

CLAIM NO: HQ18 X00612

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION

The Hon Mr Justice WARBY

23RD FEBRUARY 2018

BETWEEN:

(1) CANARY WHARF INVESTMENTS LIMITED
AND OTHERS

Claimants

and



- (1) RIKKE BREWER
- (2) ALEXANDER FARRELL
- (3) RYAN TAYLOR
- (4) ALISTAIR LAW
- (5) IMOGEN ANDERSON
- (6) PERSONS UNKNOWN ENTERING OR REMAINING ON THE
CANARY WHARF ESTATE WITHOUT THE LICENCE OR CONSENT
OF THE CLAIMANTS

Defendants

ORDER FOR AN INJUNCTION

PENAL NOTICE

IF YOU, THE THIRD AND/OR SIXTH DEFENDANT, DISOBEY THIS ORDER YOU MAY BE HELD TO BE 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 OR ANY OF THEM 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.

IMPORTANT NOTICE TO THE THIRD AND SIXTH DEFENDANT

You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

THE INJUNCTION

IT IS ORDERED THAT:

1. The Third Defendant be restrained until trial or further Order from entering in or remaining in any part of the Canary Wharf Estate as shown edged red on the Plan served herewith.
2. The Sixth Defendants be restrained until trial or further Order from entering or remaining in:
 - a. any of the Sites (shaded green on the attached plan) without the Claimants' licence or consent;
 - b. any of the Buildings (shaded light blue on the attached plan) beyond the security barriers, turnstiles or gates on the ground floor of such Buildings without the Claimants' licence or consent;
 - c. any part of the Estate (edged red on the attached plan) if the general public licence to enter the Open Areas (shaded yellow) or the Buildings (shaded light blue) up to the security barriers, turnstiles or gates is revoked for that person (whether orally or in writing) by the Claimants or on their behalf by service on that person of a copy of this Order.

VARIATION OR DISCHARGE OF THIS ORDER

The Defendants may apply to vary or discharge this Order upon giving 48 hours' notice in writing to the Claimant's solicitors at Eversheds Sutherland (International) LLP, One Wood Street, London, EC2V 7WS (Ref: Stuart Wortley tel: 020 79190 9797, fax: 020 7919 4919, stuartwortley@eversheds-sutherland.com).

INTERPRETATION OF THIS ORDER

A Defendant who is ordered not to do something must not do it him/herself or in any other way. He/she must not do it through another acting on his/her behalf or on his/her instructions or with his/her encouragement.

SERVICE OF THIS ORDER

Service of this Order may be effected on the Third Defendant by sending it to the postal addresses and email addresses provided in the table below:-

Ryan Taylor	
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Service of this Order may be effected on the Sixth Defendants by posting notice of this Order and its effect at points of public access to the Canary Wharf Estate and / or by positing notice this Order at locations demarcating areas to which it applies and/or by giving notice through social media. Posting Notice of this Order means communicating the essential requirements of this Order and a location at which the Order and Claim Bundle can be accessed.

COMMUNICATIONS WITH THE COURT

All communications to the Court about this Order should be sent to:

Queen's Bench Division, Royal Courts of Justice, Strand WC2A 2LL.

The offices are open between 10.00 a.m. and 4.30 p.m. Monday to Friday (except Bank Holidays).

The telephone number is 020 7947 6000

SCHEDULE 1

Witness Statements

The Judge read the following Witness Statement before making this Order:

1. Witness Statement of Nicholas John Bennett dated 13 February 2018 together with the Exhibits marked "NJB1", "NJB2", "NJB3", "NJB4", "NJB5" and "NJB6".

