

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

- (1) PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00 P.M. AND 7:00 A.M. IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING
- (2) PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00 P.M. AND 7:00 A.M. IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION THAT SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING
- (3) PERSONS UNKNOWN PROMOTING, ORGANISING OR PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00 P.M. AND 7:00 A.M. OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)
- (4) PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00 P.M. AND 7:00 A.M. IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

(5) Mr ANTHONY PAUL GALE

(6) Miss WIKTORIA SCZCUBLINSKA

(7) Mr ISA IQBAL

(8) Mr MASON PHELPS

(9) Miss REBECCA RICHOLD

(10) Mr OLIVER CLARKE

(11) Mr SIKANDER HUSSAIN

(12) Mr OMAR TAGON

(13) Mr TY HARRIS

(14) Mr VIVKASH BALI

Defendants

**BUNDLE OF DOCUMENTS FOR USE AT A REVIEW HEARING LISTED 10.30 A.M. ON 26
FEBRUARY 2025**

VOLUME TWO:

***Bundle of Documents Comprising the Claimants' Statements of Case for Substantive Injunctive Relief
Granted 27 February 2024 (as amended by subsequent orders of the Court), Court Orders and
Judgments, Evidence of Service of Pleadings and Orders and Notice of Review Hearings***

Wolverhampton City Council, Legal Services, Civic Centre, St Peter's Square, Wolverhampton, WV1 1RG
DX 744350 Wolverhampton 27

Tel: 01902 556556; e-mail: litigation@wolverhampton.gov.uk

Claimant's Ref: LIT/AS/LIJ017753P

A. Injunction, Power of Arrest (Latest Versions) and Service Directions 27 February 2024

1.	Amended Final Injunction (Version 3) (SEALED)	25-11-2024	A 1 - A 10
2.	Documents comprising Schedule to Injunction (SEALED)	23-05-2024	A 11 - A 33
3.	Plan A to Accompany Final Injunction and Power of Arrest (SEALED)	26-11-2024	A 34
4.	Amended Final Power of Arrest (Version 3) (SEALED)	26-11-2024	A 35 - A 38
5.	Plan A to Accompany Final Injunction and Power of Arrest (SEALED)	26-11-2024	A 39
6.	Directions Order 8 May 2024 Directions for Review Hearing 26 February 2025	08-05-2024	A 40 - A 43

B. Claim Form and Particulars of Claim (Latest Version)

1.	Amended Claim Form N208 (Version 7) (SEALED)	26-11-2024	B 1 - B 2
2.	Schedule of Defendants' Addresses to Accompany Claim Form	26-11-2024	B 3 - B 4
3.	Particulars of Claim (Version 8) (SEALED)	26-11-2024	B 5 - B 20

C. Certificates of Service (Injunction and Power of Arrest)

1.	Certificate of Service Defendants 1 to 4 Final Injunction power of arrest and ancillary documents	01-03-2024	C 1 - C 2
2.	Certificate of Service A Gale 01 Final Injunction Documents	01-03-2024	C 3 - C 4
3.	Certificate of Service W Szczublińska Final Injunction Documents	01-03-2024	C 5 - C 6
4.	Certificate of Service I Iqbal Final Injunction Documents	01-03-2024	C 7 - C 8
5.	Certificate of Service M Phelps Final Injunction Documents	01-03-2024	C 9 - C 10
6.	Certificate of Service R Richold Final Injunction Documents	01-03-2024	C 11 - C 12
7.	Certificate of Service Amended Docs on 10th Defendants solicitor	11-06-2024	C 13 - C 14
8.	E-mail WCC to McGrath and Co Solicitors serving documents on 11 June 2024 at 1534 hrs	11-06-2024	C 15 - C 16
9.	Certificate of Service Amended Docs on 11th Defendants solicitor	11-06-2024	C 17 - C 18
10.	E-mail WCC to Harringtons Legal serving documents on 11 June 2024 at 1539 hrs	11-06-2024	C 19 - C 20
11.	Email WCC to Harringtons Legal serving documents on 4 December 2024 at 1257 hrs	04-12-2024	C 21 - C 22
12.	Certificate of Service Amended Docs to 12th Defendant Solicitor	04-12-2024	C 23 - C 24
13.	Email WCC to Waldrons Solicitors serving documents on 4 December 2024 at 1258 hrs	04-12-2024	C 25 - C 26
14.	Certificate of Service Amended Docs to 13th and 14th Defendants' Solicitor	04-12-2024	C 27 - C 28

D. Orders joining named Defendants as parties (Defendants) to the Injunction

1.	Order Joining Anthony Gale as a party (5th Defendant)	03-10-2023	D 1 - D 3
2.	Order Joining Wiktoria Szczublińska as party (6th Defendant)	03-10-2023	D 4 - D 5
3.	Order Joining Isa Iqbal as a party (7th Defendant)	01-11-2023	D 6 - D 7
4.	Order - joining Mason Phelps as a party (8th Defendant)	29-01-2024	D 8 - D 10
5.	Order joining Rebecca Richold as a party (9th Defendant) (Sealed)	27-02-2024	D 11
6.	Order joining Oliver Clarke a a party (10th Defendant)	21-05-2024	D 12 - D 13
7.	Order joining Mr Sikander Hussain as a party (11th Defendant) to the injunction 23 May 2024	23-05-2024	D 14 - D 15

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|----|---|-------------|
| 8. | Order joining Omar Tagon as a party (12th Defendant) to the injunction 12 November 2024 | D 16 - D 17 |
| 9. | Order joining Ty Harris & Vivkash Bali as parties (13th and 14th Defendants) to the injunction 25 November 24 | D 18 - D 19 |

E. Judgments (Committals) and Committal Orders

- | | | | |
|-----|--|------------|-------------|
| 1. | Committal Order Sandwell MBC v Anthony Gale (Form N603) | 03-10-2023 | E 1 - E 4 |
| 2. | Committal Order Sandwell MBC v Wiktoria Szczublińska (Form N603) | 03-10-2023 | E 5 - E 8 |
| 3. | Committal Order Wolverhampton City Council v Isa Iqbal (Form N603) | 01-11-2023 | E 9 - E 12 |
| 4. | Committal Order Order Sandwell MBC v Richold | 09-01-2024 | E 13 - E 16 |
| 5. | Sandwell MBC v Oliver Clarke (Form N603) | 08-05-2024 | E 17 - E 20 |
| 6. | Sandwell MBC v Oliver Clarke - Ancillary Order on Committal | 08-05-2024 | E 21 |
| 7. | N603 Committal Order - Sandwell MBC v Sikander Hussain (Form N603) | 23-05-2024 | E 22 - E 25 |
| 8. | Judgment: Sandwell MBC v Mason Phelps | 29-01-2024 | E 26 - E 52 |
| 9. | Judgment: Sandwell MBC v Rebecca Richold | 09-01-2024 | E 53 - E 64 |
| 10. | N603 Committal Order - Sandwell MBC v Ty Harris | 25-11-2024 | E 65 - E 68 |
| 11. | N603 - Committal Order Sandwell MBC v Vivkash Bali | 25-11-2024 | E 69 - E 72 |

F. Review Hearings and Certificates of Service (Review Hearing)

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|----|--|------------|-------------|
| 1. | Directions Order 8 May 2024 Directions for Review Hearing listed 26 February 2025 | 08-05-2024 | F 1 - F 4 |
| 2. | Certificate of Service Notice of Review Hearing (1st to 4th Defendants) | 17-05-2024 | F 5 - F 6 |
| 3. | Certificate of Service Notice of Review Hearing (5th to 10th Defendants) | 22-05-2024 | F 7 - F 8 |
| 4. | Certificate of Service Notice of Review Hearing (11th Defendant) | 24-05-2024 | F 9 - F 10 |
| 5. | Certificate of Service - Notice of Review Hearing (12th Defendant) | 19-12-2024 | F 11 - F 12 |
| 6. | Certificate of Service - Notice of Review Hearing (13th and 14th Defendant) | 19-12-2024 | F 13 - F 14 |
| 7. | Certificate of Service Second Copy of Notice of Review Hearing (5th - 14th Defendants) | 17-01-2025 | F 15 - F 16 |

G. Evidence of Compliance with Service Steps (Injunction and Power of Arrest)

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|-----|--|------------|-------------|
| 1. | Bundle Cover (3rd Affidavit of Paul Brown) | | G 1 |
| 2. | 3rd Affidavit Of Paul Brown 26 April 2024 | 26-04-2024 | G 2 - G 5 |
| 3. | 20th Statement of Paul Brown 26 04 24 | 26-04-2024 | G 6 - G 25 |
| 4. | Exhibit Cover PB20A | | G 26 |
| 5. | EXHIBIT PB20A | | G 27 - G 36 |
| 6. | Exhibit Cover PB20B | | G 37 |
| 7. | EXHIBIT PB20B | | G 38 - G 41 |
| 8. | Exhibit Cover PB20C | | G 42 |
| 9. | EXHIBIT PB20C | | G 43 - G 46 |
| 10. | PB20C(i) email trail documents uploaded to Wolverhampton City Council Website 1 March 2024 | 01-03-2024 | G 47 - G 50 |
| 11. | PB20C (ii) email trail 13 March 2024 Dudley MBC Website Compliant with order of 27 Feb | 13-03-2024 | G 51 - G 54 |

12.	PB20C(iii) and PB20E(iii) email trail documents left at Sandwell MBC reception desk and uploaded to Sandwell MBC Website 1 March 2024	01-03-2024	G 55 - G 57
13.	PB20C(iv) email trail documents uploaded to Walsall MBC Website 11 March 2024		G 58 - G 61
14.	Exhibit Cover PB20D		G 62
15.	EXHIBIT PB20D		G 63 - G 64
16.	Exhibit Cover PB20E		G 65
17.	EXHIBIT PB20E		G 66 - G 67
18.	PB20E(i) email trail documents left at WCC reception desk 1 March 2024		G 68 - G 71
19.	PB20E (ii) email trail documents left at Dudley MBC reception desk 12 March 2024		G 72 - G 74
20.	PB20E(iii) email trail documents left at Sandwell MBC reception desk and uploaded to Sandwell MBC Website 1 March 2024		G 75 - G 77
21.	PB20E(iv) email trail documents left at Walsall MBC reception desk 1 March 2024		G 78 - G 80
22.	Exhibit Cover PB20F		G 81
23.	EXHIBIT PB20F		G 82 - G 84
24.	Witness Statement of Paul Brown 16 September 2022		G 85 - G 87
25.	APPENDIX 1		G 88 - G 89
26.	APPENDIX 2		G 90 - G 91
27.	APPENDIX 3		G 92 - G 93
28.	APPENDIX 4		G 94 - G 95
29.	APPENDIX 5		G 96 - G 97
30.	APPENDIX 6		G 98
31.	APPENDIX 7		G 99 - G 101
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36.	APPENDIX 12		G 111 - G 112
37.	APPENDIX 13		G 113 - G 114
38.	APPENDIX 14		G 115 - G 116
39.	APPENDIX 15		G 117 - G 118
40.	Appendix signage 1 - Dudley Existing Signs		G 119
41.	Appendix Signage 2 - Dudley Existing and Proposed Signs		G 120 - G 123
42.	Appendix signage 3 - Sandwell Existing Signs		G 124 - G 126
43.	Appendix signage 4 - Sandwell Existing and Proposed Signs		G 127 - G 130
44.	Appendix: Digital Signage.		G 131 - G 135
45.	STREET RACING COMMUNICATIONS PLAN (FINAL VERSION) FOR BUNDLE		G 136 - G 144
46.	Exhibit PB3H(iii) - Witness Statement of Tim Philpot and Exhibits (Wolverhampton City Council)		G 145 - G 155
47.	Witness Statement of Nick Hooper		G 156 - G 161

