

**IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION**

Claim No. QB-2022-001420

Before:

On:

BETWEEN

SHELL U.K. OIL PRODUCTS LIMITED

Claimant

- and -

**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 PROTEST CAMPAIGNS WITH THE INTENTION OF
DISRUPTING THE SALE OR SUPPLY OF FUEL TO OR FROM THE SAID STATION**

First Defendant

Louis McKechnie

Second Defendant

Louise Harris

Third Defendant

Callum Goode

Fourth Defendant

Christopher Ford

Fifth Defendant

Sean Jordan

(also known as Sean Irish, John Jordan, John Michael Jordan and Sean O'Rourke)

Sixth Defendant

Emma Ireland

Seventh Defendant

Charles Philip Laurie

Eighth Defendant

Michael Edward Davies also previously known as Michael Edward Jones

Ninth Defendant

Tessa-Marie Burns (also known as Tez Burns)

Tenth Defendant

Simon Reding

Eleventh Defendant

Kate Bramfit

Twelfth Defendant

Margaret Reid

Thirteenth Defendant

David Nixon

Fourteenth Defendant

Samuel Holland

Fifteenth Defendant

DRAFT ORDER

PENAL NOTICE

IF YOU, THE DEFENDANTS, DISOBEY THIS ORDER YOU MAY BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

IMPORTANT NOTICE TO DEFENDANTS

This Order prohibits you from doing the acts set out in this Order. You should read it very carefully. You are advised to consult a solicitor as soon as possible.

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 to be in contempt of Court and may be imprisoned, fined, or have their assets seized.

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 on his instructions or with his encouragement.

You have the right to ask the Court to vary or discharge this Order (which is explained below)

RECITALS

UPON the final hearing taking place on [21/22 October 2024] and pursuant to paragraph 16 of the Order of Cotter J dated 24 April 2024 (as amended on 25 April 2024 under the slip rule)

AND UPON hearing from Leading Counsel for the Claimant [and hearing submissions from Ms Ireland (the Seventh Defendant) and Mr Laurie (the Eighth Defendant) who are unrepresented and no other Defendant appearing]

AND UPON the Third Defendant giving the Claimant an undertaking in the form set out in the Fifth Schedule to this Order

AND UPON the Claimant giving the undertaking set out in the First Schedule to this Order

IT IS ORDERED:

DEFINITIONS:

1. the “**Named Defendants**” means the Second Defendant to the Fifteenth Defendant
2. the “**Shell Petrol Stations Injunction Order**” means the Order of Cotter J dated 24 April 2024 (as amended on 25 April 2024 under the slip rule) in these proceedings
3. “**Shell Petrol Station**” means all petrol stations in England and Wales displaying Shell branding (including any retail unit forming a part of such a petrol station, whatever the branding of the retail unit)
4. “**Warning Notice**” means a notice substantially in the form as set out in the Fourth Schedule to this Order (warning of the existence and general nature of this Order, the consequences of breaching it, identifying a point of contact and contact details from which copies of the Order may be requested and identifying the website address (<https://www.noticespublic.com/>) at which copies of this Order may be viewed and downloaded)

INJUNCTION

5. Following the provision of an undertaking (in the form set out in the Fifth Schedule to this Order) the Third Defendant (Harris) shall be removed as a party to the claim pursuant to CPR r.19(4)(1),(11) and the Re-Amended Claim Form and the Re-Amended Particulars of Claim shall strike out Ms Harris as the Third Defendant.
6. Subject to the annual review referred to in paragraph 17 , with immediate effect until 23:59 on [12 November 2029], unless varied, discharged or extended by further order, the Defendants and each of them must not do any of the acts listed in paragraphs 7 and 8 of this Order in express or implied agreement with any other person and with the intention of disrupting the sale or supply of fuel to or from a Shell Petrol Station.
7. The acts referred to above are:
 - a. directly blocking or impeding access to any pedestrian or vehicular entrance to a Shell Petrol Station forecourt or to a building within the Shell Petrol Station;
 - b. causing damage to any part of a Shell Petrol Station or to any equipment or infrastructure (including but not limited to fuel pumps) upon it;
 - c. operating or disabling any switch or other device in or on a Shell Petrol Station so as to interrupt the supply of fuel from that Shell Petrol Station, or from one of its fuel pumps, or so as to prevent the emergency interruption of the supply of fuel at the Shell Petrol Station; and
 - d. causing damage to any part of a Shell Petrol Station, whether by:
 - i. affixing or locking themselves, or any object or person, to any part of a Shell Petrol Station, or to any other person or object on or in a Shell Petrol Station;
 - ii. erecting any structure in, on or against any part of a Shell Petrol Station;
 - iii. spraying, painting, pouring, depositing or writing in any substance on to any part of a Shell Petrol Station.
8. A Defendant who is ordered not to do something must not:
 - a. do it himself/herself/themselves or in any other way;
 - b. do it by means of another person acting on his/her/their behalf, or acting on his/her/their instructions, or by another person acting with his/her/their encouragement or assistance.

