**Claim No: QB-2022-001241**

**IN THE HIGH COURT OF JUSTICE**

**KING’S BENCH DIVISION**

**Before: [JUDGE]**

**On: [DATE]**

**BETWEEN:**

**Shell U.K. Limited**

**Claimant**

**- and –**

**PERSONS UNKNOWN ENTERING OR REMAINING AT THE CLAIMANT’S SITE KNOWN AS SHELL HAVEN, STANFORD-LE-HOPE (AND AS FURTHER DEFINED IN THE PARTICULARS OF CLAIM) WITHOUT THE CONSENT OF THE CLAIMANT, OR BLOCKING THE ENTRANCES TO THAT SITE**

**Defendant**

**DRAFT ORDER**

**RECITALS**

**UPON** a review of theorder of Bennathan J dated 3 May 2022 in respect of the Shell Centre TowerProceedings **(“the Shell Centre Tower Injunction Order”)**

**AND UPON** a review of theorder of Bennathan J dated 3 May 2022 in respect of the Shell HavenProceedings (“**the Shell Haven Injunction Order**”)

**AND UPON** a review of theorder of Johnson J dated 17 May 2022 (as amended on 20 May 2022) in respect of the Shell Petrol StationsProceedings (“**the Shell Petrol Stations Injunction Order**”)

(the Shell Centre Tower Injunction Order, the Shell Haven Injunction Order and the Shell Petrol Stations Injunction Order, together being **“the Shell Orders”**)

**AND UPON** hearing Myriam Stacey KC and Joel Semakula for the Claimant and no other person appearing

**AND UPON READING** the documents set out in the First Schedule to this Order

**AND UPON** the Court being satisfied having reviewed the Shell Haven Injunction Order that it should not be discontinued

**IT IS ORDERED:**

**THE CONTINUATION ORDER**

1. Save in respect of paragraphs 11 to 17, the Shell Haven Injunction Order shall continue to operate until trial or further order or with a backstop of 23:59 [on the anniversary of one calendar year from the date of this order] (“the backstop date”), unless varied, discharged or extended by further order, whichever is sooner.
2. If and to the extent any of the Shell Orders remain in place on the backstop date, those Orders shall again be reviewed at a hearing to be fixed to take place in [April 2024] with a provisional time estimate of [5] hours. For that purpose the Claimant’s solicitors shall by 4pm on [8 March 2024] apply (using one application notice) to the King’s Bench Judges’ Listings Office for the matter in respect of all three orders to be listed and shall provide for notice of the listing and the date as listed to be served by uploading a notice of the hearing to http://www.noticespublic.com/ by 4pm no later than [10 days before the hearing date].

**SERVICE**

1. Pursuant to CPR r.6.15 and r.6.27 and rr.81.4(c) and (d), service of this Order shall be validly effected by:
	1. replacing each of the warning notices which are currently affixed at the entrances and around the perimeter of Shell Haven so as to include the information at paragraph 4 below;
	2. procuring that a notice containing the information indicated at paragraph 4 below is:
		1. uploaded to http://www.noticespublic.com/;
		2. sent to the email addresses set out in the Second Schedule of this Order.
2. The notices shall (i) warn of the existence and general nature of the relevant Order, and of the consequences of breaching it; state that (ii) the relevant Order was reviewed at a hearing held on 25-6 April 2023; (iii) the relevant Order continues; (iv) the relevant Order is to be reviewed again at a hearing to be listed in April 2024; (v) any person affected by the Order may apply for it to be varied or discharged (vi) the Claimant’s solicitors can be contacted for details as to the time and date of that hearing; and (vii) a copy of this order may be obtained from http://www.noticespublic.com/.
3. Uploading a copy of this Order [to](file:///C%3A%5CUsers%5Cmstacey%5CAppData%5CLocal%5CMicrosoft%5CWindows%5CINetCache%5CContent.Outlook%5C3D7N4X83%5Cto) http://www.noticespublic.com/combined with the taking of such steps as are set out in paragraphs ‎3 and ‎4 above shall be good and sufficient service of this Order upon the Defendant.
4. Pursuant to CPR 6.15(4)(b) and 6.27, this Order shall be deemed to be served on the latest date on which all the methods of service referred to in paragraphs ‎3, ‎4 and ‎5 have been completed in respect of this Order, such date to be verified by the completion of a certificate of service or witness statement.
5. The Court will provide sealed copies of this Order to the Claimant’s solicitors for service (whose details are set out below).

