

**ORDER**

**Defendants**

- (1) MR TOMMY STOKES
- (2) MR PATRICK JOSEPH MCDONAGH
- (3) MR MARTIN MCDONAGH
- (4) MR BEN WORBLER
- (5) MS WINNIFRED LOUISE MCDONAGH
- (6) MR BRIAN LAWRENCE
- (7) MR MARTIN STOKES
- (8) MR MICHAEL CORCORAN
- (9) MR PATRICK STOKES
- (10) MR WILLIAM LAWRENCE
- (11) MR SIMON LAWRENCE
- (12) MR PATRICK STOKES
- (13) MR THOMAS STOKES
- (14) MR EDWARD MCDONAGH
- (15) MR AMBROSE LEE
- (16) MR MARTIN MCDONAGH
- (17) MR MARTIN MCDONAGH
- (18) MR JAMES JOHNSON
- (19) MR JAMES WARD
- (20) MR JAMES MCDONAGH
- (21) MR JOSEPH GEOFFREY DERRITT
- (22) MR MATHEW MCGORRY
- (23) KEVIN MAUGHAN
- (24) PERSONS UNKNOWN



-and-

**Claimant**

**THE LONDON BOROUGH OF BARKING AND DAGENHAM**

**BETWEEN**

**On the 30<sup>th</sup> day of October 2017**

**Before Mr Justice Turner**

**AND S1 ANTI-SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014**

**AND S187B TOWN AND COUNTRY PLANNING ACT 1990**

**IN THE MATTER OF S222 LOCAL GOVERNMENT ACT 1972**

**QUEEN'S BENCH DIVISION**

**IN THE HIGH COURT OF JUSTICE**

**Claim Number: HQ17X00849**

7. Setting up an encampment on any Land identified on the attached map and list of sites without written permission from the local planning authority, or, planning permission granted by a planning inspector

Until further order the Twenty-Fourth Defendant are forbidden from:

- 6. There be a power of arrest attached to prohibitions 1-5 of this Order.
- 5. Deposit or cause to be deposited, controlled waste in or on the Land unless a waste management license or environmental permit is in force and the deposit is in accordance with the license or permit.
- 4. Bringing on to the Land or stationing on the Land any caravans/mobile homes other than when driving through the London Borough of Barking and Dagenham or in compliance with the parking orders regulating the use of car parks or with the express permission from the owner of the Land.
- 3. Entering and/or occupying any part of the Land for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia.
- 2. Setting up an encampment on any Land within the London Borough of Barking and Dagenham without written permission from the Local Planning Authority, or, planning permission granted by the planning inspector, or, without express permission from an officer of the Local Planning Authority pursuant to the Claimant's tolerance policy towards unauthorised encampments.
- 1. Setting up an encampment on any Land within the London Borough of Barking and Dagenham unless authorised to do so by the owner of the Land

Until further order the First to Twenty-Third Defendants are forbidden from:

**IT IS ORDERED THAT:**

**AND UPON reading the papers and hearing the application for the final injunction hearing and disposal of the Claim**

**UPON HEARING Counsel for the Claimant Caroline Bolton and the Defendants not attending**

**THIS ORDER CONTAINS A POWER OF ARREST**

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

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

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

**EFFECT OF THIS ORDER**

**PARTIES OTHER THAN THE CLAIMANT AND DEFENDANTS**

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

**EFFECT OF THIS ORDER**

**GUIDANCE NOTES**

15. The costs of shall be assessed in the sum of £104,703.  
14. The Defendants may each of them (or anyone notified of this Order) apply to the Court on 72 hours written notice to the Court and the Claimant to vary or discharge this Order (or so much as if it affects that person).  
13. Service of this Order on Persons Unknown shall be by affixing a copy (as opposed to an original) of this Order in a transparent envelope, or laminated copy, in a prominent position on the Land.  
12. For the Twenty-Fourth Defendants (persons unknown) all the Land marked on the map at Schedule 1 of this Order and identified by the key to the map and numbered 1 to 141, further details of which are on the list at Schedule 2 of this Order.  
11. For the First to Twenty-Third Defendants all the Land within the London Borough of Barking and Dagenham as appears within the marked black outline on the attached map at Schedule 1 of this Order.

The Land in this order means:

10. Deposit or cause to be deposited, controlled waste in or on the Land unless a waste management license or environmental permit is in force and the deposit is in accordance with the license or permit.  
9. From bringing onto the Land or stationing on the Land any caravans/mobile homes other than when driving through the London Borough of Barking and Dagenham or in compliance with the parking orders regulating the use of car parks or with express permission from the owners of the Land.  
8. From entering and/or occupying any part of the Land identified on the attached map and list of sites for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia

19. In this Order, where there is more than one Defendant, unless otherwise stated, references to "the Defendants" means each or all of them.

20. A requirement to serve on "the Defendants" means on each of them, unless an Order of the Court specifies otherwise. The Order is, however, effective against any Defendant on whom it is served.

21. An Order requiring the Defendants to do or not to do anything applies to all Defendants.

22. "controlled waste" has the same meaning as within s.75(4) of the Environmental Protection Act 1990.

**COMMUNICATIONS WITH THE COURT**

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

**INTERPRETATION OF THIS ORDER**