SERVICE OF THIS ORDER ON THE FIRST DEFENDANT AND NON-PARTIES

9. Pursuant to CPR 6.15 and 6.27 and CPR 81.4(c) and (d), service of this Order (with the addresses in the Third Schedule and the social media addresses redacted) shall be validly effected on the First Defendant and any other non-parties as follows:

- a. the Claimant shall use all reasonable endeavours to arrange to affix and retain Warning Notices at each Shell Petrol Station by either Method A or Method B, as set out below:

Method A

Warning notices, no smaller than A4 in size, shall be affixed:

(a) at each entrance onto each Shell Petrol Station

(b) on every upright steel structure forming part of the canopy infrastructure under which the fuel pumps are located within each Shell Petrol Station forecourt

(c) at the entry door to every retail establishment within any Shell Petrol Station

Method B

Warning notices no smaller than A4 in size shall be affixed:

(a) at each entrance onto the forecourt of each Shell Petrol Station

(b) at a prominent location on at least one stanchion (forming part of the steel canopy infrastructure) per set/row of fuel pumps (also known as an island) located within the forecourt of each Shell Petrol Station

- b. Procuring that a Warning Notice is uploaded to www.shell.co.uk;
- c. Sending an email to each of the addresses set out in the Second Schedule of this Order providing a link to and, specifically notifying them that a copy of this Order is available at, <https://www.noticespublic.com/>
- d. Uploading a copy of this Order to <https://www.noticespublic.com/>
- e. Sending a link to www.noticespublic.com data site where this Order is uploaded to any person or their solicitor who has previously requested a copy of documents in these proceedings from the Claimant or its solicitors, either by post or email (as was requested by that person).

10. Pursuant to CPR 6.15 and 6.27, service of this Order shall:

- a. be verified by the completion of a certificate of service to be filed by the Claimant with the Court or a witness statement verified by a statement of truth in accordance with CPR r.22(1)(b)
- b. be deemed serve on the First Defendant and any other non-parties on the latest date on which compliance with the methods of service referred to in paragraph 9a have been completed at not less than half of the Shell Petrol Stations and also paragraphs 9b to e (such date shall be specified by the certificate of service).





SERVICE OF FUTURE DOCUMENTS ON THE FIRST DEFENDANT AND NON-PARTIES

11. Pursuant to CPR 6.15 and 6.27 and CPR 81.4(c) and (d) service of any further document in these proceedings shall be validly effected on the First Defendant and any other non-parties by:

- a. Uploading a copy of the document to <https://www.noticespublic.com/>
- b. Sending an email to each of the addresses set out in the Second Schedule of this Order providing a link to and, specifically notifying them that a copy of the document is available at, <https://www.noticespublic.com/>

- c. Sending a link to www.noticespublic.com/ data site where the document is uploaded to any person or their solicitor who has previously requested a copy of documents in these proceedings from the Claimant or its solicitors, either by post or email (as was requested by that person).
12. The taking of such steps as set out in paragraph 11 above shall be good and sufficient service and deemed to be served on the First Defendant and non-parties on the latest date on which all methods of service referred to in paragraph 11 above have been completed, such date to be verified by the completion of a certificate of service or witness statement.

