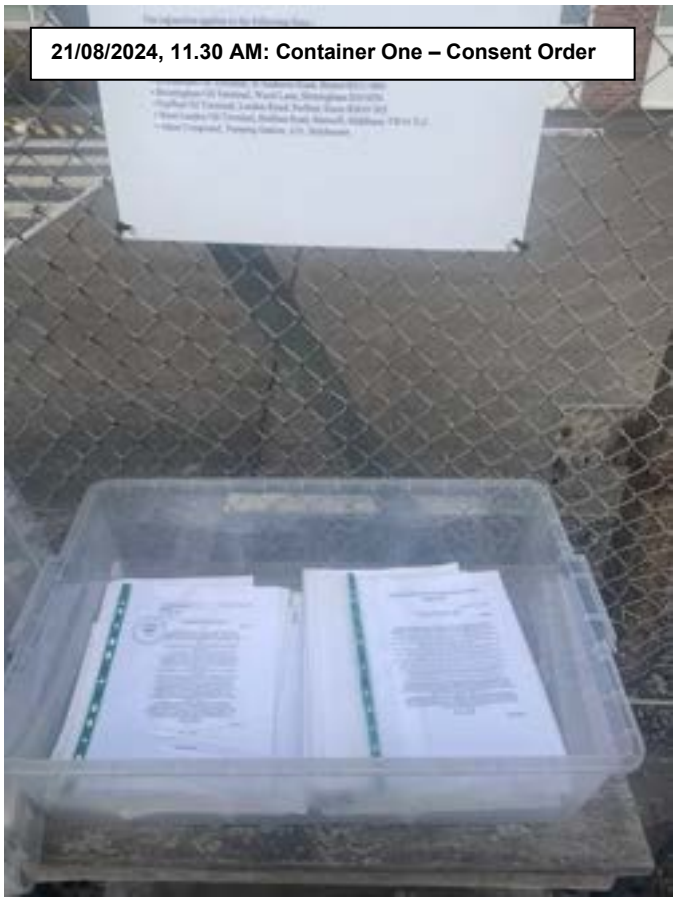
21/08/2024, 8.50 AM: Container Two & Warning Notice Two – Consent Order



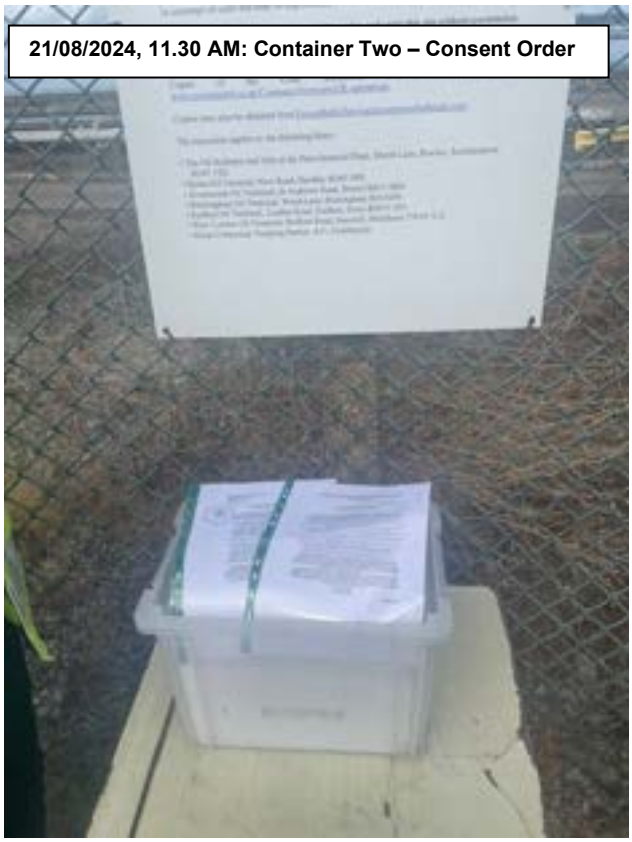
21/08/2024, 8.50 AM: Container Two – Consent Order

Avonmouth Oil Terminal, Bristol

Avonmouth Location 1 – By the pedestrian gate entrance

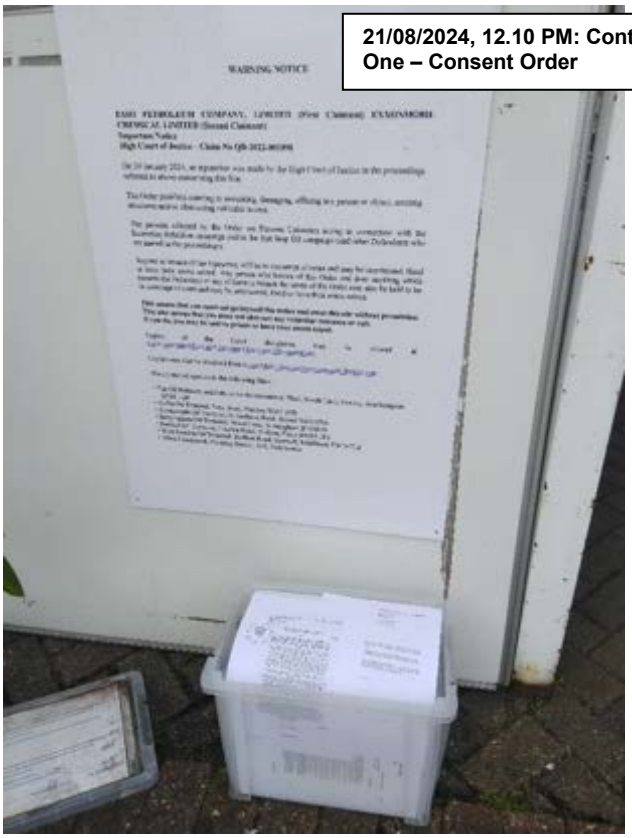


Avonmouth Location 2 – By the main vehicle entrance



Birmingham Oil Location, Birmingham

Birmingham Location 1 – Main pedestrian entrance for Esso building



21/08/2024, 12.10 PM: Container One & Warning Notice One – Consent Order



Birmingham Location 2 – Next to driver pedestrian turnstile



21/08/2024, 12.10 PM: Container Two & Warning Notice Two – Consent Order



The Oil Refinery and Jetty at the Petrochemical Plant, Fawley

Fawley Location 1 – Left hand side of fence on land boundary between public highway (Cadland Road) and ExxonMobil property



21/08/2024, 9.24 AM: Container One & Warning Notice One – Consent Order

Fawley Location 2 – On left hand side perimeter fence at the end of Marsh Lane adjacent to gate 2 and admin entrance

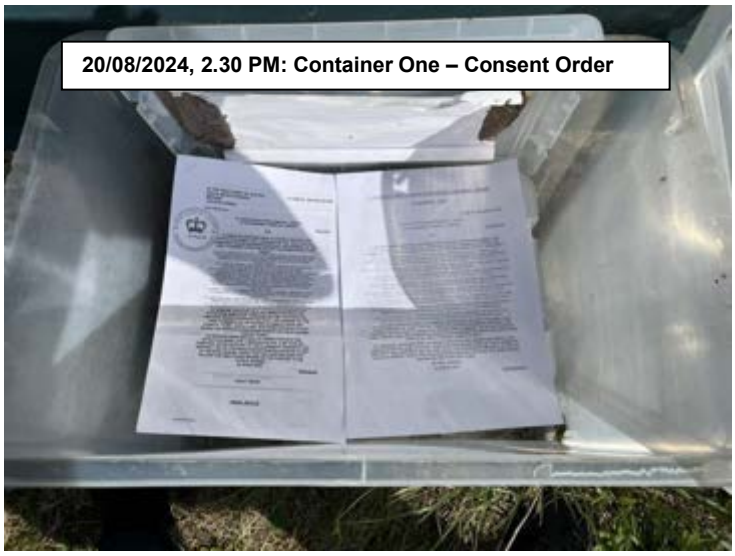


21/08/2024, 9.24 AM: Container Two & Warning Notice Two – Consent Order

Hythe Oil Terminal, Hardley

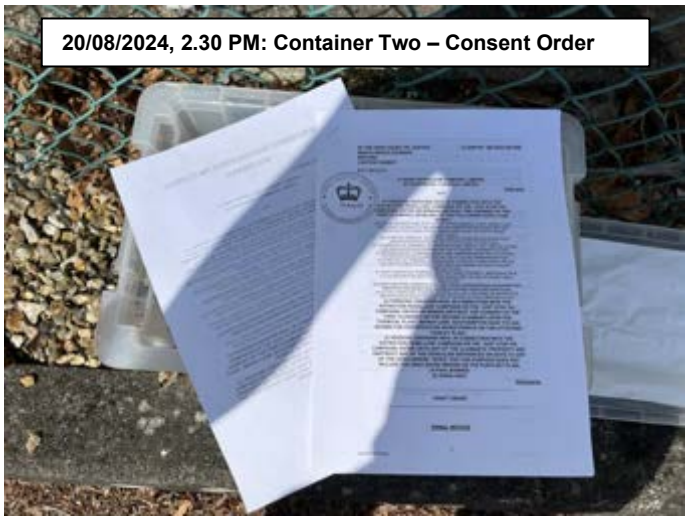
Hythe Location 1 – On outside of fence, next to footpath from lower carpark up towards terminal entrance





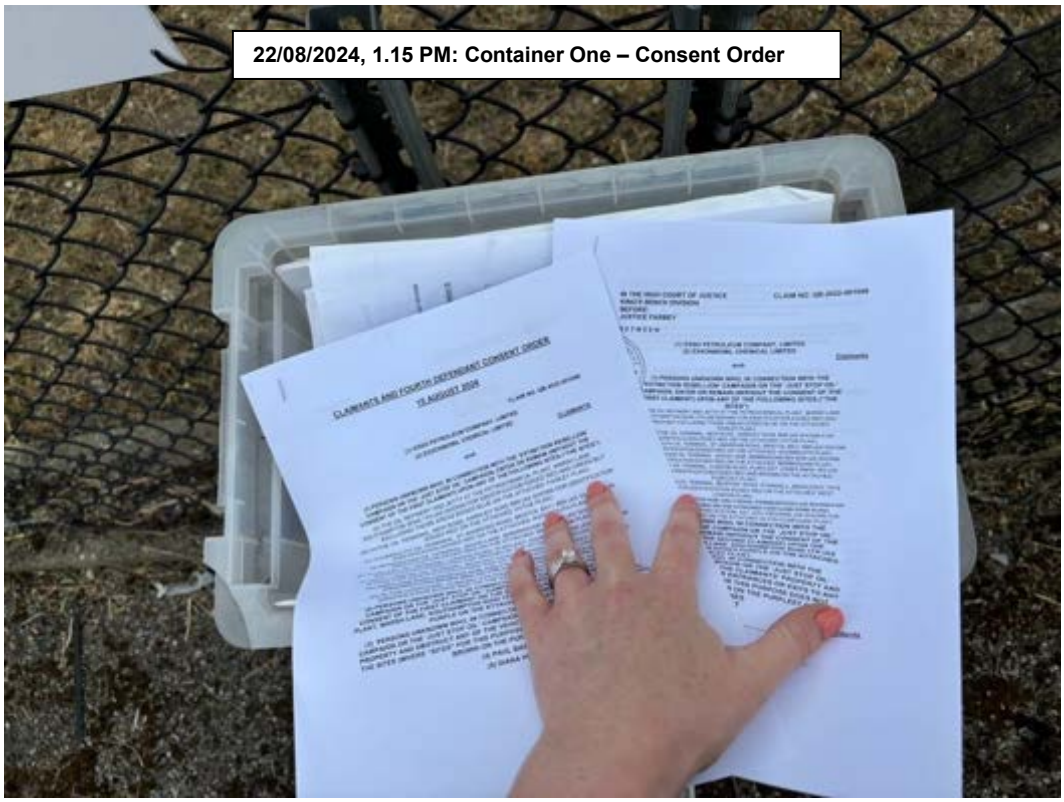
Hythe Location 2 – On outside of fence in top carpark, next to south emergency access gate



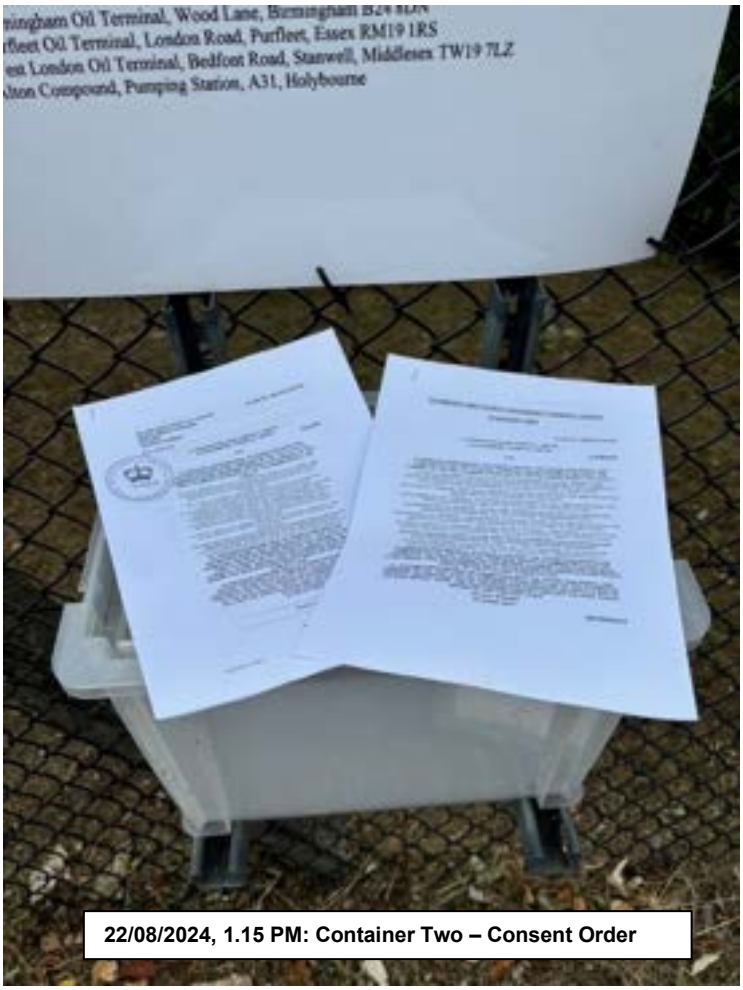


Purfleet Oil Terminal, Essex

Purfleet Location 1 – Attached to fence on exit from terminal

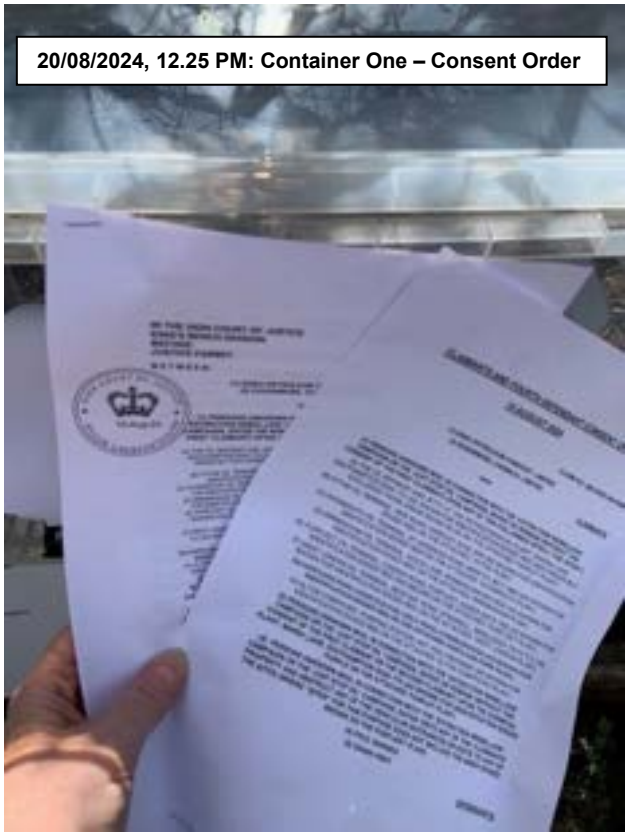


Purfleet Location 2 - Attached to fence on entrance to terminal

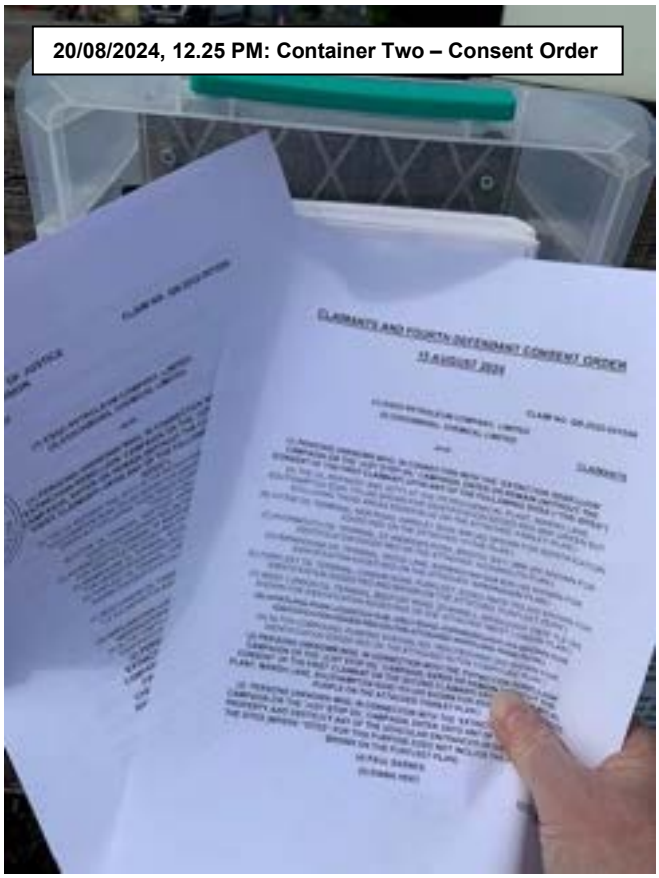


West London Oil Terminal, Middlesex

West London Location 1 – Attached to fence on the approach road to the terminal on the right-hand side of the entrance



West London Location 2 – Attached to fence on the approach road to the terminal on the left-hand side of the entrance



From: Scott Speirs
Sent: 19 August 2024 15:11
To: Extinction Rebellion; xr-legal@riseup.net
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: QB-2022-001098-Documents.pdf

To whom it may concern

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown

Provision of Consent Order sealed 15 August 2024

Please find attached the consent order between the Claimants and Fourth Defendant which has been sealed by the court. This is being provided to you by way of service as a Defendant in the case.

Further copies of the Consent Order may be obtained from Norton Rose Fulbright LLP, at the address stated below, or by emailing ExxonMobil.Service@nortonrosefulbright.com. A copy of the Consent Order may also be viewed at https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Yours faithfully
Norton Rose Fulbright LLP

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 19 August 2024 15:10
To: juststopoilpress@protonmail.com
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: QB-2022-001098-Documents.pdf

To whom it may concern

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown

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Yours faithfully
Norton Rose Fulbright LLP

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From:	Microsoft Outlook
Sent:	19 August 2024 15:10
To:	juststopoilpress@protonmail.com
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

juststopoilpress@protonmail.com (juststopoilpress@protonmail.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From:	Microsoft Outlook
Sent:	19 August 2024 15:11
To:	Extinction Rebellion; xr-legal@riseup.net
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

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Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Extinction Rebellion (enquiries@extinctionrebellion.uk)

xr-legal@riseup.net (xr-legal@riseup.net)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From: Extinction Rebellion <enquiries@extinctionrebellion.uk>
Sent: 19 August 2024 15:12
To: Scott Speirs
Subject: Message Received - QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

[External Email – Use Caution]

Hello Scott Speirs,

This is an automated reply to let you know we received your message.

It'll be read - usually within 24 hours - and we'll send you a personal reply, or forward it to an appropriate person within Extinction Rebellion.

To view the status of the ticket or to add comments, you can visit
https://risingup.freshdesk.com/helpdesk/tickets/47060

Thank you for contacting us,
With Love & Kindness from

The XR Public Engagement Working Group

Extinction Rebellion UK - General Enquiries powered by Freshworks

From: xr-legal@riseup.net
Sent: 19 August 2024 15:12
To: Scott Speirs
Subject: Autoreply for XR Legal Support

[External Email – Use Caution]

Hi there,

Thanks for getting in touch with the XR Legal Support Team.

We have received your email and are working on getting a response to you ASAP! We are currently quite low in capacity and so our response to your email(s) might be delayed.

If you don't hear from us within two weeks, please email back and we will do our best to get to you sooner.

In the meantime, please have a look at our website (https://www.informeddissent.info), as this may have information to answer your questions.

If your email is related to an upcoming court appearance, we will prioritise your email and get a response to you ASAP. Please also email the XR Arrest Welfare Team (XR-ArrestWelfare@protonmail.com) with the details of your court date.

If your email is related to trainings run by our team, see our Trainings Calendar for details about upcoming Trainings. This can be accessed at this link: https://teamup.com/ksqttxh86ftomucpgu

During Rebellions, where you need an urgent response or if someone has been arrested at an action you are at, please call the XR Legal Back Office on 07749 335574 and we will deal with your query that way.

In Solidarity,
XR Legal Support Team

From: Scott Speirs
Sent: 15 August 2024 16:17
To: PBHPXR
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: QB-2022-001098-Documents.pdf

Dear Paul

Thank you for the below.

Please find attached by way service the sealed consent order.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: PBHPXR
Sent: 26 July 2024 08:52
To: Scott Speirs
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Hi,

Please see attached 'Undertaking'.

Paul Barnes

Sent with Proton Mail secure email.

On Thursday, 25 July 2024 at 11:35, Scott Speirs <Scott.Speirs@nortonrosefulbright.com> wrote:

Dear Paul

Thank you for agreeing. We would be grateful if you would sign and return the attached undertaking. Should you agree the attached, we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized.

Please note, pursuant to paragraph 2 of the attached undertaking, we will be able to serve you with bundles by email or by email referencing the ExxonMobil website when the Court requires us to serve documents on you.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom

From: Scott Speirs
Sent: 19 August 2024 15:08
To: Diana Hekt
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: QB-2022-001098-Documents.pdf

Dear Diana

Please find attached the consent order between the Claimants and Fourth Defendant which has been sealed by the court. This is being provided to you by way of service as a Defendant in the case.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From:	Microsoft Outlook
Sent:	19 August 2024 15:09
To:	Diana Hekt
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Diana Hekt (hekt@outlook.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Evidence of Service – Notice of Amended Orders & Amended Warning Notices

Alton Compound, Pumping Station

Alton Location 1 – Outside main entrance gate to left-hand side

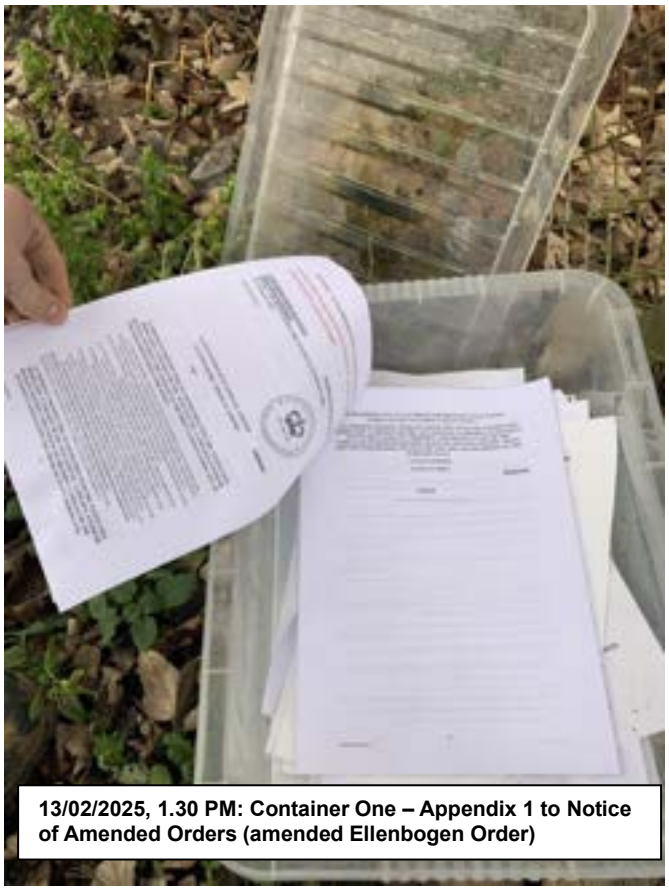


13/02/2025, 1.30 PM: Amended Warning Notice One & Container One with Notice of Amended Orders





13/02/2025, 1.30 PM: Container One - Notice of Amended Orders

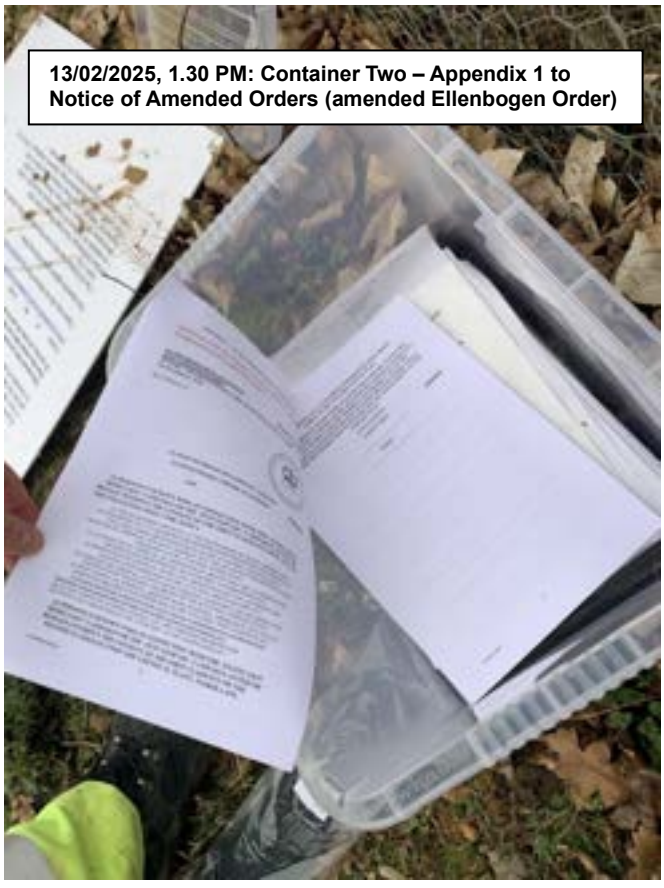


13/02/2025, 1.30 PM: Container One – Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)

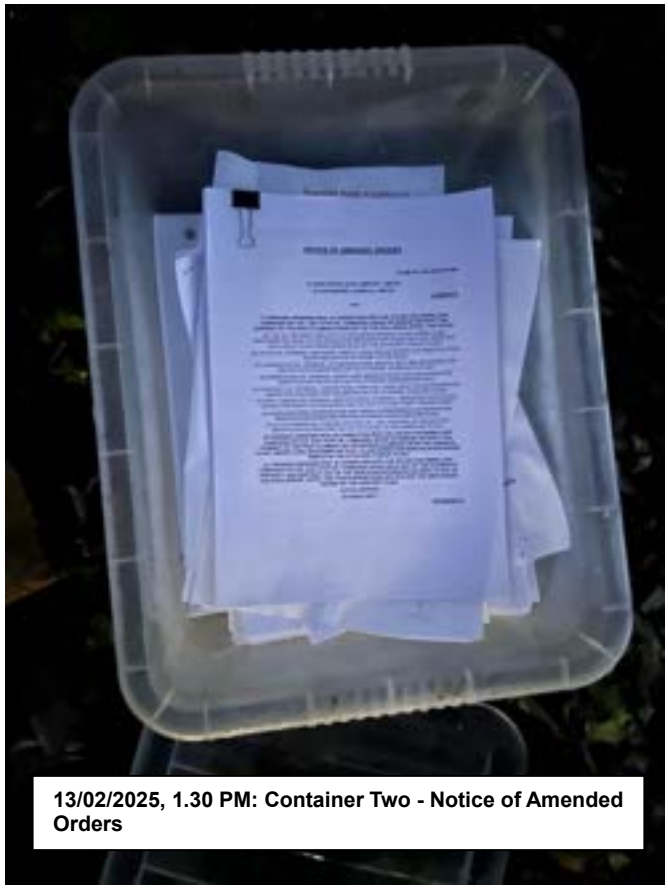
Alton Location 2 – Back exit gate on the left-hand side



