



TUESDAY 08 NOVEMBER 2022

IN THE COURT OF APPEAL

ON APPEAL FROM KING'S BENCH DIVISION
QB-2021-003576

BEFORE LADY JUSTICE WHIPPLE



CA-2022-001066-B

B E T W E E N

1. NATIONAL HIGHWAYS LIMITED,
- 2.. NATIONAL HIGHWAYS LIMITED

CLAIMANTS/
APPLICANTS

- and -

- and -

1. PERSONS UNKNOWN CAUSING THE BLOCKING OF, ENDANGERING, OR PREVENTING THE FREE FLOW OF TRAFFIC ON THE M25 MOTORWAY, A2, A20 AND A2070 TRUNK ROADS AND M2 AND M20 MOTORWAY, A1(M), A3, A12, A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS AND THE M1, M3, M4, M4 SPUR, M11, M26, M23 AND M40 MOTORWAYS FOR THE PURPOSE OF PROTESTING
2. ALEXANDER RODGER AND 132 OTHERS

DEFENDANTS /
RESPONDENTS

UPON the Appellant's Application dated 3 November 2022 for permission to serve documents in these proceedings by alternative means (the "Application")

AND UPON reading the Witness Statement of Laura Natasha Higson dated 3 November 2022 in support of the Application

AND UPON the Court considering it to be in the interests of all parties to minimise the need for papers to be printed and distributed in advance of the appeal

IT IS ORDERED THAT:

1. Pursuant to CPR rules 6.15(3)(b) and 23.4(2)(c), permission for the Application to be heard without notice is granted.
2. The Respondents have the right to make an application to set aside or vary this Order under CPR rule 23.10 within 7 days of the date on which this Order is served upon them.
3. Pursuant to CPR rules 6.15 and 6.27, but subject to paragraph 4 of this Order, service of documents in these proceedings by post is dispensed with and the

ON PAPER

Application No.

CA-2022-001066-B
AND
CA-2022-001105-B

Appellant is permitted to serve the Respondents with the Application, any documents relating to the Appellant's application for permission to appeal, and any other documents in these proceedings (including this Order and all documents in the substantive appeal proceedings) (the "Documents") by electronic means as set out in paragraphs 5 to 8 of this Order.

4. Where a particular Respondent notifies the Appellant that they do not wish to accept service of the Documents electronically:

4.1 the Appellant must serve the Documents upon that Respondent by first class and/or special delivery post at their last known address for service as set out at Appendix 1 of this Order.

4.2 Should any of the Respondents move to a different address, that Respondent must notify the Appellant of their new address for service in accordance with CPR rule 6.24 and until such notification is provided to the Appellant, service of the Documents by post at their last known address for service will be effective.

EMAIL SERVICE ON RESPONDENTS

5. Where any of the Respondents have provided their email address to the Appellant, the Appellant shall serve those Respondents with the Documents:

5.1 By sending the Documents by email to the email addresses for the Respondents which have been provided to the Appellant by the Respondents

5.2 Where any of the Documents are too large to attach to an email, email service will be effective if the Appellant sends a secure link to a file-sharing platform which hosts the Documents to the email addresses identified in paragraphs 5.1 and 5.2.

OTHER EMAIL SERVICE

6. In addition to service in accordance with paragraph 5 of this Order, the Appellant shall serve the Documents by additional email:

6.1 By sending the Documents by email to the two known email addresses for Insulate Britain, being insulatebritainlegal@protonmail.com and ring2021@protonmail.com;

6.2 By sending the Documents by email to the known email address for Just Stop Oil, being juststopoilpress@protonmail.com;

6.3 Where any of the Documents are too large to attach to an email, email service will be effective if the Appellant sends a secure link to a file-

sharing platform which hosts the Documents to the email addresses identified in paragraphs 6.1 and 6.2.

SERVICE VIA THE APPELLANT'S WEBSITE

7. In addition to service in accordance with paragraphs 5 and 6 of this Order, the Appellant shall serve the Documents by placing them on the National Highways website:

<https://nationalhighways.co.uk/injunctions-appeal>

Although not a direction of the Court, there is a button on the webpage identified above which allows any person to register to be informed of any updates to the that webpage. The Respondents should consider registering for updates.

8. Within 7 days of the date of this Order, the Appellant will write to the Respondents, enclosing a copy of this Order (with Appendix 1 redacted to remove personal data) and informing them that the Documents will no longer be served on them by post and:

8.1 That if they wish to view the Documents they will be made available at <https://nationalhighways.co.uk/injunctions-appeal>; and

8.2 In addition, where they have provided (or subsequently provide) an email address to the Appellant's solicitors, the Documents will be sent to them by email only and unless and until a Respondent notifies the Appellant's solicitors that they require documents to be provided in hard copy.