**FURTHER DIRECTIONS**

1. As a result of the connected parties and activities caught by the terms of this Order the Court considers it appropriate for these proceedings to be managed together with claim numbers QB-2022-001259 and QB-2022-001420 (but not for those claims to be consolidated) for the time being subject to any further order or direction by the Court of its own motion or following an application by either party for the claim to be heard or considered separately.
2. Any person affected by this Order may apply to the Court at any time to vary or discharge it but if they wish to do so they must inform the Claimant’s solicitors by email to the address specified below 48 hours before making such application of the nature of such application and the basis for it.
3. Any person applying to vary or discharge this Order must provide their full name and address, and address for service to the Claimant and to the Court, and must also apply to be joined as a Named Defendant to these proceedings at the same time.
4. The Claimant has liberty to apply for further directions to progress the matter to trial or to vary or discharge this Order.

**COSTS**

1. Costs reserved.

**COMMUNICATION WITH THE CLAIMANT**

1. The Claimant’s solicitors and their contact details are amended to the following:

Eversheds Sutherland (International) LLP

Bridgewater Place, Water Lane Leeds LS11 5DR

(Reference OLDFIEA/SHELL)

shell.service@eversheds-sutherland.com

**First Schedule**

**(Documents read by the court in considering the making of this Order)**

In the course of considering making of this Order, the Court read the following documents:

1. Application notice dated 30 March 2023
2. Witness Statement of Christopher Prichard-Gamble dated 30 March 2023
3. Exhibit CPG1
4. Witness Statement of Keith Garwood dated 30 March 2023
5. Exhibit KG3
6. Witness Statement of Fay Lashbrook dated 30 March 2023
7. Exhibit FL1
8. Witness Statement of Benjamin Austin dated 30 March 2023
9. Exhibit BA3
10. Witness Statement of Alison Judith Oldfield dated 29 March 2023
11. Exhibit AJO1
12. Second Witness Statement of Alison Judith Oldfield dated 19 April 2023
13. Exhibit AJO2

**Second Schedule**

**(list of email addresses)**

1. **EXTINCTION REBELLION UK**
	1. enquiries@extinctionrebellion.uk
	2. press@extinctionrebellion.uk
	3. xrvideo@protonmail.com
	4. xr-action@protonmail.com
	5. xraffinitysupport@protonmail.com
	6. xr-arrestwelfare@protonmail.com
	7. artsxr@gmail.com
	8. xr-CitizensAssembly@protonmail.com
	9. xr.connectingcommunities@gmail.com
	10. xrdemocracy@protonmail.com
	11. xrnotables@gmail.com
	12. integration@rebellion.earth
	13. xr-legal@riseup.net
	14. press@extinctionrebellion.uk
	15. xr-newsletter@protonmail.com
	16. xr-peoplesassembly@protonmail.com
	17. xrpoliceliaison@protonmail.com
	18. rebelringers@rebellion.earth
	19. xr.regenerativeculture@gmail.com
	20. xr-regionaldevelopment@protonmail.com
	21. RelationshipsXRUK@protonmail.com
	22. xr.mandates@gmail.com
	23. socialmedia@extinctionrebellion.uk
	24. xrsocialmediaevents@gmail.com
	25. eventsxr@gmail.com
	26. xrbristol.regional@protonmail.com
	27. xrcymru@protonmail.com
	28. xr.eastengland@protonmail.com
	29. xrlondoncoord@gmail.com
	30. XRMidlands@protonmail.com
	31. xrne@protonmail.com
	32. support@xrnorth.org
	33. xrni@rebellion.earth
	34. xrscotland@gmail.com
	35. XR-SouthEastRegionalTeam@protonmail.com
	36. xr.regional.sw@protonmail.com
	37. talksandtraining.xrbristol@protonmail.com
	38. xrcymrutalksandtraining@gmail.com
	39. eoexrtnt@protonmail.com
	40. xrlondoncommunityevents@gmail.com
	41. xrmidlandstraining@protonmail.com
	42. XRNE.training@protonmail.com
	43. xrnw.training@gmail.com
	44. xryorkshire.training@gmail.com
	45. xrni.tt@rebellion.earth
	46. talksandtrainings.scotland@extinctionrebellion.uk
	47. xrttse@gmail.com
	48. xrsw.trainings@gmail.com
2. **JUST STOP OIL**
	1. Ring2021@protonmail.com
	2. juststopoil@protonmail.com
	3. youthclimateswarm@protonmail.com
3. **YOUTH CLIMATE SWARM**
	1. youthclimateswarm@protonmail.com