SCHEDULE 2

Undertakings given to the Court by the Claimant

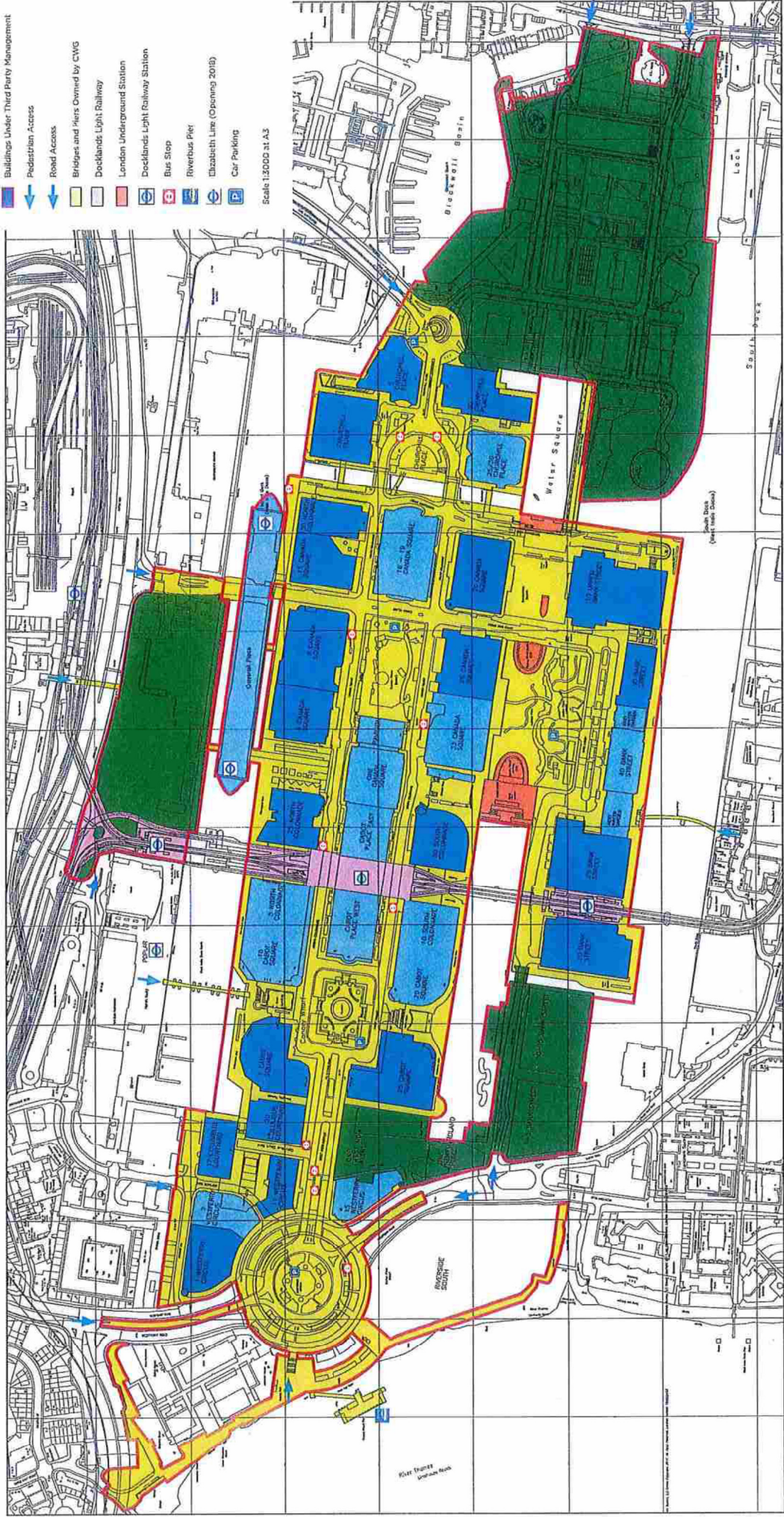
1. To pay any damages which the Third and Sixth Defendant shall sustain which the Court considers the Claimants should pay.

Dated: 23rd February 2018

CANARY WHARF ESTATE PLAN

- Boundary of CWG Property
- CWG Owned and Managed Buildings
- CWG Owned Public Areas
- CWG Construction/Development Sites
- Buildings Under Third Party Management
- Pedestrian Access
- Road Access
- Bridges and Hiers Owned by CWG
- Docklands Light Railway
- London Underground Station
- Docklands Light Railway Station
- Bus Stop
- Riverbus Pier
- Elizabeth Line (Opening 2018)
- Car Parking

Scale 1:3000 at A3



IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
ROYAL COURTS OF JUSTICE

The Hon Mr Justice Warby
23 February 2018

B E T W E E N:

(1) CANARY WHARF INVESTMENTS LIMITED
AND OTHERS

Claimants

and



- (1) RIKKE BREWER
- (2) ALEXANDER FARRELL
- (3) RYAN TAYLOR
- (4) ALISTAIR LAW
- (5) IMOGEN ANDERSON
- (6) PERSONS UNKNOWN ENTERING OR REMAINING ON THE
CANARY WHARF ESTATE WITHOUT THE LICENCE OR CONSENT
OF THE CLAIMANTS