9. Where a Respondent has provided an email address to the Appellant, the letter (set out in paragraph 7 above) and this Order will be sent to them by email only. In all other cases, the letter will be sent by first class and/or special delivery post to the Respondents' last known address for service as set out at Annex 1 of this Order

COSTS

10. No order for costs.

COMMUNICATIONS WITH THE APPELLANT

11. The Appellant's solicitors and their contact details are:

FAO: Petra Billing / Laura Higson

petra.billing@dlapiper.com / laura.higson@dlapiper.com

BY THE COURT

APPENDIX 1

	Name	Address
1.	PERSONS UNKNOWN CAUSING THE BLOCKING OF, OR ENDANGERING, OR OTHERWISE PREVENTING THE FREE FLOW OF TRAFFIC ON THE M25 MOTORWAY, A2, A20 AND A2070 TRUNK ROADS AND M2 AND M20 MOTORWAY, A1(M), A3, A12, A13, A21, A23, A30, A414 AND A3113 TRUNK ROADS AND THE M1, M3, M4, M4 SPUR, M11, M26, M23 AND M40 MOTORWAYS FOR THE PURPOSE OF PROTESTING	
2.	Alexander RODGER	[REDACTED] [REDACTED]
3.	Alyson LEE	[REDACTED]
4.	Amy PRITCHARD	[REDACTED] [REDACTED]
5.	Ana HEYATAWIN	[REDACTED]
6.	Andrew Taylor WORSLEY	[REDACTED] [REDACTED]
7.	Anne TAYLOR	[REDACTED]
8.	Anthony WHITEHOUSE	[REDACTED]
9.	Barry MITCHELL	[REDACTED]
10.	Ben TAYLOR	[REDACTED]
11.	Benjamin BUSE	[REDACTED] [REDACTED]
12.	Biff William Courtenay WHIPSTER	[REDACTED]
13.	Cameron FORD	[REDACTED]
14.	Catherine RENNIE- NASH	[REDACTED]
15.	Catherine EASTBURN	[REDACTED]
16.	Christian MURRAY- LESLIE	[REDACTED]
17.	Christian ROWE	[REDACTED]

18.	Cordelia ROWLATT	[REDACTED]
19.	Daniel Lee Charles SARGISON	[REDACTED]
20.	Daniel SHAW	[REDACTED]
21.	David CRAWFORD	[REDACTED]
22.	David JONES	[REDACTED]
23.	David NIXON	[REDACTED] [REDACTED]
24.	David SQUIRE	[REDACTED]
25.	Diana Elizabeth BLIGH	[REDACTED]
26.	Diana HEKT	[REDACTED]
27.	Diana Lewen WARNER	[REDACTED]
28.	Donald BELL	[REDACTED]
29.	Edward Leonard HERBERT	[REDACTED]
30.	Elizabeth ROSSER	[REDACTED] [REDACTED]
31.	Emma Joanne SMART	[REDACTED]
32.	Gabriella DITTON	[REDACTED]
33.	Gregory FREY	[REDACTED] [REDACTED]
34.	Gwen HARRISON	[REDACTED]
35.	Harry BARLOW	[REDACTED]
36.	Ian BATES	[REDACTED]
37.	Ian Duncan WEBB	[REDACTED]

38.	James BRADBURY	[REDACTED] [REDACTED]
39.	James Malcolm Scott SARGISON	[REDACTED]
40.	James THOMAS	[REDACTED]
41.	Janet BROWN	[REDACTED]
42.	Janine EAGLING	[REDACTED]
43.	Jerrard Mark LATIMER	[REDACTED] [REDACTED]
44.	Jessica CAUSBY	[REDACTED]
45.	Jonathan Mark COLEMAN	[REDACTED]
46.	Joseph SHEPHERD	[REDACTED]
47.	Joshua SMITH	[REDACTED]
48.	Judith BRUCE	[REDACTED]
49.	Julia MERCER	[REDACTED] [REDACTED]
50.	Julia SCHOFIELD	[REDACTED]
51.	Karen MATTHEWS	[REDACTED]
52.	Karen WILDIN	[REDACTED] [REDACTED] [REDACTED]
53.	Liam NORTON	[REDACTED] [REDACTED]
54.	Louis MCKECHNIE	[REDACTED] [REDACTED]
55.	Louise Charlotte LANCASTER	[REDACTED] [REDACTED]