48.	Statement of Nick Hooper 19 January 2023	G 162 - G 180
49.	Second Statement of Mark Wilson (Dudley) - 22-09-23	G 181 - G 184
50.	Exhibit MW1 - Second staement of Mark Wilson - 20-09-23	G 185
51.	Exhibit PB3H(i) - Part 1 of Statement of Anrdew Clarke (Sandwell MBC)	G 186 - G 189
52.	Exhibit PB3H(i) - Part 2 Exhibit Cover AC1	G 190
53.	Exhibit PB3H(i) - Part 3 Exhibit AC1	G 191 - G 207
54.	Exhibit PB3H(i) - Part 4 Exhibit Cover AC2	G 208
55.	Exhibit PB3H(i) - Part 5 Exhibit AC2	G 209 - G 211
56.	Exhibit PB3H(iv) - Part 1 Witness Statement of Steven Gittins (Walsall MBC)	G 212 - G 216
57.	Exhibit PB3H(iv) - Part 2 Exhibit Cover SJG4	G 217
58.	Exhibit PB3H(iv) - Part 3 Exhibit SJG4 Car Cruising Replacement signs 24.1.23	G 218 - G 234
59.	Witness Statement Cover Tim Philpot Febraury 2024	G 235
60.	WITNESS STATEMENT OF TIM PHILPOT Feb 2024 (signed)	G 236 - G 244
61.	Exhibit PN3(1) Witness Statement of Andrew Clarke Sandwell MBC	G 245 - G 249
62.	Exhibit PN3(2) - Exhibit AC3	G 250 - G 269
63.	Exhibit PN3(2) - Exhibit AC3 25 Jan 2024	G 270 - G 289
64.	PN3(3) 3.1 Jan 2024 Location List - Car Cruising Signage	G 290 - G 292
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72.	PN3(4) Exhibit AC5 25 Jan 2024	G 300
73.	Exhibit PN4 Statement of Mark Wilson Dudley MBC 1 February 2024	G 301 - G 304
74.	PN5(1) (Walsall MBC) 5 February 2024	G 305 - G 311
75.	PN5(2) Exhibit SJG1	G 312
76.	Pardip Sandhu February statement 6 20 02 24	G 313 - G 317
77.	Exhibit PS4 New Signage in Sandwell February 2024	G 318 - G 320
78.	Exhibit Cover PB20G	G 321
79.	EXHIBIT PB20G	G 322 - G 323
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81.	EXHIBIT PB20H	G 325 - G 326
82.	PB20H(i) WCC Legal to Solicitors for Mr Gale 01 March 2024 1525 hrs	G 327 - G 328
83.	PB20H(ii) WCC Legal to Solicitors for Miss Szczublińska 01 March 2024 1524 hrs	G 329 - G 330
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88.	PB20H(vii) Certificate of Service W Szczublinska 01 March 2024		G 339 - G 340
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90.	PB20H(ix) Certificate of Service R Richold 01 March 2024		G 343 - G 344
91.	PB20H(x) Certificate of Service M Phelps 01 March 2024		G 345 - G 346
92.	Exhibit Cover PB20I		G 347
93.	EXHIBIT PB20I		G 348 - G 354

H. Supreme Court Judgment: Wolverhampton & Others v London Gypsies and Travellers & Others [2023] UKSC 47

1.	JUDGMENT: Wolverhampton City Council & Others v London Gypsies and Travellers & Others [2023] UKSC 47	29-11-2023	H 1 - H 77
2.	PRESS SUMMARY: Wolverhampton City Council & Others v London Gypsies and Travellers & Others [2023] UKSC 47	29-11-2023	H 78 - H 80

I. Other Judgments Including Reasons for Granting Substantive Injunction

1.	Wolverhampton City Council et al v Persons Unknown [2024] EWHC 2273 (KB) - Approved Judgment of Julian Knowles J on 03 September 2024 (Reasons for granting injunctive relief 27 February 2024)	03-09-2024	I 1 - I 23
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A. Injunction, Power of Arrest (Latest Versions) and Service Directions 27
February 2024

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY

Claim No. KB-2022-BHM-000188



Julian Knowles J: 27 February 2024
HHJ Emma Kelly: 21 and 23 May 2024
HHJ Wall: 12 and 25 November 2024

KB-2022-BHM-000188

In the matter of an application for an injunction under s.222 Local Government Act 1972 and s.130 of the Highways Act 1980

B E T W E E N :-

1. WOLVERHAMPTON CITY COUNCIL
2. DUDLEY METROPOLITAN BOROUGH COUNCIL
3. SANDWELL METROPOLITAN BOROUGH COUNCIL
4. WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

-and-

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING
- 2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING
3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)
4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR

RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR
OBSTRUCTIVE DRIVING

5. Mr ANTHONY PAUL GALE

6. Miss WIKTORIA SCZCUBLINSKA

7. Mr ISA IQBAL

8. Mr MASON PHELPS

9. Ms REBECCA RICHOLD

10. Mr OLIVER DAVID CLARKE

11. Mr SIKANDER HUSSAIN

12. Mr OMAR TAGON

13. Mr TY HARRIS

14. Mr VIVKASH BALI

Defendants

FINAL INJUNCTION (VERSION 3)

Fourth Defendants added as parties pursuant to the Order of the Honourable Mr Justice Ritchie, made on 19 May 2023

Fifth and Sixth Defendants added as parties pursuant to the Order of HHJ Kelly made on 4 October 2023

Seventh Defendant added as a party pursuant to the Order of HHJ Kelly made on 1 November 2023

Eighth Defendant added as a party pursuant to the Order of HHJ Kelly made on 29 January 2024

Ninth Defendant added as a party pursuant to the Order of the Honourable Mr Justice Julian Knowles made on 27 February 2024

Tenth Defendant added as a party pursuant to the Order of HHJ Kelly made on 21 May 2024

Eleventh Defendant added as a party pursuant to the Order of HHJ Kelly made on 23 May 2024

Twelfth Defendant added as a party pursuant to the Order of HHJ Wall made on 12 November 2024

Thirteenth Defendant added as a party pursuant to the Order of HHJ Wall made on 25 November 2024

Fourteenth Defendant added as a party pursuant to the Order of HHJ Wall made on 25 November 2024

To:

1. the First, Second and Third Defendants being Persons Unknown:
 - a. who participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country area shown on plan A (attached) at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving (First Defendants);
 - b. who participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country area shown on plan A (attached) with the intention or expectation that some of those present will engage in motor racing or motor stunts or other dangerous or obstructive driving (Second Defendants); and
 - c. promoting organising publicising (by any means whatsoever) any gathering between the hours of 3:00pm and 7:00am of 2 or more persons with the intention or expectation that some of those present will engage in motor racing or motor stunts or other dangerous or obstructive driving within the Black Country Area shown on plan A (attached) (Third Defendants)
2. the Fourth Defendants being Persons Unknown being drivers, riders or passengers in or on motor vehicle(s) who participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country Area shown on Plan A (attached) at which such Defendants engage in motor racing or motor stunts or other dangerous or obstructive driving

And to: the Fifth, Sixth, Seventh Eighth, Ninth, Tenth and Eleventh Defendants, Twelfth, Thirteenth and Fourteenth Defendants (“the Named Defendants”) being persons who have been found to be in breach of the Interim and Final Injunctions and who became parties to the claim by subsequent orders of the court

PENAL NOTICE

IF YOU THE WITHIN NAMED PERSONS UNKNOWN AND THE NAMED DEFENDANTS , DO NOT COMPLY WITH THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND IMPRISONED OR FINED, OR YOUR ASSETS MAY BE SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS ANY OF THE DEFENDANTS TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD 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 the acts set out in this Order. You should read it very carefully. You are advised to consult a solicitor as soon as possible. You have the right to ask the Court to vary or discharge this Order but you must obey the order unless it is varied or discharged by the Court.

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

This Order was made when the Defendants were not present at court but notice of the Claimants application had been given

Before the Honourable Mr Justice Julian Knowles sitting at the High Court of Justice, Birmingham District Registry, Priory Courts, 33 Bull Street, Birmingham, B4 6DS on 27 February 2024

Upon hearing Mr Singleton of counsel for the Claimants and there being no appearance by any other person and neither the Court nor the Claimants having received any notification that any other person wished to be joined as a party or heard

And Upon the Claimants' application, by an Application Notice dated 7 October 2022 for an injunction pursuant to section 222 Local Government Act 1972 and section 130 Highways Act 1980

And Upon the Court having granted an Interim Injunction and Power of Arrest, by Order of the Honourable Mrs Justice Hill sealed on 22 December 2022

And Upon the court exercising its discretion to grant injunctive relief pursuant to section 37(1) Senior Courts Act 1981;

And Upon the Court being satisfied for the purposes of s.27(3), Police and Justice Act 2006, that there is a significant risk of harm to a person or persons from the conduct prohibited by the Injunction Order and that a Power of Arrest should therefore be granted.

And Upon the Court noting the order of the Her Honour Judge Kelly sealed on 21 December 2023 giving directions and approving service by alternative means pursuant to CPR r.6.27 and CPR r.81.4 of: that order; and further evidence.

And Upon it appearing to the court that there is good reason to authorise service by a method or place not otherwise permitted by CPR Parts 6 & 81

And Upon the Claimants reconfirming that this Order is not intended to prohibit lawful motorsport taking place on private land where planning permission has been granted (or is not required) and such activities take place under an approved code or licence from a recognised regulatory body.

And further upon the Claimant undertaking, and being given permission, to file a further Amended Claim Form and further Amended Particulars of Claim to reflect the addition to the proceedings of the Ninth Defendant referred to above. Such amendments to be filed by 4.00pm, 12 March 2024 and served by the same date by adopting like measures to those set out at paragraph 9 of the Directions Order

IT IS ORDERED THAT:

Injunction in force

- 1 **IT IS FORBIDDEN** for any of the First Defendants or any of the Named Defendants to participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country area shown on plan A (attached) at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.
- 2 **IT IS ALSO FORBIDDEN** for any of the Second Defendants or any of the Named Defendants to participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country area shown on plan A (attached) with the intention or expectation that some of those present will engage in motor racing or motor stunts or other dangerous or obstructive driving.
- 3 **IT IS ALSO FORBIDDEN** for any of the Third Defendants or any of the Named Defendants to promote organise publicise (by any means whatsoever) any gathering between the hours of 3:00pm and 7:00am of 2 or more persons with the intention or expectation that some of those present

will engage in motor racing or motor stunts or other dangerous or obstructive driving within the Black Country Area shown on plan A (attached)

- 4 **IT IS ALSO FORBIDDEN** for any of the Fourth Defendants or any of the Named Defendants being a driver, rider or passenger in or on a motor vehicle to participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country Area shown on Plan A (attached) at which such Defendants engage in motor racing or motor stunts or other dangerous or obstructive driving.