SERVICE OF THIS ORDER AND FUTURE DOCUMENTS ON NAMED DEFENDANTS

13. Pursuant to CPR 6.15 and 6.27 and CPR 81.4(c) and (d), service of this Order (with the addresses in the Third Schedule and the social media addresses redacted) and any further document in these proceedings shall be validly effected on the Named Defendants (as the case may be and as applicable to the relevant Defendant) as follows:
- a. In respect of the Fifth to Ninth and the Eleventh to Fourteenth Defendants, by posting of copies of this Order / the document to the last known address which was supplied to the Claimant by the relevant police authority (as set out in the Third Schedule to this Order), by first class post, special delivery and/or by hand delivery to such address (or by sending an email and providing a link to the Claimant's website (<https://www.noticespublic.com/>) and specifically noting in the message that a copy of the Order / document is available via that website to the email address which has been previously supplied to the Claimant by any Defendant for the purposes of electronic service and at which the Defendant has notified the Claimant in writing that they wish to be served pursuant to CPR Practice Direction 6A paragraph 4.1)
 - b. To the extent that it is possible to do so in practice, in respect of the Second Defendant's (McKechnie) social media account (as set out below) by providing a link to the Claimant's website (<https://www.noticespublic.com/>) and specifically noting in the message that a copy of the Order / document is available via that website:

 - c. To the extent that it is possible to do so in practice, in respect of the Third Defendant's (Harris) social media account (as set out below) by providing a link to the Claimant's website (<https://www.noticespublic.com/>) and specifically noting in the message that a copy of the Order, the Re-Re-Amended Claim Form and Re-Re-Amended Particulars of Claim only are available via that website:

 - d. To the extent that it is possible to do so in practice, in respect of the Fourth Defendant's (Goode) social media account (as set out below) by providing a link to the Claimant's website (<https://www.noticespublic.com/>) and specifically noting in the message that a copy of this Order / document is available via that website:

 - e. To the extent that it is possible to do so in practice, in respect of the Tenth Defendant's (Burns) social media account (as set out below) by providing a link to the Claimant's website (<https://www.noticespublic.com/>) and specifically noting in the message that a copy of the Order / document is available via that website:

 - f. In respect of the Fifteenth Defendant (Holland):
 - i. service of this Order shall be validly effected by carrying out the steps in accordance with paragraphs 9c and 9d;
 - ii. service of any further documents in these proceedings shall be validly effected by carrying out the steps in paragraphs 11a and 11b;

- iii. service of this Order and any further document in these proceedings shall be validly effected by carrying out the steps in 13g, from the date on which the Claimant is notified of such address.
 - g. If and to the extent the Claimant is notified by a relevant Defendant of any specific address which the relevant Defendant may be served with further documents relating to these proceedings, by posting a copy of this Order / the document to such address by first class post, special delivery and/or by hand to the address so supplied (or is supplied with an email address by the relevant Defendant for the purposes of electronic service and at which the Defendant has notified the Claimant in writing that they wish to be served pursuant to CPR Practice Direction 6A paragraph 4.1, by sending an email and providing a link to the Claimant's website (<https://www.noticespublic.com/>) and specifically noting in the message that a copy of the Order / document is available via that website).
14. The taking of such steps as set out in paragraph 13 shall be good and sufficient service on the Named Defendants and each of them and shall be deemed to be served on the Named Defendant on the latest date on which all methods of service referred to in paragraph 13 above have been completed (as applicable to them individually), such date to be verified by the completion of a certificate of service or witness statement.
15. The Court will provide sealed copies of this Order to the Claimant's solicitors for service (whose details are set out below).

LIBERTY TO APPLY AND FURTHER DIRECTIONS

16. Any person affected by this Order may apply to the Court at any time to vary or discharge it or any part (including in relation to the methods of alternative service) 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. Any such person who is not a Named Defendant must provide their full name and address, and address for service to the Claimant's solicitors on the details below and to the Court and must, if appropriate, also apply to be joined as a Defendant to these proceedings at the same time.
17. There shall be, subject to Court availability, for as long as this Order is in force, a hearing to annually review this final injunction Order to determine whether any material change has arisen since the granting of this Order that provides grounds for declining to continue the injunction as set out in paragraphs 6-8 above. Such annual reviews shall take place at a hearing to be listed no later than 1 month before the anniversary of this Order. The Claimant shall liaise with the Court to list any such hearings and provide a suggested time estimate and provide the Defendants with the notice of hearing as soon as practicable in accordance with paragraphs 11 and 13 above (as applicable).
18. The Claimant shall have permission to file and serve any further evidence not less than 14 days before the review hearing.
19. The Claimant shall file (by hard copy and electronic means) and serve (by electronic means only) two copies of the hearing bundle in a form compliant with the Kings Bench Division Guide 2023 by no later than 7 days before the review hearing.
20. Skeleton arguments shall be filed at Court, with a bundle of authorities, not less than 3 days before the review hearing.
21. The Parties have liberty to apply to extend this Order or to seek further directions.