13/02/2025, 1.30 PM: Amended Warning Notice Two & Container Two with Notice of Amended Orders



13/02/2025, 1.30 PM: Container Two – Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



13/02/2025, 1.30 PM: Container Two - Notice of Amended Orders

Alton Location 3 – Transformer end vehicle gates on the right-hand side

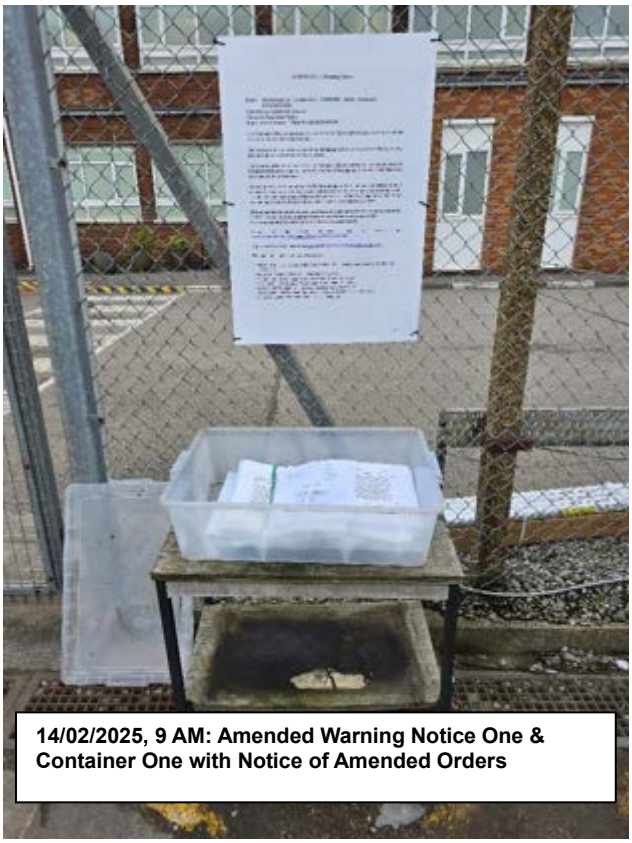


Alton Location 4 – Side gate on the left-hand side of the main entrance gate



Avonmouth Oil Terminal

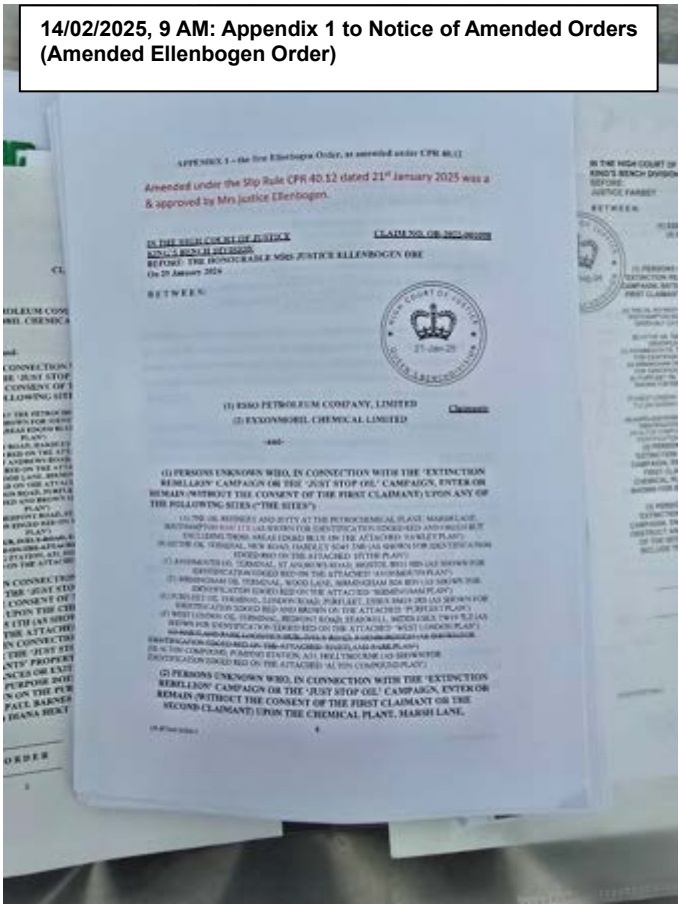
Avonmouth Location 1 – By the pedestrian gate entrance



14/02/2025, 9 AM: Amended Warning Notice One & Container One with Notice of Amended Orders



14/02/2025, 9 AM: Container One - Notice of Amended Orders



14/02/2025, 9 AM: Appendix 1 to Notice of Amended Orders (Amended Ellenbogen Order)

Amended under the Slip Rule CPR 40.12 dated 21st January 2025 was a & approved by Mrs Justice Ellenbogen.

IN THE HIGH COURT OF JUSTICE

BEFORE: THE HONOURABLE MRS JUSTICE ELLENBOGEN DBE

BETWEEN:

(1) ESSO PETROLEUM COMPANY, LIMITED

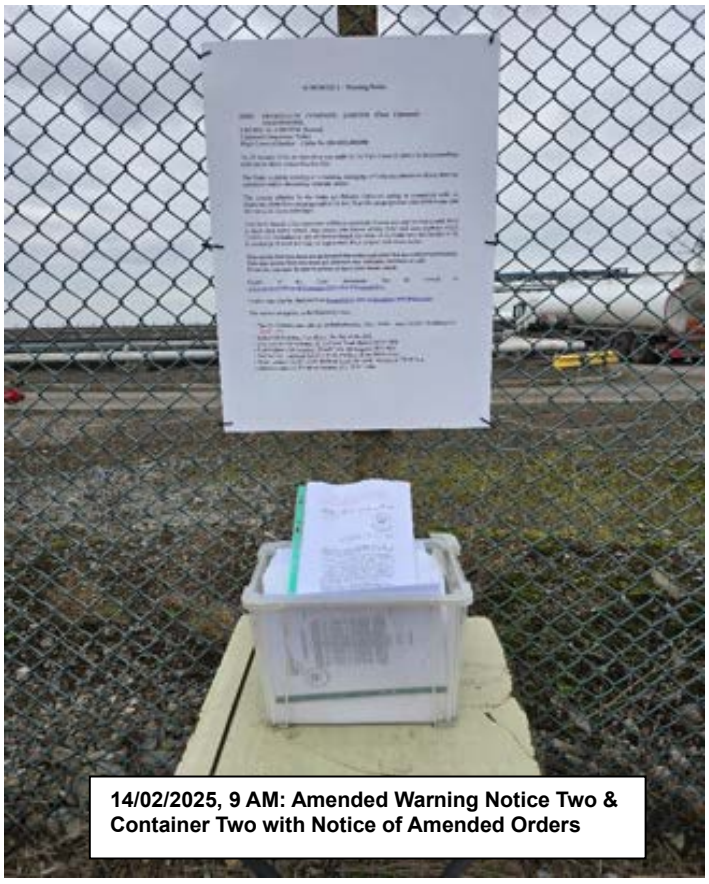
(2) EXXONMOBIL CHEMICAL LIMITED

-and-

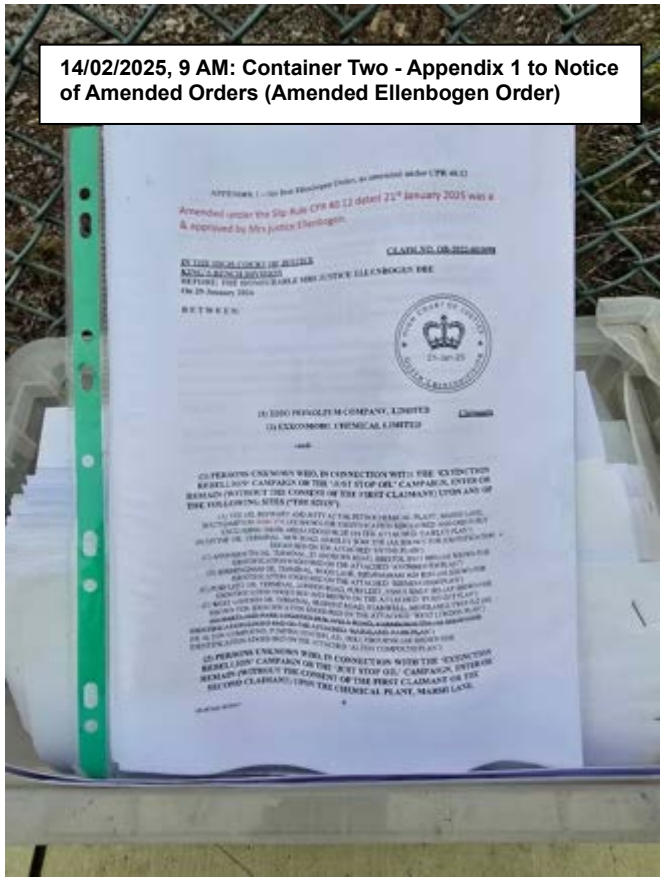
(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES"):

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE.

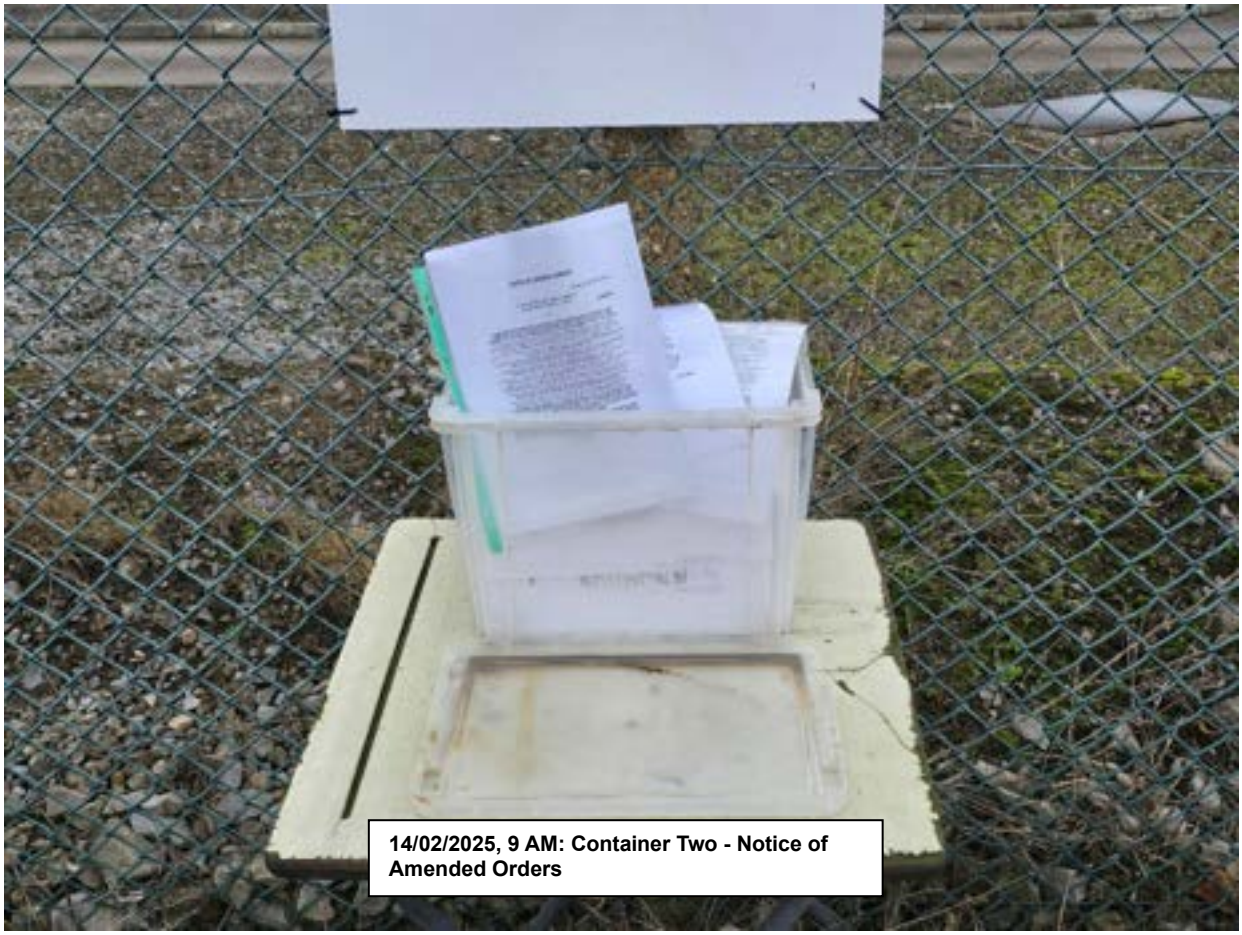
Avonmouth Location 2 – By the main vehicle entrance



14/02/2025, 9 AM: Amended Warning Notice Two & Container Two with Notice of Amended Orders

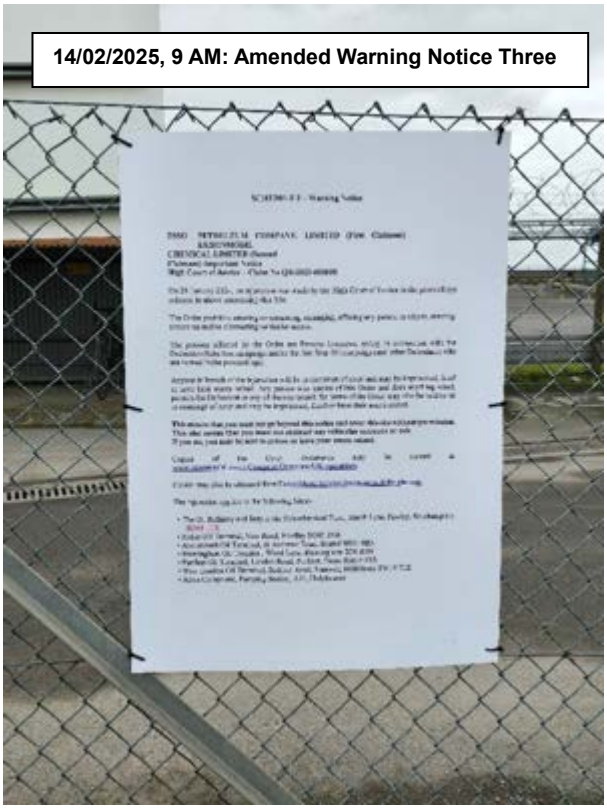


14/02/2025, 9 AM: Container Two - Appendix 1 to Notice of Amended Orders (Amended Ellenbogen Order)



14/02/2025, 9 AM: Container Two - Notice of Amended Orders

Avonmouth Location 3 – By car park



14/02/2025, 9 AM: Amended Warning Notice Three

Avonmouth Location 4 – By switch room





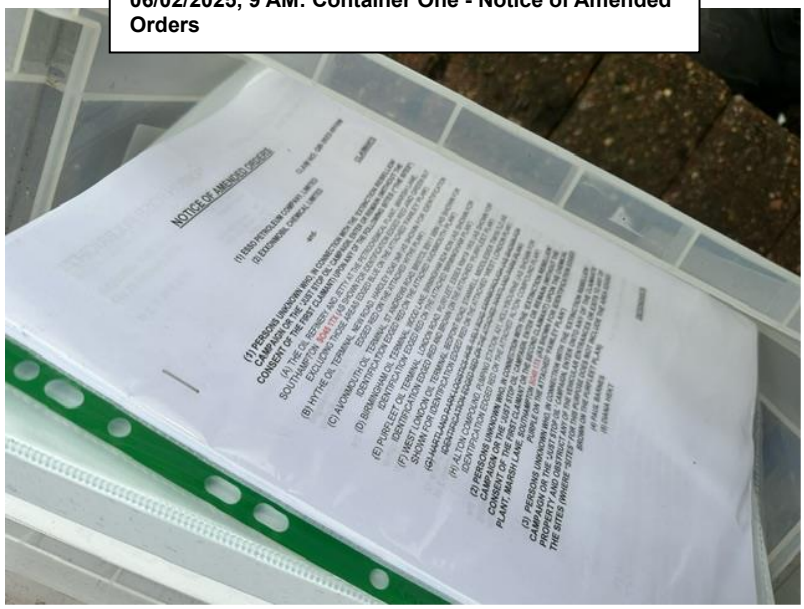
14/02/2025, 9 AM: Amended Warning Notice Four

Birmingham Oil Location

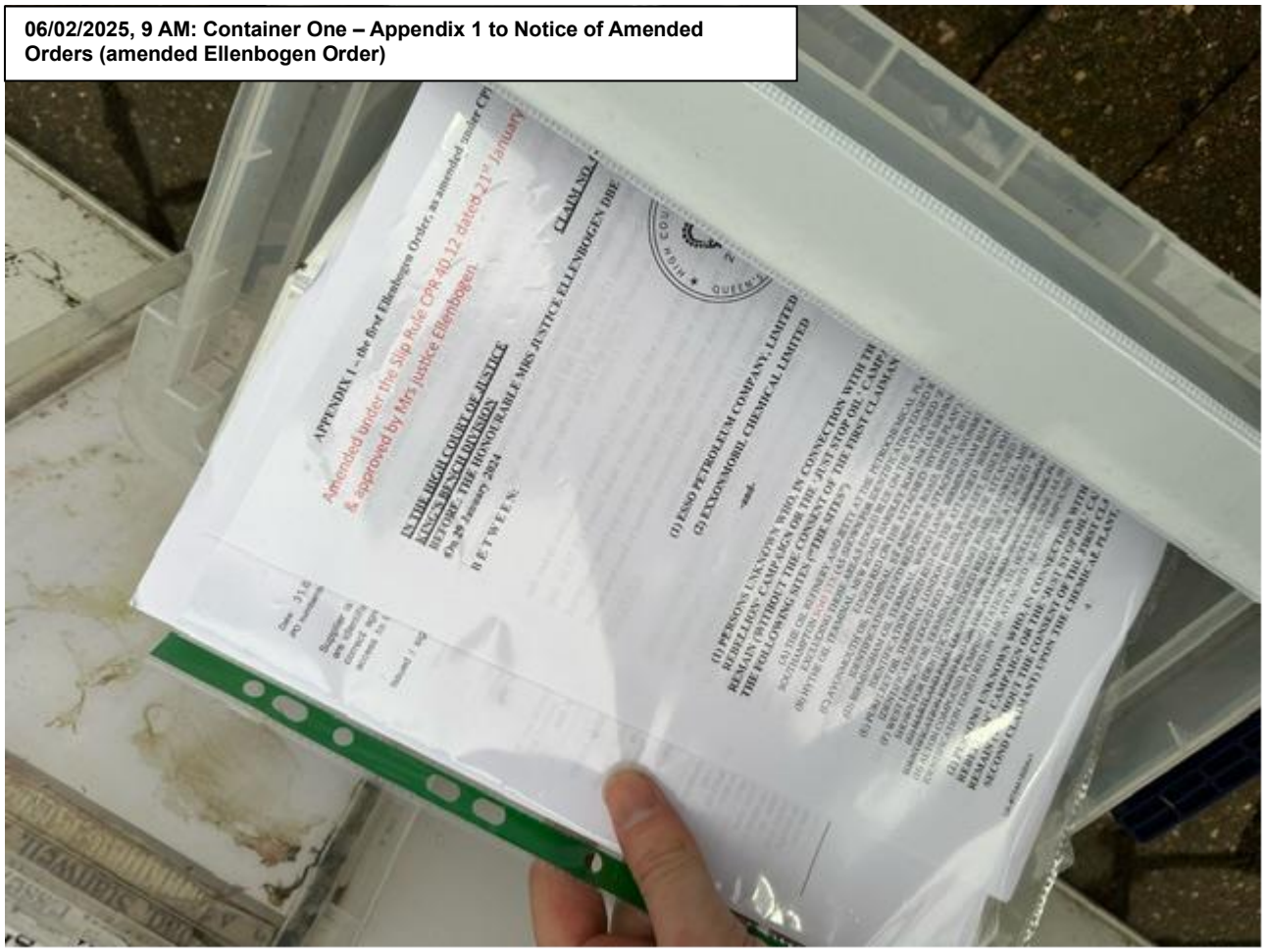
Birmingham Location 1 – Main pedestrian entrance for Esso building



06/02/2025, 9 AM: Amended Warning Notice One & Container One with Notice of Amended Orders



06/02/2025, 9 AM: Container One - Notice of Amended Orders



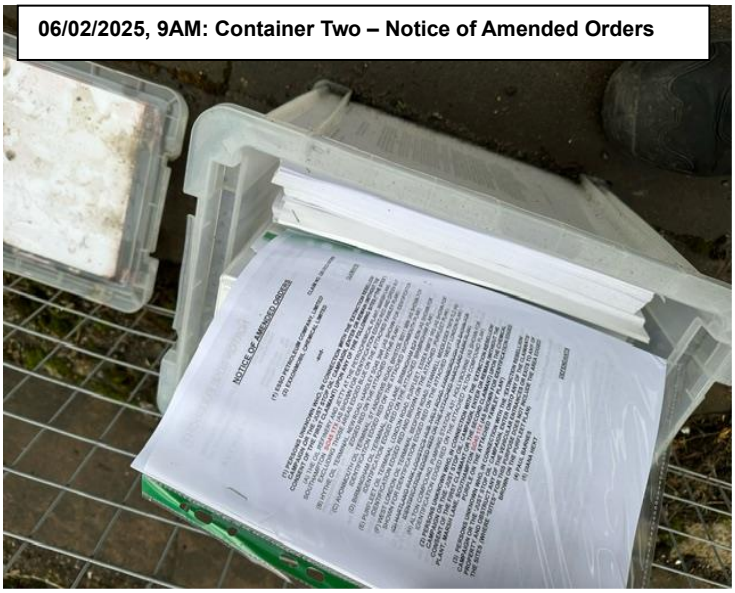
06/02/2025, 9 AM: Container One – Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)

Birmingham Location 2 – Next to driver pedestrian turnstile

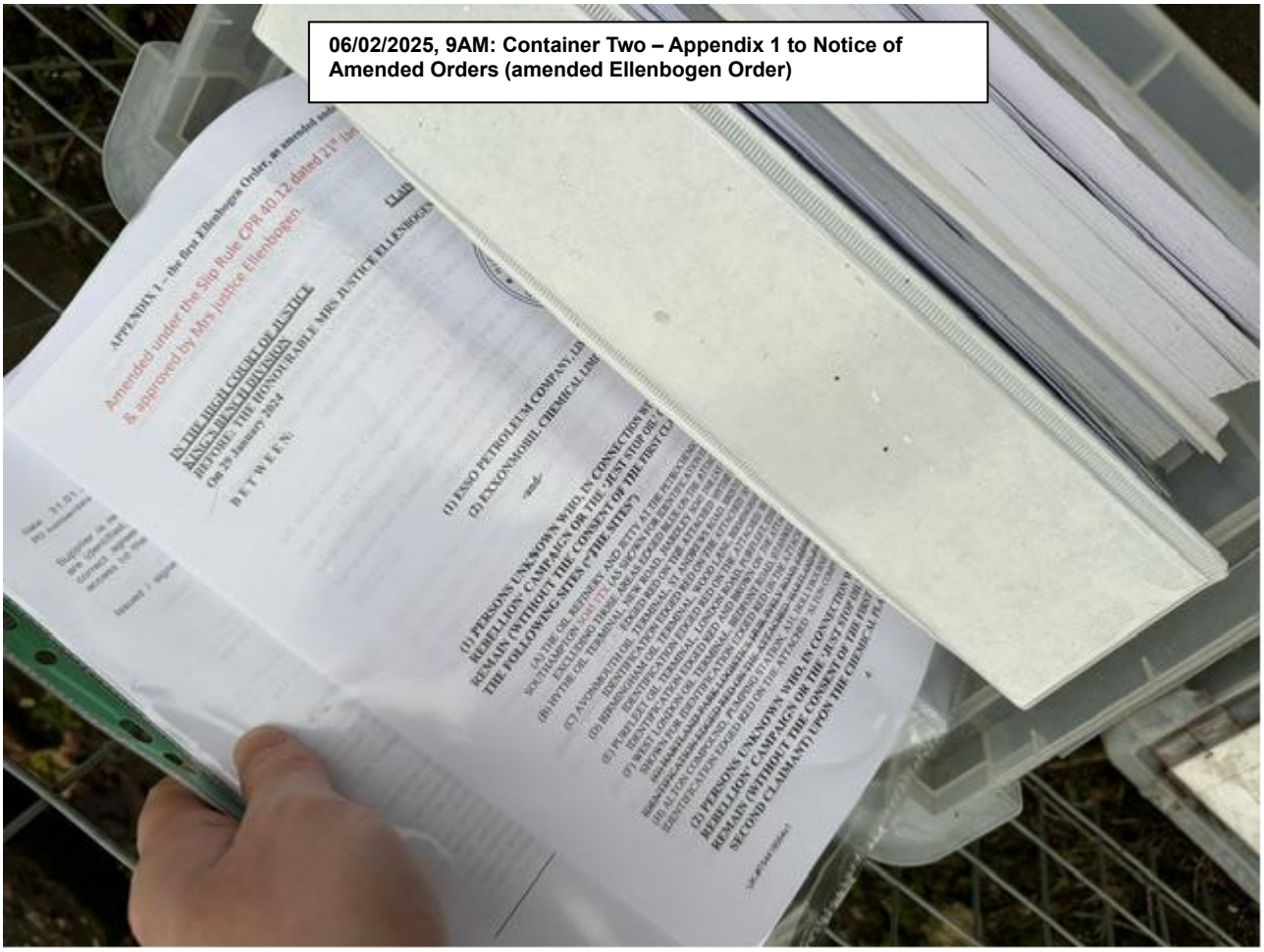
06/02/2025, 9 AM: Amended Warning Notice Two & Container Two with Notice of Amended Orders



06/02/2025, 9AM: Container Two – Notice of Amended Orders



06/02/2025, 9AM: Container Two – Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



Birmingham Location 3 – Wests side of the entrance roundabout

06/02/2025, 9 AM: Amended Warning Notice Three



Birmingham Location 4 – East side of the entrance roundabout

06/02/2025, 9 AM: Amended Warning Notice Four



The Oil Refinery and Jetty at the Petrochemical Plant, Fawley

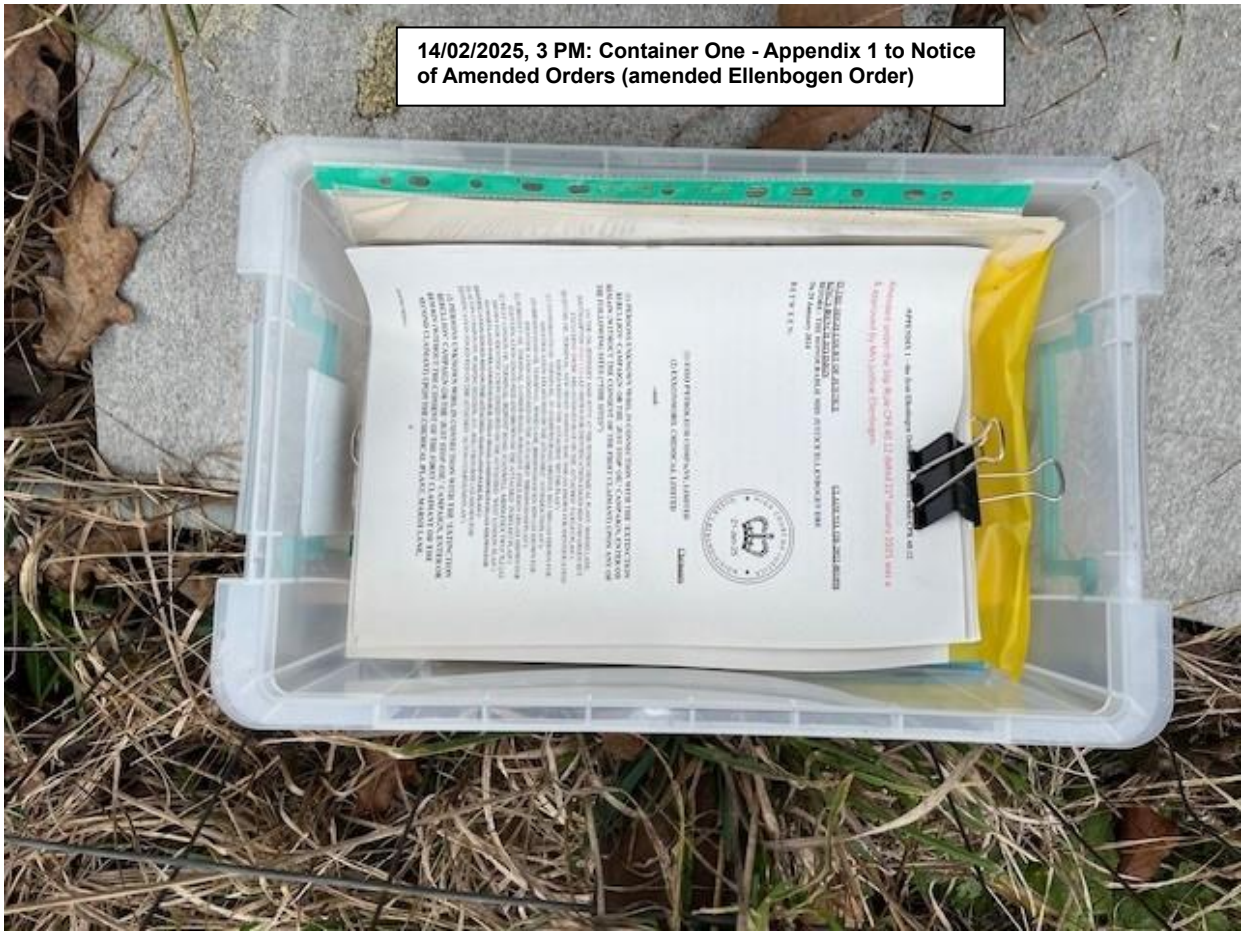
Fawley Location 1 – Left hand side of fence on land boundary between public highway (Cadland Road) and ExxonMobil property