Defendants

ORDER

UPON HEARING Leading Counsel for the Claimants and the First, Fourth and Fifth Defendants in person and the Second and Third Defendants not attending

AND UPON the Court explaining the effect of the attached Undertakings to the First, Fourth and Fifth Defendants and being satisfied that the Second Defendant understood the effect of his Undertaking;

AND UPON the Court accepting the Undertakings of the First, Second, Fourth and Fifth Defendants in the form attached hereto

IT IS ORDERED THAT

1. There be an interim injunction in respect of trespass against the Third and Sixth Defendants in the form of the separate injunction order of today's date
2. The claim for interim orders against the Second and Third Defendants to deliver up and not to publish any photographs, videos or other electronic material taken or recorded on the area shown edged red on the Plan served herewith be adjourned with liberty to the Claimants and Second and Third Defendant to apply for directions for its determination

3. There be no order as to directions for determination of the Claim for a final injunction against the First to Fifth Defendants with liberty to apply to all parties;
4. The claim for a final injunction against the Sixth Defendants proceed in accordance with the CPR with any defence to be filed within 28 days from the date of this Order;
5. The First, Second, Third, Fourth and Fifth Defendants do pay the costs of the Claimants of the interim application to be subject to detailed assessment on the standard basis if not agreed.
6. Service of this Order may be effected on the First, Second, Third, Fourth and Fifth Defendants by sending a copy of it to the postal addresses and / or email addresses provided in the table below:-

Rikke Brewer	
Alexander Farrell	
Ryan Taylor	
Alistair Law	
Imogen Anderson	

7. Service of this Order may be effected on the Sixth Defendants by posting notice of the Injunction and this Order at locations demarcating areas to which it applies; by service of this Order on any person whose licence is revoked and/or by giving notice to the Sixth Defendants through social media.