56.	Lucy CRAWFORD	[REDACTED]
57.	Mair BAIN	[REDACTED]
58.	Margaret MALOWSKA	[REDACTED]
59.	Marguerite DOWBLEDAY	[REDACTED]
60.	Maria LEE	[REDACTED]
61.	Martin John NEWELL	[REDACTED]
62.	Mary ADAMS	[REDACTED]
63.	Matthew LUNNON	[REDACTED]
64.	Matthew TULLEY	[REDACTED]
65.	Meredith WILLIAMS	[REDACTED]
66.	Michael BROWN	[REDACTED]
67.	Michael Anthony WILEY	[REDACTED]
68.	Michelle CHARLSWORTH	[REDACTED]
69.	Natalie Clare MORLEY	[REDACTED]
70.	Nathaniel SQUIRE	[REDACTED]
71.	Nicholas COOPER	[REDACTED]
72.	Nicholas ONLEY	[REDACTED]
73.	Nicholas TILL	[REDACTED]
74.	Oliver ROCK	[REDACTED]
75.	Paul COOPER	[REDACTED]

76.	Paul SHEEKY	[REDACTED]
77.	Peter BLENCOWE	[REDACTED]
78.	Peter MORGAN	[REDACTED]
79.	Phillipa CLARKE	[REDACTED]
80.	Priyadaka CONWAY	[REDACTED]
81.	Richard RAMSDEN	[REDACTED] [REDACTED]
82.	Rob STUART	[REDACTED]
83.	Robin Andrew COLLETT	[REDACTED]
84.	Roman Andrzej PALUCH-MACHNIK	[REDACTED]
85.	Rosemary WEBSTER	[REDACTED]
86.	Rowan TILLY	[REDACTED]
87.	Ruth Ann COOK	[REDACTED]
88.	Ruth JARMAN	[REDACTED]
89.	Sarah HIRONS	[REDACTED]
90.	Simon REDING	[REDACTED]
91.	Stefania MOROSI	[REDACTED]
92.	Stephanie AYLETT	[REDACTED]
93.	Stephen Charles GOWER	[REDACTED]
94.	Stephen PRITCHARD	[REDACTED] [REDACTED]
95.	Susan CHAMBERS	[REDACTED]

96.	Sue PARFITT	[REDACTED]
97.	Sue SPENCER-LONGHURST	[REDACTED]
98.	Susan HAGLEY	[REDACTED]
99.	Suzie WEBB	[REDACTED]
100.	Tessa-Marie BURNS	[REDACTED]
101.	Theresa NORTON	[REDACTED]
102.	Tim SPEERS	[REDACTED]
103.	Tim William HEWES	[REDACTED]
104.	Tracey MALLAGHAN	[REDACTED]
105.	Valerie SAUNDERS	[REDACTED]
106.	Venitia CARTER	[REDACTED]
107.	Victoria Anne LINDSELL	[REDACTED]
108.	Xavier GONZALEZ TRIMMER	[REDACTED]
109.	Bethany MOGIE	[REDACTED]
110.	Indigo RUMBELOW	[REDACTED]
111.	Adrian TEMPLE-BROWN	[REDACTED]
112.	Ben NEWMAN	[REDACTED]
113.	Christopher PARISH	[REDACTED]
114.	Elizabeth SMAIL	[REDACTED]
115.	Julian MAYNARD SMITH	[REDACTED]

116.	Rebecca LOCKYER	[REDACTED]
117.	Simon MILNER-EDWARDS	[REDACTED]
118.	Stephen BRETT	[REDACTED]
119.	Virginia MORRIS	[REDACTED]
120.	Andria EFTHIMIOUS-MORDAUNT	[REDACTED]
121.	Christopher FORD	[REDACTED]
122.	Darcy MITCHELL	[REDACTED]
123.	David MANN	[REDACTED]
124.	Ellie LITTEN	[REDACTED]
125.	Julie MECOLI	[REDACTED]
126.	Kai BARTLETT	[REDACTED]
127.	Sophie FRANKLIN	[REDACTED]
128.	Tony HILL	[REDACTED]
129.	Nicholas BENTLEY	[REDACTED]
130.	Nicola STICKELLS	[REDACTED]
131.	Mary LIGHT	[REDACTED]
132.	David McKENNY	[REDACTED]
133.	Giovanna LEWIS	[REDACTED]
134.	Margaret REID	[REDACTED]

BY THE COURT