14/02/2025, 3 PM: Container One - Notice of Amended Orders

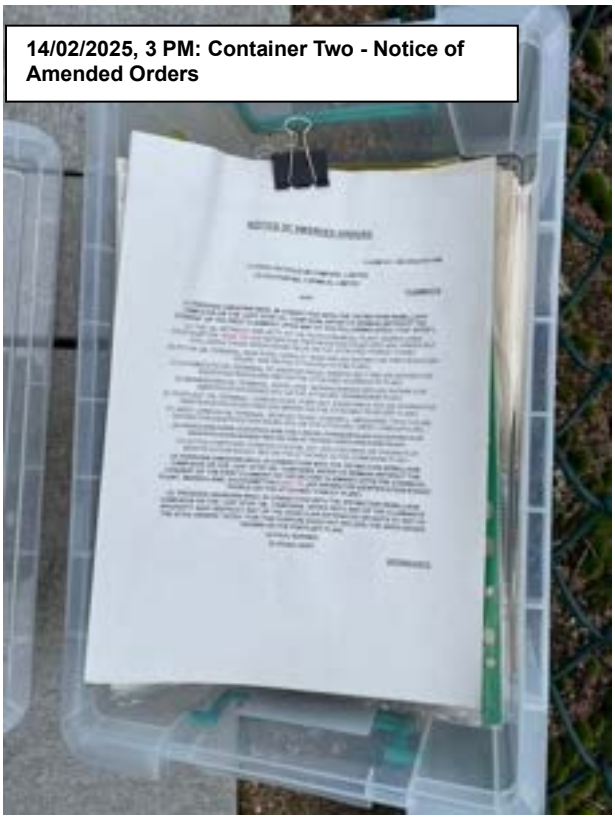


14/02/2025, 3 PM: Amended Warning Notice One & Container One with Notice of Amended Orders



14/02/2025, 3 PM: Container One - Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)

Fawley Location 2 – On left hand side perimeter fence at the end of Marsh Lane adjacent to gate 2 and admin entrance



14/02/2025, 3 PM: Container Two - Notice of Amended Orders



14/02/2025, 3 PM: Amended Warning Notice Two & Container Two with Notice of Amended Orders



14/02/2025, 3 PM: Container Two - Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)

Fawley Location 3 – At wide-load gate entrance on right-hand side of site perimeter fence inside outer screening fence





Fawley Location 4 – Right-hand side of the refinery gate 3 entrance turnstiles



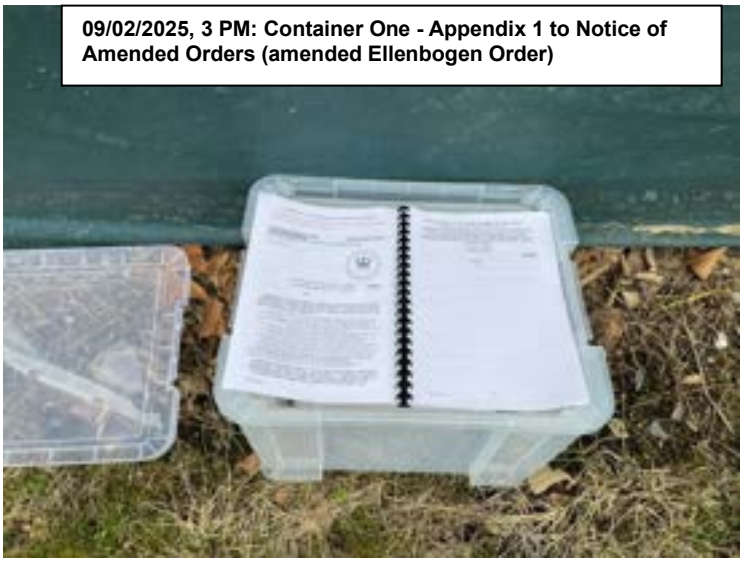


Hythe Oil Terminal

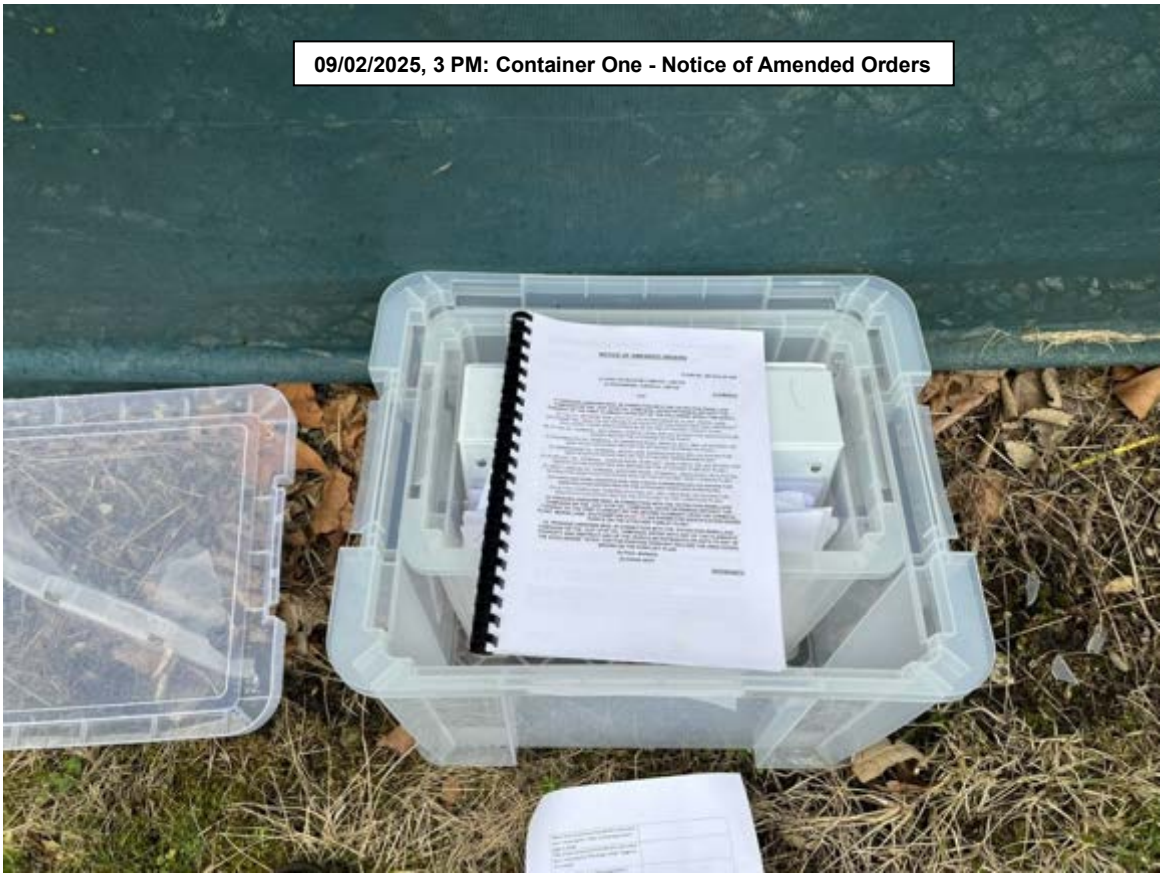
Hythe Location 1 – On outside of fence, next to footpath from lower carpark up towards terminal entrance



09/02/2025, 3 PM: Amended Warning Notice One & Container One with Notice of Amended Order

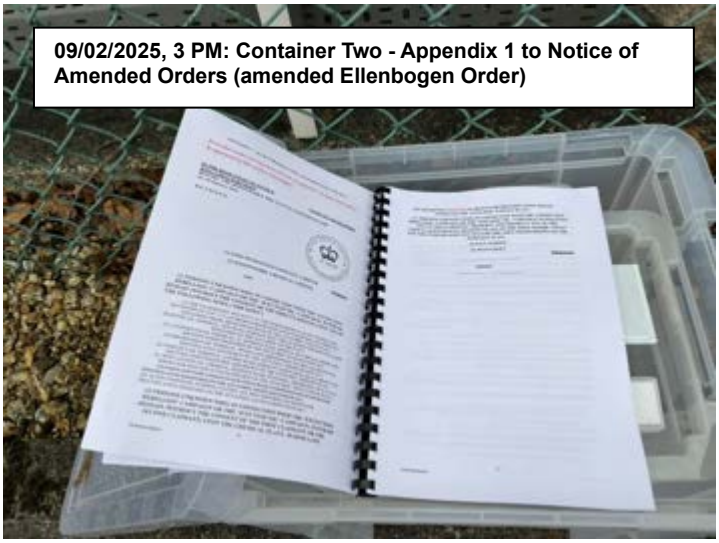


09/02/2025, 3 PM: Container One - Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



09/02/2025, 3 PM: Container One - Notice of Amended Orders

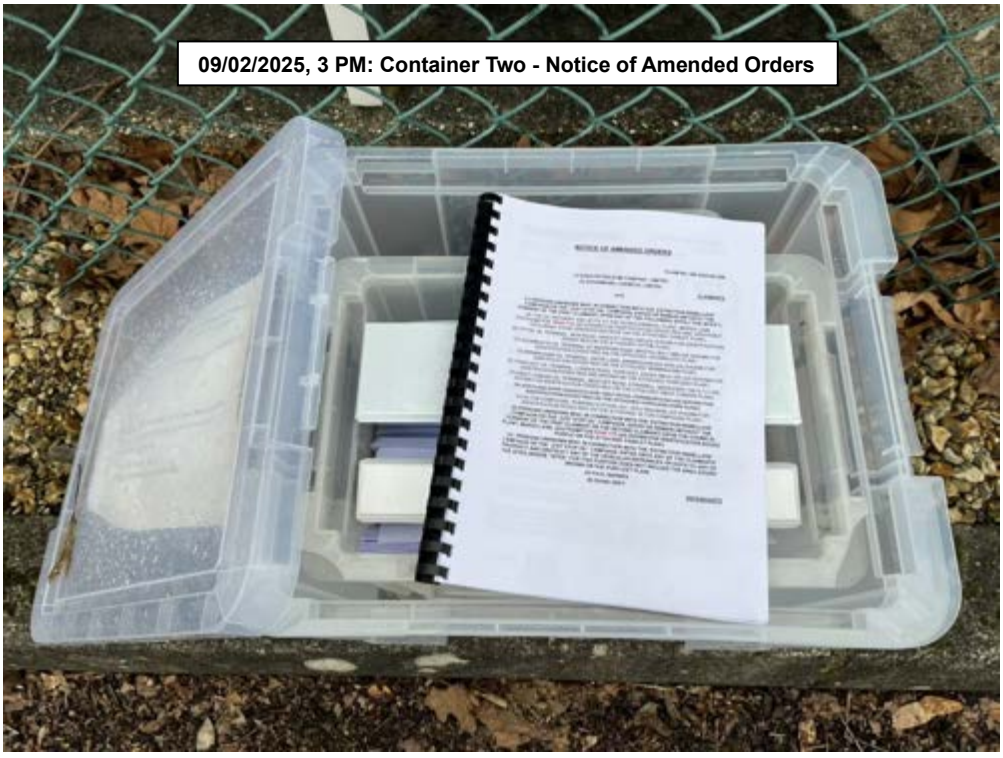
Hythe Location 2 – On outside of fence in top carpark, next to south emergency access gate



09/02/2025, 3 PM: Container Two - Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



09/02/2025, 3 PM: Amended Warning Notice Two & Container Two with Notice of Amended Orders



09/02/2025, 3 PM: Container Two - Notice of Amended Orders

Hythe Location 3 – On outside of main terminal entrance gate



09/02/2025, 3 PM: Amended Warning Notice Three

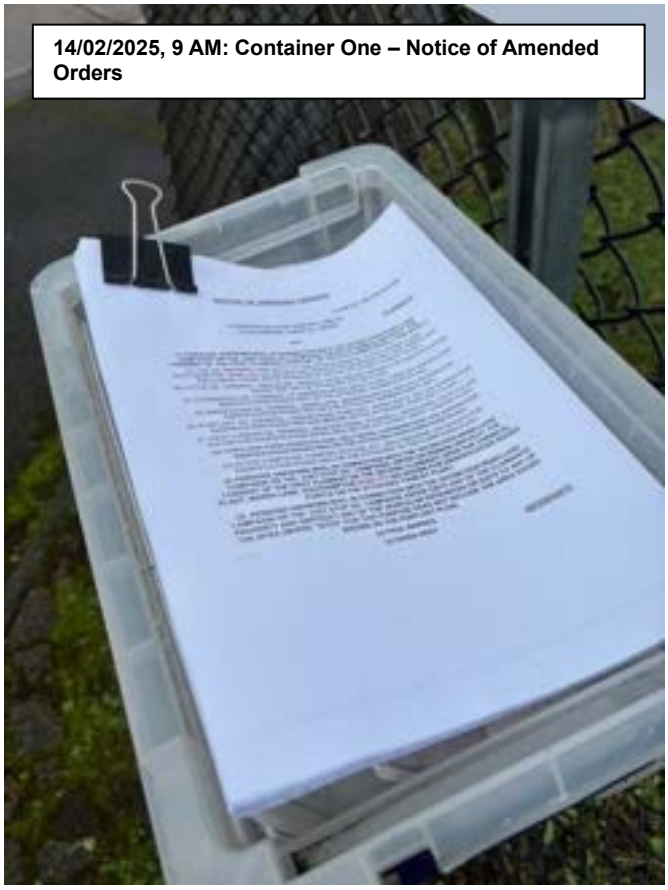
Hythe Location 4 – On outside of fence, next to north emergency access gate



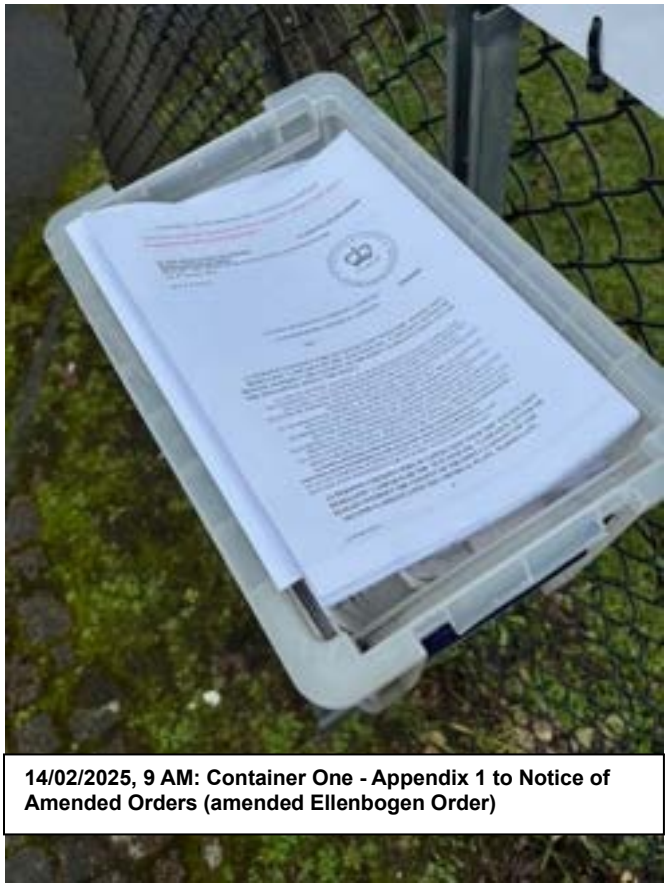
09/02/2025, 3 PM: Amended Warning Notice Four

Purfleet Oil Terminal

Purfleet Location 1 – Attached to fence on exit from terminal



14/02/2025, 9 AM: Container One – Notice of Amended Orders



14/02/2025, 9 AM: Container One - Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



14/02/2025, 9 AM: Amended Warning Notice One & Container Two with Notice of Amended Orders



SCHEDULE 2 – Warning Notice

ESSO PETROLEUM COMPANY, LIMITED (First Claimant)
EXXONMOBIL CHEMICAL LIMITED (Second Claimant) Important Notice
High Court of Justice – Claim No QB-2022-001098

On 28 January 2024, an injunction was made by the High Court of Justice in the proceedings referred to above concerning this Site.

The Order prohibits entering or remaining, damaging, affixing any person or object, erecting structures and/or obstructing vehicular access.

The persons affected by the Order are Persons Unknown acting in connection with the Extinction Rebellion campaign and/or the Just Stop Oil campaign (and other Defendants who are named in the proceedings).

Anyone in breach of the injunction will be in contempt of court and may be imprisoned, fined or have their assets seized. Any person who knows of this Order and does anything which permits the Defendant or any of them to breach the terms of the Order may also be held to be in contempt of court and may be imprisoned, fined or have their assets seized.

This means that you must not go beyond this notice and enter this site without permission. This also means that you must not obstruct any vehicular entrance or exit. If you do, you may be sent to prison or have your assets seized.

Copies of the Court documents may be viewed at www.exxonmobil.co.uk/Company/Overview/UK-operations

Copies may also be obtained from ExxonMobil.Service@nortonrosefulbright.com

The injunction applies to the following Sites:-

- The Oil Refinery and Jetty at the Petrochemical Plant, Marsh Lane, Fawley, Southampton SO45 1TX
- Hythe Oil Terminal, New Road, Hardley SO45 3NR
- Avonmouth Oil Terminal, St Andrews Road, Bristol BS11 9BN
- Birmingham Oil Terminal, Wood Lane, Birmingham B24 8DN
- Purfleet Oil Terminal, London Road, Purfleet, Essex RM19 1RS
- West London Oil Terminal, Bedfont Road, Stanwell, Middlesex TW19 7LZ
- Alton Compound, Pumping Station, A31, Holybourne

14/02/2025, 9 AM: Amended Warning Notice One

Purfleet Location 2 - Attached to fence on entrance to terminal



14/02/2025, 9 AM: Container Two - Notice of Amended Orders

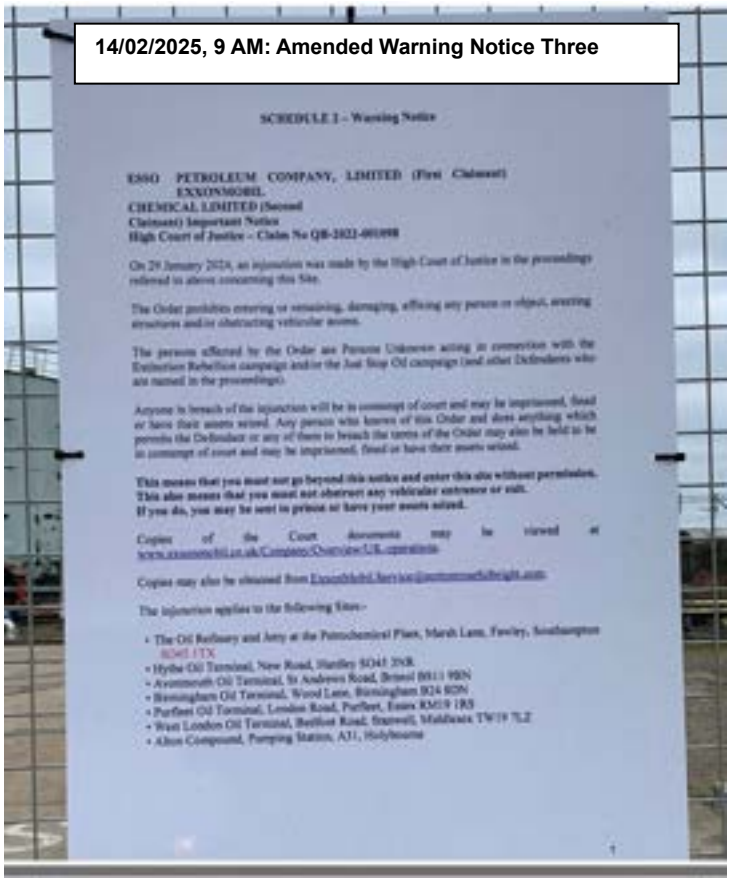


14/02/2025, 9 AM: Container Two - Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



14/02/2025, 9 AM: Amended Warning Notice Two & Container Two with Notice of Amended Orders

Purfleet Location 3 – Canteen gate entrance to tank farm



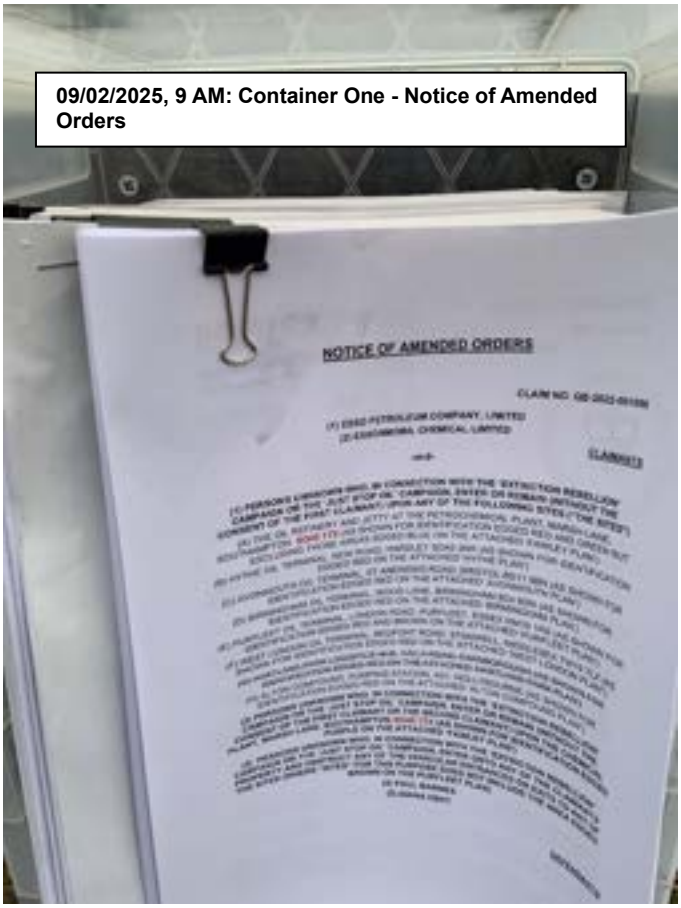
Purfleet Location 4 – Jetty gate, access to tank farm from footpath at southside of site



West London Oil Terminal

West London Location 1 – Attached to fence on the approach road to the terminal on the right-hand side of the entrance

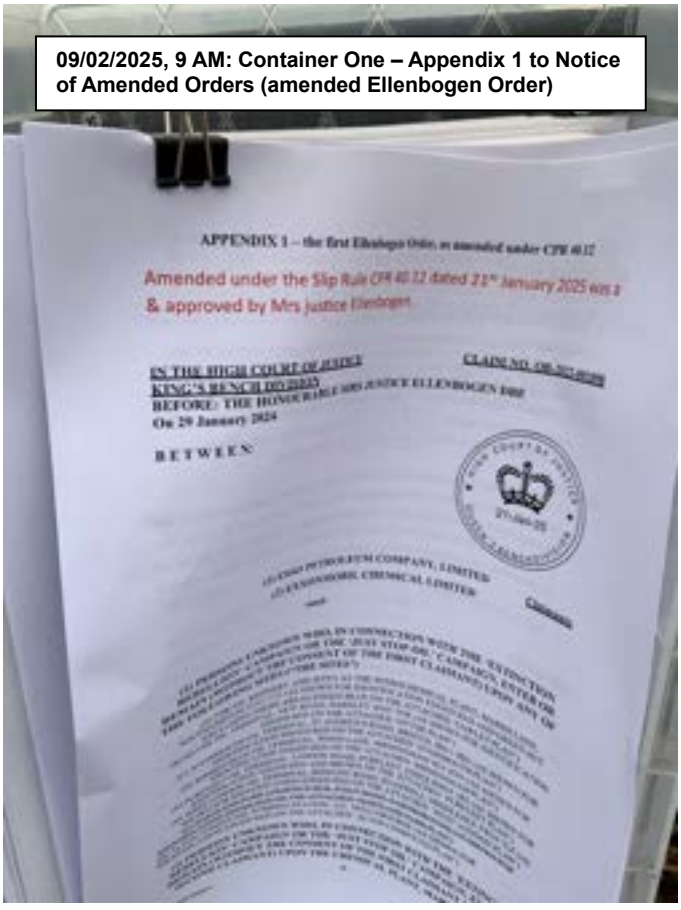
09/02/2025, 9 AM: Container One - Notice of Amended Orders



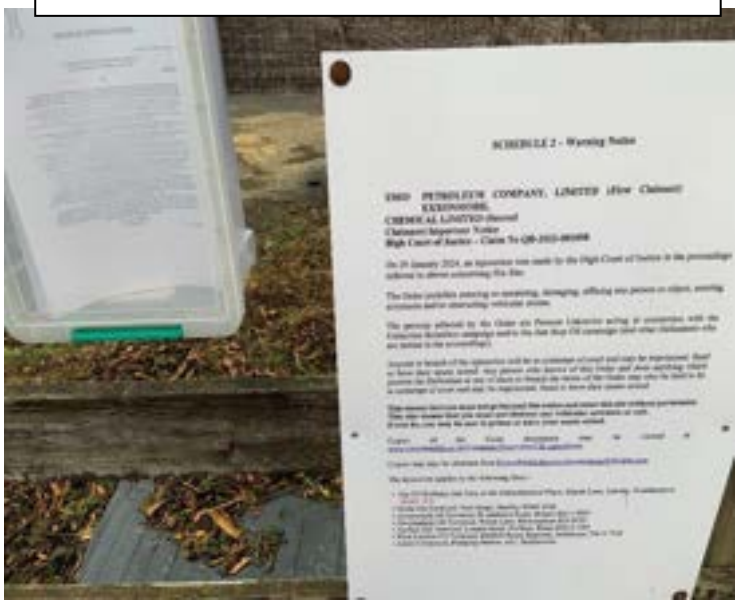
09/02/2025, 9 AM: Amended Warning Notice One



09/02/2025, 9 AM: Container One – Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



09/02/2025, 9 AM: Amended Warning Notice One & Container One with Notice of Amended Orders



West London Location 2 – Attached to fence on the approach road to the terminal on the left-hand side of the entrance

