

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

**(1) MULTIPLEX CONSTRUCTION EUROPE LTD
(2) LUDGATE HOUSE LIMITED (INCORPORATED IN JERSEY)
(3) SAMPSON HOUSE LIMITED (INCORPORATED IN JERSEY)**

Claimants

and

**PERSONS UNKNOWN ENTERING AND CLIMBING IN OR REMAINING AND CLIMBING
AT THE CLAIMANTS' CONSTRUCTION SITE AT BANKSIDE YARDS WITHOUT THE
CLAIMANTS' PERMISSION**

Defendants

DRAFT ORDER FOR INJUNCTION

PENAL NOTICE

**IF YOU, THE 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 DEFENDANTS

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible. If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized. You have the right to apply to the court to vary or discharge this order (which is explained below)

RECITALS

BEFORE [] sitting at the Royal Courts of Justice, the Strand, London
on [].

UPON the Claimants' application on notice dated 12 February 2025.

UPON THE COURT having regard to the Orders of Mr Justice Soole dated 31 July 2020; Mr Justice Bourne dated 26 January 2021; Mr Justice Stewart dated 4 March 2021; Mrs Justice Eady dated 6 May 2021; Mr Justice William Davis dated 20 July 2021; Master Dagnall dated 26 October 2021; HHJ Shanks (sitting as a High Court judge) dated 3 March 2022; Mrs Justice Jefford dated 21 December 2023; Mr Justice Ritchie dated 22 January 2024 and 5 February 2025

AND UPON READING the documents listed in Schedule 1 to this Order.

AND UPON the First Claimant giving the undertaking to the Court set out in Schedule 2 to this Order

NOW IT IS ORDERED THAT:

THE INJUNCTION:

- 1) With immediate effect until the end of 2026 or further order the Defendants must not enter and climb or remain and climb, without the Claimants' consent, upon any part of the Claimants' construction site at Blackfriars Road, London SE1 9UY ("the Bankside Yards Construction Site").
- 2) The outer perimeter of the Bankside Yards Construction Site is enclosed by hoardings, fences, gateways and the structures of railway arches and bridges and the Defendants must not climb over or otherwise enter by passing through, round, over or under those enclosures nor shall they climb anything within that perimeter without the Claimants' consent. The general location of the perimeter is shown edged red on the plan at Schedule 3 to this Order ("the Plan").
- 3) For the avoidance of doubt, this order does apply to the areas of the Bankside Yards Construction Site which are under and within railway arches but does not apply to the railway land which is immediately above those railway arches. The location of the railway arches, and the railway land, is shown hatched blue on the Plan.

INTERPRETATION OF THIS ORDER:

- 4) 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.

NOTIFICATION AND SERVICE OF THIS ORDER:

- 5) Notification of this Order may be effected in the manner set out in paragraphs (6) to (8) below.
- 6) By [] 2025, the First Claimant shall post notice of the existence of this Order in the form approved by the Court and annexed at Schedule 4 to this Order ("the Notice"):-
 - i. at all main entrances to the Bankside Yards construction site;
 - ii. at a minimum of 10 prominent locations around the perimeter of the Bankside Yards construction site.

- 7) The Notice confirms that copies of this Order and the witness statements of Jamie Philip Godden and Emma Margaretha Florence Pinkerton dated 20 December 2024 may all be viewed:
- (a) at a website the URL of which is www.multiplex.global/uk/news/london-injunction-bankside-yards ;
 - (b) at a physical location specified in the Notice being the Site Office; and
 - (c) may be obtained from the Claimants' Solicitor, whose contact details are specified above and in the Notice.
- 8) By [] 2025, downloadable digital copies of the documents referred to in the Notice shall be placed on the website with the URL specified in the Notice being www.multiplex.global/uk/news/london-injunction-bankside-yards, and hard copies of the said documents shall be kept at the physical location specified in the Notice being the Site Office.
- 9) The Claimants shall use the same means as those indicated above to provide notice of any other documents in relation to these proceedings.
- 10) To the extent that “service” as distinct from “notification” is appropriate in view of the decision of the Supreme Court in *Wolverhampton City Council v. London Gypsies and Travellers and others* [2023] UKSC 47: taking the steps indicated above by way of notification shall also be sufficient alternative service for the purposes of CPR r6.15 and 6.27 — but without prejudice to the right of any person to apply to the Court on grounds that might have been advanced when the order was (or is) made, despite service being deemed to have taken place.
- 11) The requirement of any person to file any acknowledgment of service or defence in respect of this claim is dispensed with unless further directed by the Court.