Stunts are driving manoeuvres often undertaken at such gatherings including but not limited to:

- (1) “Burnouts” Causing a vehicle to damage or destroy its tyres by applying power to the drive wheels while braking so as to remain in place while the wheels revolve at speed.
- (2) “Donuts/Donutting” Causing a vehicle to rotate around a fixed point (normally the front axle) while not moving off causing noise, smoke and tyre marks to be created.
- (3) “Drifting” Turning by placing the vehicle in a skid so that most sideways motion is due to the skid not any significant steering input.
- (4) “Undertaking” passing a vehicle on its nearside so as to overtake in circumstances not permitted by the Highway Code

- 5 A Power of Arrest, pursuant to 27(3), Police and Justice Act 2006, is attached, to paragraph 4 of this Order and shall remain in force until 23.59 on 1 March 2027 unless extended, varied or discharged by further Order of the Court

Definitions

- 6 In this Order the following definitions have been applied:
- (1) “the Final Injunction” this Order
 - (2) “the Final Power of Arrest” means the Power of Arrest, made on 28 February 2024
 - (3) the “Interim Injunction” means the Order of the Honourable Mrs Justice Hill J sealed on 23 December 2022 as amended by Order of the Honourable Mr Justice Ritchie made on 19 May 2023
 - (4) “the Interim Power of Arrest” means the Power of Arrest, sealed on 23 December 2022
 - (5) “the Interim Relief Application” - the Application Notice of 13 December 2022, including the draft Injunction Order referred to therein.
 - (6) “the Alternative Service Application” – the Application Notice of 7 October 2022, seeking permission for alternative service of Claim Form.
 - (7) “the Applications” – the Interim Relief Application, the Alternative Service Application and the application for a final injunction issued on 13 October 2022.
 - (8) “the Documents”
 - (a) Notice of Hearing and a sealed copy of this Order
 - (b) Part 8 Claim Form;
 - (c) Particulars of Claim
 - (d) N16A application for an Injunction;
 - (e) Draft Injunction Order
 - (f) Draft Power of Arrest
 - (g) The Interim Relief Application;
 - (h) The Alternative Service Application.

- (9) “the Evidence” materials set out at Schedule A below
- (10) “the Directions Order” the Directions order made on 28 February 2024 in this claim.

1 Commencement, Term and Duration

7 This Final Injunction Order shall come into force immediately and be deemed served on the Defendants at 11.59 on the date upon which the final step in paragraphs 5 and 6 of the Directions Order have been complied with.

8 The Interim Injunction and Interim Power of Arrest dated 22 December 2022 made by the Honourable Mrs Justice Hill as amended by the Honourable Mr Justice Ritchie on 16 May 2023 shall stand discharged once paragraph 7 has been complied with

9 This Order & Power of Arrest shall, expire at 11.59 pm on 1 March 2027 unless it is extended, varied or discharged by further order of the court.

2 Further Case Management

10 A review hearing will take place in open court (elk 30 minutes) before a Judge of the High Court (section 9 if practicable) after this order has been in force for 12 months and for no longer than 14 months. The Claimants shall file with the court a succinct report to inform the court of their experience with the publication, operation and enforcement of the extended order, including for example, breaches, warnings or problems, if any arising out the extended order (including the Power of Arrest).

3 Further Matters

- 11 Without prejudice to the foregoing, any person affected by this Final Injunction or Power of Arrest may apply to the Court at any time to vary or discharge it but if they wish to do so they must inform the Claimants' solicitors immediately (and in any event not less than 48 hours before the hearing of any such application).
- 12 Further information on how to make such application and useful sources of information are set out in the Directions Order.
- 13 There be no order as to costs.

SCHEDULE A

Please see:

- (1) Material contained in the six Bundles of Evidence in support of this Application for an Injunction (the Indices of which are appended hereto)



B E T W E E N:

1. WOLVERHAMPTON CITY COUNCIL
2. DUDLEY METROPOLITAN BOROUGH COUNCIL
3. SANDWELL METROPOLITAN BOROUGH COUNCIL
4. WALSALL METROPOLITAN BOROUGH COUNCIL

KB-2022-BHM-000188

Claimants

-and-

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

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4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

5. Mr ANTHONY PAUL GALE

6. Miss WIKTORIA SZCUBLINSKA

7. Mr ISA IQBAL

8. Mr MASON PHELPS

Defendants

**CLAIMANTS' APPLICATION FOR INJUNCTIVE RELIEF
BUNDLE OF DOCUMENTS FOR USE AT A HEARING LISTED 27 FEBRUARY AND
28 FEBRUARY 2024**

VOLUME ONE

A. SECTION A - Statements of Case

1.	N208 Claim Form (Amended) 29 Jan 2024 SEALED	A 1 - A 3
2.	Amended Particulars of Claim v5 30 01 24.pdf	A 4 - A 20
3.	Amended Injunction Version 5 (29 Jan 2024) Latest Version of Interim Injunction naming 5th-8th Defendants as Parties	A 21 - A 29
4.	Schedule A to Injunction Index to Injunction Order 19 May 2023.pdf	A 30 - A 39
5.	Plan A.pdf	A 40
6.	Power of Arrest 29 01 2024 v6 Latest Version of Interim Power of Arrest naming 5th-8th Defendants as Parties	A 41 - A 44
7.	Plan A.pdf	A 45

B. SECTION B - Overarching Evidence Filed on Behalf of The Claimant Councils For the Final Hearing

1.	Statement of Pardip Nagra 12 February 2024	B 1 - B 12
2.	Exhibit Cover - Exhibit PN1 Statement of Pardip Nagra February 2024	B 13
3.	Exhibit PN1 email from Mrs J Bateman 2 Feb 2024	B 14 - B 15
4.	Exhibit Cover - Exhibit PN2 Statement of Pardip Nagra February 2024	B 16
5.	Exhibit PN2 (part1) Statement of Pardip Sandhu Sandwell MBC 30 January 2024 (Exhibit PS3 part 1 of 3 to statement of Pardip Sandhu 30 01 2024)	B 17 - B 25
6.	Exhibit PN2 (part 2) (Exhibit PS3 part 2 of 3 to statement of Pardip Sandhu 30 01 2024)	B 26 - B 35
7.	Exhibit PN2 (Part 3) (Exhibit PS3 part 3 of 3 to statement of Pardip Sandhu 30 01 2024)	B 36 - B 39
8.	Exhibit Cover - Exhibit PN3 Statement of Pardip Nagra February 2024	B 40
9.	Exhibit PN3(1) Witness Statement of Andrew Clarke Sandwell MBC (Signage) 25 January 2024	B 41 - B 45
10.	Exhibit PN3(2) - Exhibit AC3 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024	B 46 - B 65
11.	Exhibit PN3(3) 3.1 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Location List - Car Cruising Signage	B 66 - B 68
12.	Exhibit PN3(3) 3.2 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Axletree Way, Wednesbury - Locations 1-4	B 69
13.	Exhibit PN3(3) 3.3 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Hallens Drive, Wednesbury - Locations 5-8	B 70
14.	Exhibit PN3(3) 3.4 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Navigation Roundabout, Great Bridge - Locations 9-12	B 71
15.	Exhibit PN3(3) 3.5 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Dudley Port, Tipton - Location 13	B 72
16.	Exhibit PN3(3) 3.6 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Kenrick Way, West Bromwich - Locations 14-16	B 73
17.	Exhibit PN3(3) 3.7 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Black Lake, West Bromwich - Location 17	B 74
18.	Exhibit PN3(3) 3.8 Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024 Birchley Island, Oldbury - Locations 18-21	B 75
19.	Exhibit PN3(4) Exhibit AC5 to Statement of Andrew Clarke (Sandwell MBC) 25 Jan 2024	B 76

20.	Exhibit Cover - Exhibit PN4 Statement of Pardip Nagra February 2024	B 77
21.	Exhibit PN4 Statement of Mark Wilson Dudley MBC 1 February 2024	B 78 - B 81
22.	Exhibit Cover - Exhibit PN5 Statement of Pardip Nagra February 2024	B 82
23.	Exhibit PN5(1) Witness Statement of Steve Gittins (Walsall MBC) 5 February 2024	B 83 - B 89
24.	Exhibit PN5(2) Exhibit SJG1 to statement of Steve Gitins 5 Feb 2024 - Plan Depicting Locations of Car Cruising Injunction Signage (Walsall MBC)	B 90
25.	Exhibit Cover - Exhibit PN6 Statement of Pardip Nagra February 2024	B 91
26.	Exhibit PN6 - Schedule of Committals 1 February 2024	B 92 - B 93
27.	Exhibit Cover - Exhibit PN7 Statement of Pardip Nagra February 2024	B 94
28.	Exhibit PN7(1) - Witness Statement Cover Tim Philpot Febraury 2024	B 95
29.	Exhibit PN7(2) - Witness Statement of Tim Philpot 9 Feb 2024	B 96 - B 104
30.	Exhibit Cover - Exhibit PN8 Statement of Pardip Nagra February 2024	B 105
31.	Exhibit PN8 - Briefing Note 19 January 2024 - Alternative Remedies to Injunction	B 106 - B 116

C. SECTION C - Overarching Evidence Filed on Behalf of West Midlands Police For the Final Hearing

1.	Statement of PC Mark Campbell 9 February 2024	C 1 - C 24
2.	PC Mark Campbell 9 2 24 - Exhibit Cover MRC3	C 25
3.	PC Mark Campbell 9 2 24 - Exhibit Cover MRC4	C 26

D. SECTION D - Claimants' Evidence Demonstrating purported compliance with publicity requirements in order of 20 December 2023 and impact of Claimants' publicity generally

1.	18th Statement of Paul Brown 25 01 24	D 1 - D 7
2.	EXHIBIT PB18A	D 8 - D 28

E. SECTION E - Court Order 20 December 2023

1.	Black Country Car Cruising Injunction - Order from hearing 20 December 2023	E 1 - E 18
2.	Amended Black Country Injunction (20 December 2023) V4	E 19 - E 27
3.	Schedule A to Injunction Index to injunction order 19 May 2023 (annex to order 20 December 2023)	E 28 - E 37
4.	Sealed Plan A (20 December 2023)	E 38
5.	Black Country Car Cruising Injunction - Sealed Power of Arrest - Version 5 (20 December 2023)	E 39 - E 42
6.	Sealed Plan A (20 December 2023)	E 43

F. SECTION F - Contempt orders and Service of Documents on Named Defendants Since 2023 and applications to join certain named persons as Defendants to the Injunction

1.	Certificate of Service 22 12 23 Solicitors for A Gale	F 1 - F 2
2.	Email Serving Solicitors for Mr A Gale with documents from hearing 20 December 2023 sent 22 12 2023 at 1100 hours	F 3 - F 4
3.	Certificate of Service Solicitors for Miss W Szczublińska service 22 12 2023	F 5 - F 6