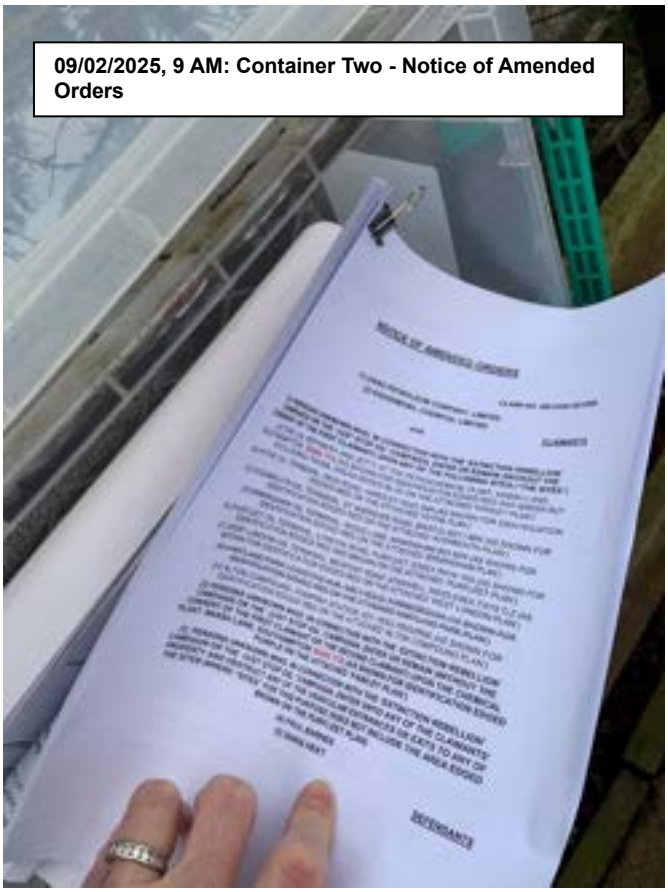
09/02/2025, 9 AM: Amended Warning Notice Two



09/02/2025, 9 AM: Amended Warning Notice Two & Container Two with Notice of Amended Orders



09/02/2025, 9 AM: Container Two - Notice of Amended Orders



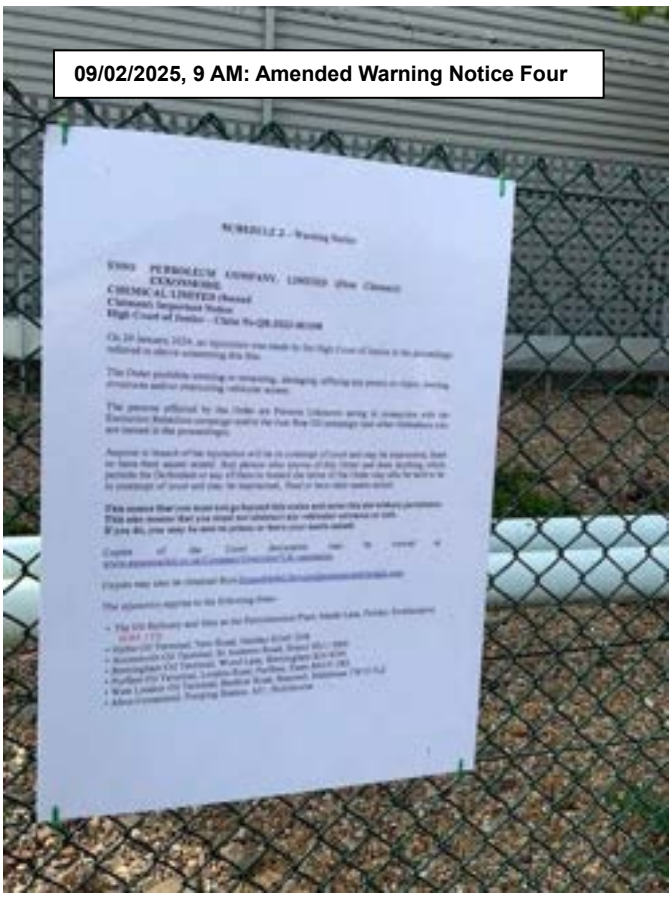
09/02/2025, 9 AM: Container Two – Appendix 1 to Notice of Amended Orders (amended Ellenbogen Order)



West London Location 3 – Sign on right-hand fence further up the entrance road to the site just opposite the pedestrian walkway and car park



West London Location 4 – On the right-hand fence just before the gatehouse entrance to site





From:	Eleanor Clotworthy
Sent:	10 February 2025 18:43
To:	juststopoilpress@protonmail.com
Cc:	Holly Stebbing; Madeline Hallwright
Subject:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	2025.01.21 - Sealed Ellenbogen Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.21 - Sealed Farbey Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.28 - Sealed Tipples Order (Slip Rule Amend to Fawley postcode).pdf; QB-2022-001098 - Claimant's without notice application dated 13 December 2024.pdf

---

To whom it may concern

We enclose, by way of service:

1. 1. the amended orders of Mrs Justice Ellenbogen DBE dated 29 January 2024 (the **first Ellenbogen Order**), Mrs Justice Tipples DBE dated 10 July 2024 (the **Tipples Order**) and Mrs Justice Farbey DBE dated 15 August 2024 (the **Farbey Order**) (together, the **Orders**); and

2. 2. the Claimants' without notice application dated 13 December 2024 to correct the postcode for the Fawley site in each of the Orders (the **Application**)

in relation to the Operating Sites injunction that the Claimants have sought and been granted against various Defendants connected to the Extinction Rebellion or Just Stop Oil campaigns with claim number QB-2022-001098.

The Orders and the Application are being served in the same method as prescribed at paragraphs 12 to 15 of the first Ellenbogen Order and paragraph 5 of the Tipples Order, as varied by paragraph 2 of the Farbey Order.

Copies of the Orders and the Application may also be obtained from Norton Rose Fulbright LLP at the address stated above (Ref: Holly Stebbing, tel: 020 7283 6000) or by emailing ExxonMobil.Service@nortonrosefulbright.com. A notice containing the Orders and the Application can also be viewed at https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP
3 More London Riverside, London, SE1 2AQ, United Kingdom
Tel +44 20 7444 5899 | Fax +44 20 7283 6500
eleanor.clotworthy@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

From:	Eleanor Clotworthy
Sent:	10 February 2025 18:41
To:	enquiries@extinctionrebellion.uk; xr-legal@riseup.net
Cc:	Holly Stebbing; Madeline Hallwright
Subject:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	2025.01.21 - Sealed Ellenbogen Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.21 - Sealed Farbey Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.28 - Sealed Tipples Order (Slip Rule Amend to Fawley postcode).pdf; QB-2022-001098 - Claimant's without notice application dated 13 December 2024.pdf

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Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP
3 More London Riverside, London, SE1 2AQ, United Kingdom
Tel +44 20 7444 5899 | Fax +44 20 7283 6500
eleanor.clotworthy@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

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nortonrosefulbright.com

From:	Microsoft Outlook
Sent:	10 February 2025 18:42
To:	enquiries@extinctionrebellion.uk; xr-legal@riseup.net
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

enquiries@extinctionrebellion.uk (enquiries@extinctionrebellion.uk)

xr-legal@riseup.net (xr-legal@riseup.net)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From:	Microsoft Outlook
Sent:	10 February 2025 18:43
To:	juststopoilpress@protonmail.com
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

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Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

juststopoilpress@protonmail.com (juststopoilpress@protonmail.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From: Extinction Rebellion <enquiries@extinctionrebellion.uk>
Sent: 10 February 2025 18:43
To: Eleanor Clotworthy
Subject: Message Received - QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

External Email - Use Caution

Hello Eleanor Clotworthy,

This is an automated reply to let you know we received your message.

It'll be read - usually within 24 hours - and we'll send you a personal reply, or forward it to an appropriate person within Extinction Rebellion.

To view the status of the ticket or to add comments, you can visit
https://risingup.freshdesk.com/helpdesk/tickets/47673

Thank you for contacting us,
With Love & Kindness from

The XR Public Engagement Working Group

Extinction Rebellion UK - General Enquiries powered by Freshworks

From: xr-legal@riseup.net
Sent: 10 February 2025 18:43
To: Eleanor Clotworthy
Subject: Autoreply for XR Legal Support

External Email - Use Caution

Hi there,

Thanks for getting in touch with the XR Legal Support Team.

We have received your email and are working on getting a response to you ASAP! We are currently quite low in capacity and so our response to your email(s) might be delayed.

If you don't hear from us within two weeks, please email back and we will do our best to get to you sooner.

In the meantime, please have a look at our website (https://www.informeddissent.info), as this may have information to answer your questions.

If your email is related to an upcoming court appearance, we will prioritise your email and get a response to you ASAP. Please also email the XR Arrest Welfare Team (XR-ArrestWelfare@protonmail.com) with the details of your court date.

If your email is related to trainings run by our team, see our Trainings Calendar for details about upcoming Trainings. This can be accessed at this link: https://teamup.com/ksqttxh86ftomucpgu

During Rebellions, where you need an urgent response or if someone has been arrested at an action you are at, please call the XR Legal Back Office on 07749 335574 and we will deal with your query that way.

In Solidarity,
XR Legal Support Team

From:	Eleanor Clotworthy
Sent:	10 February 2025 18:39
To:	hekt@outlook.com
Cc:	Holly Stebbing; Madeline Hallwright
Subject:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	2025.01.21 - Sealed Ellenbogen Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.28 - Sealed Tipples Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.21 - Sealed Farbey Order (Slip Rule Amend to Fawley postcode).pdf; QB-2022-001098 - Claimant's without notice application dated 13 December 2024.pdf

---

Dear Ms Hekt

We enclose, by way of service:

1. 1. the amended orders of Mrs Justice Ellenbogen DBE dated 29 January 2024 (the **first Ellenbogen Order**), Mrs Justice Tipples DBE dated 10 July 2024 (the **Tipples Order**) and Mrs Justice Farbey DBE dated 15 August 2024 (the **Farbey Order**) (together, the **Orders**); and

2. 2. the Claimants' without notice application dated 13 December 2024 to correct the postcode for the Fawley site in each of the Orders (the **Application**)

in relation to the Operating Sites injunction that the Claimants have sought and been granted against various Defendants connected to the Extinction Rebellion or Just Stop Oil campaigns with claim number QB-2022-001098.

The Orders and the Application are being served in the same method as prescribed at paragraphs 12 to 15 of the first Ellenbogen Order and paragraph 5 of the Tipples Order, as varied by paragraph 2 of the Farbey Order.

Please note that, as you are not subject to the injunctions, no action is required of you. We are simply providing you with a copy of the Orders for your information, as we have been ordered to do so by the Court.

Copies of the Orders and the Application may also be obtained from Norton Rose Fulbright LLP at the address stated above (Ref: Holly Stebbing, tel: 020 7283 6000) or by emailing ExxonMobil.Service@nortonrosefulbright.com. A notice containing the Orders and the Application can also be viewed at https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP
3 More London Riverside, London, SE1 2AQ, United Kingdom
Tel +44 20 7444 5899 | Fax +44 20 7283 6500
eleanor.clotworthy@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

From:	Eleanor Clotworthy
Sent:	10 February 2025 18:36
To:	PBHPXR@protonmail.com
Cc:	Holly Stebbing; Madeline Hallwright
Subject:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID1410257]
Attachments:	2025.01.21 - Sealed Ellenbogen Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.21 - Sealed Farbey Order (Slip Rule Amend to Fawley postcode).pdf; 2025.01.28 - Sealed Tipples Order (Slip Rule Amend to Fawley postcode).pdf; QB-2022-001098 - Claimant's without notice application dated 13 December 2024.pdf

---

Dear Mr Barnes

We enclose, by way of service:

1. 1. the amended orders of Mrs Justice Ellenbogen DBE dated 29 January 2024 (the **first Ellenbogen Order**), Mrs Justice Tipples DBE dated 10 July 2024 (the **Tipples Order**) and Mrs Justice Farbey DBE dated 15 August 2024 (the **Farbey Order**) (together, the **Orders**); and

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Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP
3 More London Riverside, London, SE1 2AQ, United Kingdom
Tel +44 20 7444 5899 | Fax +44 20 7283 6500
eleanor.clotworthy@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

From:	Microsoft Outlook
Sent:	10 February 2025 18:37
To:	PBHPXR@protonmail.com
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID1410257]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID1410257].msg

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Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

PBHPXR@protonmail.com (PBHPXR@protonmail.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID1410257]

From:	Microsoft Outlook
Sent:	10 February 2025 18:39
To:	hekt@outlook.com
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

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Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

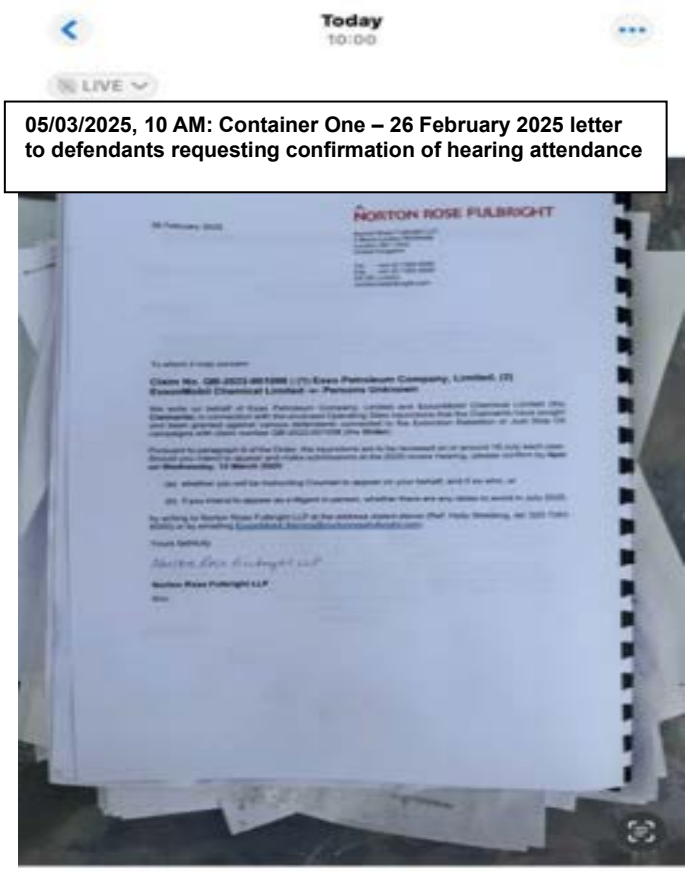
hekt@outlook.com (hekt@outlook.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

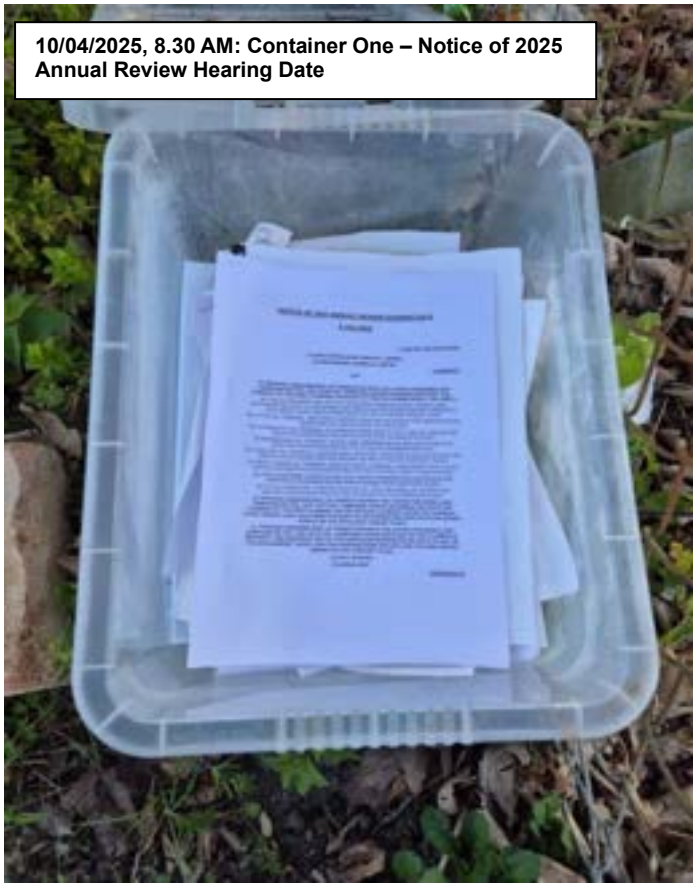
Evidence of Service - Notice of 2025 Annual Review Hearing Date

Alton Compound, Pumping Station

Alton Location 1 – Outside main entrance gate to left-hand side

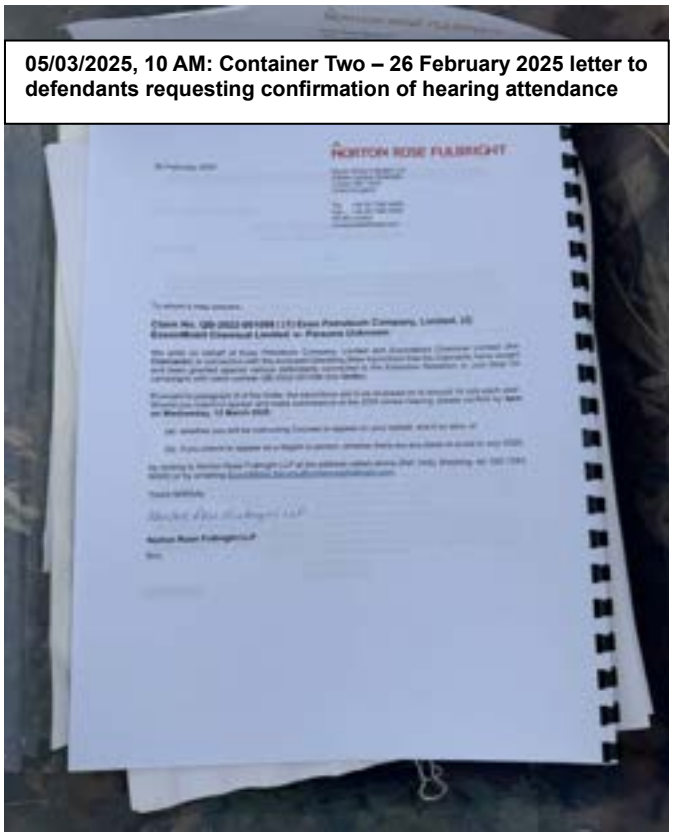


05/03/2025, 10 AM: Container One – 26 February 2025 letter to defendants requesting confirmation of hearing attendance



10/04/2025, 8.30 AM: Container One – Notice of 2025 Annual Review Hearing Date

Alton Location 2 – Back exit gate on the left-hand side



05/03/2025, 10 AM: Container Two – 26 February 2025 letter to defendants requesting confirmation of hearing attendance

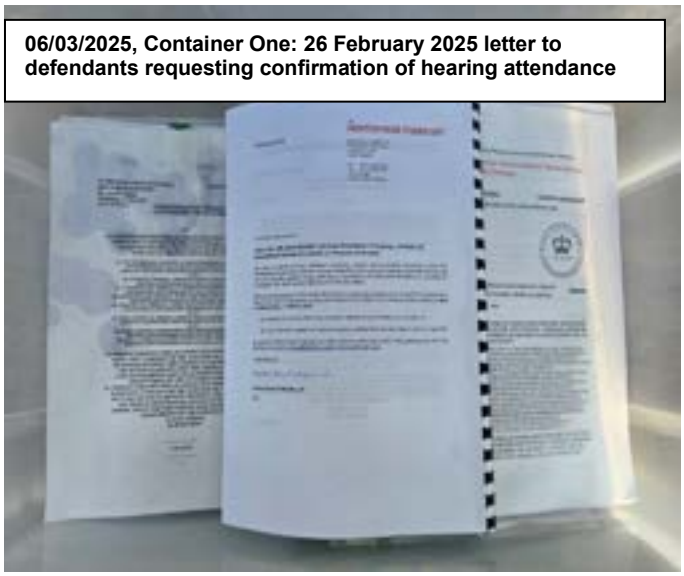


10/04/2025 8.30 AM: Container Two - Notice of 2025 Annual Review Hearing Date

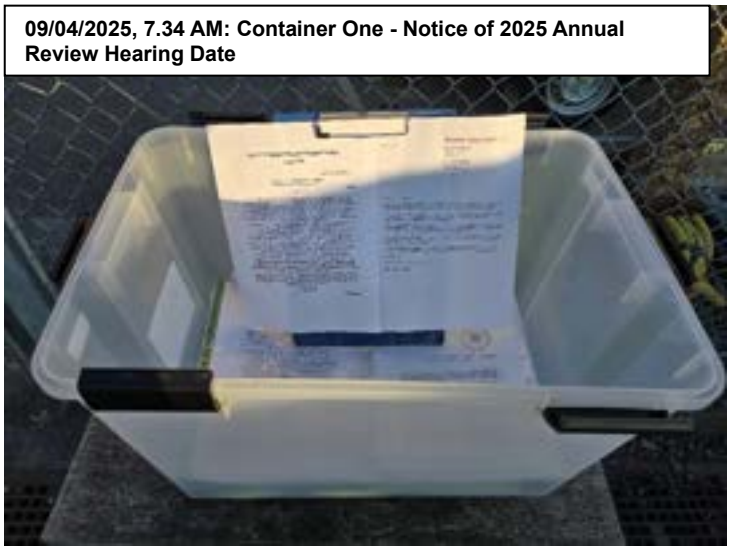
Avonmouth Oil Terminal

Avonmouth Location 1 – By the pedestrian gate entrance

06/03/2025, Container One: 26 February 2025 letter to defendants requesting confirmation of hearing attendance

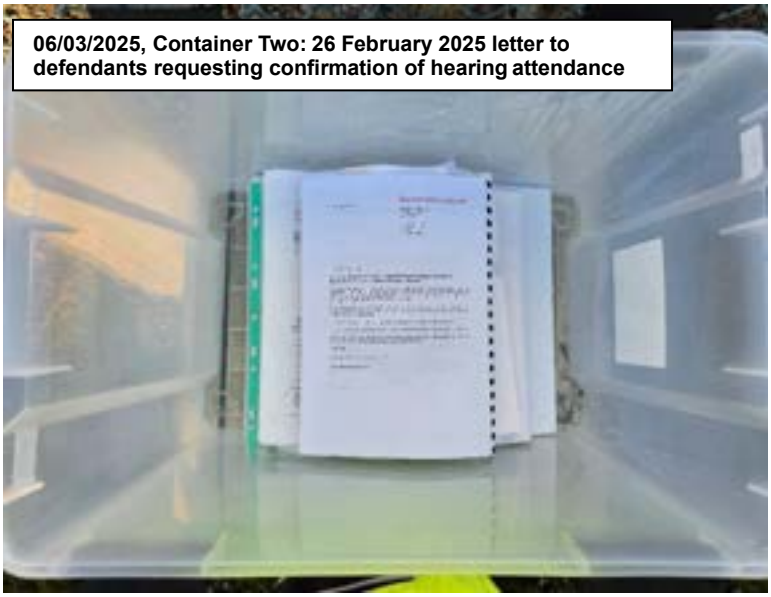


09/04/2025, 7.34 AM: Container One - Notice of 2025 Annual Review Hearing Date

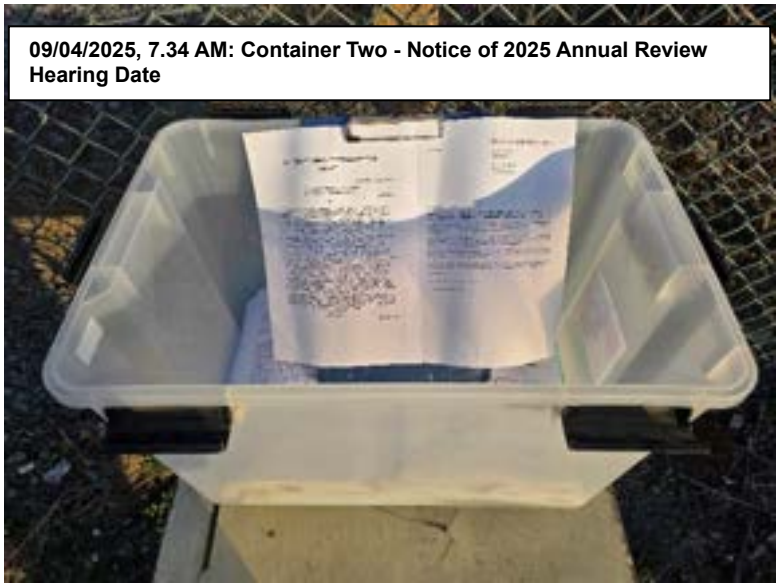


Avonmouth Location 2 – By the main vehicle entrance

06/03/2025, Container Two: 26 February 2025 letter to defendants requesting confirmation of hearing attendance

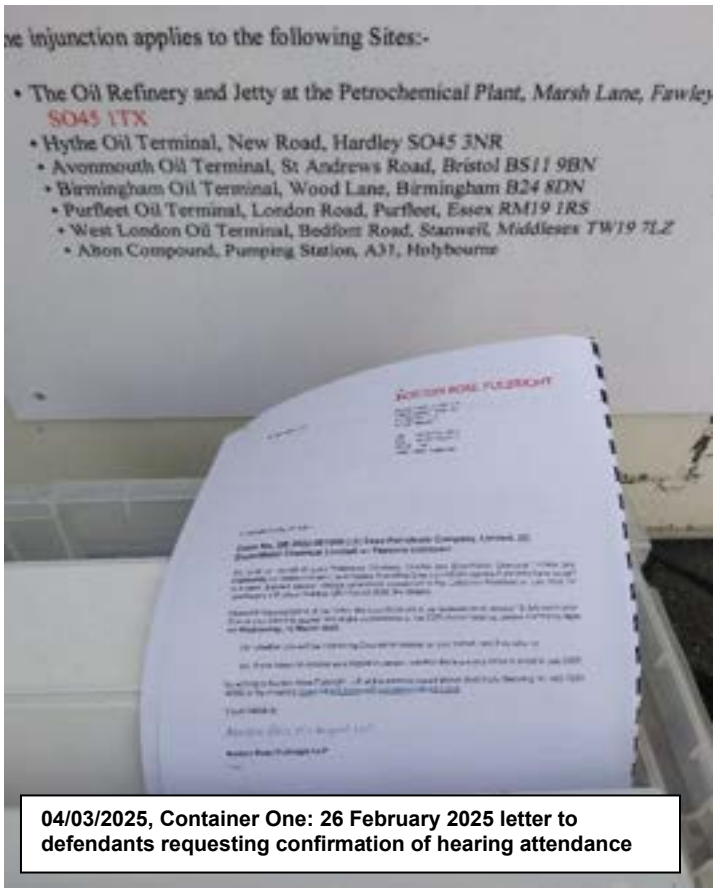


09/04/2025, 7.34 AM: Container Two - Notice of 2025 Annual Review Hearing Date

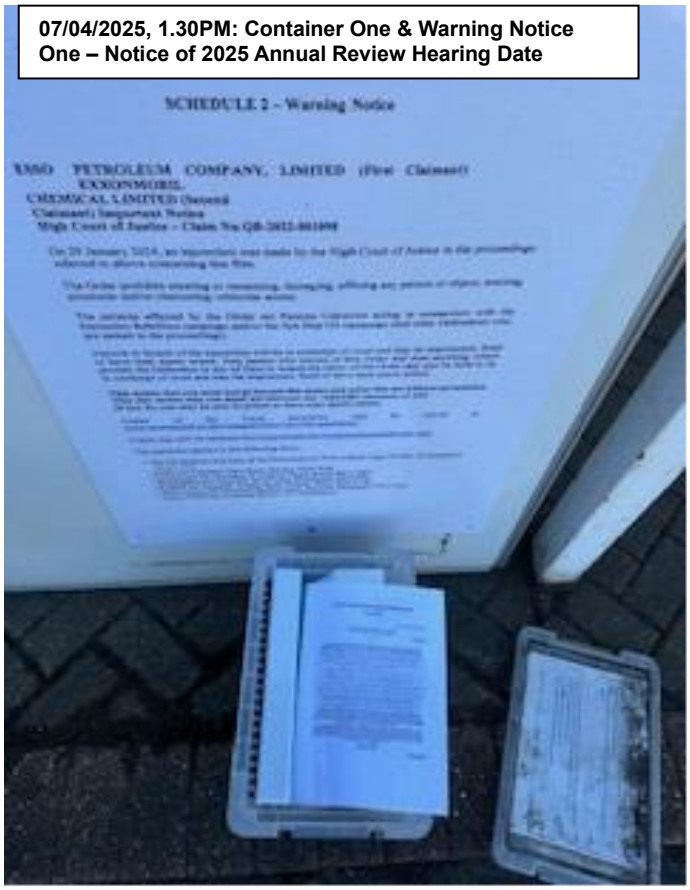


Birmingham Oil Location

Birmingham Location 1 – Main pedestrian entrance for Esso building

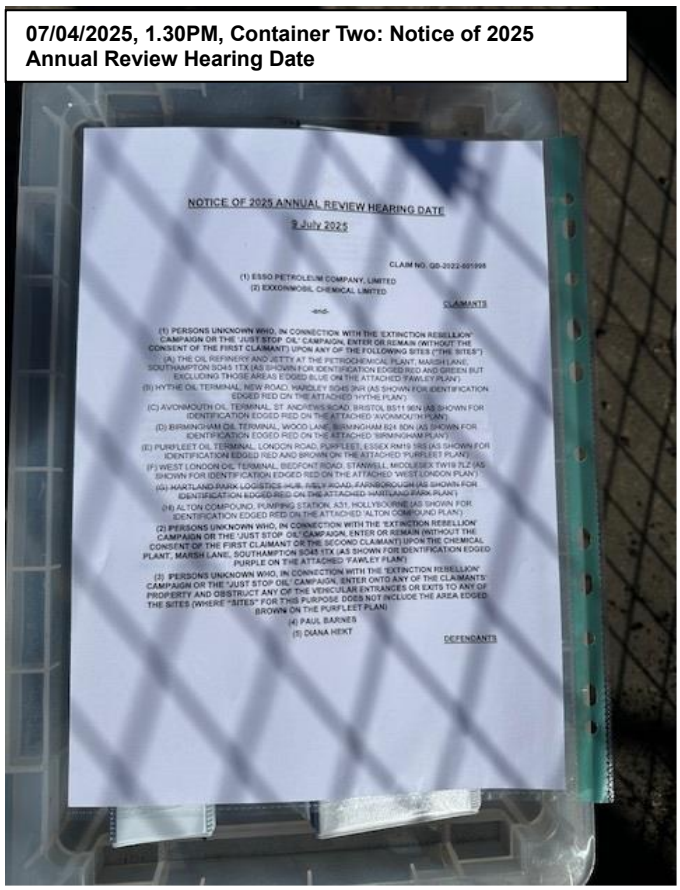


04/03/2025, Container One: 26 February 2025 letter to defendants requesting confirmation of hearing attendance



