Claim No. QB-2020-002702

IN THE HIGH COURT OF JUSTICE

KING'S BENCH DIVISION

The Honourable Mr Justice Nicklin
19 October 2026

B E T W E E N :



(1) MULTIPLEX CONSTRUCTION EUROPE LTD QB-2020-002702
(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

ORDER

UPON APPLICATION by the Claimants by Application Notice dated 12 October 2026 for the discharge of the interim injunction, the release of the First Claimant from its undertaking in damages, permission to discontinue the claim, and the determination of the application without a hearing

AND UPON the Claimants no longer seeking continuation of the interim injunction granted by the order of Mrs Justice Ellenbogen dated 28 February 2025 ("the Injunction Order")

AND UPON CONSIDERING the third witness statement of Emma Margaretha Florence Pinkerton, dated 12 October 2026

UPON the Court being satisfied pursuant to CPR 23.8(1)(c) that a hearing is not appropriate

WITHOUT A HEARING IT IS ORDERED THAT:

1. The interim injunction granted by the Injunction Order is discharged with immediate effect.

2. The Claimants have permission to discontinue the whole of the claim. The Claimants must file a notice of discontinuance by 4.30 pm on 26 October 2026.

3. The application seeking an order releasing the First Claimant from its undertaking in damages contained in paragraph 1 of Schedule 2 to the Injunction Order is refused. The undertaking shall remain enforceable in respect of any loss or damage sustained while the injunction was in force.

4. There shall be no order as to costs.

NOTIFICATION AND SERVICE

5. By 4.30 pm on 26 October 2026, the Claimants shall notify this Order and the notice of discontinuance to the Defendants and any other interested person by the same methods of notification and alternative service required by paragraphs 7 to 9 of the Injunction Order.

6. For that purpose, the notice annexed at Schedule 1 to this Order may be used, subject to completion of the date and any necessary correction of contact details.

7. Any Defendant or other interested person may apply to set aside or vary this Order. Any such application should be made on not less than 48 hours' written notice to the Claimants' solicitors, CMS Cameron McKenna Nabarro Olswang LLP, Cannon Place, 78 Cannon Street, London EC4N 6AF (reference EMPI/NM3009.00097).

8. The Claimants must, by 4.30pm on Monday 2 November 2026, file a witness statement confirming compliance with this Order.

REASONS

(A) The application is suitable for determination without a hearing. It seeks the discharge, rather than the continuation, of a contra mundum injunction against persons unknown. There are no conventional defendants who might ordinarily be expected to attend a hearing. The application and supporting evidence have been notified in accordance with the arrangements governing these proceedings.

(B) The evidence establishes a material change of circumstances. The tower crane, scaffold gantry, common tower and hoist which gave rise to the principal climbing risks were removed in or before June 2026. Arbor is complete and occupied; Opus is externally structurally complete; and enhanced physical and security measures have been implemented. The Claimants no longer contend

that continuation of the injunction is necessary or proportionate. The injunction should therefore be discharged.

(C) Once the injunction is discharged, there is no remaining substantive issue for determination. Permission to discontinue is therefore appropriate, subject to the prompt filing of the notice of discontinuance.

(D) The Court is not prepared to release the First Claimant from its undertaking in damages. The fact that no claim has yet been intimated does not exclude the possibility that a person may later assert that loss or damage was sustained while the injunction remained in force. Discharge of the injunction brings to an end the period during which further loss could be caused by its operation, but it does not extinguish a possible accrued claim under the undertaking. The undertaking must therefore remain in place in respect of the period for which the injunction was effective.

(E) I have directed the Claimants to file a witness statement confirming compliance with this Order so that the record is complete.

SCHEDULE 1 – NOTICE

MULTIPLEX CONSTRUCTION EUROPE LIMITED

IMPORTANT NOTICE

High Court of Justice – Claim No. QB-2020-002702

UPDATE – 19 OCTOBER 2026

On 19 October 2026, the injunction made by the order of Mrs Justice Ellenbogen, dated 28 February 2025, prohibiting persons 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, was discharged with immediate effect. The Claimants were given permission to discontinue the proceedings.

Copies of this Order, the notice of discontinuance and the third witness statement of Emma Margaretha Florence Pinkerton dated 12 October 2026 may be viewed or obtained by the means previously specified for notification of documents in these proceedings.