4.	Email Serving Solicitors for Miss W Szczublińska with documents from hearing 20 December 2023 sent 22 12 2023 at 1134 hours	F 7 - F 8
5.	Certificate of Service Solicitors for Mr I Iqbal service 22 12 2023	F 9 - F 10
6.	Email Serving Solicitors for Mr I Iqbal with documents from hearing 20 December 2023 sent 22 12 2023 at 1136 hours	F 11 - F 12
7.	Certificate of Service (02.02.2024) re Mr Antony Gale.pdf	F 13 - F 14
8.	E-mail WCC to Solicitors for Mr Anthony Gale 02 Feb 2024 1153 hrs.pdf	F 15
9.	Certificate of Service (02.02.2024) re Miss Wiktoria Szczublińska.pdf	F 16 - F 17
10.	E-mail WCC to Solicitors for Miss Szczublińska 02 Feb 2024 1151 hrs.pdf	F 18 - F 19
11.	Certificate of Service (02.02.2024) re: Mr Isa Iqbal.pdf	F 20 - F 21
12.	E-mail WCC to Solicitors for Mr Isa Iqbal 02 Feb 2024 1055 hrs.pdf	F 22
13.	Certificate of Service (02.02.2024) re Mr Mason Phelps.pdf	F 23 - F 24
14.	E-mail WCC to Mr Mason Phelps 02 Feb 2024 1042 hrs.pdf	F 25 - F 26
15.	N603 Sandwell MBC v Richold contempt order 9 January 2024	F 27 - F 30
16.	Certificate of service (serving Contempt Order (9 January 2024)	F 31 - F 32
17.	N603 - Sandwell MBC v Phelps 29 01 2024	F 33 - F 36
18.	Order - Sandwell MBC v Mason PHELPS 29 Jan 2024	F 37 - F 39
19.	2024 EWHC 139 (KB) KB-2022-BHM-000188 WCC (Sandwell MBC) v MASON PHELPS- Approved Judgment	F 40 - F 63

G. SECTION G - Application to join a further named Defendant as a party to the Injunction

1.	WCC v Richold - N244 - Application to join Ms Rebecca Richold as a party to the injunction (SEALED)	G 1 - G 5
2.	WCC v Richold - Draft Order joining a contemnor as a party to the injunction	G 6
3.	Further Copy of Order from Hearing on 20 December 2023 sealed 21 December 2023	G 7 - G 24
4.	Letter WCC to Rebecca Richold Serving Application 2 2 24 redacted.pdf	G 25 - G 26
5.	Certificate of Service - RICHOLD 6 February 2024 REDACTED.pdf	G 27 - G 28
6.	E-mail from Solicitors for Miss Richold 2 February 2024 confirming service not accepted	G 29 - G 31
7.	N603 Sandwell MBC v Richold contempt order 9 January 2024	G 32 - G 35
8.	Certificate of service (serving Contempt Order (9 January 2024)	G 36 - G 37

B E T W E E N:

- 1. WOLVERHAMPTON CITY COUNCIL**
- 2. DUDLEY METROPOLITAN BOROUGH COUNCIL**
- 3. SANDWELL METROPOLITAN BOROUGH COUNCIL**
- 4. WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

-and-

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5. Mr ANTHONY PAUL GALE

6. Miss WIKTORIA SCZCUBLINSKA

7. Mr ISA IQBAL

8. Mr MASON PHELPS

Defendants

**CLAIMANTS' APPLICATION FOR INJUNCTIVE RELIEF
BUNDLE OF DOCUMENTS FOR USE AT A HEARING LISTED 27 FEBRUARY AND
28 FEBRUARY 2024**

VOLUME TWO

A. SECTION A - STATEMENTS OF CASE

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2.	WCC & Others v Persons Unknown PARTICULARS OF CLAIM (CPR Part 8) 7 October 2022	A 5 - A 17
3.	Map of Black Country Area	A 18
4.	WCC & Others v Persons Unknown Application For Injunction FORM N16a	A 19 - A 20
5.	Annex to Form N16A - Index to bundle of evidence (not including statements of case)	A 21 - A 26
6.	Map of Black Country Area	A 27
7.	WCC & Others v Persons Unknown - Draft INJUNCTION order	A 28 - A 40
8.	Map of Black Country Area	A 41
9.	WCC & Others v Persons Unknown - Draft POWER OF ARREST	A 42 - A 44
10.	Map of Black Country Area	A 45
11.	Form N244 Application Notice Alternative Service 7 October 2022	A 46 - A 50
12.	WCC & Others v Persons Unknown - Draft ORDER Permitting ALTERNATIVE SERVICE of injunction application	A 51 - A 58
13.	SCHEDULE A of Draft Order for Alternative Service - Index to bundle of evidence (not including statements of case)	A 59 - A 64
14.	STATEMENT OF PAUL BROWN 7 October 2022	A 65 - A 72

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1.	Statement of Adam Sheen 4 October 2022	B 1 - B 3
2.	Overarching Statement of Pardip Nagra (For Wolverhampton) 19 July 2022	B 4 - B 35
3.	EXHIBIT PN1	B 36
4.	Exhibit PN1 - Statement of Lisa Fox (From 2014 Application 01 11 2013_Redacted	B 37 - B 40
5.	EXHIBIT PN2	B 41
6.	Exhibit PN2 - Statement of Peter James (From 2014 Application 09 11 2013_Redacted	B 42 - B 44
7.	EXHIBIT PN3	B 45
8.	Exhibit PN3 - Statement of Carl Yeomans (From 2014 Application 07 11 2013_Redacted	B 46 - B 49
9.	EXHIBIT PN4	B 50
10.	Exhibit PN4 - Statements of David Clark (From 2014 Application) 12 03 2014	B 51 - B 70
11.	Note for Exhibit DPC1 (Exhibit of David Clarke statement from 2014 application)	B 71
12.	EXHIBIT PN5	B 72
13.	Exhibit PN5 - Statement of Lisa Parmar (From 2014 Application 22 05 2014_Redacted	B 73 - B 89
14.	EXHIBIT PN6	B 90
15.	Exhibit PN6 - Statement of Lydia Pulford (From 2014 Application 11 11 2013_Redacted	B 91 - B 93
16.	EXHIBIT PN7	B 94
17.	Exhibit PN7 - Statement of Fanella Bird (From 2014 Application) 23.11.2014	B 95 - B 96

18.	Exhibit PN7 Statement of Fanella Bird (From 2014 Application) 23 11 2014	B 97
19.	EXHIBIT PN8	B 98
20.	Exhibit PN8 - Statement of PC J Hartford (From 2014 Application) 16 11 2013	B 99 - B 100
21.	EXHIBIT PN9	B 101
22.	Exhibit PN9 - Statement of Richard Hardy (From 2014 Application) 06 11 2013_Redacted	B 102 - B 104
23.	EXHIBIT PN10	B 105
24.	Exhibit PN10 - Statement of Police Inspector Julie Mason (From 2014 Application) 23 07 2014	B 106 - B 110
25.	EXHIBIT PN11 - (Video Footage Available Separately)	B 111
26.	EXHIBIT PN12	B 112
27.	Exhibit PN12 - E-mail from Lisa Fox 17 April 2021	B 113
28.	EXHIBIT PN13	B 114
29.	Exhibit PN13 - Express & Star Article 12 04 22 direct print from Website	B 115 - B 127
30.	Exhibit PN13 Print Friendly Version of E & S Article 12 04 2022	B 128 - B 130
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32.	Exhibit PN14 - Letter from Councillor Leach to ASB Team 05 22	B 132
33.	EXHIBIT PN15	B 133
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36.	Exhibit PN16 - Letter From Nicola Richards MP 25 04 22	B 136
37.	EXHIBIT PN17	B 137
38.	Exhibit PN17 - Version 1 Print Friendly Version of story published on E & S Website 15 08 2018	B 138 - B 143
39.	Exhibit PN17 Version 2 print from E & S Website 15 08 2018	B 144 - B 161
40.	EXHIBIT PN18	B 162
41.	Exhibit PN18 - Essex Live Article 5 April 2021 (Print Friendly Version)	B 163 - B 165
42.	Exhibit PN18 - Essex Live News 5 April 2021 - Report of Thurrock Car Meet From Essex News Website	B 166 - B 171
43.	EXHIBIT PN19	B 172
44.	Exhibit PN19 - Media release July 2022	B 173 - B 174
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49.	EXHIBIT MRC3	B 217
50.	Exhibit MRC3 - Statement of PC Mark Campbell 13 July 2022	B 218 - B 225
51.	Witness Statement of Paul Brown (Communications Manager) (For Wolverhampton)16 September 2022	B 226 - B 228
52.	STREET RACING COMMUNICATIONS PLAN	B 229 - B 237
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54.	Comms Plan - APPENDIX 1	B 239 - B 240
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57.	Comms Plan Appendix 3	B 244
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59.	Comms Plan Appendix 4	B 247
60.	Comms Plan - APPENDIX 4	B 248 - B 249
61.	Comms Plan Appendix 5	B 250
62.	Comms Plan - APPENDIX 5	B 251 - B 252
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65.	Comms Plan Appendix 7	B 255
66.	Comms Plan - APPENDIX 7	B 256 - B 258
67.	Comms Plan Appendix 8	B 259
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82.	Comms Plan - APPENDIX 15	B 282 - B 283
83.	Comms Plan Appendix: "Digital Signage"	B 284
84.	Comms Plan - APPENDIX DIGITAL SIGNAGE	B 285 - B 289
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86.	Comms Plan - Appendix signage 1 - Dudley Existing Signs	B 291
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88.	Comms Plan - Appendix signage 2 - Dudley Existing and Proposed Signs	B 293 - B 296
89.	Comms Plan Appendix "Signage 3"	B 297
90.	Comms Plan - Appendix Signage 3	B 298 - B 300
91.	Comms Plan Appendix "Signage 4"	B 301
92.	Appendix signage 4 - Sandwell Existing and Proposed Signs	B 302 - B 305
93.	Comms Plan Appendix "Signage 5"	B 306
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95.	Comms Plan Appendix "Sigange 6"	B 308
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98.	Comms Plan - Appendix signage 7 - Wolverhampton Existing Signs	B 313 - B 322
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100.	Comms Plan - Appendix signage 8 - Wolverhampton Existing and Proposed Signs	B 324 - B 327

