



CLAIM NO: PT-2018-000160

IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
PROPERTY TRUSTS AND PROBATE LIST (Ch)

PT-2018-000160

BEFORE CHIEF MASTER MARSH
MONDAY 19 MARCH 2018

B E T W E E N:

- (1) UK OIL & GAS INVESTMENTS PLC**
- (2) KIMMERIDGE OIL & GAS LIMITED**
- (3) MAGELLAN PETROLEUM (UK) LIMITED**
- (4) HORSE HILL DEVELOPMENTS LTD**
- (5) UKOG (GB) LIMITED**

Claimants

- and -

PERSONS UNKNOWN WHO ARE PROTESTORS AGAINST THE EXPLORATION AND/OR EXTRACTOR OF MINERAL OIL OR RELATIVE HYDROCARBON OR NATURAL GAS BY THE CLAIMANT(S) AND WHO ARE INVOLVED IN THE FOLLOWING ACTS OR ANY OF THEM:

- (1) ENTERING OR REMAINING WITHOUT THE CONSENT OF THE CLAIMANT(S) ON LAND AND BUILDINGS SHOWN EDGED RED ON THE PLANS ANNEXED TO THE CLAIM FORM ("THE LAND");**
- (2) OBSTRUCTING OR INTERFERING WITH THE RIGHTS OF WAY ENJOYED BY THE CLAIMANT(S) AND EACH OF ITS AND THEIR AGENTS, SERVANTS, CONTRACTORS, SUB-CONTRACTORS, & LICENCEES ("THE PROTECTED PERSONS"), OVER THE PUBLIC HIGHWAY AND/OR THEIR ACCESS TO AND FROM THE LAND.**
- (3) COMBINING TOGETHER TO COMMIT THE OFFENCES AS DEFINED IN THE ORDER ANNEXED TO THE CLAIM FORM ("THE ORDER") WITH THE INTENTION SET OUT THEREIN.**
- (4) INTERFERING WITH THE CLAIMANT(S) ECONOMIC INTERESTS BY THE COMMISSION OF THE UNLAWFUL ACTS AS DEFINED IN THE ORDER;**
- (5) COMBINING TOGETHER USING LAWFUL MEANS WHERE THE PREDOMINANT INTENTION IS TO INJURE THE CLAIMANT'S ECONOMIC INTERESTS**
- (6) WATCHING, BESETTING, INTIMIDATING OR ASSAULTING THE CLAIMANT(S) AND EACH OF THE PROTECTED PERSONS.**

(7) MS ANN STEWART

(8) MS SUE JAMESON

(9) MS NATASHA DOANE

(10) MS VICKI ELCOATE

ORDER

UPON hearing from Timothy Polli QC, Counsel for the Claimants, and from Stephanie Harrison QC and Timothy Baldwin, Counsel for (1) Ms Ann Stewart, (2) Ms Sue Jameson, (3) Ms Natasha Doane, and (4) Ms Vicki Elcoate and from Stephen Simblet and Anna Morris, Counsel for Ms Constance Whiston

AND UPON (1) Ms Ann Stewart, (2) Ms Sue Jameson, (3) Ms Natasha Doane, (4) Ms Vicki Elcoate and (5) Ms Constance Whiston indicating that they wished to oppose the Claimants' application without being joined as named Defendants to the proceedings

AND UPON (6) Julian Everett, (7) Emily Mott, (8) Professor Steve Ross-Talbot, (9) Alice Waddicor, (10) Philip Mawber and (11) Richard Hillgrove appearing unrepresented indicating that also they wished to oppose the Claimant's application but did not wish to become a defendant without some form of protection from any adverse costs order

AND UPON the Court deciding that anyone who wanted to oppose the Claimants' application must be joined as a named Defendant, whereupon (1) Ms Ann Stewart, (2) Ms Sue Jameson, (3) Ms Natasha Doane, (4) Ms Vicki Elcoate and (5) Ms Constance Whiston applied to be joined to the proceedings as named Defendants without prejudice to their contention that they should be permitted to oppose the Claimants' application without being named Defendants as applicants or interested parties

AND UPON (1) Ms Ann Stewart, (2) Ms Sue Jameson, (3) Ms Natasha Doane, and (4) Ms Vicki Elcoate indicating that they intended to make an application for either a costs protection order or a costs capping order and that they would be reluctant to

continue with their opposition to the Claimants' applications as named Defendants without one or other such order

AND UPON the Court identifying Thursday 29 March 2018 as a date on which any application for a costs protection order and/or for a costs capping order could be heard by Chief Master Marsh

AND UPON the Claimants agreeing that if the Court refuses to make a costs protection order and/or a costs capping order on Thursday 29 March 2018 and if any of (1) Ms Ann Stewart, (2) Ms Sue Jameson, (3) Ms Natasha Doane, (4) Ms Vicki Elcoate and (5) Constance Whiston consequently withdraw from the proceedings, then the Claimant will not seek an order for costs against that Defendant or those Defendants who so withdraw from the proceedings

AND UPON (6) Julian Everett, (7) Emily Mott, (8) Professor Steve Ross-Talbot, (9) Alice Waddicor, (10) Philip Mawber and (11) Richard Hillgrove indicating that they wanted more time to consider their position

IT IS ORDERED AS FOLLOWS:

Joinder of Defendants

- 1, Ms Ann Stewart, Ms Sue Jameson, Ms Natasha Doane, Ms Vicki Elcoate and Ms Constance Whiston be joined to these proceedings as the seventh to eleventh Defendants.

A Date for the Hearing of the Claimants' Application

- 2.1 The Claimant shall make an appointment to attend on the Listing Officer (The Rolls Building, 7 Rolls Building, Fetter Lane, London EC4A 1NL; Tel. 020 7947 6690; Fax No. 0870 739 5869; email rcjchancery.judgeslisting@hmCourts-service.gsi.gov.uk) to fix a application date, such appointment to be not later than Friday 13 April 2018 and give notice of the appointment to all other parties.
- 2.2 That:

2.2.1 The Application be entered in the Application List, with a time estimate of 3 days;

2.2.2 The application be heard in London before a Judge.

Evidence

3. The Seventh to Eleventh Defendants file and serve any evidence upon which they intend to rely in their opposition to the Claimants' application by 4pm on 27 April 2018.

4. The Claimants file and serve any evidence in response by 4pm on 11 May 2018.

Skeleton Arguments

5. The parties shall exchange Skeleton Arguments as follows:

5.1 The Claimant shall file and serve its Skeleton Argument by 4pm on 23 May 2018; and

5.2 The Defendant shall file and serve its Skeleton Argument by 4pm on 30 May 2018.

Applications for a Costs Capping Order or a Protective Costs Order

6. If any of the named Defendants wish to apply for a protective costs order or for a costs capping order then:

6.1 Any such application must be issued and served with all accompanying evidence by 4pm on 26 March 2018; and

6.2 Any such application will be listed before and heard by Chief Master Marsh on Thursday 29 March 2018, with a time estimate of 2½ hours.

Costs

7. Costs reserved.

Liberty to Apply

8. All parties shall have liberty to apply on notice.

SERVICE OF THIS ORDER

The Court has provided a sealed copy of this order to the serving party:

Hill Dickinson Solicitors LLP, of The Broadgate Tower, 20 Primrose Street,
London EC2A 2EW

Tel: +44 (0)161 817 7200

Email: ukogteam@hildickinson.com

Reference: 12009498.11.