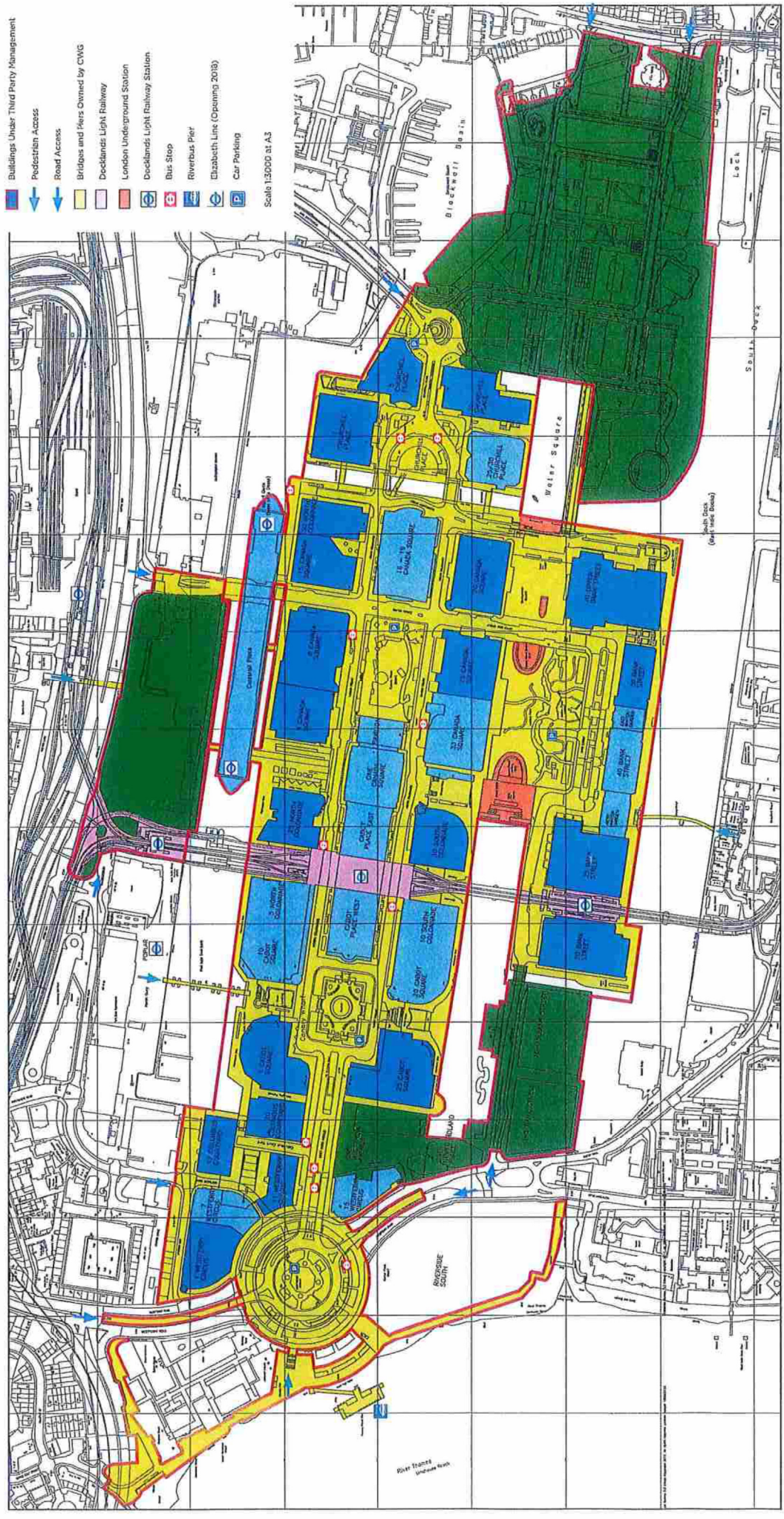
Informative

In the event of the Defendants being granted a licence in writing to enter the Estate shown edged red on the plan served herewith on application to the First Claimant c/o its solicitor Stuart Wortley, Evershed Sutherland LLP, One Wood Street, London EC2V 7WS 020 7919 4919 StuartWortley@eversheds-sutherland.com, then the Undertakings referred to above shall take effect subject to the terms of any such licence subject to the terms of that licence being complied with.

Dated: 27 February 2018

CANARY WHARF ESTATE PLAN

- Boundary of CWG Property
 - CWG Owned and Managed Buildings
 - CWG Owned Public Areas
 - CWG Construction/Development Sites
 - Buildings Under Third Party Management
 - Pedestrian Access
 - Road Access
 - Bridges and Weirs Owned by CWG
 - Docklands Light Railway
 - London Underground Station
 - Docklands Light Railway Station
 - Bus Stop
 - Riverbus Pier
 - Elizabeth Line (Opening 2018)
 - Car Parking
- Scale 1:5000 at A3



Claim No

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
ROYAL COURTS OF JUSTICE

B E T W E E N:

- (1) CANARY WHARF INVESTMENTS LIMITED
AND OTHERS

Claimant

and

- (1) RIKKE BREWER
(2) ALEXANDER FARRELL
(3) RYAN TAYLOR
(4) ALISTAIR LAW
(5) IMOGEN ANDERSON
(6) PERSONS UNKNOWN ENTERING OR
REMAINING ON THE CANARY WHARF
ESTATE WITHOUT THE LICENCE OR
CONSENT OF THE CLAIMANTS

Defendants

ORDER

Eversheds Sutherland (International) LLP
One Wood Street
London
EC2V 7WS

Ref: Stuart Wortley

Solicitors for the Claimants

General form of undertaking

Between Canary Wharf Investments Limited
and Others

Claimant
~~XXXXXX~~
~~XXXXXX~~

In the High Court of Justice
QUEEN'S BENCH DIVISION

Royal Courts of Justice

and Rikke Brewer and Others

Defendant
~~XXXXXX~~
~~XXXXXX~~

Claim No.

Claimant's Ref.

WORTLES/CWE

Defendant's Ref.

This form is
to be used
only for an
undertaking
not for an
injunction

On the day of

(1) Rikke Brewer

[appeared in person] [was represented by Solicitor/Counsel]

and gave an undertaking to the Court promising (2)

Seal

(1) Name of
the person
giving
undertaking

(1) not to enter any part of the land shown edged in red on the attached plan;

(2) Set out
terms of
undertaking

(2) to deliver up to the Claimants all video and / or other photographic and / or other electronic material recorded on the land shown edged in red on the attached plan without the Claimants' licence or consent; and

3) Give the
date and time
or event
when the
undertaking
will expire

and to take down all publications ~~or within 7 days of~~
(3) not to publish any video and / or other photographic and / or other electronic material recorded on the land shown edged in red on the attached plan without the Claimants' licence or consent

(4) The
judge may
direct that
the party who
gives the
undertaking
shall
personally
sign the
statement
overleaf

And to be bound by these promises until (3) indefinitely

The Court explained to (1)

the meaning of his undertaking and the consequences of failing to keep his promises,

And the Court accepted his undertaking (4) [and if so ordered directed that Rikke Brewer

(1)


should sign the statement

overleaf].