07/04/2025, 1.30PM: Container One & Warning Notice One – Notice of 2025 Annual Review Hearing Date

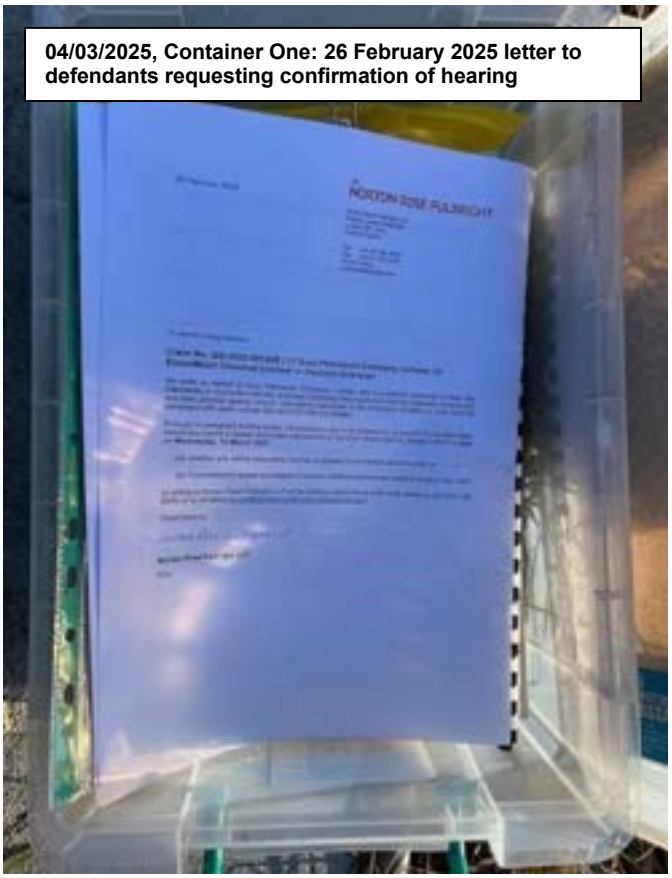
Birmingham Location 2 – Next to driver pedestrian turnstile



07/04/2025, 1.30PM, Container Two: Notice of 2025 Annual Review Hearing Date

The Oil Refinery and Jetty at the Petrochemical Plant, Fawley

Fawley Location 1 – Left hand side of fence on land boundary between public highway (Cadland Road) and ExxonMobil property



04/03/2025, Container One: 26 February 2025 letter to defendants requesting confirmation of hearing



10/04/2025, 10.47 AM: Container One - Notice of 2025 Annual Review Hearing Date

Fawley Location 2 – On left hand side perimeter fence at the end of Marsh Lane adjacent to gate 2 and admin entrance



04/03/2025, Container Two: 26 February 2025 letter to defendants requesting confirmation of hearing attendance



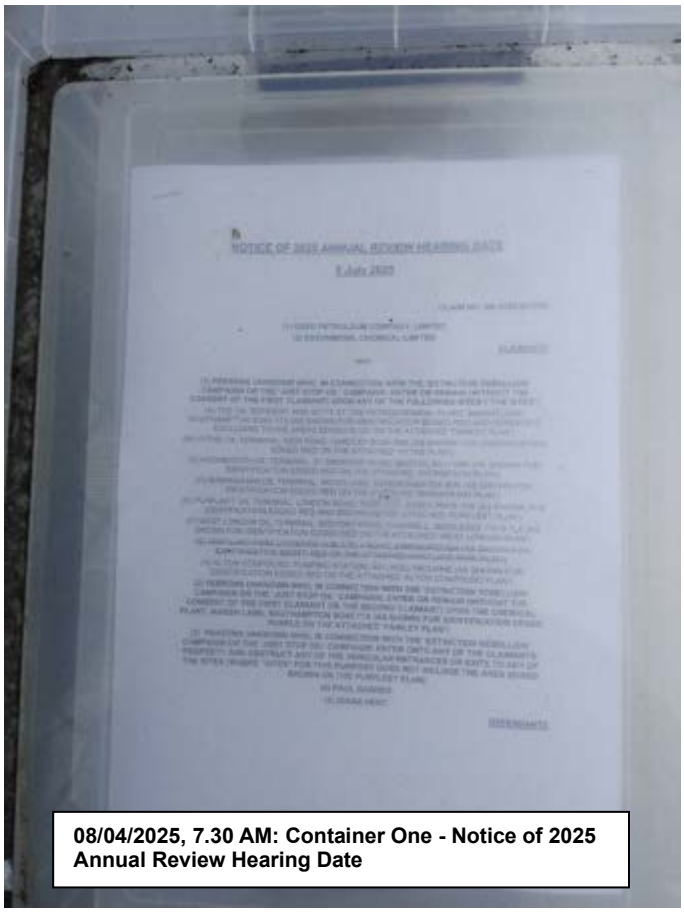
10/04/2025, 10.47 AM: Container Two - Notice of 2025 Annual Review Hearing Date

Hythe Oil Terminal

Hythe Location 1 – On outside of fence, next to footpath from lower carpark up towards terminal entrance



06/03/2025, Container One: 26 February 2025 letter to defendants requesting confirmation of hearing attendance



08/04/2025, 7.30 AM: Container One - Notice of 2025 Annual Review Hearing Date

Hythe Location 2 – On outside of fence in top carpark, next to south emergency access gate



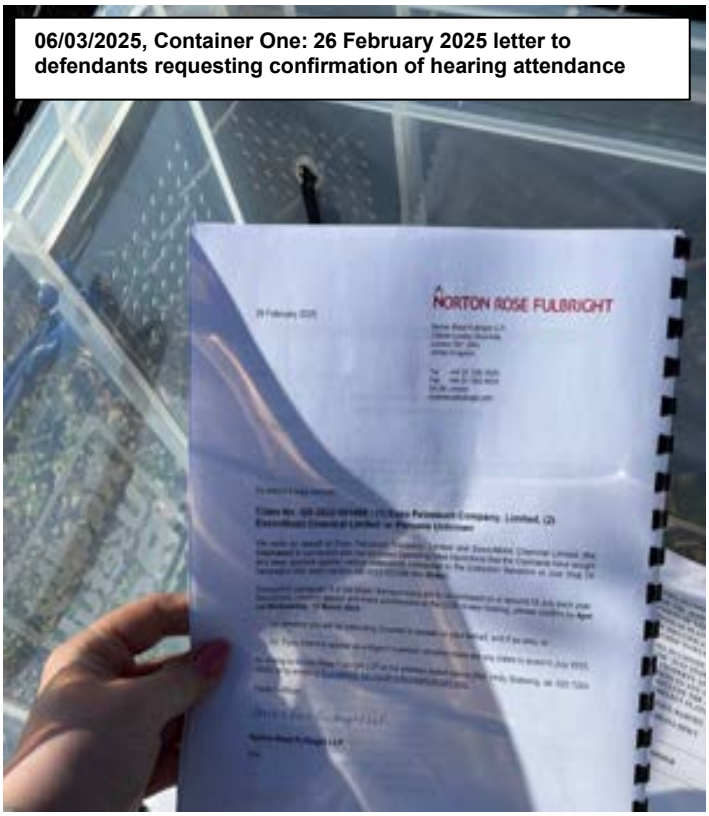
06/03/2025, Container Two: 26 February 2025 letter to defendants requesting confirmation of hearing attendance



08/04/2025, 7.35 AM: Container Two - Notice of 2025 Annual Review Hearing Date

Purfleet Oil Terminal

Purfleet Location 1 – Attached to fence on exit from terminal

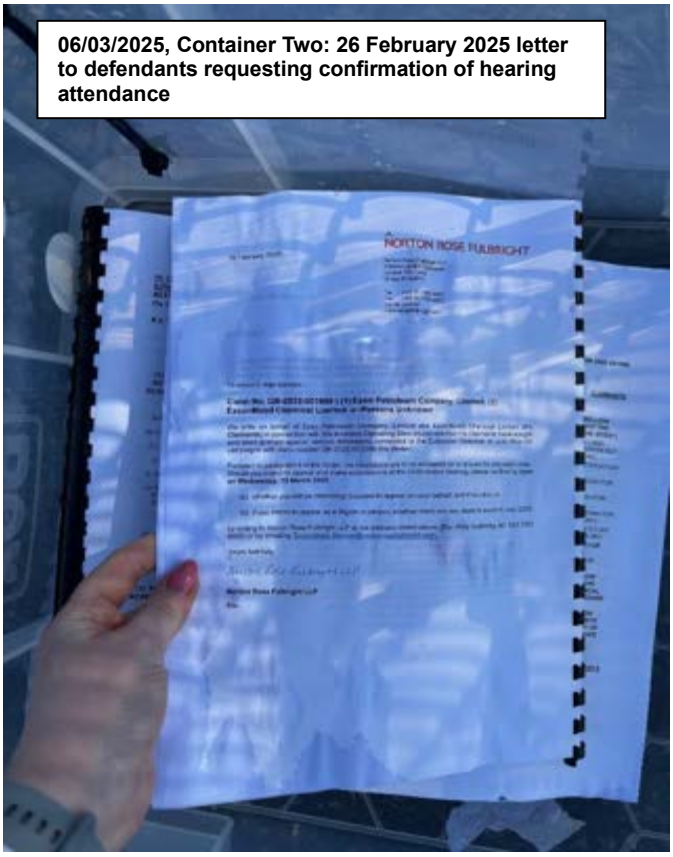


06/03/2025, Container One: 26 February 2025 letter to defendants requesting confirmation of hearing attendance

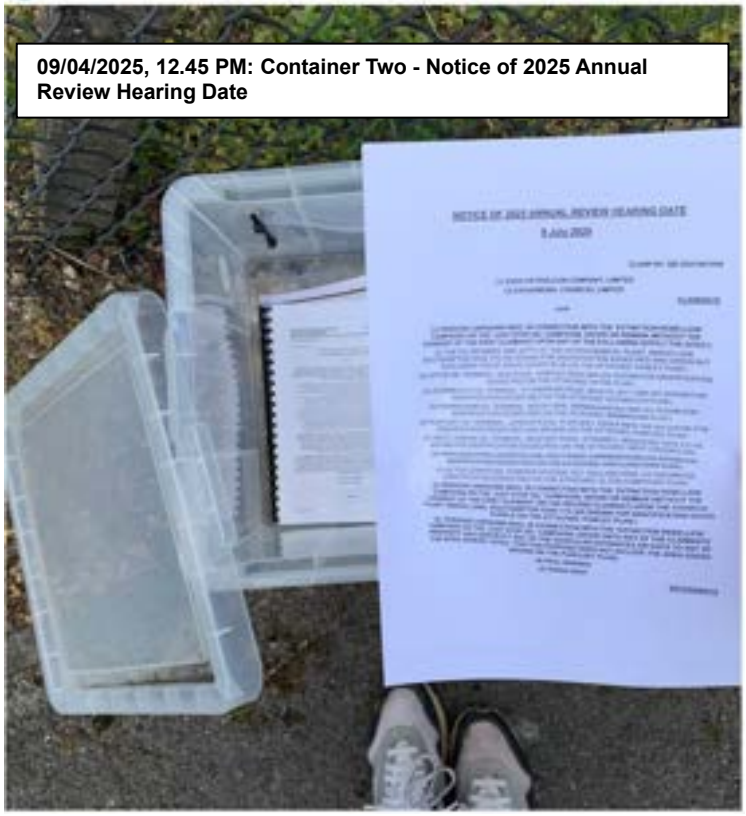


09/04/2025, 12.45 PM: Container One - Notice of 2025 Annual Review Hearing Date

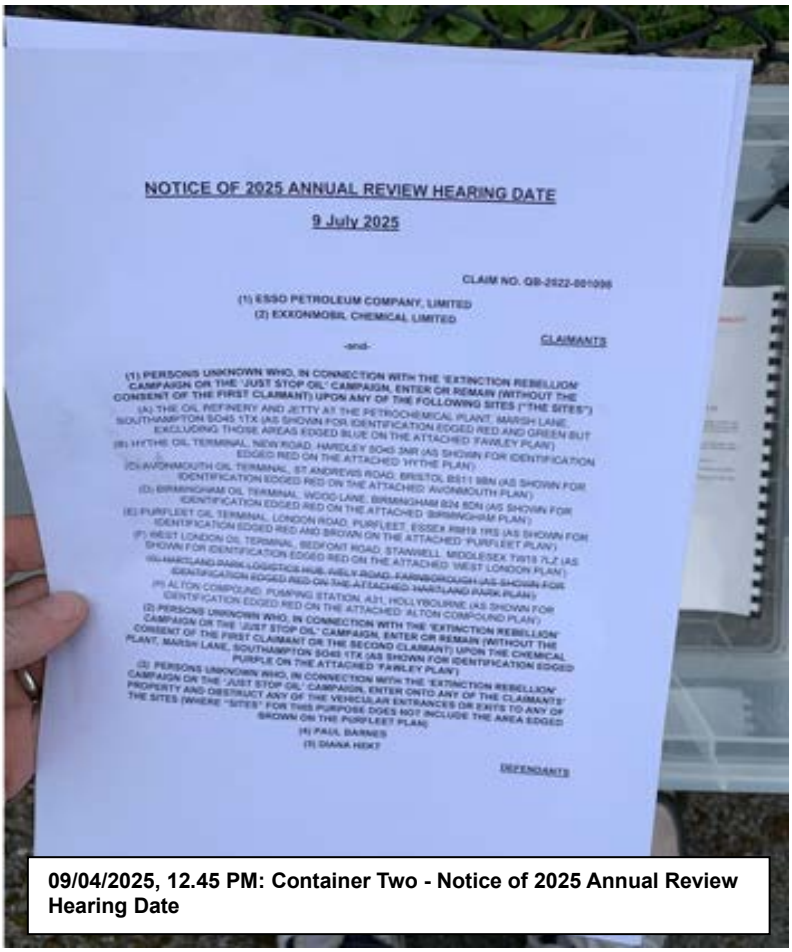
Purfleet Location 2 - Attached to fence on entrance to terminal



06/03/2025, Container Two: 26 February 2025 letter to defendants requesting confirmation of hearing attendance



09/04/2025, 12.45 PM: Container Two - Notice of 2025 Annual Review Hearing Date



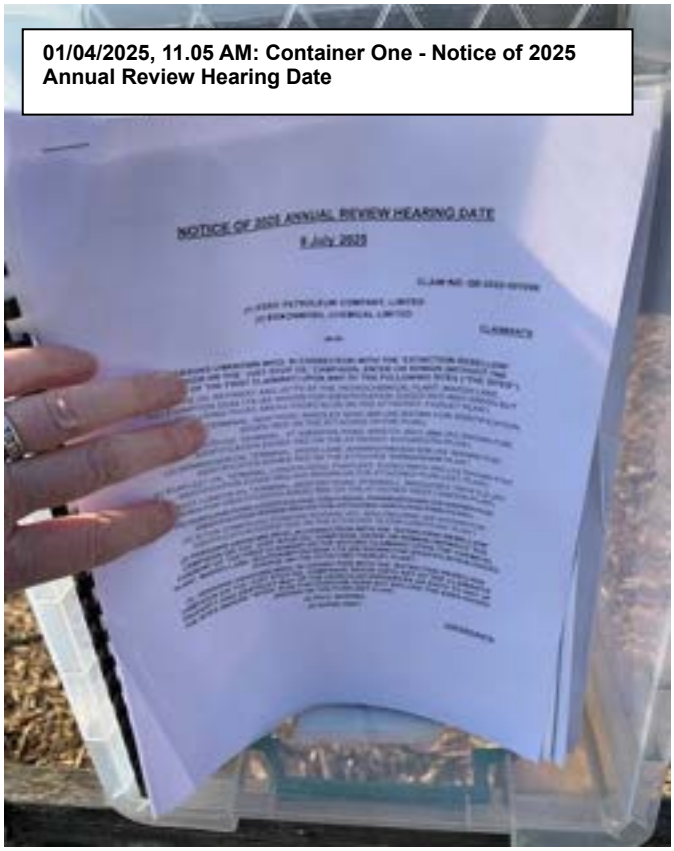
09/04/2025, 12.45 PM: Container Two - Notice of 2025 Annual Review Hearing Date

West London Oil Terminal

West London Location 1 – Attached to fence on the approach road to the terminal on the right-hand side of the entrance

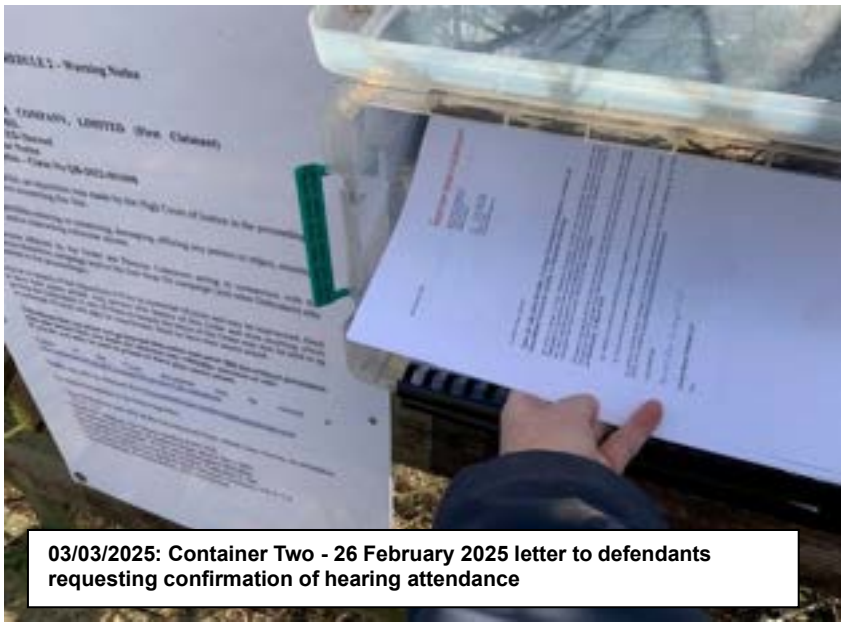


03/03/2025: Container One - 26 February 2025 letter to defendants requesting confirmation of hearing attendance

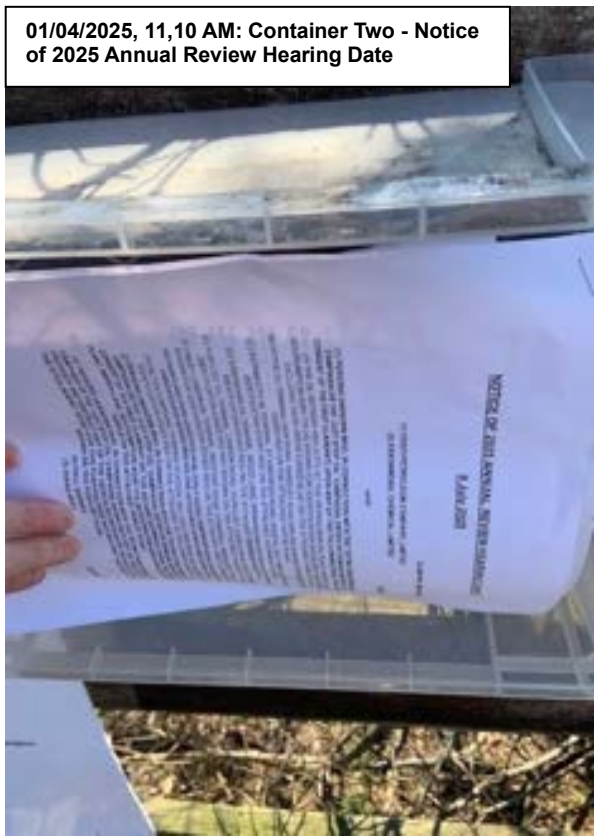


01/04/2025, 11.05 AM: Container One - Notice of 2025 Annual Review Hearing Date

West London Location 2 – Attached to fence on the approach road to the terminal on the left-hand side of the entrance



03/03/2025: Container Two - 26 February 2025 letter to defendants requesting confirmation of hearing attendance



01/04/2025, 11,10 AM: Container Two - Notice of 2025 Annual Review Hearing Date

From: Scott Speirs
Sent: 10 April 2025 10:29
To: juststopoilpress@protonmail.com
Cc: Holly Stebbing
Subject: Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555]
Attachments: 2025.04.10 - Letter from NRF to Just Stop Oil re Annual Review Hearing 9 July 2025.pdf

---

To whom it may concern

Re: Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025

Please see the attached correspondence.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

NORTON ROSE FULBRIGHT

10 April 2025

Norton Rose Fulbright LLP
3 More London Riverside
London SE1 2AQ
United Kingdom

Tel +44 20 7283 6000
Fax +44 20 7283 6500
DX 85 London
nortonrosefulbright.com

Just Stop Oil

By email only: juststopoilpress@protonmail.com

Your reference	**Our reference**
	HMOR/1001267389

To whom it may concern

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown & Ors

We refer to our letter dated 26 February 2025 in connection with the abovementioned proceedings in which we requested that you confirm by 4pm on Wednesday 12 March 2025 whether you intend to appear and make submissions at the 2025 hearing that will be held to review the injunctions pursuant to paragraph 8 of the Order in this claim dated 29 January 2024.

As we did not receive any response to our letter, we confirm that the Claimants have fixed this year's review hearing for **Wednesday, 9 July 2025** with a time estimate of half a day.

If you do intend to appear and make submissions at the review hearing, please confirm by 30 April 2025 whether (i) you will be instructing counsel to appear on your behalf and, if so, who has been instructed; or (ii) you intend to appear as a litigant in person.

A copy of this letter may be obtained from Norton Rose Fulbright LLP at the address stated above or by emailing ExxonMobil.Service@nortonrosefulbright.com. The hearing notice can also be viewed at https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP

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From:	Scott Speirs
Sent:	10 April 2025 10:28
To:	Extinction Rebellion; xr-legal@riseup.net
Cc:	Holly Stebbing
Subject:	Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555]
Attachments:	2025.04.10 - Letter from NRF to Extinction Rebellion re Annual Review Hearing 9 July 2025.pdf

---

To whom it may concern

Re: Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025

Please see the attached correspondence.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
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NORTON ROSE FULBRIGHT

10 April 2025

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3 More London Riverside
London SE1 2AQ
United Kingdom

Tel +44 20 7283 6000
Fax +44 20 7283 6500
DX 85 London
nortonrosefulbright.com

Extinction Rebellion

By email only: enquiries@extinctionrebellion.uk; xr-legal@riseup.net

Your reference	**Our reference**
	HMOR/1001267389

To whom it may concern

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown & Ors

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Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP

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From:	Microsoft Outlook
Sent:	10 April 2025 10:30
To:	juststopoilpress@protonmail.com
Subject:	Relayed: Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555]
Attachments:	Claim No. QB-2022-001098 Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555].msg

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Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

juststopoilpress@protonmail.com (juststopoilpress@protonmail.com)

Subject: Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555]

From:	Microsoft Outlook
Sent:	10 April 2025 10:28
To:	Extinction Rebellion; xr-legal@riseup.net
Subject:	Relayed: Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555]
Attachments:	Claim No. QB-2022-001098 Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Extinction Rebellion (enquiries@extinctionrebellion.uk)

xr-legal@riseup.net (xr-legal@riseup.net)

Subject: Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555]

From: Extinction Rebellion <enquiries@extinctionrebellion.uk>
Sent: 10 April 2025 10:28
To: Scott Speirs
Subject: Message Received - Claim No. QB-2022-001098 | Notice of Annual Review Hearing – 9 July 2025 [NRF_EMEA-UK.FID3210555]

External Email - Use Caution

Hello Scott Speirs,

This is an automated reply to let you know we received your message.

It'll be read - usually within 24 hours - and we'll send you a personal reply, or forward it to an appropriate person within Extinction Rebellion.

To view the status of the ticket or to add comments, you can visit
https://risingup.freshdesk.com/helpdesk/tickets/47900

Thank you for contacting us,
With Love & Kindness from

The XR Public Engagement Working Group

Extinction Rebellion UK - General Enquiries powered by Freshworks

From: xr-legal@riseup.net
Sent: 10 April 2025 10:28
To: Scott Speirs
Subject: Autoreply for XR Legal Support

External Email - Use Caution

Hi there,

Thanks for getting in touch with the XR Legal Support Team.

We have received your email and are working on getting a response to you ASAP! We are currently quite low in capacity and so our response to your email(s) might be delayed.

If you don't hear from us within two weeks, please email back and we will do our best to get to you sooner.

In the meantime, please have a look at our website (https://www.informeddissent.info), as this may have information to answer your questions.

If your email is related to an upcoming court appearance, we will prioritise your email and get a response to you ASAP. Please also email the XR Arrest Welfare Team (XR-ArrestWelfare@protonmail.com) with the details of your court date.

If your email is related to trainings run by our team, see our Trainings Calendar for details about upcoming Trainings. This can be accessed at this link: https://teamup.com/ksqttxh86ftomucpgu

During Rebellions, where you need an urgent response or if someone has been arrested at an action you are at, please call the XR Legal Back Office on 07749 335574 and we will deal with your query that way.

In Solidarity,
XR Legal Support Team

From:	Scott Speirs
Sent:	10 April 2025 10:33
To:	PBHPXR@protonmail.com
Cc:	Holly Stebbing
Subject:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	2025.02.20 - Letter from NRF to Mr Paul Barnes re Annual Review Hearing.pdf; 20240726 - Paul Barnes signed undertaking.pdf; 2025.04.09 - Esso injunction - D4 2025 Undertaking (unsigned).pdf

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Dear Mr Barnes

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

Review Hearing

Further to our letter of 20 February 2025 (**attached**), we write to inform you that the Court has confirmed the annual review hearing for this case will be held on **Wednesday 9 July 2025** with a time estimate of half a day. The hearing date has been confirmed, and can be viewed at: https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Undertakings

We refer to the undertaking you provided to the Court on this matter on 25 July 2024 (**attached**).

The undertaking will expire on 30 June 2025. We, therefore, invite you provide a new undertaking on the same terms to the Court, that will expire on 31 July 2026 or the date of the next review hearing, whichever comes later.