[COSTS

22.]

COMMUNICATION WITH THE CLAIMANT

The Claimant's solicitors contact details are as follows:

Eversheds Sutherland (International) LLP
Bridgewater Place, Water Lane, Leeds LS11 5DR
Reference: OLDFIEA/SHELL
shell.service@eversheds-sutherland.com

First Schedule

The Claimant gave the following undertaking to the Court:

1. To pay any damages which the Defendants (or any other party served with or notified of this Order) shall sustain as a result of the making of this Order, and which the Court considers ought to be paid.

Second Schedule
(list of email addresses)

1. **EXTINCTION REBELLION UK**
 - a. enquiries@extinctionrebellion.uk
 - b. press@extinctionrebellion.uk
 - c. xrvideo@protonmail.com
 - d. xr-action@protonmail.com
 - e. xraffinitysupport@protonmail.com
 - f. xr-arrestwelfare@protonmail.com
 - g. artsxr@gmail.com
 - h. xr-CitizensAssembly@protonmail.com
 - i. xr.connectingcommunities@gmail.com
 - j. xrdemocracy@protonmail.com
 - k. xrnotables@gmail.com
 - l. integration@rebellion.earth
 - m. xr-legal@riseup.net
 - n. press@extinctionrebellion.uk
 - o. xr-newsletter@protonmail.com
 - p. xr-peoplesassembly@protonmail.com
 - q. xrpoliceliason@protonmail.com
 - r. rebelringers@rebellion.earth
 - s. xr.regenerativeculture@gmail.com
 - t. xr-regionaldevelopment@protonmail.com
 - u. RelationshipsXRUK@protonmail.com
 - v. xr.mandates@gmail.com
 - w. socialmedia@extinctionrebellion.uk
 - x. xrsocialmediaevents@gmail.com
 - y. eventsxr@gmail.com
 - z. xrbristol.regional@protonmail.com
 - aa. xrcymru@protonmail.com
 - bb. xr.eastengland@protonmail.com

cc. xrlondoncoord@gmail.com
dd. XRMidlands@protonmail.com
ee. xrne@protonmail.com
ff. support@xrnorth.org
gg. xrni@rebellion.earth
hh. xrscotland@gmail.com
ii. XR-SouthEastRegionalTeam@protonmail.com
jj. xr.regional.sw@protonmail.com
kk. talksandtraining.xrbristol@protonmail.com
ll. xrcymrutalksandtraining@gmail.com
mm. eoexrtnt@protonmail.com
nn. xrlondoncommunityevents@gmail.com
oo. xrmidlandstraining@protonmail.com
pp. XRNE.training@protonmail.com
qq. xrnw.training@gmail.com
rr. xryorkshire.training@gmail.com
ss. xrni.tt@rebellion.earth
tt. talksandtrainings.scotland@extinctionrebellion.uk
uu. xrttse@gmail.com
vv. xrsw.trainings@gmail.com



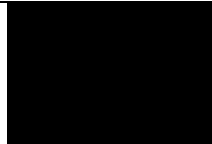

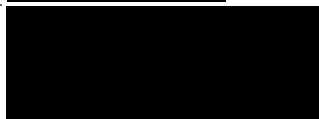
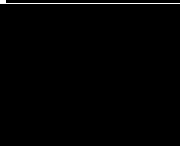

2. **JUST STOP OIL**

ww. Ring2021@protonmail.com
xx. juststopoil@protonmail.com
yy. youthclimateswarm@protonmail.com