And

(enter name of Judge) ordered that (5)

To (1)
of (6)



Important Notice

- If you do not comply with your promises to the court you may be held to be in contempt of court and imprisoned or fined, or your assets may be seized.
- If you do not understand anything in this document you should go to a Solicitor, Legal Advice Centre or a Citizens' Advice Bureau

The court office at Royal Courts of Justice, Strand, London, WC2A 2LL

is open from 10 am to 4 pm. When corresponding with the court, address all forms and letters to the Court Manager and quote the claim number.

N117 General form of undertaking (10.12)

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Laserform International 10/12

(5) Set out
any other
directions
given by the
court

6) Address of
the person
giving
undertaking

Dated

The Court may direct that the party who gives the undertaking shall personally sign the statement below.

Statement

I understand the undertaking that I have given, and that if I break any of my promises to the Court I may be fined, my assets seized or I may be sent to prison for contempt of court.

Signed

A handwritten signature in black ink, consisting of a stylized 'G' followed by a horizontal line and a small flourish.

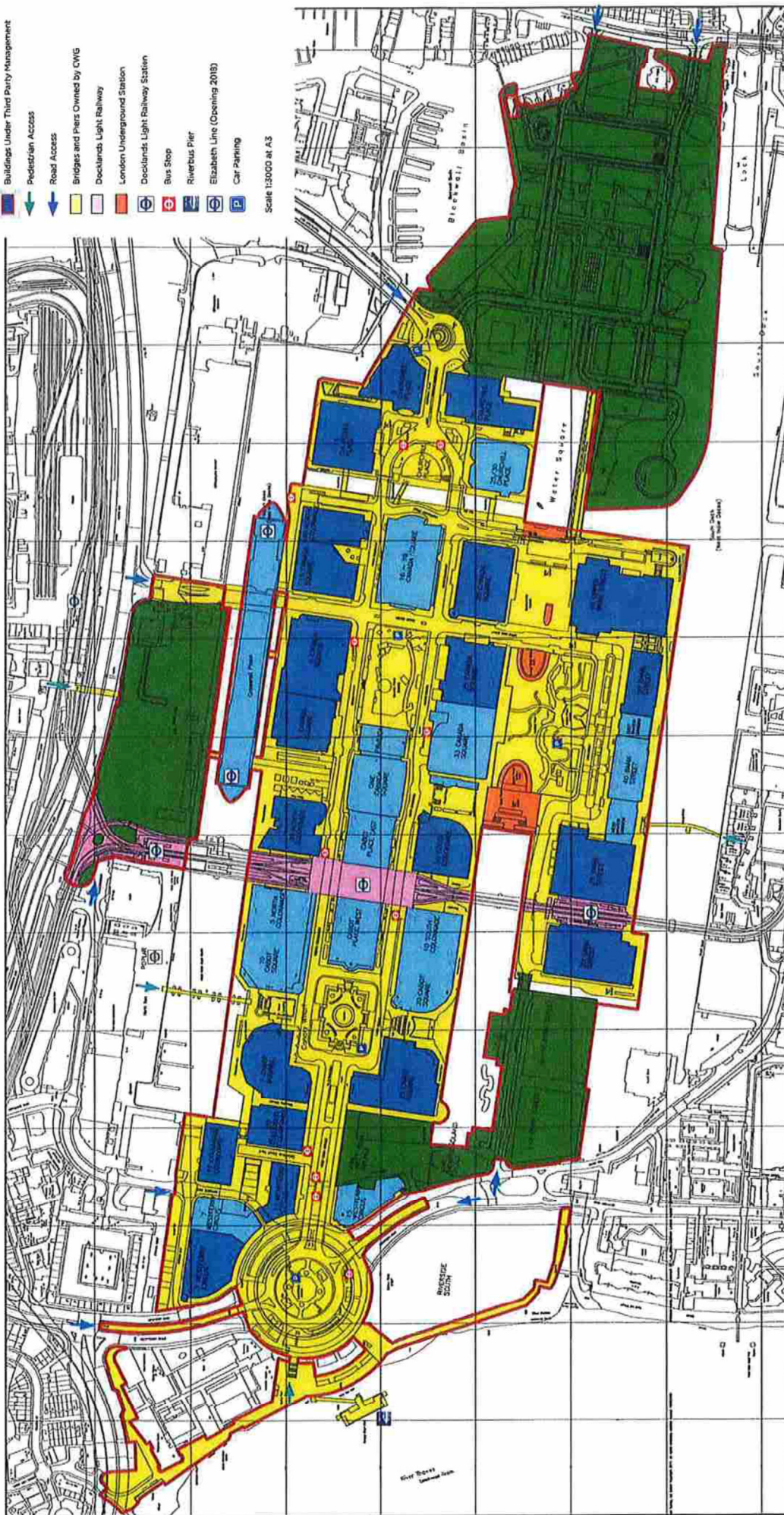
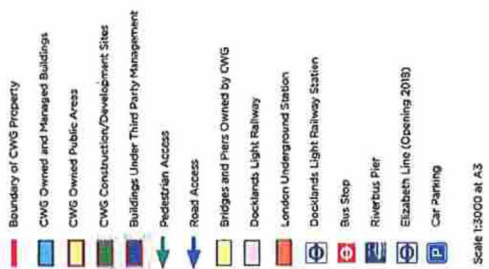
To be completed by the Court

