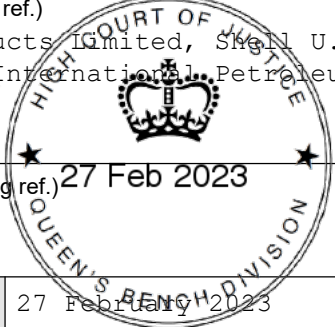


N244

Application notice

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

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| | | |
|---|---|--|
| Name of court High Court Of Justice King's Bench Division Royal Courts of Justice | | Claim no. QB-2022-1420/QB-2022-1259/QB-2022-1241 |
| Fee account no. (if applicable) | Help with Fees – Ref. no. (if applicable) H W F - <input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/> | |
| Warrant no. (if applicable) | | |
| Claimant's name (including ref.) Shell U.K Oil Products Limited, Shell U.K. Limited and Shell International Petroleum Company Limited OLDFIEA/356009.1 |  | |
| Defendant's name (including ref.) Persons Unknown | | |
| Date | 27 February 2023 | |

QB-2022-001420

Sub Event ID: 27

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

Eversheds Sutherland (International) LLP

2. Are you a Claimant Defendant Legal Representative

Other (please specify)

If you are a legal representative whom do you represent?

The Claimants

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

The Applicant requests that the review hearing in these three proceedings (at which the court will decide whether or not to continue the injunctive relief granted in each of the three proceedings) be listed and heard together at the same time.

4. Have you attached a draft of the order you are applying for? Yes No

5. How do you want to have this application dealt with? at a hearing without a hearing

at a remote hearing

6. How long do you think the hearing will last? N/A Hours Minutes

Is this time estimate agreed by all parties? Yes No

7. Give details of any fixed trial date or period

N/A - save that the Applicant respectfully asks whether it might be possible to list the review hearing on 24, 25 or 26 April 2023 (ELH 1.5 days)

8. What level of Judge does your hearing need?

High Court Judge

9. Who should be served with this application?

Defendant (Persons Unknown)

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

Service to be effected in accordance with relevant service provisions in the three proceedings.

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

- the attached witness statement
- the statement of case
- the evidence set out in the box below

If necessary, please continue on a separate sheet.

1. These are injunction proceedings relating to:

1.1 Shell Petrol Stations in England and Wales - Shell U.K. Oil Products Limited v Persons Unknown (Claim No: QB-2022-001420) ("**the Shell Petrol Stations Proceedings**");

1.2 the site known as Shell Haven, Stanford Le-Hope - Shell U.K. Limited v Persons Unknown (Claim Number: QB-2022-001241) ("**the Shell Haven Proceedings**"); and

1.3 the Shell Centre Tower, Belvedere Road, London - Shell International Petroleum Company Limited v Persons Unknown (Claim Number: QB-2022-001259) ("**the Shell Centre Tower Proceedings**")

2. The injunction granted in the:

2.1 Shell Petrol Stations Proceedings remains in place until 12 May 2023;

2.2 Shell Haven Proceedings remains in place until 28 April 2023; and

2.3 Shell Centre Tower Proceedings remains in place until 28 April 2023.

3. The Court is to consider whether or not the injunctions granted in each of the proceedings should continue beyond these dates at a review hearing (which is still to be listed).

4. This application seeks that the review hearings in each of the three proceedings (at which the Court will determine whether or not to continue the injunctive relief granted in each of the three proceedings) be listed and heard together at the same time and between 3 April and 26 April 2023.

5. The Claimants seek that the review hearings in the separate proceedings be listed and heard together - in the interests of efficiency and appropriate allocation of court resources for the following reasons:

5.1 the three proceedings each give rise to similar, if not identical, legal issues for consideration in each - Court time and resources will therefore be saved if all three are heard at the same hearing and considered by the same Judge;

5.2 whilst the three proceedings relate to different properties, there is considerable overlap in the evidential points which it is expected will be advanced on behalf of the Claimants in the renewal applications. A joint listing would not only enable efficiencies to be achieved in the preparation of evidence, but would also enable the similar issues to be determined by the same judge at a single hearing; and

5.3 doing so would ensure that unnecessary duplication between the applications in each proceedings is avoided and that costs and resources are consequently saved by the relevant Claimants, their legal representatives and any individuals wishing to make submissions on behalf of the defendants - in only needing to prepare for one hearing.

11. Do you believe you, or a witness who will give evidence on your behalf, are vulnerable in any way which the court needs to consider?

Yes. Please explain in what way you or the witness are vulnerable and what steps, support or adjustments you wish the court and the judge to consider.

No

Statement of Truth

I understand that proceedings for contempt of court may be brought against a person who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I believe that the facts stated in section 10 (and any continuation sheets) are true.

The applicant believes that the facts stated in section 10 (and any continuation sheets) are true. **I am authorised** by the applicant to sign this statement.

Signature

Alison Oldfield

Applicant

Litigation friend (where applicant is a child or a Protected Party)

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

Date

Day

27

Month

February

Year

2023

Full name

Alison Oldfield

Name of applicant's legal representative's firm

Eversheds Sutherland (Intl) LLP

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

Partner

Applicant's address to which documents should be sent.

Building and street

Bridgewater Place, Water Lane

Second line of address

Town or city

Leeds

County (optional)

Postcode

L S 1 1 5 D R

If applicable

Phone number

020 7497 9797

Fax phone number

020 7919 4919

DX number

DX 12027 Leeds - 27

Your Ref.

OLDFIEA/356009.000001

Email

alisonoldfield@eversheds-sutherland.com