Please find **attached** a draft undertaking in the identical form to your previous undertaking. Should you agree to the attached, please provide a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

DRAFT ORDER

PENAL NOTICE

If you the within named Fourth Defendant disobey the undertakings set out in this order or instruct (which includes training, coaching,

teaching or educating) others to do the acts which you have undertaken not to do, 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 Defendant to breach the undertakings set out in this order may also be held in contempt of court and may be imprisoned, fined or have their assets seized.

IMPORTANT NOTICE TO THE FOURTH DEFENDANT

This order prohibits you from doing the acts set out in paragraphs 3, 4 and 5 below.

You should read it very carefully.

UPON the **Fourth Defendant** having agreed to an order in the terms set out below

AND UPON the **Fourth Defendant** giving undertakings to the Court as set out below

AND UPON the Order of Ellenbogen J dated 29 January 2024;

IT IS ORDERED THAT:

1. There be no order as to costs.

2. Pursuant to CPR r.6.15, r.6.27 and r.81.4(2)(c)-(d), service of this Order and any subsequent court documents in these proceedings on the Fourth Defendant may be effected by alternative means by email to PBHPXR@protonmail.com, and/or by an email to PBHPXR@protonmail.com referencing that the documents can be found at https://www.exxonmobil.co.uk/company/overview/uk-operations, and such service shall be deemed to be good and sufficient service on the Fourth Defendant. Any such document shall be deemed served on the date the email is sent.

UNDERTAKINGS TO THE COURT

The **Fourth Defendant** undertakes to the Court promising as follows:

3. Not to:

(a) enter or remain on any part of the Sites (as defined above) without the Consent of the First Claimant.

(b) damage any part of any of the Sites;

(c) affix themselves or any person or object to any part of any of the Sites;

(d) erect any structures on any part of any of the Sites.

4. Not to:

(a) enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH (the "Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

(b) damage any part of the Chemical Plant;

(c) affix themselves or any person or object at the Chemical Plant;

5. Not to enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

AND TO BE BOUND BY THESE PROMISES UNTIL THE LATER OF 31 July 2026 OR THE DATE OF THE NEXT ANNUAL REVIEW HEARING

STATEMENT

I understand the undertakings that I have given, and that if I break any of my promises to the Court I may be fined, my assets may be seized or I may be sent to prison for contempt of court.

_____

Paul Barnes

Fourth Defendant

_____2025

We consent to an order in these terms

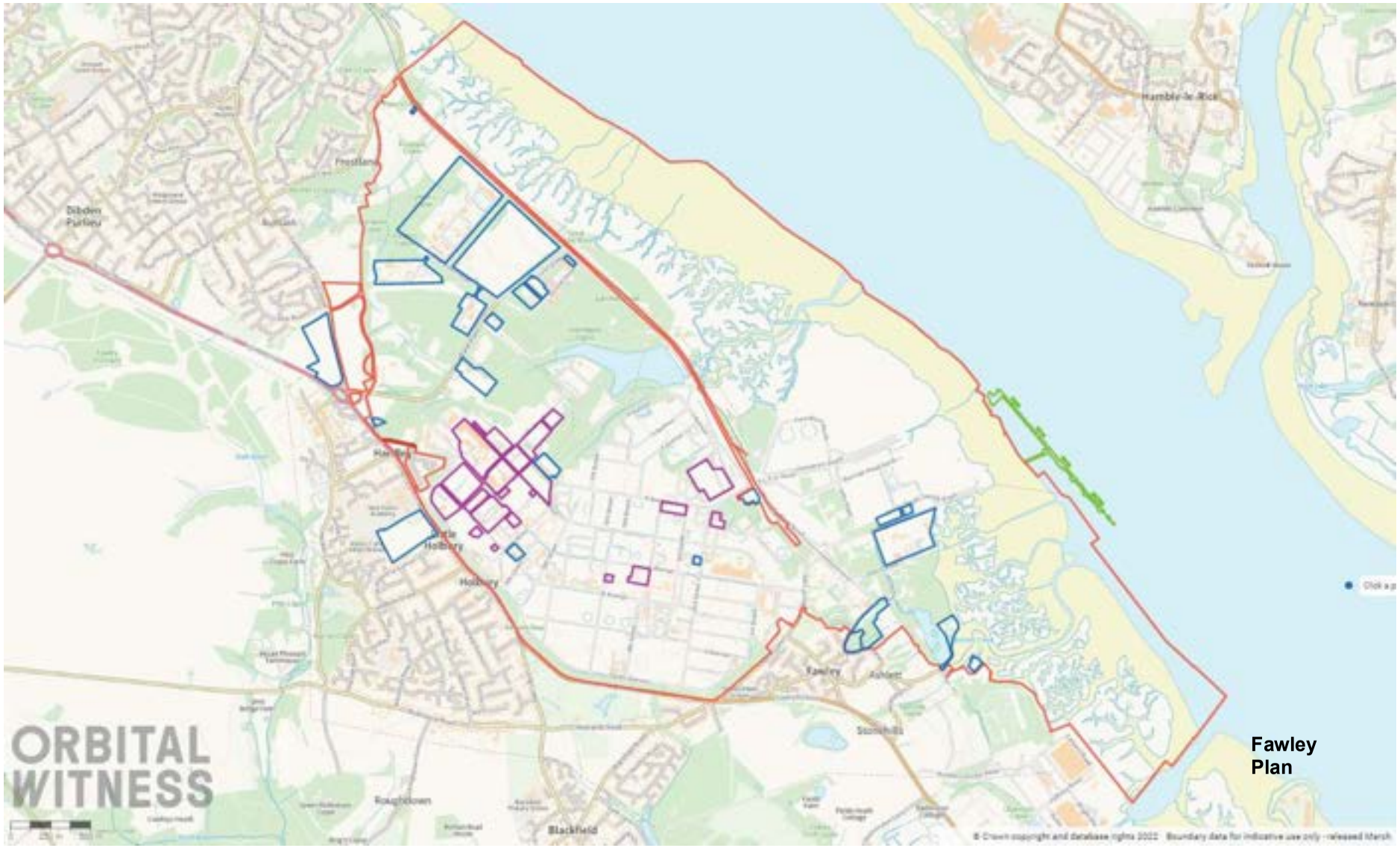
_____

Norton Rose Fulbright LLP

Solicitors for the Claimants

_____2025

Fawley Plan



NORTON ROSE FULBRIGHT

20 February 2025

Norton Rose Fulbright LLP
3 More London Riverside
London SE1 2AQ
United Kingdom

Tel +44 20 7283 6000
Fax +44 20 7283 6500
DX 85 London
nortonrosefulbright.com

Mr Paul Barnes

By email only: PBHPXR@protonmail.com

Your reference	**Our reference**
	HMOR/1001267389

Dear Mr Barnes

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown

We write on behalf of Esso Petroleum Company, Limited and ExxonMobil Chemical Limited (the **Claimants**) in connection with the enclosed Operating Sites injunctions that the Claimants have sought and been granted against various defendants connected to the Extinction Rebellion or Just Stop Oil campaigns with claim number QB-2022-001098 (the **Order**).

Pursuant to paragraph 8 of the Order, the injunctions are to be reviewed on or around 18 July each year. Should you intend to appear and make submissions at the 2025 review hearing, please confirm (i) whether you will be instructing Counsel to appear on your behalf, and if so who; or (ii) if you intend to appear as a litigant in person, whether there are any dates to avoid in July 2025.

Please provide your response to the above questions by **4pm on Thursday, 6 March 2025** by writing to Norton Rose Fulbright LLP at the address stated above (Ref: Holly Stebbing, tel: 020 7283 6000) or by emailing ExxonMobil.Service@nortonrosefulbright.com, so that the Claimants can take steps to fix this year's annual review hearing. If you do not intend to appear and make submissions, there is no need to respond to this letter.

Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP

Enc.

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From:	Scott Speirs
Sent:	10 April 2025 10:35
To:	Diana Hekt
Cc:	Holly Stebbing
Subject:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	2025.02.20 - Letter from NRF to Ms Diana Hekt re Annual Review Hearing.pdf; 2024.06.10 - Diana Hekt undertaking.pdf; 2025.04.09 - Esso injunction - D5 2025 Undertaking (unsigned).pdf

---

Dear Ms Hekt

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

Review Hearing

Further to our letter of 20 February 2025 (**attached**), we write to inform you that the Court has confirmed the annual review hearing for this case will be held on **Wednesday 9 July 2025** with a time estimate of half a day. The hearing date has been confirmed and can be viewed at: https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Undertakings

We refer to the assurance you provided to the Court on this matter on 10 July 2024 (**attached**).

The assurance will expire on 30 June 2025. We, therefore, invite you to provide an undertaking to the Court, that will expire on 31 July 2026 or the date of the next review hearing, whichever comes later.

Please find **attached** a draft undertaking in materially identical form to your previous undertaking. Should you agree the attached, please provided a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

DRAFT ORDER

PENAL NOTICE

If you the within named Fifth Defendant disobey the undertakings set out in this order or instruct (which includes training, coaching,

teaching or educating) others to do the acts which you have undertaken not to do, 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 Defendant to breach the undertakings set out in this order may also be held in contempt of court and may be imprisoned, fined or have their assets seized.

IMPORTANT NOTICE TO THE FIFTH DEFENDANT

This order prohibits you from doing the acts set out in paragraphs 3, 4 and 5 below.

You should read it very carefully.

UPON the **Fifth Defendant** having agreed to an order in the terms set out below

AND UPON the **Fifth Defendant** giving undertakings to the Court as set out below

AND UPON the Order of Ellenbogen J dated 29 January 2024;

IT IS ORDERED THAT:

1. There be no order as to costs.

2. Pursuant to CPR r.6.15, r.6.27 and r.81.4(2)(c)-(d), service of this Order and any subsequent court documents in these proceedings on the Fifth Defendant may be effected by alternative means by email to hekt@outlook.com, and/or by an email to hekt@outlook.com referencing that the documents can be found at https://www.exxonmobil.co.uk/company/overview/uk-operations, and such service shall be deemed to be good and sufficient service on the Fifth Defendant. Any such document shall be deemed served on the date the email is sent.

UNDERTAKINGS TO THE COURT

The **Fifth Defendant** undertakes to the Court promising as follows:

3. Not to:

(a) enter or remain on any part of the Sites (as defined above) without the Consent of the First Claimant.

(b) damage any part of any of the Sites;

(c) affix themselves or any person or object to any part of any of the Sites;

(d) erect any structures on any part of any of the Sites.

4. Not to:

(a) enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH (the "Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

(b) damage any part of the Chemical Plant;

(c) affix themselves or any person or object at the Chemical Plant;

5. Not to enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

AND TO BE BOUND BY THESE PROMISES UNTIL THE LATER OF 31 July 2026 OR THE DATE OF THE NEXT ANNUAL REVIEW HEARING

STATEMENT

I understand the undertakings that I have given, and that if I break any of my promises to the Court I may be fined, my assets may be seized or I may be sent to prison for contempt of court.

_____

Diana Hekt

Fifth Defendant

_____ 2025

We consent to an order in these terms

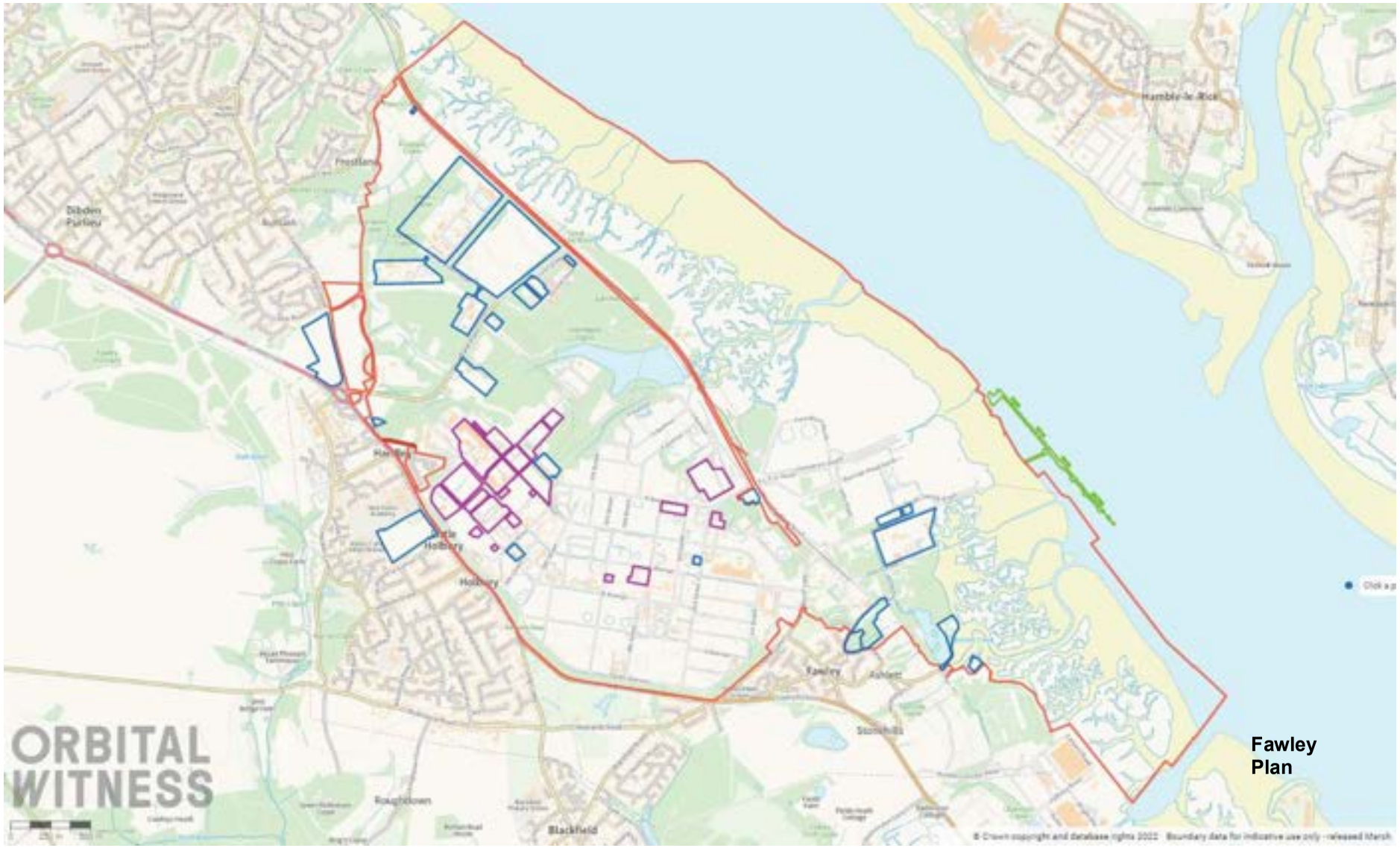
_____

Norton Rose Fulbright LLP

Solicitors for the Claimants

_____ 2025

Fawley Plan



NORTON ROSE FULBRIGHT

20 February 2025

Norton Rose Fulbright LLP
3 More London Riverside
London SE1 2AQ
United Kingdom

Tel +44 20 7283 6000
Fax +44 20 7283 6500
DX 85 London
nortonrosefulbright.com

Ms Diana Hekt

By email only: hekt@outlook.com

Your reference

Our reference
HMOR/1001267389

Dear Ms Hekt

Claim No. QB-2022-001098 | (1) Esso Petroleum Company, Limited, (2) ExxonMobil Chemical Limited -v- Persons Unknown

We write on behalf of Esso Petroleum Company, Limited and ExxonMobil Chemical Limited (the **Claimants**) in connection with the enclosed Operating Sites injunctions that the Claimants have sought and been granted against various defendants connected to the Extinction Rebellion or Just Stop Oil campaigns with claim number QB-2022-001098 (the **Order**).

Pursuant to paragraph 8 of the Order, the injunctions are to be reviewed on or around 18 July each year. Should you intend to appear and make submissions at the 2025 review hearing, please confirm (i) whether you will be instructing Counsel to appear on your behalf, and if so who; or (ii) if you intend to appear as a litigant in person, whether there are any dates to avoid in July 2025.

Please provide your response to the above questions by **4pm on Thursday, 6 March 2025** by writing to Norton Rose Fulbright LLP at the address stated above (Ref: Holly Stebbing, tel: 020 7283 6000) or by emailing ExxonMobil.Service@nortonrosefulbright.com, so that the Claimants can take steps to fix this year's annual review hearing. If you do not intend to appear and make submissions, there is no need to respond to this letter.

Yours faithfully

Norton Rose Fulbright LLP

Norton Rose Fulbright LLP

Enc.

Norton Rose Fulbright LLP is a limited liability partnership registered in England and Wales with number OC328697, and is authorised and regulated by the Solicitors Regulation Authority. A list of its members and of the other partners is available at its registered office, 3 More London Riverside, London SE1 2AQ; reference to a partner is to a member or to an employee or consultant with equivalent standing and qualification employed or engaged by Norton Rose Fulbright LLP or any of its affiliates.

Norton Rose Fulbright LLP, Norton Rose Fulbright Australia, Norton Rose Fulbright Canada LLP, Norton Rose Fulbright South Africa Inc and Norton Rose Fulbright US LLP are separate legal entities and all of them are members of Norton Rose Fulbright Verein, a Swiss verein. Norton Rose Fulbright Verein helps coordinate the activities of the members but does not itself provide legal services to clients. Details of each entity, with certain regulatory information, are available at nortonrosefulbright.com.

From:	Microsoft Outlook
Sent:	10 April 2025 10:33
To:	PBHPXR@protonmail.com
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

PBHPXR@protonmail.com (PBHPXR@protonmail.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From:	Microsoft Outlook
Sent:	10 April 2025 10:36
To:	Diana Hekt
Subject:	Relayed: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Diana Hekt (hekt@outlook.com)

Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From: Scott Speirs
Sent: 07 May 2025 16:50
To: PBHPXR@protonmail.com
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: 2025.04.09 - Esso injunction - D4 2025 Undertaking (unsigned).pdf; 20240726 - Paul Barnes signed undertaking.pdf

---

Dear Mr Barnes

RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to our email sent on 10 April 2025 concerning the upcoming review hearing on this matter on 9 July 2025 and the undertaking you provided to the Court on 25 July 2024.

We would be grateful if you would confirm if you agree to renew the undertaking in the form attached. Should you agree to the attached, please provide a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 10 April 2025 10:33
To: PBHPXR@protonmail.com
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Mr Barnes

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

Review Hearing

Further to our letter of 20 February 2025 (**attached**), we write to inform you that the Court has confirmed the annual review hearing for this case will be held on **Wednesday 9 July 2025** with a time estimate of half a day. The hearing date has been confirmed, and can be viewed at: https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Undertakings

We refer to the undertaking you provided to the Court on this matter on 25 July 2024 (**attached**).

The undertaking will expire on 30 June 2025. We, therefore, invite you provide a new undertaking on the same terms to the Court, that will expire on 31 July 2026 or the date of the next review hearing, whichever comes later.

Please find **attached** a draft undertaking in the identical form to your previous undertaking. Should you agree to the attached, please provide a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your

undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
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Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From:	Scott Speirs
Sent:	07 May 2025 16:55
To:	Diana Hekt
Cc:	Holly Stebbing
Subject:	RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	2024.06.10 - Diana Hekt undertaking.pdf; 2025.04.09 - Esso injunction - D5 2025 Undertaking (unsigned).pdf

---

Dear Ms Hekt

RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to our email sent on 10 April 2025 concerning the upcoming review hearing on this matter on 9 July 2025 and the undertaking you provided to the Court on 10 July 2024.

We would be grateful if you would confirm if you agree to renew the undertaking in the form attached. Should you agree the attached, please provide a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 10 April 2025 10:35
To: Diana Hekt
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Ms Hekt

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

Review Hearing

Further to our letter of 20 February 2025 (**attached**), we write to inform you that the Court has confirmed the annual review hearing for this case will be held on **Wednesday 9 July 2025** with a time estimate of half a day. The hearing date has been confirmed and can be viewed at: https://www.exxonmobil.co.uk/Company/Overview/UK-operations.

Undertakings

We refer to the assurance you provided to the Court on this matter on 10 July 2024 (**attached**).

The assurance will expire on 30 June 2025. We, therefore, invite you to provide an undertaking to the Court, that will expire on 31 July 2026 or the date of the next review hearing, whichever comes later.

Please find **attached** a draft undertaking in materially identical form to your previous undertaking. Should you agree the attached, please provided a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your

undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright
Scott Speirs | Senior Associate

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Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
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scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From:	Microsoft Outlook
Sent:	07 May 2025 16:50
To:	PBHPXR@protonmail.com
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

PBHPXR@protonmail.com (PBHPXR@protonmail.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From:	Microsoft Outlook
Sent:	07 May 2025 16:55
To:	Diana Hekt
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Diana Hekt (hekt@outlook.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

7th May 2025

Dear Norton Rose Fulbright

Thank you for your email. As a named defendant on the above injunction I would very much like to opt for the documents you are apparently obliged to send me to be referenced at https://www.exxonmobil.co.uk/company/overview/uk-

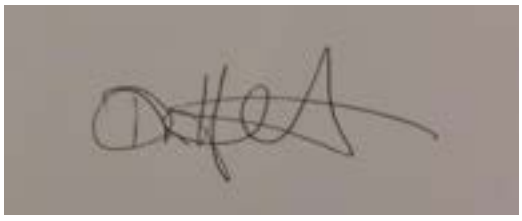
operations<https://www.exxonmobil.co.uk/company/overview/uk-operations>)

or to be emailed to me (at hekt@outlook.com<mailto:hekt@outlook.com>) rather than continuing to have hard copies sent through the post.

Better still I would like to request at tomorrow's court hearing that my name be removed from the injunction altogether. I have no intention of breaching this injunction or any other.

I hope to hear your response soon.

With thanks



Diana Hekt

From: Scott Speirs
Sent: 13 May 2025 15:14
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: 2025.04.09 - Esso injunction - D5 2025 Undertaking (unsigned).pdf

---

Dear Diana

Thank you for your email and attached letter.

Please note, as noted in our previous email, the hearing for this matter is on 9 July 2025. The court has not yet announced a listing time or court room number, but we will provide once we have it, should you wish to attend.

The undertaking you previously provided expires on 30 June 2025. The court may order at the upcoming hearing you will be subject to the injunction again. If you wish to continue to be subject to your undertaking and not the injunction then we ask you sign the attached which is in the form the court will expect.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

-----Original Message-----
From: Diana Hekt
Sent: 08 May 2025 00:48
To: Scott Speirs
Subject: Re: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Scott Spiers

Thank you for your email albeit allowing little time for me to respond.

Please find attached my latest signed undertaking as advised. I trust it will be in time to be included in the court hearing.

With best wishes

Diana Hekt

_____

From: Scott Speirs
Sent: Wednesday, May 07, 2025 16:55
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Ms Hekt RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others We refer to our email sent on 10 April 2025 concerning the upcoming review hearing on this matter on 9 July 2025 and the undertaking you provided to the Court on 10 July 2024. We would be grateful if you would confirm if you agree to renew the undertaking in the form attached. Should you agree the attached, please provide a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email. Yours faithfullyNorton Rose Fulbright Scott Speirs | Senior AssociateNorton Rose Fulbright LLPQuayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United KingdomTel +44 20 7444 2441 | Mob +44 75111 76603scott.speirs@nortonrosefulbright.comNORTON ROSE FULBRIGHTLaw around the worldnortonrosefulbright.com From: Scott Speirs Sent: 10 April 2025 10:35To: Diana Hekt <hekt@outlook.com>Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555] Dear Ms Hekt QB-2022-001098 Esso Petroleum and another v Persons Unknown and others Review Hearing Further to our letter of 20 February 2025 (attached), we write to inform you that the Court has confirmed the annual review hearing for this case will be held on Wednesday 9 July 2025 with a time estimate of half a day. The hearing date has been confirmed and can be viewed at: https://www.exxonmobil.co.uk/Company/Overview/UK-operations. Undertakings We refer to the assurance you provided to the Court on this matter on 10 July 2024 (attached). The assurance will expire on 30 June 2025. We, therefore, invite you to provide an undertaking to the Court, that will expire on 31 July 2026 or the date of the next review hearing, whichever comes later. Please find attached a draft undertaking in materially identical form to your previous undertaking. Should you agree the attached, please provided a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email. Yours faithfully Norton Rose Fulbright Scott Speirs | Senior AssociateNorton Rose Fulbright LLPQuayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United KingdomTel +44 20 7444 2441 | Mob +44 75111 76603scott.speirs@nortonrosefulbright.comNORTON ROSE FULBRIGHTLaw around the worldnortonrosefulbright.com CONFIDENTIALITY NOTICE: This email, including any attachments, is confidential and may be privileged. If you are not the intended recipient please notify the sender immediately, and please delete it; you should not copy it or use it for any purpose or disclose its contents to any other person. Norton Rose Fulbright LLP and its affiliates reserve the right to monitor all email communications through their networks. Norton Rose Fulbright LLP is a limited liability partnership registered in England and Wales with number OC328697, and is authorised and regulated by the Solicitors Regulation Authority. A list of its members and of the other partners is available at its registered office, 3 More London Riverside, London SE1 2AQ; reference to a partner is to a member or to an employee or consultant with equivalent standing and qualification employed or engaged by Norton Rose Fulbright LLP or any of its affiliates. Norton Rose Fulbright LLP, Norton Rose Fulbright Australia, Norton Rose Fulbright Canada LLP, Norton Rose Fulbright South Africa Inc and Norton Rose Fulbright US LLP are separate legal entities and all of them are members of Norton Rose Fulbright Verein, a Swiss verein. Norton Rose Fulbright Verein helps coordinate the activities of the members but does not itself provide legal services to clients. Details of each entity, with certain regulatory information, are available at nortonrosefulbright.com.

From:	Microsoft Outlook
Sent:	13 May 2025 15:14
To:	Diana Hekt
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Diana Hekt (hekt@outlook.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From: Scott Speirs
Sent: 15 May 2025 10:18
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: 2025.04.09 - Esso injunction - D5 2025 Undertaking (unsigned).pdf

---

Dear Diana

There appears to be some confusion. The word document you have provided and signed (called "Dear Norton Rose Fulbright dated") is a different document to the PDF document (called "2025.04.09 – Esso injunction – D5 2025 Undertaking (unsigned).pdf") we have attached to our previous emails.

Further to our previous email, the **attached** document is the undertaking I referred to. It is intended to replace the previous undertaking you provided, which expires on 30 June 2025. As previously noted, this contains a penal notice meaning if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized.

I am not aware that we did ask for the undertaking to be returned immediately. As previously noted, the court hearing is on 9 July 2025. If you sign the **attached** undertaking (called "2025.04.09 – Esso injunction – D5 2025 Undertaking (unsigned).pdf") we will provide it to the court ahead of the hearing. You should be able to copy and paste the signature from your letter onto this document if you choose to sign it.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

-----Original Message-----
From: Diana Hekt
Sent: 14 May 2025 14:50
To: Scott Speirs
Cc: Holly Stebbing
Subject: Re: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Scott Spiers

I find your emails very opaque!

I have already signed the letter you attach, and though you have changed the wording I see no reason why my signature can't be applied to this version.

I don't understand why you have sent the letter twice nor why you asked me to email it immediately the first time. I'll be grateful if you can answer my concerns.

Looking forward to hearing from you.

Diana

_____

From: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Sent: 13 May 2025 15:13
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Diana

Thank you for your email and attached letter.

Please note, as noted in our previous email, the hearing for this matter is on 9 July 2025. The court has not yet announced a listing time or court room number, but we will provide once we have it, should you wish to attend.

The undertaking you previously provided expires on 30 June 2025. The court may order at the upcoming hearing you will be subject to the injunction again. If you wish to continue to be subject to your undertaking and not the injunction then we ask you sign the attached which is in the form the court will expect.

Yours faithfully

Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP

Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom

Tel +44 20 7444 2441 | Mob +44 75111 76603

scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world

nortonrosefulbright.com

-----Original Message-----

From:	Microsoft Outlook
Sent:	15 May 2025 10:18
To:	Diana Hekt
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

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Diana Hekt (hekt@outlook.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From:	Scott Speirs
Sent:	12 June 2025 10:32
To:	PBHPXR@protonmail.com
Cc:	Holly Stebbing
Subject:	RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	2025.04.09 - Esso injunction - D4 2025 Undertaking (unsigned).pdf; 20240726 - Paul Barnes signed undertaking.pdf

---

Dear Mr Barnes

RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to our emails sent on 10 April and 7 May 2025 concerning the upcoming review hearing on this matter on 9 July 2025 and the undertaking you provided to the Court on 25 July 2024.

