

**IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS IN MANCHESTER
PROPERTY PROBATE & TRUSTS LIST (ChD)
B E T W E E N:**

- (1) WALLEYS QUARRY LIMITED**
- (2) SHARE PROPERTIES LIMITED**
- (3) RED INDUSTRIES (STOKE) LIMITED**
- (4) RED INDUSTRIES LIMITED**

Applicants/Claimants

-and-

**ANGELA WINT AND OTHERS
(AS SET OUT IN THE AMENDED SCHEDULE OF DEFENDANTS)**

-and-

**(1) PERSONS UNKNOWN OBSTRUCTING OR INTEFERING WITH
ACCESS TO AND FROM WALLEY’S QUARRY ON CEMETERY ROAD,
NEWCASTLE UNDER LYME**

-and-

**(2) PERSONS UNKNOWN ENTERING OR ATTEMPTING TO ENTER
ONTO THE LAND AND BUILDINGS KNOWN AS BOROUGH HOUSE,
BOROUGH ROAD, NEWCASTLE UNDER LYME WITHOUT THE
PERMISSION OF THE SECOND OR FOURTH CLAIMANTS**

-and-

**(3) PERSONS UNKNOWN INTENDING OR THREATENING TO ENTER
OR ATTEMPTING TO ENTER ONTO THE PROPERTY KNOW AS
SNEYD HILL TREATMENT AND TRANSFER STATION, UNIT B1 – B3 SNEYD HILL,
STOKE ON TRENT**

Respondents/Defendants

SECOND DRAFT ORDER

The Claimants issued a Part 8 Claim (the “**Part 8 Claim**”) for a final injunction and other relief and an Application for an interim injunction (the “**Claimants’ Application**”) dated 20 April 2022.

On Thursday 28 April 2022 HHJ Pearce adjourned the hearing of the Claimants’ Application to 24 & 25 May 2022.

At the hearing on 24 May 2022 Mr Justice Fancourt read the Consent Order filed by the parties and made a Final Injunction Order in respect of the named Defendants (the “**Final Injunction Order**”).

UPON considering the Claimants' application on paper dated 15 June 2022

IT IS ORDERED that:

1. Service of the Final Injunction Order on the following Defendants is dispensed with pursuant to r6.28:

D4 - Blake Marchant
D5 - Cameron Allman
D8 - Gwenie Tait
D9 - Izzak Victor Johnson
D10 - Jack Steele
D11 - Joseph Cairns
D16 - Nathan Wint
D19 - Sara Owen
D20 - Simon "Simmo" Burgess
D21 - Steven Jones
D23 - Thomas Currie
D24 - Will Branson
D29 - Michelle Hackney

2. For the avoidance of doubt, the personal service requirements for any application and proceedings in relation to contempt of court arising out of the terms of the Final Injunction Order relating to the Defendants listed in paragraph 1 of this Order are dispensed with.
3. No Order for costs.

VARIATION OR DISCHARGE OF THIS ORDER

The parties or any person affected by the Order may apply to the Court at any time to vary or discharge this Order but if anyone other than the Claimants wish to do so he must first inform the Claimant's Solicitors in writing and give at least 3 business days' notice beforehand.

NAME AND ADDRESS OF CLAIMANT'S SOLICITORS

The Claimant's Solicitors are: CMS Cameron McKenna Nabarro Olswang LLP,
1-3 Charter Square, Sheffield, S1 4HS

SERVICE OF THIS ORDER

The Claimants shall give notice of this Order to the Defendants listed in paragraph 1 of the Order in the following manner:

- (i) by email to 'Stop the Stink' at thelandfillstinks@gmail.com
- (ii) publication of the Order on the Claimants' website
- (ii) by displaying copies of the Order at the side of the Quarry

Entrance and outside the entrances to the car park and the building at Borough House.

Service of the order

The court has provided a sealed copy of this order to the serving party:

CMS Cameron McKenna Nabarro Olswang LLP, 1-3 Charter Square,
Sheffield, S1 4HS

[Alternative Order

IT IS ORDERED that:

1. *The Claimants have permission to serve the Final Injunction Order and this Order by alternative methods, namely by Facebook and/or Facebook Messenger, on the following Defendants:*

*D4 - Blake Marchant
D5 - Cameron Allman
D8 - Gwenie Tait
D9 - Izzak Victor Johnson
D10 - Jack Steele
D11 - Joseph Cairns
D16 - Nathan Wint
D19 - Sara Owen
D20 - Simon "Simmo" Burgess
D21 - Steven Jones
D23 - Thomas Currie
D24 - Will Branson
D29 - Michelle Hackney*

2. *The date of deemed service of the Final Injunction Order and this Order, in respect of Facebook and/or Facebook messenger will be the first business day after posting and/or messaging.*
3. *For the avoidance of doubt, the personal service requirements for any application and proceedings in relation to contempt of court arising out of the terms of the Final Injunction Order relating to the Defendants listed in paragraph 1 of this Order are dispensed with.*
4. *No Order for costs.*

VARIATION OR DISCHARGE OF THIS ORDER

The parties or any person affected by the Order may apply to the Court at any time to vary or discharge this Order but if anyone other than the Claimants wish to do so he must first inform the Claimant's Solicitors in writing and give at least 3 business days' notice beforehand.

NAME AND ADDRESS OF CLAIMANT'S SOLICITORS

*The Claimant's Solicitors are: CMS Cameron McKenna Nabarro Olswang LLP,
1-3 Charter Square, Sheffield, S1 4HS*

SERVICE OF THIS ORDER

The Claimants shall give notice of this Order to the Defendants listed in paragraph 1 of the Order in the following manner:

- (i) by Facebook and/or Facebook Messenger*
- (ii) publication of the Order on the Claimants' website*
- (ii) by displaying copies of the Order at the side of the Quarry Entrance and outside the entrances to the car park and the building at Borough House.*

Service of the order

The court has provided a sealed copy of this order to the serving party:

*CMS Cameron McKenna Nabarro Olswang LLP, 1-3 Charter Square,
Sheffield, S1 4HS]*