

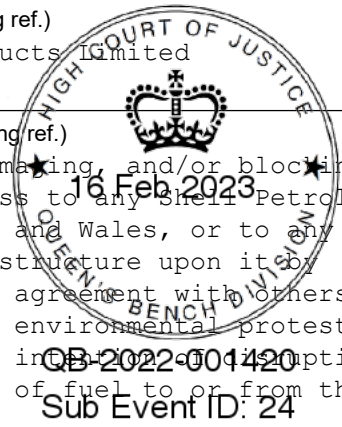
N244

Application notice

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Name of court High Court Of Justice King's Bench Division Royal Courts of Justice		Claim no. QB-2022-0001420
Fee account no. (if applicable)	Help with Fees – Ref. no. (if applicable) H W F - [] [] [] - [] [] []	
Warrant no. (if applicable)		
Claimant's name (including ref.) Shell U.K Oil Products Limited OLDFIEA/SHELL		
Defendant's name (including ref.) Persons Unknown damaging, and/or blocking the use of or access to any Shell Petrol Station in England and Wales, or to any equipment or infrastructure upon it by express or implied agreement with others, in connection with environmental protest campaigns with the intention of disrupting the sale or supply of fuel to or from the said station.		
Date	14 February 2023	



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 Claimant

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

The Applicant requests that the deadline provided for at paragraph 8 of the Court Order dated 13 May 2022 (as amended pursuant to CPR 40.12 on 19 May 2022) - being the deadline by which the Applicant is to apply to extend the injunction granted by the same Court Order - be extended from 4pm on 28 February 2023 to 4pm on 31 March 2023.

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? 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 current deadline by which the application referred to above needs to be made is currently **4pm on 28 February 2023** (of which this applications seeks an extension).

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 paragraph 11 of the Order of the Honourable Mrs Justice McGowan dated 5 May 2022.

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 Shell Petrol Stations in England and Wales.

2. Pursuant to the Order dated 13 May 2022 (as amended pursuant to CPR 40.12 on 19 May 2022) in these proceedings, the injunction granted remains in place until 12 May 2023. The same Order requires any application for an extension to the injunction granted to be made by 4pm on 28 February 2023 (which we understand was set to ensure that any application was made in sufficient time to enable service to be effected).

3. This application seeks the extension of this deadline to 4pm on 31 March 2023 for the reasons explained below.

4. The Claimant is mindful that its evidence as to the real and imminent risk which gives rise to the ongoing need for an injunction should be as contemporaneous as is reasonably possible prior to expiry of the current injunction on 12 May 2023.

5. These proceedings are related to separate injunction proceedings brought by:

5.1 Shell U.K. Limited in respect of 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

5.2 Shell International Petroleum Company Limited in respect of 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").

6. The Shell Haven Proceedings and the Shell Centre Tower Proceedings do not require an application to be made in advance of any review hearing (as is required in these proceedings)

7. The Claimants in all three separate sets of proceedings are in the process of considering whether an application should be made in each of them to have the existing injunctions extended and are separately seeking that the review hearings for all three be listed and heard together - in the interests of efficiency and appropriate allocation of court resources for the following reasons:

7.1 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;

7.2 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

7.3 doing so would ensure avoidance of unnecessary duplication - costs and resources consequently being 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.

8. Extending the date by which the Claimant in these proceedings must make an application to extend the injunction ordered on 12 May 2023 would also facilitate the proposal to bring the three applications together and have them heard at the same time.

9. We do not consider that the pushing back of the deadline in respect of these proceedings would cause any:

9.1 practical difficulties for the Claimant to effect the service of or complete any other preparatory steps required sufficiently in advance of the review hearing; and

9.2 prejudice to any defendants (being Persons Unknown).

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

14

Month

02

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/SHELL

Email

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