We would be grateful if you would confirm if you agree to renew the undertaking in the form attached. Should you agree to the attached, please provide a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 07 May 2025 16:50
To: PBHPXR@protonmail.com
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Mr Barnes

RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to our email sent on 10 April 2025 concerning the upcoming review hearing on this matter on 9 July 2025 and the undertaking you provided to the Court on 25 July 2024.

We would be grateful if you would confirm if you agree to renew the undertaking in the form attached. Should you agree to the attached, please provide a signed copy by return and we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and you continue to agree that documents can be served by email.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom

From:	Microsoft Outlook
Sent:	12 June 2025 10:32
To:	PBHPXR@protonmail.com
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

PBHPXR@protonmail.com (PBHPXR@protonmail.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

From: Postmaster
Sent: 12 June 2025 10:33
To: Scott Speirs
Subject: [Postmaster] Email Delivery Failure
Attachments: ATT00001

This is a delivery failure notification message indicating that an email you addressed to email address :
-- pbhpxr@protonmail.com

could not be delivered. The problem appears to be :
-- Recipient mailbox is full

Additional information follows :
-- 5.2.2 : Recipient address rejected: Mailbox quota exceeded

This condition occurred after 1 attempt(s) to deliver over a period of 0 hour(s).

If you sent the email to multiple recipients, you will receive one of these messages for each one which failed delivery, otherwise they have been sent.

From: Scott Speirs
Sent: 12 June 2025 10:58
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: 2025.04.09 - Esso injunction - D5 2025 Undertaking (unsigned).pdf

---

Dear Diana

I hope you have had time to consider the below email.

As explained in the below email, the **attached** document is the undertaking I referred to. It is intended to replace the previous undertaking you provided, which expires on 30 June 2025. As previously noted, this contains a penal notice meaning if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized.

If you sign the **attached** undertaking (called "2025.04.09 – Esso injunction – D5 2025 Undertaking (unsigned).pdf") we will provide it to the court ahead of the hearing. You should be able to copy and paste the signature from your letter onto this document if you choose to sign it.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

From: Scott Speirs
Sent: 15 May 2025 10:18
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Diana

There appears to be some confusion. The word document you have provided and signed (called "Dear Norton Rose Fulbright dated") is a different document to the PDF document (called "2025.04.09 – Esso injunction – D5 2025 Undertaking (unsigned).pdf") we have attached to our previous emails.

Further to our previous email, the **attached** document is the undertaking I referred to. It is intended to replace the previous undertaking you provided, which expires on 30 June 2025. As previously noted, this contains a penal notice meaning if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized.

I am not aware that we did ask for the undertaking to be returned immediately. As previously noted, the court hearing is on 9 July 2025. If you sign the **attached** undertaking (called "2025.04.09 – Esso injunction – D5 2025 Undertaking (unsigned).pdf") we will provide it to the court ahead of the hearing. You should be able to copy and paste the signature from your letter onto this document if you choose to sign it.

Yours faithfully
Norton Rose Fulbright

From:	Microsoft Outlook
Sent:	12 June 2025 10:58
To:	Diana Hekt
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Diana Hekt (hekt@outlook.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION

CLAIM NO. QB-2022-001098

B E T W E E N:

(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")

(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')

(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')

(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)

(4) PAUL BARNES
(5) DIANA HEKT

Defendants

DRAFT ORDER

PENAL NOTICE

If you the within named Fifth Defendant disobey the undertakings set out in this order or instruct (which includes training, coaching,

teaching or educating) others to do the acts which you have undertaken not to do, 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 Defendant to breach the undertakings set out in this order may also be held in contempt of court and may be imprisoned, fined or have their assets seized.

IMPORTANT NOTICE TO THE FIFTH DEFENDANT

This order prohibits you from doing the acts set out in paragraphs 3, 4 and 5 below.

You should read it very carefully.

UPON the **Fifth Defendant** having agreed to an order in the terms set out below

AND UPON the **Fifth Defendant** giving undertakings to the Court as set out below

AND UPON the Order of Ellenbogen J dated 29 January 2024;

IT IS ORDERED THAT:

1. There be no order as to costs.

2. Pursuant to CPR r.6.15, r.6.27 and r.81.4(2)(c)-(d), service of this Order and any subsequent court documents in these proceedings on the Fifth Defendant may be effected by alternative means by email to hekt@outlook.com, and/or by an email to hekt@outlook.com referencing that the documents can be found at https://www.exxonmobil.co.uk/company/overview/uk-operations, and such service shall be deemed to be good and sufficient service on the Fifth Defendant. Any such document shall be deemed served on the date the email is sent.

UNDERTAKINGS TO THE COURT

The **Fifth Defendant** undertakes to the Court promising as follows:

3. Not to:

(a) enter or remain on any part of the Sites (as defined above) without the Consent of the First Claimant.

(b) damage any part of any of the Sites;

(c) affix themselves or any person or object to any part of any of the Sites;

(d) erect any structures on any part of any of the Sites.

4. Not to:

(a) enter or remain upon any part of the Second Claimant's property at the Chemical Plant, Marsh Lane, Southampton SO45 1TH (the "Chemical Plant") (as shown for identification edged purple on the attached 'Fawley Plan');

(b) damage any part of the Chemical Plant;

(c) affix themselves or any person or object at the Chemical Plant;

5. Not to enter onto the Claimants' property and obstruct any of the vehicular entrances or exits to any of the Sites (where "Sites" for this purpose does not include the area edged brown on the Purfleet Plan) so as to restrict or prevent or endanger the use of such entrances or exits for the Claimants, their contractors, servants, agents, employees or licensees.

AND TO BE BOUND BY THESE PROMISES UNTIL THE LATER OF 31 July 2026 OR THE DATE OF THE NEXT ANNUAL REVIEW HEARING

STATEMENT

I understand the undertakings that I have given, and that if I break any of my promises to the Court I may be fined, my assets may be seized or I may be sent to prison for contempt of court.



Diana Hekt

Fifth Defendant

15/06/2025

We consent to an order in these terms

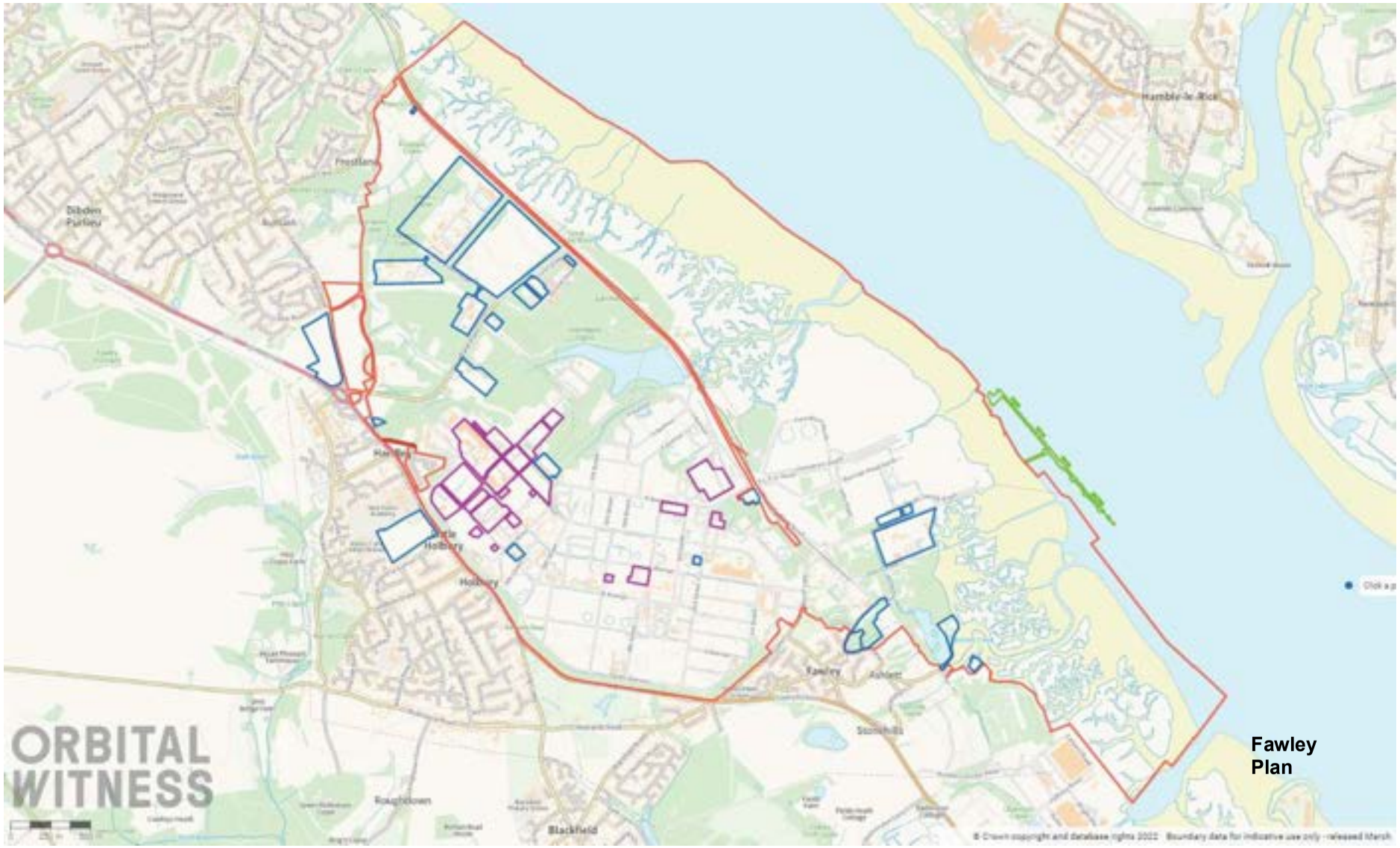


Norton Rose Fulbright LLP

Solicitors for the Claimants

16 June 2025

Fawley Plan



From: Scott Speirs
Sent: 16 June 2025 14:36
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Diana

We confirm this has been received and we will inform the Court accordingly.

Yours faithfully
Norton Rose Fulbright

Scott Speirs | Senior Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com
NORTON ROSE FULBRIGHT
Law around the world
nortonrosefulbright.com

-----Original Message-----
From: Diana Hekt <hekt@outlook.com>
Sent: 15 June 2025 23:39
To: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>
Subject: Re: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Norton Rose Fulbright

Thanks for your email.

Please find the attached undertaking signed as requested.

With thanks

Diana Hekt

_____
From: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Sent: 12 June 2025 10:58
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Dear Diana

I hope you have had time to consider the below email.

As explained in the below email, the attached document is the undertaking I referred to. It is intended to replace the previous undertaking you provided, which expires on 30 June 2025. As previously noted, this contains a penal notice meaning if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized.

If you sign the attached undertaking (called “2025.04.09 – Esso injunction – D5 2025 Undertaking (unsigned).pdf”) we will provide it to the court ahead of the hearing. You should be able to copy and paste the signature from your letter onto this document if you choose to sign it.

From:	Microsoft Outlook
Sent:	16 June 2025 14:36
To:	Diana Hekt
Subject:	Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments:	RE QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555].msg

---

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

Diana Hekt (hekt@outlook.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Olukoyinsola Onakomaiya

From: Microsoft Outlook
To: PBHPXR
Sent: 15 August 2024 16:17
Subject: Relayed: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

PBHPXR (PBHPXR@protonmail.com)

Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]

Allybokus, Nawaaz

From: PBHPXR <PBHPXR@protonmail.com>
Sent: 27 March 2023 13:14
To: Allybokus, Nawaaz
Subject: Fw: CLAIM NUMBER- QB-2022-001098 - ESSO AND ANOTHER VS PERSONS UNKNOWN

Good afternoon,

I hope this email finds you well,

Please see urgent email below. Apologies, I have just been advised to email you also.

Many thanks,

Paul Barnes.

Sent with Proton Mail secure email.

------- Forwarded Message -------
From: PBHPXR <PBHPXR@protonmail.com>
Date: On Monday, March 27th, 2023 at 12:59
Subject: CLAIM NUMBER- QB-2022-001098 - ESSO AND ANOTHER VS PERSONS UNKNOWN
To: stuartwortley@eversheds-sutherland.com <stuartwortley@eversheds-sutherland.com>
CC: gbjudgeslistingoffice@justice.gov.uk <gbjudgeslistingoffice@justice.gov.uk>, exxonmobil.service@eversheds-sutherland.com <exxonmobil.service@eversheds-sutherland.com>

CLAIM NUMBER- QB-2022-001098 - ESSO AND ANOTHER VS PERSONS UNKNOWN

Good afternoon,

I am emailing with upmost urgency as I am aware this needs to be heard by 2pm today.

My name is **Paul Barnes** and I am contacting you regarding having my name removed from this injunction as I do not believe it is in the publics best interest as I do not intend to return to the Esso site in BIRMINGHAM.

I also only received the paperwork on Friday the 24th of March, which has not given me any time to obtain legal advise.

Solicitors Ref: ALLYBOM/066758-010081

Thank you, Paul Barnes.

Sent with Proton Mail secure email.

Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 28 March 2023 11:53
To: PBHPXR@protonmail.com
Cc: stuartwortley@eversheds-sutherland.com
Subject: CLAIM NUMBER- QB-2022-001098 - ESSO AND ANOTHER VS PERSONS UNKNOWN [ES-CLOUD_UK.FID8053152]

Importance: High

Paul,

I am a colleague of Stuart Wortley.

So that I may take instructions from my client, please can you confirm that you do not intend to breach the injunction in relation to all Sites covered by the injunction.

Your email on 27.03.23 refers to Birmingham only, which is not sufficient for my client to agree for you to be removed from the injunction.

I look forward to hearing from you as a matter of urgency, as we need to file a draft Order shortly.

Kind regards,
Nawaaz

Nawaaz Allybokus | Associate | Real Estate Dispute Resolution | Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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---

From: Wortley, Stuart
Sent: 27 March 2023 22:11
To: 'PBHPXR' <PBHPXR@protonmail.com>
Subject: RE: CLAIM NUMBER- QB-2022-001098 - ESSO AND ANOTHER VS PERSONS UNKNOWN

Paul

Thank you for your email message.

Please note that at today's hearing you were not joined as a named Defendant to the proceedings.

Regards

Stuart

Stuart Wortley | Partner – Real Estate Dispute Resolution | Eversheds Sutherland

M: + 44 771 288 1393

www.eversheds-sutherland.com

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T: +44 20 7497 9797
F: +44 20 7919 4919
DX 154280 Cheapside 8

eversheds-sutherland.com

Paul Barnes
41 Hillside View
New Mills
High Peak
SK22 3DF

Date:	3 April 2023
Your Ref:	
Our Ref:	ALLYBOM\066758-010081
Direct:	+44 7920 590944
Email:	NawaazAllybokus@eversheds-sutherland.com

By First Class Post

Dear Sir,

ESSO AND ANOTHER v PERSONS UNKNOWN
Claim Number QB-2022-001098

A trial took place before Mrs Justice Collins Rice sitting in the High Court on 27 March 2023, following which an order was made to effect the continuation of the Order dated 27 April 2022 made by His Honour Judge Bennathan, until trial or further order.

You were added as a Defendant to the claim as a consequence of your involvement in the protests at the Claimants' Birmingham Terminal.

Accordingly, we enclose herewith upon you by way of service:-

1. Order dated 27 March 2023 (sealed 30 March 2023);
2. Re-Re-Amended Claim Form; and
3. Re-Re-Amended Particulars of Claim.

Copies of the documents listed above numbered 1-3 may be viewed at the following website:-

https://www.exxonmobil.co.uk/company/overview/uk-operations

We repeat our recommendation that you seek independent legal advice.

Yours faithfully

Eversheds Sutherland

Eversheds Sutherland (International) LLP

Eversheds Sutherland (International) LLP is a limited liability partnership, registered in England and Wales (number OC304065), registered office One Wood Street, London EC2V 7WS. Authorised and regulated by the Solicitors Regulation Authority (SRA number 383181). A list of the members' names and their professional qualifications is available for inspection at the above office.

Eversheds Sutherland (International) LLP is part of a global legal practice, operating through various separate and distinct legal entities under Eversheds Sutherland. For a full description of the structure and a list of offices, please visit www.eversheds-sutherland.com.

Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 21 May 2023 09:53
To: 'PBHPXR@protonmail.com'
Cc: stuartwortley@eversheds-sutherland.com
Subject: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]
Attachments: Notice of Trial date 10.07.23(213816763.1).pdf

Dear Sir

Further to our letter to you dated 3 April 2023 the trial has now been listed to be heard on either Monday 10 or Tuesday 11 July 2023, with a time estimate of 1 day (see attached notice of trial).

As we said in our letter dated 3 April, you were added as a Defendant to the claim as a consequence of your involvement in the protests at the Birmingham Terminal. In Nawaaz Allybokus' email dated 28 March 2023 @ 11:53, we invited you to agree not to enter any of the Sites which are the subject of these proceedings. Whilst you had previously sent an email agreeing not to enter the Birmingham Terminal, our client would require an undertaking not to enter any of the Sites.

If you are willing to give such an undertaking, we will invite the Court to remove you from the scope of the injunction.

If you are unwilling to give such an undertaking, please note that the date / time, court room number and the name of the Judge will be confirmed by the listing office at around 2.00 pm on the working day before the hearing.

We are preparing a trial bundle and will serve this on all named Defendants closer to the trial window.

To avoid the need for us to send you printed copies of these documents by first class post, please confirm that you will accept service of documents relating to these proceedings by email to this address.

We repeat our recommendation that you seek independent legal advice.

Yours faithfully

Eversheds Sutherland (International) LLP

Nawaaz Allybokus **|** Associate **|** Real Estate Dispute Resolution **|** Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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Helping our clients, our people and our communities to thrive

Allybokus, Nawaaz

From: Diana Hekt <hekt@outlook.com>
Sent: 30 March 2023 11:06
To: ExxonMobil.Service
Cc: Allybokus, Nawaaz
Subject: Wrongly named on Exxon Injunction

https://www.exxonmobil.co.uk/Company/Overview/UK-operations

https://www.exxonmobil.co.uk/-/media/unitedkingdom/files/witness-statement-of-martin-pullman-dated-27-february-2023-with-exhibits.pdf

Dear Administrator

I write in response to this injunction in which you have seen fit to name me as a defendant and to publish my name and address online.

I have been found guilty of Aggravated Trespass for my part in a protest on 3rd April 2022, and duly charged with Court costs etc (no fine because the judge sympathised with our protest). This action predated the injunction you have instigated.

I have made my point during that action on 3rd April and have no intention of returning to an Exxon site, therefore I see absolutely no reason why my name should be included as a defendant, especially as I understand you have removed the other people who were present on that date.

Therefore please remove my name. I would appreciate confirmation that you have done so as soon as possible.

With thanks

Diana Hekt

Sent from Mail for Windows

Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 30 March 2023 13:03
To: Diana Hekt; ExxonMobil.Service
Cc: stuartwortley@eversheds-sutherland.com
Subject: RE: Wrongly named on Exxon Injunction [ES-CLOUD_UK.FID8053152]
Attachments: Sealed Order dated 27.03.23 (redacted).pdf

Dear Diana,

Thank you for your email.

At the hearing on 27.03.23, the injunction was extended and you and Paul Barnes were added as named Defendants.

The reason your and Paul Barnes' names were added was because of your involvement in the Birmingham Terminal protest.

The Judge didn't consider it necessary to add other named Defendants who were the subject of our application because each of them provided a written assurance not to breach the injunction before the hearing.

As the Order has now been made (see attached) you have been added to the claim. Our clients would, with the agreement of the Court, be willing to remove you as a Defendant following your written confirmation that you do not intend to breach the injunction. However, that will not occur until the preparation for the next hearing, which has not yet been listed. You will receive notice of the next hearing in due course and can raise this again at that stage.

We repeat our recommendation that you seek independent legal advice.

Yours sincerely,

Nawaaz Allybokus **|** Associate **|** Real Estate Dispute Resolution **|** Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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---

From: Diana Hekt <hekt@outlook.com>
Sent: 30 March 2023 11:06
To: ExxonMobil.Service <ExxonMobil.Service@eversheds-sutherland.com>
Cc: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Subject: Wrongly named on Exxon Injunction

https://www.exxonmobil.co.uk/Company/Overview/UK-operations

https://www.exxonmobil.co.uk/-/media/unitedkingdom/files/witness-statement-of-martin-pullman-dated-27-february-2023-with-exhibits.pdf

Dear Administrator

EVERSHEDS SUTHERLAND

Eversheds Sutherland (International) LLP
One Wood Street
London
EC2V 7WS
United Kingdom

T: +44 20 7497 9797
F: +44 20 7919 4919
DX 154280 Cheapside 8

eversheds-sutherland.com

Diana Hekt
12 Victoria Road
Meltham
Holmfirth
West Yorkshire
HD9 5NL

First Class Post

Date:	3 April 2023
Your Ref:	
Our Ref:	ALLYBOM\066758-010081
Direct:	+44 7920 590944
Email:	NawaazAllybokus@eversheds-sutherland.com

Dear Madam,

ESSO AND ANOTHER v PERSONS UNKNOWN
Claim Number QB-2022-001098

A trial took place before Mrs Justice Collins Rice sitting in the High Court on 27 March 2023, following which an order was made to effect the continuation of the Order dated 27 April 2022 made by His Honour Judge Bennathan, until trial or further order.

You were added as a Defendant to the claim as a consequence of your involvement in the protests at the Claimants' Birmingham Terminal.

Accordingly, we enclose herewith upon you by way of service:-

1. Order dated 27 March 2023 (sealed 30 March 2023);
2. Re-Re-Amended Claim Form; and
3. Re-Re-Amended Particulars of Claim.

Copies of the documents listed above numbered 1-3 may be viewed at the following website:-

https://www.exxonmobil.co.uk/company/overview/uk-operations

We repeat our recommendation that you seek independent legal advice.

Yours faithfully

Eversheds Sutherland

Eversheds Sutherland (International) LLP

Encl.

Eversheds Sutherland (International) LLP is a limited liability partnership, registered in England and Wales (number OC304065), registered office One Wood Street, London EC2V 7WS. Authorised and regulated by the Solicitors Regulation Authority (SRA number 383181). A list of the members' names and their professional qualifications is available for inspection at the above office.

Eversheds Sutherland (International) LLP is part of a global legal practice, operating through various separate and distinct legal entities under Eversheds Sutherland. For a full description of the structure and a list of offices, please visit www.eversheds-sutherland.com.

Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 21 May 2023 09:55
To: 'hekt@outlook.com'
Cc: stuartwortley@eversheds-sutherland.com
Subject: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]
Attachments: Notice of Trial date 10.07.23(213816763.1).pdf

Dear Madam

Further to our letter to you dated 3 April 2023 the trial has now been listed to be heard on either 10 or 11 July 2023, with a time estimate of 1 day (see attached notice of trial).

As we explained in our email to you dated 30 March @ 13:03, if you are willing to provide written confirmation that you do not intend to breach the injunction, we will ask the court to remove you from the scope of the injunction.

If you are unwilling to provide this confirmation, please note that the date / time, court room number and the name of the Judge will be confirmed by the listing office at around 2.00 pm on the working day before the hearing.

We are preparing a trial bundle and will serve this on all named Defendants closer to the trial window.

To avoid the need for us to send you printed copies of these documents by first class post, please confirm that you will accept service of all documents relating to these proceedings by email using this address.

We repeat our recommendation that you seek independent legal advice.

Yours faithfully,

Eversheds Sutherland (International) LLP

Nawaaz Allybokus **|** Associate **|** Real Estate Dispute Resolution **|** Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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Driscoll, Jade

From: PBHPXR <PBHPXR@protonmail.com>
Sent: 25 May 2023 19:52
To: Allybokus, Nawaaz
Cc: Wortley, Stuart
Subject: Re: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

I am willing to give an undertaking.

I do this because you threaten me, and my family. You threaten my way of life both in the short term and longer term. You threaten all life on earth and force me to not defend my children's lives so you and the company you represent can continue profiting from killing people around the world.

You should think carefully about what you are doing and your part in all this.

The science is clear. I am sure you and fossil fuel company's will see their day in court in the near future for crimes against humanity.

The death and loss of everything is hard to top.

Please confirm officially in writing that I will not be liable for ANY costs

Sent with Proton Mail secure email.

Driscoll, Jade

From: Wortley, Stuart
Sent: 01 June 2023 12:23
To: PBHPXR
Cc: Allybokus, Nawaaz
Subject: QB-2022-001098 Esso v Persons Unknown

Dear Sir

Thank you for your email message.

We will provide you with a draft Order (incorporating a draft undertaking) shortly.

The undertaking will mirror the terms of the current injunction (which prevents entry onto the claimants' land without consent).

Provided the terms of the Order are agreed, we confirm that you will not be liable for any costs.

It would be helpful to know whether or not you intend to seek independent legal advice.

Yours faithfully

Stuart Wortley | Partner – Real Estate Dispute Resolution | Eversheds Sutherland

M: + 44 771 288 1393

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(TB2/653-664 NOT INCLUDED IN "MP3")

Allybokus, Nawaaz

From: Wortley, Stuart
Sent: 06 June 2023 12:39
To: PBHPXR
Cc: Allybokus, Nawaaz
Subject: QB-2022-001098 Esso v Persons Unknown
Attachments: Esso - undertakings v2.doc

Dear Sir

Further to our email dated 1 June 2023, we attach a draft Order which incorporates undertakings which mirror the terms of the existing order against Persons Unknown.

Provided you give these undertakings and confirm that service may be effected on you using this email address, we confirm that our client will not seek an injunction or an order for costs against you. This is recorded in paragraph 1 of the draft Order.

Our client is willing to agree the same terms with Diane Hekt but we have not yet heard from her.

Please let us know whether you intend to seek independent legal advice.

Yours faithfully

Stuart Wortley | Partner – Real Estate Dispute Resolution | Eversheds Sutherland

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Allybokus, Nawaaz

From: Wortley, Stuart
Sent: 06 June 2023 13:31
To: Diana Hekt
Cc: Allybokus, Nawaaz
Subject: QB-2022-001098 Esso v Persons Unknown
Attachments: Esso - undertakings v2.doc; RE: Wrongly named on Exxon Injunction [ES-CLOUD_UK.FID8053152]

Dear Madam

We note that we have not heard from you since our email message to you dated 31 March 2023 (in which we explained why you had been added as a Fifth Defendant to these proceedings).

We attach a draft Order which incorporates undertakings which mirror the terms of the existing order against Persons Unknown.

Provided you give these undertakings and confirm that service may be effected on you using this email address, we confirm that our client will not seek an injunction or an order for costs against you. This is recorded in paragraph 1 of the draft Order.

Our client has offered precisely the same terms to Paul Barnes the Fourth Defendant.

Please let us know whether you intend to seek independent legal advice.

Yours faithfully

Stuart Wortley | Partner – Real Estate Dispute Resolution | Eversheds Sutherland

M: + 44 771 288 1393

www.eversheds-sutherland.com

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Allybokus, Nawaaz

From: Diana Hekt <hekt@outlook.com>
Sent: 08 June 2023 17:57
To: Wortley, Stuart
Cc: Allybokus, Nawaaz
Subject: Re: QB-2022-001098 Esso v Persons Unknown
Attachments: Esso injunction undertaking signed.doc

Dear Stuart Wortley

Thank you for your emails keeping me informed and for sending me the Undertaking, which I have signed and attached.

I hope this is all in order and my name will be removed from the injunction. Can you please confirm when this has been done?

Best wishes

Diana Hekt

Get Outlook for Android

From: Wortley, Stuart <StuartWortley@eversheds-sutherland.com>
Sent: Tuesday, June 6, 2023 1:31:00 PM
To: Diana Hekt <hekt@outlook.com>
Cc: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Subject: QB-2022-001098 Esso v Persons Unknown

Dear Madam

We note that we have not heard from you since our email message to you dated 31 March 2023 (in which we explained why you had been added as a Fifth Defendant to these proceedings).

We attach a draft Order which incorporates undertakings which mirror the terms of the existing order against Persons Unknown.

Provided you give these undertakings and confirm that service may be effected on you using this email address, we confirm that our client will not seek an injunction or an order for costs against you. This is recorded in paragraph 1 of the draft Order.

Our client has offered precisely the same terms to Paul Barnes the Fourth Defendant.