C. SECTION C- Overarching Statements of Professionals for Each Claimant Local Authority

1.	Statement of Kathryn Jones 13 07 22 (For Dudley)	C 1 - C 5
2.	Witness Statement of Pardip Sandhu 27 September 2022	C 6 - C 12
3.	Exhibit Cover - Exhibit PS1 (Pardip Sandhu 27.9.2022)	C 13
4.	Exhibit PS1 o Statement of Pardip Sandhu 2022 car crusing incidents 2021 - 2022 with date of incidents	C 14 - C 36
5.	Exhibit Cover - Exhibit PS2 (Pardip Sandhu 27.9.2022)	C 37
6.	Statement of Steve Gittins 08 09 22 (For Walsall)	C 38 - C 44
7.	Exhibit Cover SJG1	C 45
8.	Exhibit SJG1 [Steve Gittins] (for Walsall)_Redacted	C 46
9.	Exhibit Cover SJG2	C 47
10.	Exhibit SJG2 [Steve Gittins] (for Walsall)_Redacted	C 48
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13.	Statement of Police Sergeant Lee Plant 15 07 22 (For Wolverhampton)	C 52 - C 53
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15.	Statement of Police Constable Jonathan Edwards 12 05 22 (For Dudley)	C 75 - C 86
16.	Statement of Police Sergeant Richard Phillips 29 06 22 (For Sandwell)	C 87 - C 90
17.	Statement Police Inspector Phil Upton 09 06 22 (For Walsall)	C 91 - C 93
18.	Second Statement of Police Inspector Phil Upton 04 09 22 (For Walsall)	C 94 - C 104

D. SECTION D - Statements of Councillors, MPs, Residents and Business for Wolverhampton

1.	Witness Statement of Dharminder Dhaliwal (Wolverhampton) Tier 3	D 1 - D 2
2.	Witness Statement of Margaret Clemson (Wolverhampton) Tier 3	D 3 - D 4
3.	Witness Statement of Nicki Wellings (Wolverhampton) Tier 3	D 5
4.	Witness Statement of Taylor Harvey-Beardsmore (Wolverhampton) Tier 3	D 6
5.	Witness Statement of Teja Sidhu (Wolverhampton) Tier 3	D 7
6.	Witness Statement of Teresa Welburn (Wolverhampton) Tier 3	D 8
7.	Witness Statement of Jennifer Bateman 26.05.2022 (for Wolverhampton)	D 9 - D 12

E. SECTION E- Statements of Councillors, MPs, Residents and Business for Dudley

1.	Signed statement of James Morris MP (For Dudley)	E 1 - E 6
2.	Statement of Stacy Hewardine - Waterfront Security 10-05-22 (For Dudley)	E 7 - E 12

3.	Exhibit Cover - EXHIBIT SH1 [Stacy Hewedine] (For Dudley) (Clearer Version of Exhibit SH1)	E 13
4.	EXHIBIT SH1 (Waterfront Car Park) [Stacy Hewerdine] (For Dudley) (Clearer Version)	E 14
5.	Signed statement of Richard Hubbard- Harris - Showcase 10-05-22 (For Dudley)	E 15 - E 22
6.	Exhibit Cover RHH1 [Richard Hubbard-Harris] (For Dudley) (Clearer Version of Exhibit RHH1)	E 23
7.	EXHIBIT RHH1 Car Park (Showcase Cinema, Dudley) [Richard Hubbard-Harris] (For Dudley) (Clearer Version)	E 24
8.	EXHIBIT RHH1 Front Car Park (Showcase Cinema, Dudley) [Richard Hubbard-Harris] (For Dudley) (Clearer Version)	E 25
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10.	Signed 2nd stmt of Richard Hubbard-Harris dated 14-09-22	E 27 - E 33
11.	Exhibit RHH2 - (Video Footage Available Separately)	E 34
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13.	EXHIBIT RHH3	E 36 - E 40
14.	Exhibit RRH4 - Cover Sheet	E 41
15.	EXHIBIT RHH4	E 42
16.	Exhibit RHH5 - Cover Sheet	E 43
17.	EXHIBIT RHH5	E 44
18.	Exhibit RHH6 - Cover Sheet	E 45
19.	EXHIBIT RHH6	E 46 - E 47
20.	Exhibit RHH7- Cover Sheet	E 48
21.	EXHIBIT RHH7	E 49
22.	Exhibit RHH8 - Cover Sheet	E 50
23.	EXHIBIT RHH8	E 51
24.	Signed statement of John Slater-Kiernan - Shell Garage 11-05-22 (For Dudley)	E 52 - E 56
25.	Exhibit Cover JSK1 [John Slater-Kiernan] (For Dudley)	E 57
26.	Statement of Chris Southall - Tesco 11-05-22 (For Dudley)	E 58 - E 62

F. SECTION F - Statements of Councillors, MPs, Residents and Businesses for Sandwell

1.	Witness Statement of Shiela Powell (Sandwell) 10.06.2022_Redacted	F 1 - F 2
2.	Witness Statement of Ronald Hill (Sandwell) 31 05 22	F 3
3.	Witness Statement of Nicki Wellings (Wolverhampton) 11 06 22	F 4
4.	Witness Statement of John Gallagher (Sandwell) 31.03.2022_Redacted	F 5 - F 6
5.	Witness Statement of Donata Halasa (Sandwell) 10.06.2022_Redacted	F 7 - F 8
6.	Letter from Nicola Richards MP 25 04 22	F 9

G. SECTION G - Statements of Councillors, MPs, Residents and Business for Walsall

1.	Witness Statement of Simon Pearson (Walsall) 28 04 22	G 1 - G 2
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2.	Witness Statement of Kelly Matthews (Walsall) 28 04 22	G 3 - G 4
3.	Witness Statement of Julia Westwood (Walsall) 13 05 2022	G 5 - G 6
4.	Witness Statement of Lee Roden (Walsall) 21 05 2022	G 7 - G 8
5.	Witness Statement of Robert Norton (Walsall) 22 05 2022	G 9 - G 10
6.	Witness Statement of Ravdeep Khara (Walsall) 24 05 2022	G 11 - G 12

H. SECTION H - Bundle May 2021

1.	May 2021 Bundle.pdf	H 1 - H 420
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I. SECTION I - Supplemental Evidence Bundle as filed 14 December 2022 and Application for Urgent Relief

1.	Application For Urgent Relief December 2022	I 1 - I 64
2.	David England Statement 3.11.2020	I 65 - I 66
3.	Faye Willetts Statement 12.04.2021_Redacted	I 67 - I 71
4.	Hema Hayer Statement 27.10.2020_Redacted	I 72 - I 74
5.	Jeffrey Differ Statement 27.10.2020_Redacted	I 75 - I 76
6.	Lisa Fox Statement 28.10.2020_Redacted	I 77 - I 78
7.	Rachel Fanthom Statement 13.04.2021	I 79 - I 81
8.	Rajbinder Kaur Statement 3.11.2020_Redacted	I 82 - I 83
9.	Richard Hardy Statement 16.10.2020_Redacted	I 84 - I 85

J. SECTION J - COURT ORDERS

1.	INJUNCTION (Granted 22.12.2022)	J 1 - J 24
2.	POWER OF ARREST (Granted 22.12.2022)	J 25 - J 27
3.	PLAN A Map of the Black Country Councils Areas	J 28
4.	KB 2022 BHM 000221 - Birmingham City Council v Nagmadin Ors; KB 2022 BHM 000188 Wolverhampton City Council & Ors v Persons Unknown (21.12.22) - Approved judgment	J 29 - J 46

K. SECTION K - Claimants' Evidence re: Compliance with Court Orders and Updating Evidence

1.	Witness Statement Pardip Nagra 23 Jan 2023	K 1 - K 3
2.	Witness Statement of PC Mark Campbell 27 January 2023	K 4 - K 7
3.	Statement of Paul Brown re Injunction Service Requirements 27 01 2023	K 8 - K 18
4.	Exhibit Cover Exhibit PB3A	K 19
5.	EXHIBIT PB3A	K 20 - K 31
6.	Exhibit Cover Exhibit PB3B	K 32
7.	EXHIBIT PB3B	K 33 - K 36
8.	Exhibit Cover Exhibit PB3C	K 37
9.	EXHIBIT PB3C	K 38 - K 39
10.	Exhibit Cover Exhibit PB3D	K 40
11.	EXHIBIT PB3D	K 41 - K 44
12.	Exhibit Cover Exhibit PB3E	K 45
13.	EXHIBIT PB3E	K 46
14.	Exhibit Cover Exhibit PB3F	K 47

15.	EXHIBIT PB3F	K 48 - K 52
16.	Exhibit Cover Exhibit PB3G	K 53
17.	EXHIBIT PB3G	K 54 - K 55
18.	Exhibit Cover Exhibit PB3H(i)	K 56
19.	Exhibit PB3H(i) - Part 1 of Statement of Anrdew Clarke (Sandwell MBC)	K 57 - K 60
20.	Exhibit PB3H(i) - Part 2 Exhibit Cover AC1	K 61
21.	Exhibit PB3H(i) - Part 3 Exhibit AC1	K 62 - K 78
22.	Exhibit PB3H(i) - Part 4 Exhibit Cover AC2	K 79
23.	Exhibit PB3H(i) - Part 5 Exhibit AC2	K 80 - K 82
24.	Exhibit Cover Exhibit PB3H(ii)	K 83
25.	Exhibit PB3H(ii) - Statement of Nick Hooper with Exhibits (Dudley MBC)	K 84 - K 102
26.	Exhibit Cover Exhibit PB3H(iii)	K 103
27.	Exhibit PB3H(iii) - Witness Statement of Tim Philpot and Exhibits (Wolverhampton City Council)	K 104 - K 114
28.	Exhibit Cover Exhibit PB3H(iv)	K 115
29.	Exhibit PB3H(iv) - Part 1 Witness Statement of Steven Gittins (Walsall MBC)	K 116 - K 120
30.	Exhibit PB3H(iv) - Part 2 Exhibit Cover SJG4	K 121
31.	Exhibit PB3H(iv) - Part 3 Exhibit SJG4 Car Cruising Replacement signs 24.1.23	K 122 - K 138
32.	Receipt Filing Paul Brown Witness Statement 27 01 23 and Exhibit Bundle (split into two parts due to file size) 27 01 23	K 139
33.	Statement of Adam Sheen 3 2 23.pdf	K 140 - K 149
34.	Statement of Paul Brown 1 Feb 2023.pdf	K 150 - K 157
35.	Exhibit Cover PB4A	K 158
36.	EXHIBIT PB4A	K 159 - K 165
37.	Exhibit Cover PB4B	K 166
38.	EXHIBIT PB4B	K 167 - K 175
39.	Exhibit Cover PB4C	K 176
40.	EXHIBIT PB4C	K 177 - K 181
41.	Exhibit Cover PB4D	K 182
42.	EXHIBIT PB4D	K 183 - K 190
43.	Exhibit Cover PB4E	K 191
44.	EXHIBIT PB4E	K 192 - K 200
45.	Exhibit Cover PB4F	K 201
46.	EXHIBIT PB4F	K 202 - K 204
47.	7th Statement of Paul Brown 27 2 23	K 205 - K 212
48.	EXHIBIT PB7A	K 213 - K 223
49.	EXHIBIT PB7B	K 224 - K 238
50.	EXHIBIT PB7C	K 239 - K 243
51.	EXHIBIT PB7D	K 244 - K 245
52.	EXHIBIT PB7E	K 246 - K 252
53.	EXHIBIT PB7F	K 253 - K 261