VARIATION OR DISCHARGE

- 12) Any Defendant may apply to set aside or vary this Order. Any such application should be made upon giving not less than 48 hours' notice in writing to the Claimants' solicitors at CMS Cameron McKenna Nabarro Olswang LLP, Cannon Place, 78 Cannon Street, London, EC4N 6AF (Ref: EMPI tel: 0207 367 3000).
- 13) The Claimants have liberty to apply to extend, vary or discontinue this Order or to seek further directions.

COSTS

- 14) There shall be no order as to costs on the interim injunction application.

COMMUNICATIONS WITH THE COURT

- 15) All communications to the Court about this Order should be sent to:
- King'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
 - The email address is qbjudgeslistingoffice@justice.gov.uk

SCHEDULE 1- Evidence

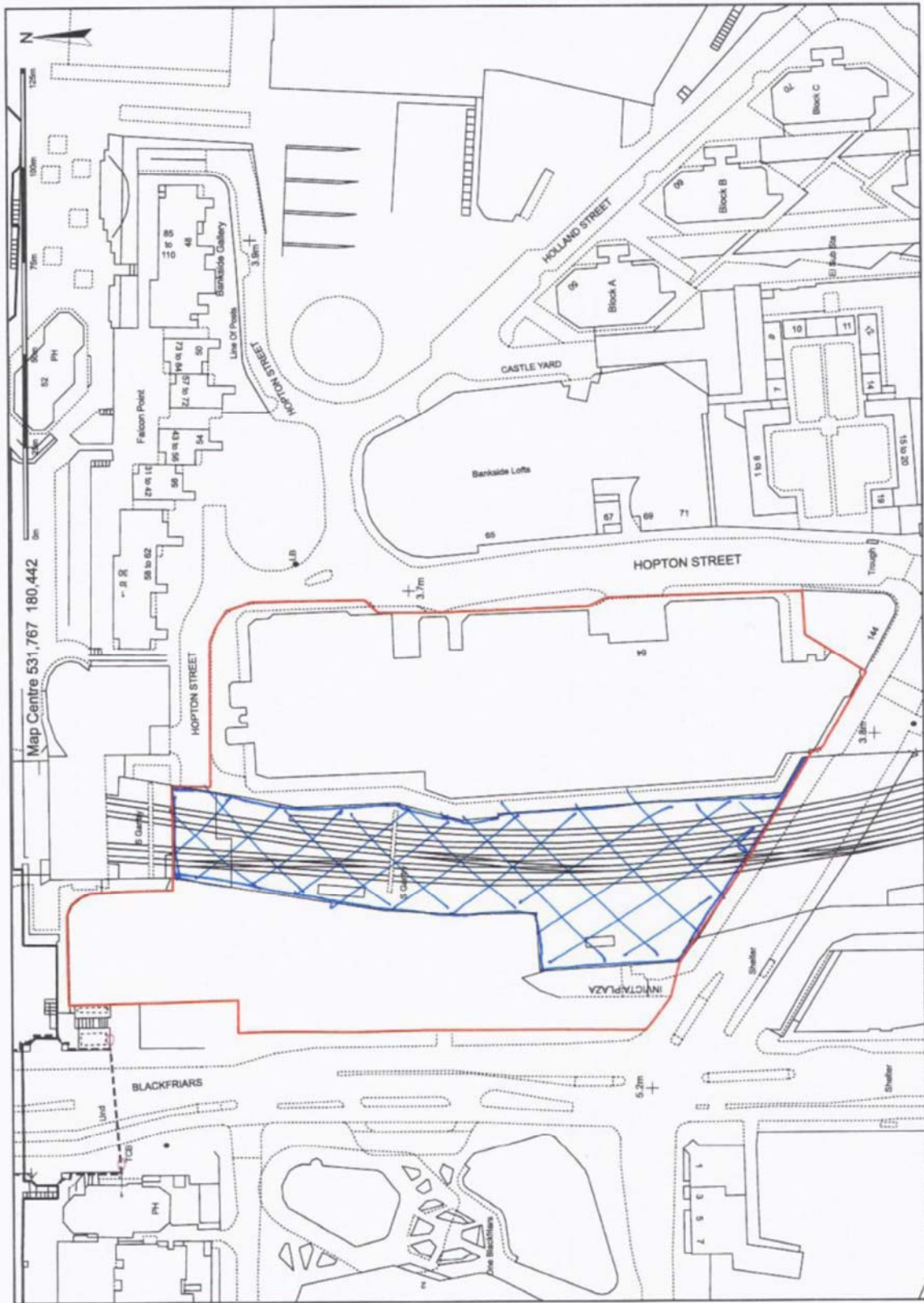
The Judge read the following Witness Statements and other evidence before making this Order:

- First Witness Statement of Martin Philip Wilshire dated 27 July 2020 together with the Exhibits marked “MPW1” - “MPW7”.
- Second Witness Statement of Martin Philip Wilshire dated 25 January 2021 together with the Exhibits marked “MPW8” - “MPW10”.
- Second Witness Statement of Stuart Sherbrooke Wortley dated 23 February 2022 together with the Exhibits marked “SSW1” – “SSW3”.
- Third Witness Statement of Stuart Sherbrooke Wortley dated 21 December 2023 together with the Exhibit marked “SSW4”
- Fourth Witness Statement of Stuart Sherbrooke Wortley dated 18 January 2024
- Third Witness Statement of Jamie Philip Godden dated 20 December 2024 together with the Exhibits marked “JPG1”
- First Witness Statement of Emma Margaretha Florence Pinkerton dated 20 December 2024 together with the Exhibits marked “EMPI1”
- Second Witness Statement of Emma Margaretha Florence Pinkerton dated 20 January 2025
- Third Witness Statement of Martin Philip Wilshire dated 12 February 2025
- Section 10 of the application notices dated 25 January 2021, 2 March 2021, 4 May 2021, 19 July 2021, 18 August 2021, 23 February 2022, 21 December 2023 and 20 December 2024
- The Schedule of leasehold titles produced to the Court.

SCHEDULE 2 - Undertaking given to the Court by the First Claimant

The First Claimant undertakes to pay any damages which the Defendants (or any other party served with or notified of this Order) shall sustain as a result of this injunction which the Court considers the First Claimant should pay.

SCHEDULE 3 - Plan



MULTIPLEX CONSTRUCTION EUROPE LTD

Important Notice
High Court of Justice – Claim No QB-2020-002702

On [x], an injunction was made by the High Court of Justice prohibiting anyone from entering onto and climbing or remaining and climbing at any part of the construction site at Bankside Yards, Blackfriars Road, London SE1 9UY without permission. The outer perimeter of the construction site is enclosed by hoardings, fences, gateways and the structures of railway arches and bridges.

Anyone in breach of the injunction will be in contempt of court and may be imprisoned, fined or have their assets seized.

This means that you must not go beyond this notice and enter this construction site without permission.
If you do, you may be sent to prison or have your assets seized.

Copies of all court documents, including those listed below may be viewed at:-

<https://www.multiplex.global/news/london-injunction-bankside-yards/>

Copies may also be obtained from the Site Office or by contacting Becky Rowell on 07834161460 or by email to Becky.Rowell@multiplex.global. or from the Claimants' solicitors at CMS Cameron McKenna Nabarro Olswang LLP, Cannon Place, 78 Cannon Street, London, EC4N 6AF (Ref: EMPI tel: 0207 367 3000)

Court documents:

- Application Notice dated 12 February 2025
- Third Witness Statement of Martin Philip Wilshire dated 12 February 2025
- Order of [] dated []

Claim No. QB-2020-002702

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Defendants

DRAFT ORDER FOR INJUNCTION

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