3. **YOUTH CLIMATE SWARM**

zz. youthclimateswarm@protonmail.com

Third Schedule

Name	Address
Christopher Ford	
Sean Jordan (also known as Sean Irish, John Jordan, John Michael Jordan and Sean O'Rourke)	
Emma Ireland	By email only
Charles Philip Laurie	Sent by email only
Michael Edward Davies also previously known as Michael Edward Jones	
Simon Reding	
Kate Bramfit	
Margaret Reid	
David Nixon	

Fourth Schedule
Form of Warning Notice
Shell U.K. Oil Products Limited

Important Notice
HIGH COURT INJUNCTION

(claim no QB-2022-001420)

On 2024 and following a final hearing held on [21/22] October 2024, a final injunction (the "**Order**") was made by the High Court of Justice prohibiting anyone acting by express or implied agreement with others, in connection with protest campaigns, from disrupting the sale or supply of fuel to or from any Shell branded petrol station in England and Wales (the '**Shell Petrol Station**').

The Order prohibits:

1. Directly blocking or impeding access to any pedestrian or vehicular entrance to a Shell Petrol Station forecourt or to a building within the Shell Petrol Station;
2. Causing damage to any part of a Shell Petrol Station or to any equipment or infrastructure (including but not limited to fuel pumps) upon it;
3. Operating or disabling any switch or other device in or on a Shell Petrol Station so as to interrupt the supply of fuel from that Shell Petrol Station, or from one of its fuel pumps, or so as to prevent the emergency interruption of the supply of fuel at the Shell Petrol Station.
4. Causing damage to any part of a Shell Petrol Station, whether by:
 - a. affixing or locking themselves, or any object or person, to any part of a Shell Petrol Station, or to any other person or object on or in a Shell Petrol Station;
 - b. erecting any structure in, on or against any part of a Shell Petrol Station;
 - c. spraying, painting, pouring, depositing or writing in any substance on to any part of a Shell Petrol Station.

You must not do any of the above acts either yourself or by means of another person acting on your behalf, instructions, encouragement or assistance.

Anyone in breach of the Order will be in contempt of court and may be imprisoned, fined or have their assets seized. The persons affected by the Order are Persons Unknown acting in connection with, and associated to, environmental campaigns and protests with the intention of disrupting the sale or supply of fuel to or from Shell Petrol Stations.

This means that you must not do any of these things on this Shell Petrol Station.

If you do, you may be sent to prison or have your assets seized.

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 Shell UK Oil Products Limited'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.

Copies of the relevant court documents relating to the Order, including a copy of the Order, may be viewed:-

- (i) at <http://www.noticespublic.com/>
- (ii) by contacting Alison Oldfield at Eversheds Sutherland (International) LLP on 020 7919 4500 or by email at shell.service@eversheds-sutherland.com.

Fifth Schedule
Form of Undertaking

Shell U.K. Oil Products Limited V Persons Unknown (etc) and others with the claim number: QB-2022-001420 (the "Petrol Stations Injunction")

I promise to the Court that, whilst the Petrol Stations Injunction remains in force (including for the avoidance of doubt where it is continued at a renewal hearing or final hearing and in each case as amended by further order of the Court), I will not engage in the following conduct:

- a) Directly blocking or impeding access to any pedestrian or vehicular entrance to a Shell Petrol Station forecourt or to a building within the Shell Petrol Station;
- b) Causing damage to any part of a Shell Petrol Station or to any equipment or infrastructure (including but not limited to fuel pumps) upon it;
- c) Operating or disabling any switch or other device in or on a Shell Petrol Station so as to interrupt the supply of fuel from that Shell Petrol Station, or from one of its fuel pumps, or so as to prevent the emergency interruption of the supply of fuel at the Shell Petrol Station; and
- d) Causing damage to any part of a Shell Petrol Station, whether by:
 - i. Affixing or locking myself, or any object or person, to any part of a Shell Petrol Station, or to any other person or object on or in a Shell Petrol Station.
 - ii. Erecting any structure in, on or against any part of a Shell Petrol Station.
 - iii. spraying, painting, pouring, depositing or writing in any substance on to any part of a Shell Petrol Station.
- e) I confirm I will not carry out such activities myself, by means of another person doing so on my behalf, or on my instructions with my encouragement or assistance.

I confirm that I understand what is covered by the promises which I have given and also that if I break any of my promises to the Court I may be fined, my assets may be seized or I may be sent to prison for contempt of Court.

Signed

Name

Dated