54.	Affidavit of Paul Brown 29 June 2023 (re witness statements PB12 and PB13)	K 262 - K 264
55.	12th Statement of Paul Brown 16 6 23	K 265 - K 272
56.	Exhibit Cover PB12A	K 273
57.	EXHIBIT PB12A	K 274 - K 301
58.	Exhibit Cover PB12B	K 302
59.	EXHIBIT PB12B	K 303 - K 304
60.	13th Statement of Paul Brown 16 6 23	K 305 - K 307
61.	Exhibit Cover PB13A	K 308
62.	EXHIBIT PB13A	K 309
63.	Filing Receipt 12th and 13th statements of Paul Brown.pdf	K 310

B E T W E E N:

- 1. WOLVERHAMPTON CITY COUNCIL**
- 2. DUDLEY METROPOLITAN BOROUGH COUNCIL**
- 3. SANDWELL METROPOLITAN BOROUGH COUNCIL**
- 4. WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

-and-

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

5. Mr ANTHONY PAUL GALE

6. Miss WIKTORIA SCZCUBLINSKA

7. Mr ISA IQBAL

8. Mr MASON PHELPS

Defendants

**CLAIMANTS' APPLICATION FOR INJUNCTIVE RELIEF
BUNDLE OF DOCUMENTS FOR USE AT A HEARING LISTED 27 FEBRUARY AND
28 FEBRUARY 2024**

VOLUME THREE

A. SECTION A - Statements of Case

1. Wolverhampton CC & Ors v Persons Unknown - Statement of Case for Hearing 15 May 2023 A 1 - A 7

B. SECTION B - Evidence Filed on Behalf of the Claimant

1. Witness Statement Pardip Nagra (Wolverhampton City Council) 02 May 2023 B 1 - B 3
2. Statement of Mark Wilson Dudley MBC 25 April 2023 B 4 - B 6
3. Statement of Pardip Sandhu 3 May 2023 B 7 - B 17
4. 03 05 23 Witness Statement of Steve Gittins B 18 - B 21
5. Statement of PC Mark Campbell 02 May 2023 B 22 - B 25
6. Notice of Moving - Paul Brown Statement no.7 B 26
7. 8th Statement of Paul Brown 28 April 23 B 27 - B 31
8. Exhibit PB8A B 32
9. Paul Brown Statement no 9 B 33 - B 36
10. Exhibit PB9A B 37 - B 67

C. SECTION C - Evidence Filed on Behalf of The Defendant

1. Confirmation of No Evidence from Any Defendant C 1

D. SECTION D - Court Orders

1. SEALED INJUNCTION ORDER (Order of Hill J) 22.12.22 Wolverhampton City Council and others v Unknown KB-2022-BHM-000188 D 1 - D 24
2. SEALED POWER OF ARREST (Order of Hill J) 22.12.22 KB-2022-BHM-000188 D 25 - D 27
3. KB 2022 BHM 000188 - Wolverhampton City Council v Nagmadin Ors (21.12.22) - Approved judgment of Hill J D 28 - D 45
4. Order 16 Februray 2023 (Black Country Car Cruising Injunction) D 46 - D 59
5. Schedule A Index (Schedule to Order Sealed 16 February 2023) D 60 - D 66
6. Plan A D 67
7. TRANSCRIPT OF JUDGMENT 13 February 2023 - Wolverhampton City Council v Persons Unknown (KB-2022-BHM-000188) D 68 - D 84
8. Transcript of Hearing 06 February 2023 Wolverhampton City Council & Ors v Persons Unknown - KB.2022.BHM-00188 D 85 - D 143
9. Hearing Notice - Hearing: 15 May 2023 at 10.30 a.m. D 144
10. Hearing Notice - Hearing: 15 May 2023 at 10.30 a.m. D 145

B E T W E E N:

- 1. WOLVERHAMPTON CITY COUNCIL**
- 2. DUDLEY METROPOLITAN BOROUGH COUNCIL**
- 3. SANDWELL METROPOLITAN BOROUGH COUNCIL**
- 4. WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

-and-

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5. Mr ANTHONY PAUL GALE

6. Miss WIKTORIA SCZCUBLINSKA

7. Mr ISA IQBAL

8. Mr MASON PHELPS

Defendants

**CLAIMANTS' APPLICATION FOR INJUNCTIVE RELIEF
BUNDLE OF DOCUMENTS FOR USE AT A HEARING LISTED 27 FEBRUARY AND
28 FEBRUARY 2024**

VOLUME FOUR

A. SECTION A - Statements of Case

- | | | |
|----|--|-------------|
| 1. | Wolverhampton ats ors v PU Rep for 4OCT23.pdf | A 1 - A 7 |
| 2. | Pt 8 Claim form amended June 2023 Page 1 to 2.pdf | A 8 - A 9 |
| 3. | Car Cruise 2022 Pt 8 Signed Amended Particulars of Claim 6 June 2023 | A 10 - A 25 |
| 4. | Confirmation of Filing Amended Particulars of Claim 7 June 2023.pdf | A 26 |
| 5. | Confirmation of Filing Amended Part 8 Claim Form 7 June 2023.pdf | A 27 |

B. SECTION B - Evidence Filed on Behalf of the Claimant

- | | | |
|-----|---|---------------|
| 1. | Overarching Witness Statement Pardip Nagra (Wolverhampton City Council) 21.09.23 | B 1 - B 5 |
| 2. | Exhibit PN1 Pardip Nagra Statement 21 September 2023 | B 6 - B 7 |
| 3. | Exhibit PN2 (Statement of Pardip Nagra September 2023) (Sandwell MBC Overarching Statement) | B 8 - B 13 |
| 4. | Exhibit PN3A (Statement of Pardip Nagra) Dudley MBC Overarching Statement 22-09-23 | B 14 - B 17 |
| 5. | Exhibit PN3B (Statement of Pardip Nagra) (Exhibit to Dudley MBC Overarching Statement) | B 18 |
| 6. | Statement of PC Karam Soomal-Goode (Wolverhampton Signs) 18 September 2023 | B 19 - B 20 |
| 7. | Witness Statement of Steve Gittins (Walsall MBC) 22-09-23 | B 21 - B 24 |
| 8. | Statement of PC Mark Campbell 21 September 2023 | B 25 - B 29 |
| 9. | 10th Witness Statement of Paul Brown.pdf | B 30 - B 34 |
| 10. | EXHIBIT PB10A.pdf | B 35 - B 57 |
| 11. | 11th Witness Statement of Paul Brown 17 May 23.pdf | B 58 - B 62 |
| 12. | EXHIBIT PB11A .pdf | B 63 - B 82 |
| 13. | Notice of Moving 12th and 13th Witness Statements | B 83 |
| 14. | Witness Statement - 14th Statement of Paul Brown 22 9 23 | B 84 - B 92 |
| 15. | EXHIBIT PB14A (14th Statement of Paul Brown 22 Sept 2023) | B 93 - B 129 |
| 16. | EXHIBIT PB14B (14th Statement of Paul Brown 22 Sept 2023) | B 130 - B 131 |
| 17. | EXHIBIT PB14C (14th Statement of Paul Brown 22 Sept 2023) | B 132 - B 140 |
| 18. | Witness Statement -15th Statement of Paul Brown 22 9 23 | B 141 - B 144 |
| 19. | Exhibit Cover PB15A (15th Statement of Paul Brown Sept 2023) | B 145 |
| 20. | Exhibit PB15A (15th Stat Paul Brown Sept 2023) STREET RACING STATS 19 MAY TO 15 SEPTEMBER | B 146 - B 151 |

C. SECTION C - Evidence Filed on Behalf of The Defendant

- | | | |
|----|--|-----|
| 1. | Confirmation of No Evidence from Any Defendant | C 1 |
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D. SECTION D - Court Orders

- | | | |
|----|--|-------------|
| 1. | Notice of Moving of court orders from original review hearing 04 October 2023 bundle | D 1 |
| 2. | Combined Directions Order 19 May 2023 (Sealed 23 May 2023) | D 2 - D 17 |
| 3. | Amended Injunction Order 19 May 2023 (Sealed 23 May 2023) | D 18 - D 35 |
| 4. | Amended Power of Arrest (Amended 19 May 2023; Sealed 23 May 2023) | D 36 - D 38 |

5.	Clearer Copy of Plan A for injunction (WCC & Ors v Persons Unknown KB-2022-BHM-000188)	D 39
6.	Letter WCC to Court 07 06 2023	D 40
7.	Letter WCC to Court 14 6 23	D 41
8.	Letter to Claimants from Court 3 July 2023	D 42
9.	Letter WCC to HHJ E. Kelly 26 July 2023	D 43 - D 44
10.	Confirmation of Filing Letter 26 July 2023	D 45
11.	Order of Her Honour Judge Kelly 26 July 2023	D 46 - D 49
12.	Letter from Claimants to Court 1 August 2023	D 50 - D 51
13.	Confirmation of Filing of Dates of Availability Aug to Sept 2023 1 August 2023 at 1202 hours	D 52
14.	Notice of Hearing 04 October 2023	D 53 - D 54
15.	Notice of Further Case Management Hearing 21 September 2023 (VACATED)	D 55 - D 56
16.	Notice of Further Case Management Hearing 10 November 2023 (VACATED)	D 57 - D 58

B E T W E E N:

- 1. WOLVERHAMPTON CITY COUNCIL**
- 2. DUDLEY METROPOLITAN BOROUGH COUNCIL**
- 3. SANDWELL METROPOLITAN BOROUGH COUNCIL**
- 4. WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

-and-

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5. Mr ANTHONY PAUL GALE

6. Miss WIKTORIA SZCUBLINSKA

7. Mr ISA IQBAL

8. Mr MASON PHELPS

Defendants

**CLAIMANTS' APPLICATION FOR INJUNCTIVE RELIEF
BUNDLE OF DOCUMENTS FOR USE AT A HEARING LISTED 27 FEBRUARY AND
28 FEBRUARY 2024**

VOLUME FIVE

A. SECTION A - Statements of Case For Hearing 20 December 2023

1.	Wolverhampton & ors v PU Case Summary for hearing 20 DEC 23	A 1 - A 26
2.	SIGNED N244 Relief from Sanctions Application (Car Cruising) 13 12 23	A 27 - A 31
3.	Car Cruising - Relief from sanctions - witness statement Mushtaq Ahmed-Khan 12 12 23	A 32 - A 34
4.	Draft Order for relief to accompany application for relief from sanctions 13 12 23	A 35 - A 38
5.	SIGNED Claim Form V4 13 12 2023.pdf	A 39 - A 42
6.	Amended Particulars of Claim v4 13 12 23	A 43 - A 59
7.	Black Country Car Cruising Injunction v4 13 December 2023	A 60 - A 68
8.	Schedule A to Injunction Index to injunction order 19 May 2023	A 69 - A 78
9.	Plan A	A 79
10.	Amended Power of Arrest (Version 4)	A 80 - A 83
11.	Plan A	A 84

B. SECTION B - Supreme Court Judgment in the WCC v London Gypsies and Travellers and Others case [2023] UKSC 47

1.	WCC v London Gypsies and Travellers Judgment Summary 29 11 23	B 1 - B 3
2.	WCC v London Gypsies and Travellers Judgment 29 11 23	B 4 - B 80
3.	E-mail WCC to Court 29 November 2023 at 20 36 hours Supreme Court Judgment	B 81
4.	Confirmation of Filing Supreme Court Judgment via CE File 29 November 2023	B 82
5.	Confirmation of Filing Supreme Court Judgment via KB Birmingham Addresss 30 November 2023 at 10 33 hrs	B 83 - B 84