Delivered

- ☐ By posting on:
- ☐ By hand on:
- ☐ Through solicitor on:

Officer:

CANARY WHARF ESTATE PLAN



CANARY WHARF
GROUP PLC

General form of undertaking

Between Canary Wharf Investments Limited
and Others

Claimant
~~XXXXXX~~
~~XXXXXX~~

In the High Court of Justice
QUEEN'S BENCH DIVISION

Royal Courts of Justice

and Rikke Brewer and Others

Defendant
~~XXXXXX~~
~~XXXXXX~~

Claim No.

Claimant's Ref.

WORTLES/CWE

Defendant's Ref.

This form is
to be used
only for an
undertaking
not for an
injunction

On the 23rd day of February 2018
(1) Alastair LAW

[appeared in person] [was represented by Solicitor / Counsel]
and gave an undertaking to the Court promising (2)

Seal

(1) Name of
the person
giving
undertaking

(1) not to enter any part of the land shown edged in red on the attached plan;

(2) Set out
terms of
undertaking

(2) to deliver up to the Claimants all video and / or other photographic and / or other electronic material recorded on the land shown edged in red on the attached plan without the Claimants' licence or consent; and

3) Give the
date and time
or event
when the
undertaking
will expire

(3) not to publish any video and / or other photographic and / or other electronic material recorded on the land shown edged in red on the attached plan without the Claimants' licence or consent

Within 7 DAYS of
and to take down all publications

(4) The
judge may
direct that
the party who
gives the
undertaking
shall
personally
sign the
statement
overleaf

And to be bound by these promises until (3) indefinitely

The Court explained to (1)

the meaning of his undertaking and the consequences of failing to keep his promises,

And the Court accepted his undertaking (4) [and if so ordered directed that he

(1)

should sign the statement

overleaf].

And Mr Justice Warby
Orders.

(enter name of Judge) ordered that (5) made further

To (1)
of (6)

Important Notice

- If you do not comply with your promises to the court you may be held to be in contempt of court and imprisoned or fined, or your assets may be seized.
- If you do not understand anything in this document you should go to a Solicitor, Legal Advice Centre or a Citizens' Advice Bureau

The court office at Royal Courts of Justice, Strand, London, WC2A 2LL

is open from 10 am to 4 pm. When corresponding with the court, address all forms and letters to the Court Manager and quote the claim number.

N117 General form of undertaking (10.12)

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Laserform International 10/12

(5) Set out
any other
directions
given by the
court

6) Address of
the person
giving
undertaking

Dated

The Court may direct that the party who gives the undertaking shall personally sign the statement below.

Statement

I understand the undertaking that I have given, and that if I break any of my promises to the Court I may be fined, my assets seized or I may be sent to prison for contempt of court.

Signed

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke.