Please let us know whether you intend to seek independent legal advice.

Yours faithfully

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Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 08 June 2023 18:19
To: 'Diana Hekt'; Wortley, Stuart
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]
Attachments: Esso injunction undertaking signed.doc

Dear Madam,

Thank you for returned the Undertaking duly signed.

Unfortunately, it was not dated. Please confirm that I have your authority to date the Undertaking as at today's date.

Yours faithfully,

Eversheds Sutherland (International) LLP

Nawaaz Allybokus | Associate | Real Estate Dispute Resolution | Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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---

From: Diana Hekt <hekt@outlook.com>
Sent: 08 June 2023 17:57
To: Wortley, Stuart <StuartWortley@eversheds-sutherland.com>
Cc: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Subject: Re: QB-2022-001098 Esso v Persons Unknown

Dear Stuart Wortley

Thank you for your emails keeping me informed and for sending me the Undertaking, which I have signed and attached.

I hope this is all in order and my name will be removed from the injunction. Can you please confirm when this has been done?

Best wishes

Diana Hekt

Get Outlook for Android

From: Wortley, Stuart <StuartWortley@eversheds-sutherland.com>
Sent: Tuesday, June 6, 2023 1:31:00 PM
To: Diana Hekt <hekt@outlook.com>

Allybokus, Nawaaz

From: Wortley, Stuart
Sent: 08 June 2023 21:11
To: PBHPXR
Cc: Allybokus, Nawaaz
Subject: RE: QB-2022-001098 Esso v Persons Unknown
Attachments: Esso - undertakings v2.doc

Dear Sir

Subject to whether or not you are taking / intend to take legal advice, it would be very helpful if you could sign and return the draft Order attached to our email dated 6 June 2023.

We obviously can't advise you but if you have any questions about the draft Order we may well be able to assist.

Diana Hekt has returned the signed draft Order to us today.

Yours faithfully

Stuart Wortley | Partner – Real Estate Dispute Resolution | Eversheds Sutherland

M: + 44 771 288 1393

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From: Wortley, Stuart
Sent: 06 June 2023 12:36
To: 'PBHPXR' <PBHPXR@protonmail.com>
Cc: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Subject: QB-2022-001098 Esso v Persons Unknown

Dear Sir

Further to our email dated 1 June 2023, we attach a draft Order which incorporates undertakings which mirror the terms of the existing order against Persons Unknown.

Provided you give these undertakings and confirm that service may be effected on you using this email address, we confirm that our client will not seek an injunction or an order for costs against you. This is recorded in paragraph 1 of the draft Order.

Our client is willing to agree the same terms with Diane Hekt but we have not yet heard from her.

Please let us know whether you intend to seek independent legal advice.

Yours faithfully

Stuart Wortley | Partner – Real Estate Dispute Resolution | Eversheds Sutherland

M: + 44 771 288 1393

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Allybokus, Nawaaz

From: Diana Hekt <hekt@outlook.com>
Sent: 09 June 2023 10:33
To: Allybokus, Nawaaz
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

Dear Nawaaz Allybokus

Thank you for your email.

Yes, please do add yesterday's date to my signed undertaking. I'm sorry I omitted to add it myself.

Best wishes

Diana

Sent from Mail for Windows

From: Allybokus, Nawaaz
Sent: 08 June 2023 18:20
To: Diana Hekt; Wortley, Stuart
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

Dear Madam,

Thank you for returned the Undertaking duly signed.

Unfortunately, it was not dated. Please confirm that I have your authority to date the Undertaking as at today's date.

Yours faithfully,

Eversheds Sutherland (International) LLP

Nawaaz Allybokus **|** Associate **|** Real Estate Dispute Resolution **|** Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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---

From: Diana Hekt <hekt@outlook.com>
Sent: 08 June 2023 17:57
To: Wortley, Stuart <StuartWortley@eversheds-sutherland.com>
Cc: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Subject: Re: QB-2022-001098 Esso v Persons Unknown

Dear Stuart Wortley

Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 09 June 2023 12:15
To: 'Diana Hekt'
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

Dear Madam,

Thank you for confirming.

We shall date the undertaking on your behalf and update you following the trial in w/c 10 July.

Yours faithfully,

Eversheds Sutherland (International) LLP

Nawaaz Allybokus **|** Associate **|** Real Estate Dispute Resolution **|** Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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From: Diana Hekt <hekt@outlook.com>
Sent: 09 June 2023 10:33
To: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

Dear Nawaaz Allybokus

Thank you for your email.

Yes, please do add yesterday's date to my signed undertaking. I'm sorry I omitted to add it myself.

Best wishes

Diana

Sent from Mail for Windows

From: Allybokus, Nawaaz
Sent: 08 June 2023 18:20
To: Diana Hekt; Wortley, Stuart
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

Dear Madam,

Thank you for returned the Undertaking duly signed.

Unfortunately, it was not dated. Please confirm that I have your authority to date the Undertaking as at today's date.

Allybokus, Nawaaz

From: PBHPXR <PBHPXR@protonmail.com>
Sent: 12 June 2023 08:22
To: Wortley, Stuart; pbhpxr@protonmail.com
Cc: Allybokus, Nawaaz
Subject: RE: QB-2022-001098 Esso v Persons Unknown
Attachments: 20230612080814870.pdf

Stuart,

See attached signed document.

Please confirm you have received it, and confirm you will not intimidate and threaten me again.

Paul Barnes

------- Original Message -------
On Thursday, June 8th, 2023 at 21:10, Wortley, Stuart <StuartWortley@eversheds-sutherland.com> wrote:

Dear Sir

Subject to whether or not you are taking / intend to take legal advice, it would be very helpful if you could sign and return the draft Order attached to our email dated 6 June 2023.

We obviously can't advise you but if you have any questions about the draft Order we may well be able to assist.

Diana Hekt has returned the signed draft Order to us today.

Yours faithfully

Stuart Wortley | Partner – Real Estate Dispute Resolution | Eversheds Sutherland

M: + 44 771 288 1393

www.eversheds-sutherland.com

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Allybokus, Nawaaz

From: PBHPXR <PBHPXR@protonmail.com>
Sent: 12 June 2023 08:37
To: Reeman, Rachael; Wortley, Stuart; Allybokus, Nawaaz
Subject: Fw: RE: QB-2022-001098 Esso v Persons Unknown
Attachments: 20230612080814870.pdf

Rachael,

Please see email response in Stuarts absence.

Can you confirm the end of this matter,

Paul Barnes

------- Forwarded Message -------
From: PBHPXR <PBHPXR@protonmail.com>
Date: On Monday, June 12th, 2023 at 08:21
Subject: RE: QB-2022-001098 Esso v Persons Unknown
To: Wortley, Stuart <StuartWortley@eversheds-sutherland.com>, pbhpxr@protonmail.com <pbhpxr@protonmail.com>
CC: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>

Stuart,

See attached signed document.

Please confirm you have received it, and confirm you will not intimidate and threaten me again.

Paul Barnes

------- Original Message -------
On Thursday, June 8th, 2023 at 21:10, Wortley, Stuart <StuartWortley@eversheds-sutherland.com> wrote:

Dear Sir

Subject to whether or not you are taking / intend to take legal advice, it would be very helpful if you could sign and return the draft Order attached to our email dated 6 June 2023.

We obviously can't advise you but if you have any questions about the draft Order we may well be able to assist.

Diana Hekt has returned the signed draft Order to us today.

Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 12 June 2023 09:12
To: 'PBHPXR'
Cc: Reeman, Rachael; Wortley, Stuart
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

Dear Mr Barnes,

I am assisting Stuart in this matter.

Please confirm that I can date the undertaking as at today's date as it was not dated.

Kind regards,
Nawaaz

Nawaaz Allybokus | Associate | Real Estate Dispute Resolution | Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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From: PBHPXR <PBHPXR@protonmail.com>
Sent: 12 June 2023 08:37
To: Reeman, Rachael <RachaelReeman@eversheds-sutherland.com>; Wortley, Stuart <StuartWortley@eversheds-sutherland.com>; Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Subject: Fw: RE: QB-2022-001098 Esso v Persons Unknown

Rachael,

Please see email response in Stuarts absence.

Can you confirm the end of this matter,

Paul Barnes

------- Forwarded Message -------
From: PBHPXR <PBHPXR@protonmail.com>
Date: On Monday, June 12th, 2023 at 08:21
Subject: RE: QB-2022-001098 Esso v Persons Unknown
To: Wortley, Stuart <StuartWortley@eversheds-sutherland.com>, pbhpxr@protonmail.com <pbhpxr@protonmail.com>
CC: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>

Stuart,

See attached signed document.

Please confirm you have received it, and confirm you will not intimidate and threaten me again.

Allybokus, Nawaaz

From: PBHPXR <PBHPXR@protonmail.com>
Sent: 12 June 2023 09:14
To: Allybokus, Nawaaz
Cc: Reeman, Rachael; Wortley, Stuart
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

I confirm

Sent from Proton Mail for iOS

On Mon, Jun 12, 2023 at 09:12, Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com> wrote:

> Dear Mr Barnes,
>
> I am assisting Stuart in this matter.
>
> Please confirm that I can date the undertaking as at today's date as it was not dated.
>
> Kind regards,
>
> Nawaaz
>
> Nawaaz Allybokus **|** Associate **|** Real Estate Dispute Resolution **|** Eversheds Sutherland (International) LLP
>
> M: +44 7920 590 944
>
> www.eversheds-sutherland.com
>
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>
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Allybokus, Nawaaz

From: Allybokus, Nawaaz
Sent: 12 June 2023 09:16
To: 'PBHPXR'
Cc: Reeman, Rachael; Wortley, Stuart
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

Thank you.

We will bring the Undertaking to the Court's attention at trial next month.

regards,
Nawaaz

Nawaaz Allybokus | Associate | Real Estate Dispute Resolution | Eversheds Sutherland (International) LLP

M: +44 7920 590 944
www.eversheds-sutherland.com

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From: PBHPXR <PBHPXR@protonmail.com>
Sent: 12 June 2023 09:14
To: Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com>
Cc: Reeman, Rachael <RachaelReeman@eversheds-sutherland.com>; Wortley, Stuart <StuartWortley@eversheds-sutherland.com>
Subject: RE: QB-2022-001098 Esso v Persons Unknown [ES-CLOUD_UK.FID8053152]

I confirm

Sent from Proton Mail for iOS

On Mon, Jun 12, 2023 at 09:12, Allybokus, Nawaaz <NawaazAllybokus@eversheds-sutherland.com> wrote:

> Dear Mr Barnes,
>
> I am assisting Stuart in this matter.
>
> Please confirm that I can date the undertaking as at today's date as it was not dated.
>
> Kind regards,
>
> Nawaaz

Beatrice Shah Scott

From: Beatrice Shah Scott
Sent: 09 July 2024 15:09
To: Beatrice Shah Scott
Subject: Application for my name to be removed from Injunction, Claim no QB-2022-001098

-----Original Message-----
From: Diana Hekt <hekt@outlook.com>
Sent: 04 July 2024 13:58
To: LON Exxon Mobil Service <ExxonMobil.Service@nortonrosefulbright.com>
Subject: Application for my name to be removed from Injunction, Claim no QB-2022-001098

[External Email – Use Caution]

Dear Administrator

I'm writing to ask that my name be removed from the above injunction please. I'm not sure why my name and that of Paul Barnes remain on it, but this seems to necessitate your sending reams of documents to me (and presumably Paul too) that I don't understand or want.

I would like to copy in ExxonMobil/Esso to this email request but unfortunately I don't have an email address for them.

Please can you instruct me as to the course of action I need to take to have my name removed?

I look forward to your reply

With thanks

Diana Hekt

Beatrice Shah Scott

From: Scott Speirs
Sent: 09 July 2024 09:34
To: hekt@outlook.com
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Tracking:

Recipient	Delivery
hekt@outlook.com	
Holly Stebbing	Delivered: 09/07/2024 09:34

Dear Diana

We have received a copy of your email sent to ExxonMobil.Service@nortonrosefulbright.com.

The Claimants are required by the Court to serve documents upon you as a Defendant in the injunction. In order to avoid being served with hard copy documents, we invite you to agree to accept service by email.

You can do this by confirming by return email that you will accept service of all documents related to this matter at the email address "hekt@outlook.com" and larger documents by email referencing that they can be found at https://www.exxonmobil.co.uk/company/overview/uk-operations.

Given there is an annual review hearing listed in this matter tomorrow, if you provide the confirmation above by return we can raise your request with the Court at the hearing.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

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nortonrosefulbright.com

Beatrice Shah Scott

From: Scott Speirs
Sent: 09 July 2024 15:16
To: Beatrice Shah Scott
Subject: FW: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

From: Diana Hekt <hekt@outlook.com>
Sent: 09 July 2024 15:15
To: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>
Subject: Re: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Dear Norton Rose Fulbright

Thank you for your email. As a named defendant on the above injunction I would very much like to opt for the documents you are apparently obliged to send me to be referenced at https://www.exxonmobil.co.uk/company/overview/uk-operations)

or to be emailed to me (at hekt@outlook.com) rather than continuing to have hard copies sent through the post.

Better still I would like to request at tomorrow's court hearing that my name be removed from the injunction altogether. I have no intention of breaching this injunction or any other.

I hope to hear your response soon.

With thanks

Diana Hekt

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From: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Sent: Tuesday, July 9, 2024 9:33:43 am
To: hekt@outlook.com <hekt@outlook.com>
Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Beatrice Shah Scott

From: Scott Speirs
Sent: 09 July 2024 16:42
To: Diana Hekt
Cc: Holly Stebbing
Subject: RE: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]
Attachments: Esso v PU & Ors - Undertaking.docx

Dear Diana

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to the undertaking you provided to the Court on this matter in June 2023 (the **2023 Undertaking**). The 2023 Undertaking was referenced in the Order of Justice Linden of 10 July 2023 (the **Order**) as well as in his judgment.

The 2023 Undertaking expired on 30 June 2024. We, therefore, invite you provide a new undertaking on the same terms to the Court, that will expire on 30 June 2025. Please find attached a draft undertaking. Should you agree the attached, we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and documents can be served by email.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

From: Diana Hekt <hekt@outlook.com>
Sent: 09 July 2024 15:15
To: Scott Speirs <Scott.Speirs@nortonrosefulbright.com>
Cc: Holly Stebbing <Holly.Stebbing@nortonrosefulbright.com>
Subject: Re: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others - Service of Documents [NRF_EMEA-UK.FID3210555]

Dear Norton Rose Fulbright

Thank you for your email. As a named defendant on the above injunction I would very much like to opt for the documents you are apparently obliged to send me to be referenced at https://www.exxonmobil.co.uk/company/overview/uk-operations)

or to be emailed to me (at hekt@outlook.com) rather than continuing to have hard copies sent through the post.

Beatrice Shah Scott

From: Scott Speirs
Sent: 09 July 2024 16:46
To: PBHPXR@protonmail.com
Cc: Holly Stebbing
Subject: QB-2022-001098 Esso Petroleum and another v Persons Unknown and others [NRF_EMEA-UK.FID3210555]
Attachments: Esso v PU & Ors - Undertaking.docx

Dear Paul

QB-2022-001098 Esso Petroleum and another v Persons Unknown and others

We refer to the undertaking you provided to the Court on this matter in June 2023 (the **2023 Undertaking**). The 2023 Undertaking was referenced in the Order of Justice Linden of 10 July 2023 (the **Order**) as well as in his judgment.

The 2023 Undertaking expired on 30 June 2024. We, therefore, invite you provide a new undertaking on the same terms to the Court, that will expire on 30 June 2025. Please find attached a draft undertaking. Should you agree the attached, we will provide it to the Court for approval and sealing. If you do so, you will be in the same position as before – i.e. you will not be bound by the injunction but you will be bound by your undertaking such that if you breach your undertaking you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized and documents can be served by email.

Yours sincerely
Norton Rose Fulbright

Scott Speirs | Associate

Norton Rose Fulbright LLP
Quayside House, 110 Quayside, Newcastle upon Tyne, NE1 3DX, United Kingdom
Tel +44 20 7444 2441 | Mob +44 75111 76603
scott.speirs@nortonrosefulbright.com

NORTON ROSE FULBRIGHT

Law around the world
nortonrosefulbright.com

Yep Certificate of service

Name of court	Claim No.
HIGH COURT OF JUSTICE, KING'S BENCH DIVISION	QB-2022-001098

Names of Claimants
(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Names of Defendants
(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")
(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT

On what day did you serve?	19/07/2024
The date of service is	1 9 / 0 7 / 2 0 2 4

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

The order of Mrs Justice Tiples sealed 15 July 2024 (the **Tipples Order**)

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Paul Barnes and Diana Hekt in accordance with paragraphs 2 and 3 of the consent order made Mr Justice Linden sealed 19 July 2024 (the **Consent Order**)

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How did you serve the documents?
(please tick the appropriate box)

[] by first class post or other service which provides for delivery on the next business day

[ ] by delivering to or leaving at a permitted place

[ ] by personally handing it to or leaving it with (.....time left, where document is other than a claim form) *(please specify)*

[ ] by other means permitted by the court *(please specify)*

[ ] By Document Exchange

[ ] by fax machine (.....time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*

[✓] by other electronic means (.....time sent, where document is other than a claim form) *(please specify)*

By email at 17:08 and 17:12 on 19 July 2024

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

An email was sent to Paul Barnes at 17:12 on 19 July 2024 at the following email address:

i. pbhpxr@protonmail.com

An email was sent to Diana Hekt at 17:08 on 19 July 2024 at the following email address:

i. hekt@outlook.com

Being the:

[ ] Defendant's usual residence

[ ] last known residence

[ ] Claimants' place of business

[ ] principal place of business

[ ] last known place of business

[ ] last known principal place of business

[ ] principal office of the partnership

[ ] principal office of the corporation

[ ] principal office of the company

[ ] place of business of the partnership/company/ corporation within the jurisdiction with a connection to claim

[✓] other *(please specify)*

Defendants (4)-(5)'s email addresses, as provided in paragraphs 2 and 3 of the Consent Order

I believe that the facts stated in this certificate of service are true.
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.

Full name: HOLLY STEBBING

Signed: 

Claimants' solicitor

Position or office held: PARTNER

(If signing on behalf of firm or company)

Date: 0 9 | 0 7 | 2 0 2 4

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	**Deemed day of service**
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

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Certificate of service

Name of court	Claim No.
HIGH COURT OF JUSTICE, KING'S BENCH DIVISION	QB-2022-001098

Names of Claimants
(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

Names of Defendants
(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")
(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TH (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT

On what day did you serve? Various (see below)

The date of service is 25 / 07 / 2024

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Covering Letter for Defendants (1)-(3) (enclosed) (the **Covering Letter**)
The order of Mrs Justice Tipples sealed 15 July 2024 (the **Tipples Order**)

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Persons Unknown in accordance with paragraph 15 of Mrs Justice Ellenbogen DBE's order dated 29 January 2024 (the **Ellenbogen Order**)

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How did you serve the documents?
(please tick the appropriate box)

[ ] by first class post or other service which provides for delivery on the next business day

[✓] by delivering to or leaving at a permitted place

[ ] by personally handing it to or leaving it with (.....time left, where document is other than a claim form) *(please specify)*

[ ] by other means permitted by the court *(please specify)*

[ ] By Document Exchange

[ ] by fax machine (.....time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*

[✓] by other electronic means (.....time sent, where document is other than a claim form) *(please specify)*

By email at 17:37 and 17:38 on 19 July 2024

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

In accordance with paragraph 15 of the Ellenbogen Order:

1. The Tipples Order was:
   a. Fixed in clear transparent sealed containers at 2 locations on the perimeter of each of the Sites (excluding the Hartland Park Site), together with the Covering Letter at various times between 21 and 23 July 2024;
   b. Posted on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations on 25 July 2024;
2. An email was sent to Extinction Rebellion at 17:37 on 19 July 2024 at the following email addresses:
   i. xr-legal@riseup.net; and
   ii. enquiries@extinctionrebellion.uk
3. An email was sent to Just Stop Oil at 17:38 on 19 July 2024 at the following email address:
   i. juststopoilpress@protonmail.com

Being the:

[ ] Defendant's usual residence
[ ] last known residence
[✓] Claimants' place of business
[ ] principal place of business
[ ] last known place of business
[ ] last known principal place of business
[ ] principal office of the partnership
[ ] principal office of the corporation
[ ] principal office of the company
[ ] place of business of the partnership/company/ corporation within the jurisdiction with a connection to claim
[✓] other *(please specify)*

Defendants (1)-(3)'s email addresses, as provided in paragraph 15 of the Ellenbogen Order.

I believe that the facts stated in this certificate of service are true.
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.

Full name: HOLLY STEBBING

Signed: 

Claimants' solicitor

Position or office held: PARTNER

(If signing on behalf of firm or company)

Date: 26 07 2024

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	**Deemed day of service**
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
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Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

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Certificate of service

Name of court	Claim No.
HIGH COURT OF JUSTICE, KING'S BENCH DIVISION	QB-2022-001098

Names of Claimants
(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

On what day did you serve?	Various (see below)
The date of service is	2 4 / 0 6 / 2 0 2 5

Names of Defendants
(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")
(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
~~(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')~~
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Notice Letter for Defendants (1)-(3) (enclosed)
Holly Stebbing's fifth witness statement dated 20 June 2025 (the **Witness Statement**), and the exhibits referred to in the Witness Statement (the **Exhibits** and, with the Witness Statement, the **Evidence**) (filed with the court on 23 June 2025)

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Persons Unknown in accordance with paragraph 15 of Mrs Justice Ellenbogen DBE's order dated 29 January 2024 (as amended on 21 January 2025, the **Order**) (enclosed) (Defendants (1) – (3))

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How did you serve the documents?
(please tick the appropriate box)

[ ] by first class post or other service which provides for delivery on the next business day

[✓] by delivering to or leaving at a permitted place

[ ] by personally handing it to or leaving it with (.....time left, where document is other than a claim form) *(please specify)*

[ ] by other means permitted by the court *(please specify)*

[ ] By Document Exchange

[ ] by fax machine (.....time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*

[✓] by other electronic means (.....time sent, where document is other than a claim form) *(please specify)*

By email at 17:44 and 17:45 on 23 June 2025

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

In accordance with paragraph 15 of the Order (enclosed):

1. The Evidence and the Notice Letter were:
   a. Fixed in clear transparent sealed containers at 2 locations on the perimeter of each of the Sites (excluding the Hartland Park Site);
   b. Posted on the following website: https://www.exxonmobil.co.uk/Company/Overview/UK-operations on 23 June 2025;
2. The Emails for Defendants (1) – (3) were sent to Extinction Rebellion and Just Stop Oil at 17:44 and 17:45 on 23 June 2025 at the following email addresses:
   Extinction Rebellion
   i. xr-legal@riseup.net
   ii. enquiries@extinctionrebellion.uk
   Just Stop Oil
   iii. juststopoilpress@protonmail.com

Being the:

[ ] Defendant's usual residence
[ ] last known residence
[✓] Claimants' place of business
[ ] principal place of business
[ ] last known place of business
[ ] last known principal place of business
[ ] principal office of the partnership
[ ] principal office of the corporation
[ ] principal office of the company
[ ] place of business of the partnership/company/ corporation within the jurisdiction with a connection to claim
[✓] other *(please specify)*

Defendants (1)-(3)'s email addresses, as provided in paragraph 15 of the Order.

I believe that the facts stated in this certificate of service are true.
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.

Full name: HOLLY STEBBING

Signed: 

Claimants' solicitor

Position or office held: PARTNER

(If signing on behalf of firm or company)

Date: 26 06 2025

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

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Certificate of service

Name of court	Claim No.
HIGH COURT OF JUSTICE, KING'S BENCH DIVISION	QB-2022-001098

Names of Claimants
(1) ESSO PETROLEUM COMPANY, LIMITED
(2) EXXONMOBIL CHEMICAL LIMITED

On what day did you serve?	Various (see below)
The date of service is	24 / 06 / 2025

Names of Defendants
(1) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT) UPON ANY OF THE FOLLOWING SITES ("THE SITES")
(A) THE OIL REFINERY AND JETTY AT THE PETROCHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED RED AND GREEN BUT EXCLUDING THOSE AREAS EDGED BLUE ON THE ATTACHED 'FAWLEY PLAN')
(B) HYTHE OIL TERMINAL, NEW ROAD, HARDLEY SO45 3NR (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HYTHE PLAN')
(C) AVONMOUTH OIL TERMINAL, ST ANDREWS ROAD, BRISTOL BS11 9BN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'AVONMOUTH PLAN')
(D) BIRMINGHAM OIL TERMINAL, WOOD LANE, BIRMINGHAM B24 8DN (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'BIRMINGHAM PLAN')
(E) PURFLEET OIL TERMINAL, LONDON ROAD, PURFLEET, ESSEX RM19 1RS (AS SHOWN FOR IDENTIFICATION EDGED RED AND BROWN ON THE ATTACHED 'PURFLEET PLAN')
(F) WEST LONDON OIL TERMINAL, BEDFONT ROAD, STANWELL, MIDDLESEX TW19 7LZ (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'WEST LONDON PLAN')
(G) HARTLAND PARK LOGISTICS HUB, IVELY ROAD, FARNBOROUGH (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'HARTLAND PARK PLAN')
(H) ALTON COMPOUND, PUMPING STATION, A31, HOLLYBOURNE (AS SHOWN FOR IDENTIFICATION EDGED RED ON THE ATTACHED 'ALTON COMPOUND PLAN')
(2) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER OR REMAIN (WITHOUT THE CONSENT OF THE FIRST CLAIMANT OR THE SECOND CLAIMANT) UPON THE CHEMICAL PLANT, MARSH LANE, SOUTHAMPTON SO45 1TX (AS SHOWN FOR IDENTIFICATION EDGED PURPLE ON THE ATTACHED 'FAWLEY PLAN')
(3) PERSONS UNKNOWN WHO, IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN, ENTER ONTO ANY OF THE CLAIMANTS' PROPERTY AND OBSTRUCT ANY OF THE VEHICULAR ENTRANCES OR EXITS TO ANY OF THE SITES (WHERE "SITES" FOR THIS PURPOSE DOES NOT INCLUDE THE AREA EDGED BROWN ON THE PURFLEET PLAN)
(4) PAUL BARNES
(5) DIANA HEKT

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Holly Stebbing's fifth witness statement dated 20 June 2025 (the **Witness Statement**), and the exhibits referred to in the Witness Statement (the **Exhibits** and, with the Witness Statement, the **Evidence**) (filed with the court on 23 June 2025)

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Paul Barnes and Diana Hekt (Defendants (4)-(5)) in accordance with:
a. Paragraph 2 of the Consent Order dated 15 August 2024 (as amended on 21 January 2025, the **Order**)
b. Paragraph 2 of the undertaking signed by Defendant (5) on 15 June

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2025 (the **Undertaking**)

How did you serve the documents?
(please tick the appropriate box)

[✓] by first class post or other service which provides for delivery on the next business day

[ ] by delivering to or leaving at a permitted place

[ ] by personally handing it to or leaving it with (.....time left, where document is other than a claim form) *(please specify)*

[ ] by other means permitted by the court *(please specify)*

[ ] By Document Exchange

[ ] by fax machine (.....time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*

[✓] by other electronic means (.....time sent, where document is other than a claim form) *(please specify)*

By email at 17:49 and 17:51 on 23 June 2025

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

In accordance with paragraph 2 of the Order and paragraph 2 of the Undertaking, emails were sent to Defendants (4)-(5) at the following email addresses:

a. PBHPXR@protonmail.com (Defendant (4))
b. hekt@outlook.com (Defendant (5))

Being the:

[ ] Defendant's usual residence
[ ] last known residence
[ ] Claimants' place of business
[ ] principal place of business
[ ] last known place of business
[ ] last known principal place of business
[ ] principal office of the partnership
[ ] principal office of the corporation
[ ] principal office of the company
[ ] place of business of the partnership/company/ corporation within the jurisdiction with a connection to claim

[✓] other *(please specify)*

Defendants (4)-(5)'s email addresses, as provided in paragraph 2 of the Order and paragraph 2 of the Undertaking.

I believe that the facts stated in this certificate of service are true.
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.

Full name: HOLLY STEBBING

Signed: 

Claimants' solicitor

Position or office held: PARTNER

(If signing on behalf of firm or company)

Date: 26 06 2025

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

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