C. SECTION C - Evidence Filed on Behalf of Claimants for Hearing 20 December 2023

1.	Witness Statement of Pardip Nagra 11.12.23	C 1 - C 5
2.	Exhibit PN1 Part 1 of 2 - Witness Statement of Pardip Sandhu 11.12.23	C 6 - C 12
3.	Exhibit PN1 Part 2 of 2 - Express & Star Article 5 December 2023	C 13 - C 18
4.	Exhibit PN2 -Third Witness Statement of Mark Wilson	C 19 - C 24
5.	Schedule of Committals re Black Country Car Cruising Injunction December 2022 to December 2023	C 25
6.	Exhibit PN3 Part One of Three - Witness Statement of Steve Gittins 30-11-23	C 26 - C 29
7.	Exhibit PN3 Part Two of Three -Witness Statement of Steve Gittins 8-12-23	C 30 - C 32
8.	Exhibit PN3 Part Three of Three -Exhibit SJG 5 to Statement of Steve Gittins 8 12 23 Car Cruising Sign Audit December 2023	C 33 - C 51
9.	17th Statement of Paul Brown 30 11 23	C 52 - C 55
10.	10-12-23 Statement of PC Mark Campbell	C 56 - C 59

D. SECTION D - Orders and Sealed Documents from Hearing 4 October 2023 and Claimants' evidence purporting to show compliance with those orders

1.	Order (re Persons Unknown) Hearing of 4 October 2023	D 1 - D 14
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2.	Sealed Amended Part 8 Claim Form 6 10 23	D 15 - D 17
3.	Car Cruise 2022 Part 8 Amended Particulars of Claim v3 Oct23	D 18 - D 35
4.	Sealed Wolverhampton CC v PU Interim Injunction v3 to include D5 and D6 4 Oct 2023	D 36 - D 44
5.	Sealed Plan A 9 October 2023	D 45
6.	Schedule A to Injunction Index to injunction order 19 May 2023 amended 4 October 2023	D 46 - D 55
7.	Amended Power of Arrest amended 04 10 23	D 56 - D 58
8.	Sealed Plan A 9 October 2023	D 59
9.	E-mail WCC to Solicitors for Mr A Gale and Miss W Szczublińska 11 October 2023 at 13 59 hrs	D 60 - D 61
10.	16th Statement of Paul Brown 20 10 23	D 62 - D 67
11.	PB Exhibit Cover.pdf	D 68
12.	EXHIBIT PB16A	D 69 - D 83

E. SECTION E - Statements of Case for Hearing on 04 October 2023

1.	Confirmation of Filing Amended Particulars of Claim 7 June 2023.pdf	E 1
2.	Car Cruise 2022 Pt 8 Signed Amended Particulars of Claim 6 June 2023	E 2 - E 17
3.	Pt 8 Claim form amended June 2023 page 3 signature page.pdf	E 18
4.	Pt 8 Claim form amended June 2023 Page 1 to 2.pdf	E 19 - E 20
5.	Wolverhampton ats ors v PU Rep for 4OCT23.pdf	E 20a - E 20g

F. SECTION F - Evidence Filed on Behalf of the Claimants For Hearing 04 October 2023

1.	Confirmation of Filing Amended Part 8 Claim Form 7 June 2023.pdf	F 1
2.	Overarching Witness Statement Pardip Nagra (Wolverhampton City Council) 21.09.23	F 2 - F 6
3.	Exhibit PN1 Pardip Nagra Statement 21 September 2023	F 7 - F 8
4.	Exhibit PN2 (Statement of Pardip Nagra September 2023) (Sandwell MBC Overarching Statement)	F 9 - F 14
5.	Exhibit PN3A (Statement of Pardip Nagra) Dudley MBC Overarching Statement 22-09-23	F 15 - F 18
6.	Exhibit PN3B (Statement of Pardip Nagra) (Exhibit to Dudley MBC Overarching Statement)	F 19
7.	Statement of PC Karam Soomal-Goode (Wolverhampton Signs) 18 September 2023	F 20 - F 21
8.	Witness Statement of Steve Gittins (Walsall MBC) 22-09-23	F 22 - F 25
9.	Statement of PC Mark Campbell 21 September 2023	F 26 - F 30
10.	10th Witness Statement of Paul Brown.pdf	F 31 - F 35
11.	EXHIBIT PB10A.pdf	F 36 - F 58
12.	11th Witness Statement of Paul Brown 17 May 23.pdf	F 59 - F 63
13.	EXHIBIT PB11A .pdf	F 64 - F 83
14.	12th Statement of Paul Brown 16 6 23.docx	F 84 - F 91
15.	Exhibit Cover PB12A.docx	F 92
16.	EXHIBIT PB12A.docx	F 93 - F 120

17.	Exhibit Cover PB12B.docx	F 121
18.	EXHIBIT PB12B.docx	F 122 - F 123
19.	13th Statement of Paul Brown 16 6 23.docx	F 124 - F 126
20.	Exhibit Cover PB13A.docx	F 127
21.	EXHIBIT PB13A.docx	F 128
22.	Witness Statement - 14th Statement of Paul Brown 22 9 23	F 129 - F 137
23.	EXHIBIT PB14A (14th Statement of Paul Brown 22 Sept 2023)	F 138 - F 174
24.	EXHIBIT PB14B (14th Statement of Paul Brown 22 Sept 2023)	F 175 - F 176
25.	EXHIBIT PB14C (14th Statement of Paul Brown 22 Sept 2023)	F 177 - F 185
26.	Witness Statement -15th Statement of Paul Brown 22 9 23	F 186 - F 189
27.	Exhibit Cover PB15A (15th Statement of Paul Brown Sept 2023)	F 190
28.	Exhibit PB15A (15th Stat Paul Brown Sept 2023) STREET RACING STATS 19 MAY TO 15 SEPTEMBER	F 191 - F 196

G. SECTION G - Evidence Filed on Behalf of The Defendant

1.	Confirmation of No Evidence from Any Defendant	G 1
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H. SECTION H - Court Orders, Judgments and Transcripts of Hearings and Correspondence with the Court

1.	SEALED INJUNCTION ORDER (Order of Hill J) 22.12.22 Wolverhampton City Council and others v Unknown KB-2022-BHM-000188	H 1 - H 24
2.	SEALED POWER OF ARREST (Order of Hill J) 22.12.22 KB-2022-BHM-000188	H 25 - H 27
3.	Wolverhampton City Council v Persons Unknown and Others: KB- 2022-BHM 000188 (21.12.22) - Approved judgment of Hill J	H 28 - H 45
4.	Order 13 02 23 (sealed 16 Februray 23) Wolverhampton City Council v Persons Unknown and Others 2023 KB-2022-BHM-000188	H 46 - H 59
5.	Schedule A Index (Schedule to Order Sealed 16 February 2023)	H 60 - H 66
6.	Plan A (attached to order 16 February)	H 67
7.	TRANSCRIPT of JUDGMENT 13 February 2023 - Wolverhampton City Council v Persons Unknown (KB-2022-BHM-000188)	H 68 - H 84
8.	TRANSCRIPT of HEARING 06 February 2023 Wolverhampton City Council & Ors v Persons Unknown - KB.2022.BHM-00188	H 85 - H 143
9.	Hearing Notice - Hearing: 15 May 2023 at 10.30 a.m.	H 144
10.	Combined Directions Order 19 May 2023 (Sealed 23 May 2023).pdf	H 145 - H 160
11.	Amended Injunction Order 19 May 2023 (Sealed 23 May 2023).pdf	H 161 - H 178
12.	Amended Power of Arrest (Amended 19 May 2023; Sealed 23 May 2023).pdf	H 179 - H 181
13.	Clearer Copy of Plan A for injunction (WCC & Ors v Persons Unknown KB-2022-BHM-000188).pdf	H 182
14.	Letter From WCC to Court 07 06 2023.pdf	H 183
15.	Letter from WCC to Court 14 6 23.pdf	H 184
16.	Letter to Claimants from Court 3 July 2023.pdf	H 185
17.	Letter WCC to Her Honour Judge E. Kelly 26 July 2023.pdf	H 186 - H 187
18.	Letter From Court to WCC 26 July 2023.pdf	H 188 - H 189
19.	Order of Her Honour Judge Kelly 26 July 2023.pdf	H 190 - H 193

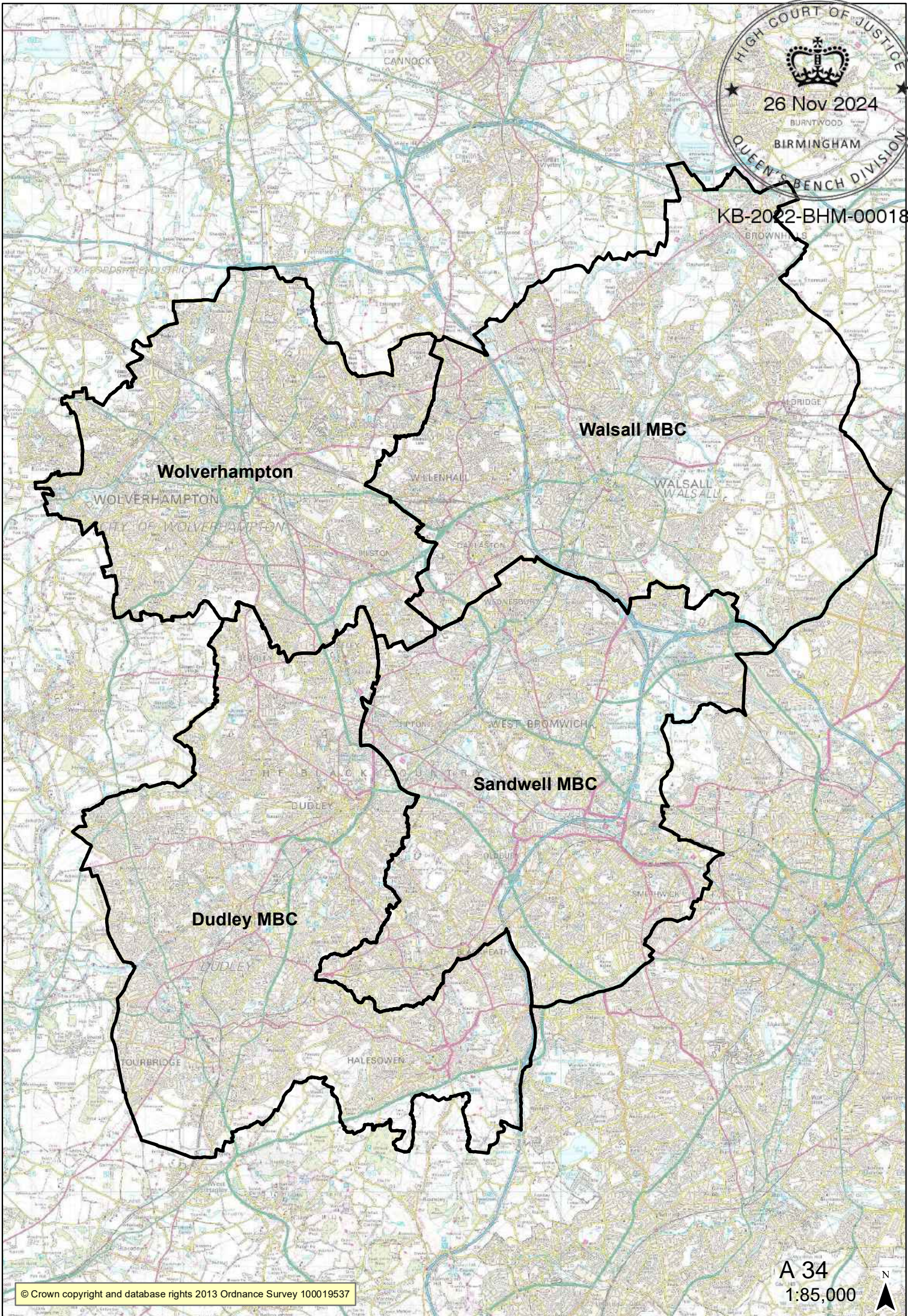
20.	Confirmation of Filing Letter From Claimants to Court 26 July 2023	H 194
21.	Letter From Claimants to Court 1 August 2023.pdf	H 195 - H 196
22.	Confirmation of Filing of Dates of Availability Aug to Sept 2023 1 August 2023 at 1202 hours.pdf	H 197
23.	Notice of Hearing 04 October 2023.pdf	H 198 - H 199
24.	Notice of Further Case Management Hearing 21 September 2023 (VACATED).pdf	H 200 - H 201
25.	Notice of Further Case Management Hearing 10 November 2023 (VACATED).pdf	H 202 - H 203