To be completed by the Court

Delivered

- ☐ By posting on:
- ☐ By hand on:
- ☐ Through solicitor on:

Officer:

CANARY WHARF ESTATE PLAN

- Boundary of CWG Property
- CWG Owned and Managed Buildings
- CWG Owned Public Areas
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- Docklands Light Railway Station
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- RiverBus Pier
- Elizabeth Line (Opening 2018)
- Car Parking

Scale 1:30000 at A3



 CANARY WHARF
GROUP PLC

General form of undertaking

Between Canary Wharf Investments Limited
and Others

Claimant
~~XXXXXXXXXX~~
~~XXXXXXXXXX~~

In the High Court of Justice
QUEEN'S BENCH DIVISION
Royal Courts of Justice

and Rikke Brewer and Others

Defendant
~~XXXXXXXXXX~~
~~XXXXXXXXXX~~

Claim No.	
Claimant's Ref.	WORTLES/CWE
Defendant's Ref.	

This form is
to be used
only for an
undertaking
not for an
injunction

On the 23rd day of February 2018

(1) IMOGEN ANDERSON

[appeared in person] [was represented by Solicitor / Counsel]
and gave an undertaking to the Court promising (2)

Seal

(1) Name of
the person
giving
undertaking

(1) not to enter any part of the land shown edged in red on the attached plan;

(2) Set out
terms of
undertaking

(2) ~~to deliver up to the Claimants all video and / or other photographic and / or other electronic material recorded on the land shown edged in red on the attached plan without the Claimants' licence or consent; and~~

3) Give the
date and time
or event
when the
undertaking
will expire

~~and to take down all publications, of 7 days,~~
(3) not to publish any video and / or other photographic and / or other electronic material recorded on the land shown edged in red on the attached plan without the Claimants' licence or consent in light blue or green

(4) The
judge may
direct that
the party who
gives the
undertaking
shall
personally
sign the
statement
overleaf

And to be bound by these promises until (3) indefinitely

The Court explained to (1) IMOGEN ANDERSON

the meaning of ^{her} his undertaking and the consequences of failing to keep ^{her} his promises,

And the Court accepted ^{her} his undertaking (4) [and if so ordered directed that

(1) IMOGEN ANDERSON

should sign the statement

overleaf].

And

(enter name of Judge) ordered that (5)

To (1)
of (6)

Important Notice

- If you do not comply with your promises to the court you may be held to be in contempt of court and imprisoned or fined, or your assets may be seized.
- If you do not understand anything in this document you should go to a Solicitor, Legal Advice Centre or a Citizens' Advice Bureau

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Is open from 10 am to 4 pm. When corresponding with the court, address all forms and letters to the Court Manager and quote the claim number.

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(5) Set out
any other
directions
given by the
court

6) Address of
the person
giving
undertaking

Dated 23/02/18

The Court may direct that the party who gives the undertaking shall personally sign the statement below.

Statement

I understand the undertaking that I have given, and that if I break any of my promises to the Court I may be fined, my assets seized or I may be sent to prison for contempt of court.

Signed IMOGEN ANDERSON *Imogen*

To be completed by the Court

Delivered

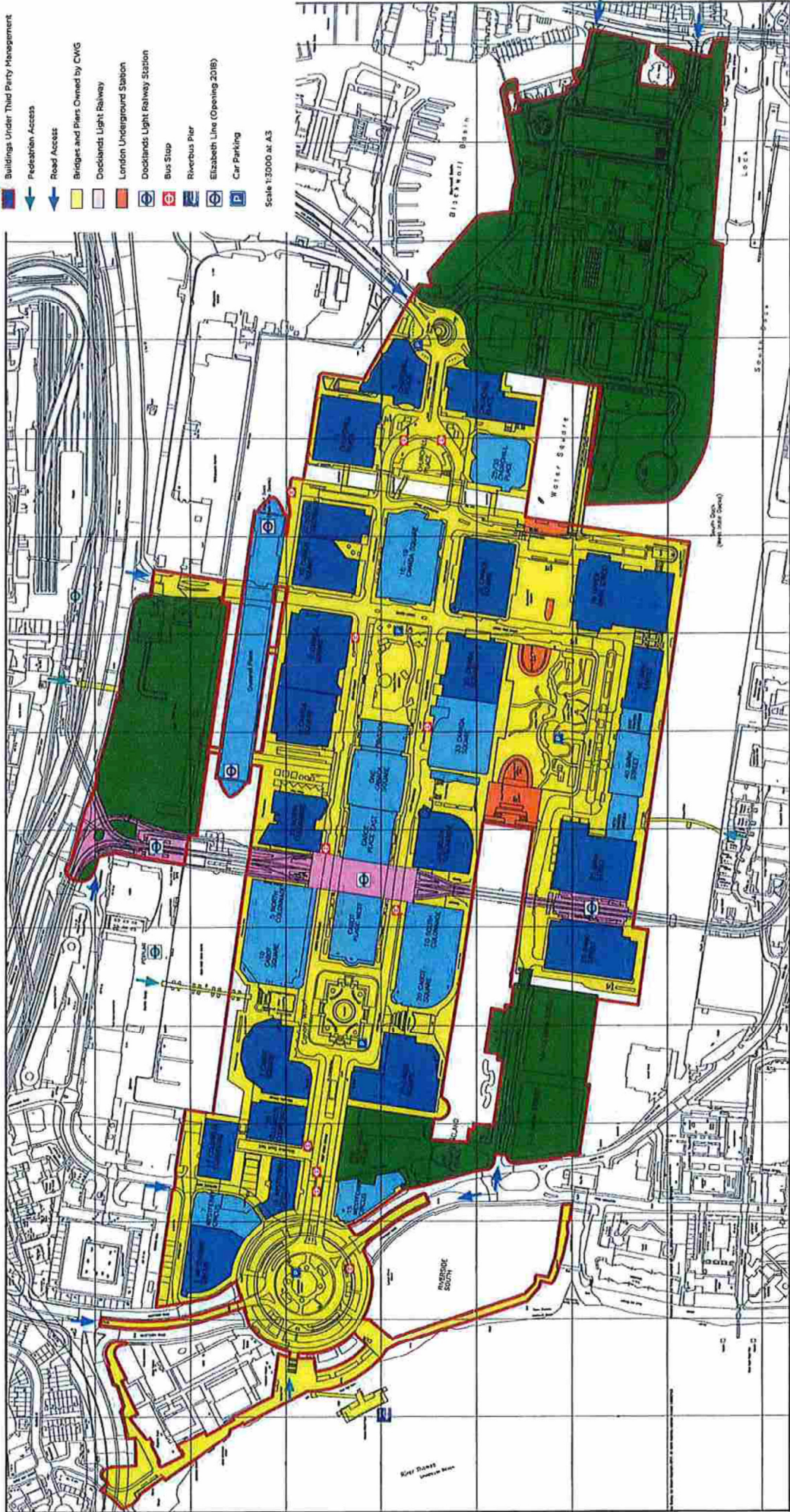
- ☐ By posting on:
- ☐ By hand on:
- ☐ Through solicitor on:

Officer:

CANARY WHARF ESTATE PLAN

- Boundary of CWG Property
- CWG Owned and Managed Buildings
- CWG Owned Public Areas
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- Docklands Light Railway Station
- Bus Stop
- Riverbus Pier
- Elizabeth Line (Opening 2018)
- Car Parking

Scale 1:3000 at A3



IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

ROYAL COURTS OF JUSTICE

B E T W E E N:

CANARY WHARF INVESTMENTS LIMITED AND OTHERS

Claimants

and

- (1) RIKKE BREWER
- (2) ALEXANDER FARRELL
- (3) RYAN TAYLOR
- (4) ALISTAIR LAW
- (5) IMOGEN ANDERSON
- (6) PERSONS UNKNOWN ENTERING OR REMAINING
ON THE CANARY WHARF ESTATE WITHOUT
THE CLAIMANT'S LICENCE OR CONSENT

Defendants

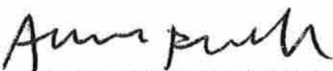
Draft / UNDERTAKING TO COURT

PURSUANT TO CPR Part 81.4(4)

I ALEXANDER FARRELL of Middlehill House, Crondal Road GU51 5SS undertake that I shall not enter the land shown edged red on the attached plan.

The terms of this undertaking and the consequences of breaching it have been explained to me by [] a solicitor. I therefore understand that if I breach this undertaking, I may be held in contempt of court and may be imprisoned, fined or have my assets seized.

Dated: 20.2.2018



Alexander Farrell

Witnessed by

[]
A Solicitor