I. SECTION I - Orders from Concluded Committal Proceedings Relating to this Injunction

1.	Committal Order WCC v Gale 03 10 23	I 1 - I 4
2.	Committal Order SMBC v Szczublińska 03 10 23	I 5 - I 8
3.	Committal Order WCC v Iqbal 1 11 23	I 9 - I 12
4.	Order SMBC v Gale 03 10 23	I 13 - I 15
5.	Order SMBC v Szczublińska 03 10 23	I 16 - I 17
6.	Order WCC v Iqbal 1 11 23	I 18 - I 19
7.	Certificate of Service WCC v Iqbal 1 11 23	I 20 - I 21



KB-2022-BHM-000188





B E T W E E N:

(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL

KB-2022-BHM-000188

Defendants

(1) PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

(2) PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

(3) PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

(4) PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

(5) MR ANTHONY PAUL GALE (a Named Defendant)

(6) MISS WIKTORIA SCZCUBLINSKA (a Named Defendant)

(7) MR ISA IQBAL (a Named Defendant)

(8) MR MASON PHELPS (a Named Defendant)

(9) MS REBECCA RICHOLD (a Named Defendant)

(10) MR OLIVER DAVID CLARKE (a Named Defendant)

(11) MR SIKANDER HUSSAIN (a Named Defendant)

(12) MR OMAR TAGON (a Named Defendant)

(13) MR TY HARRIS (a Named Defendant)

(14) MR VIVKASH BALI (a Named Defendant)

INJUNCTION - SECTION 37(1) SENIOR COURTS ACT 1981
(PROCEEDINGS BROUGHT PURSUANT TO SECTION 222 LOCAL GOVERNMENT ACT 1972)

POWER OF ARREST (FINAL) (VERSION 3)
Under section 27 Police and Criminal Justice Act 2006

Granted by Order of the Honourable Mr Justice Julian Knowles on 27 February 2024
Amended by Orders of Her Honour Judge Emma Kelly on 21 and 24 May 2024
Further Amended by Orders of HHJ Wall on 12 and 25 November 2024

The Court orders that a power of arrest under section 27 Police and Criminal Justice Act 2006 applies to the following paragraph of an order made by the Honourable Mr Justice Julian Knowles on 27 February 2024 as amended by orders made by Her Honour Judge Emma Kelly on 21 and 23 May 2024 and further amended by orders made by HHJ Wall on 12 and 25 November 2024.

(Here set out the provisions of the order to which this power of arrest applies and no others).

(Where marked * delete as appropriate)

IT IS FORBIDDEN for any of the Fourth Defendants or any of the Named Defendants being a driver, rider or passenger in or on a motor vehicle to participate between the hours of 3:00 p.m. and 7:00 a.m. in a gathering of 2 or more persons within the Black Country Area shown on Plan A (attached) with the intention or expectation that some of those present will engage in motor racing or motor stunts or other dangerous or obstructive driving

“Stunts” are driving manoeuvres often undertaken at such gatherings including but not limited to:

- a. “Burnouts” – Causing a vehicle to destroy its tyres by applying power to the drive wheels while braking so as to remain in place while the wheels revolve at speed.
- b. “Donuts/Donutting” – Causing a vehicle to rotate around a fixed point (normally the front axle) while not moving-off causing noise, smoke and tyre marks to be created.
- c. “Drifting” – Turning by placing the vehicle in a skid so that most sideways motion is due to the skid not any significant steering input.
- d. “Undertaking” – Passing a vehicle on its nearside so as to overtake in circumstances not permitted by the Highway Code

**POWER OF
ARREST**

In respect of a power of arrest under section 27 Police and Criminal Justice Act 2006, the Court, upon being satisfied pursuant to section 27(3) Police and Criminal Justice Act 2006 that the relevant conduct consists of or includes the use or threatened use of violence and/or there is a significant risk of harm to a person mentioned in section 27(2) of the said Act, has ordered that a power of arrest be attached to the order.

A power of arrest is attached to the order whereby any constable may (under the power given by Section 27(4) Police and Criminal Justice Act 2006) arrest without a warrant a person whom he has reasonable cause for suspecting to be in breach of any of the provisions set out in this order or otherwise in contempt of court in relation to such provision.

**This Power of
Arrest**

Shall come into effect on 12.01 a.m. (00:01 hours) on 1 March 2024 and shall continue until 11:59 pm (23:59 hours) on 1 March 2027, unless it is extended, varied or discharged by further order of the court.

**Note to the
Arresting Officer**

Where a person is arrested under the power given by section 27(4) Police and Criminal Justice Act 2006, section 27(6) Police and Criminal Justice Act 2006 requires that:

- A constable shall, after making such an arrest, forthwith inform the person on whose application the injunction was granted;
- Such person shall be brought before the relevant judge within 24 hours beginning at the time of his arrest; And if the matter is not then disposed of forthwith, the Judge may remand such person.
- Nothing in section 155 authorises the detention of such person after the expiry of the period of 24 hours beginning at the time of his arrest, unless remanded by the court.
- In reckoning any period of 24 hours for these purposes, no account shall be taken of Christmas Day, Good Friday or any Sunday.

Ordered by

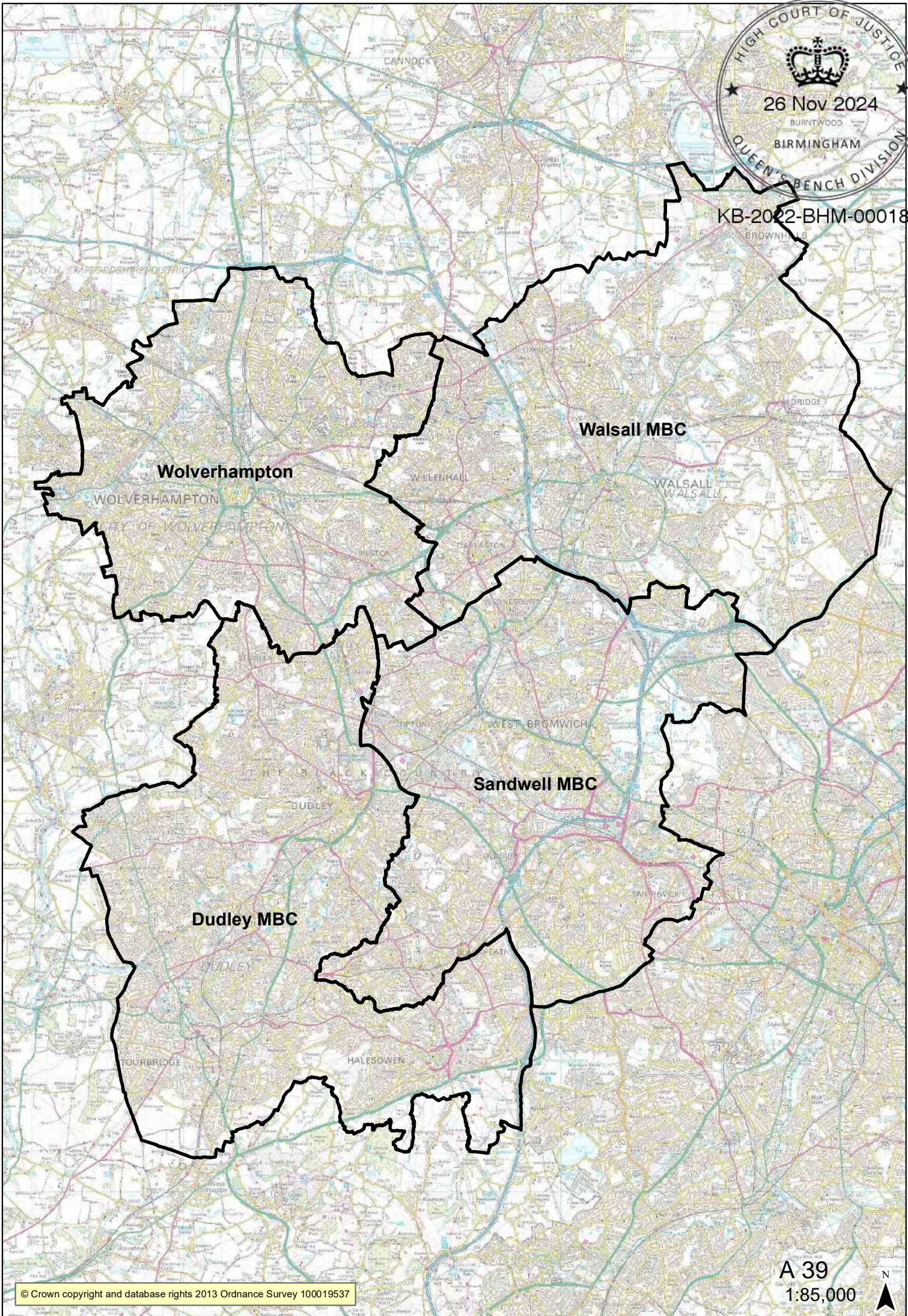
Mr Justice Julian Knowles
Her Honour Judge Emma Kelly
[Her Honour Judge Wall](#)

On

27 February 2024.
21 and 23 May 2024
[12 and 25 November 2024](#)



KB-2022-BHM-000188





IN THE HIGH COURT OF JUSTICE
000188

CASE No: KB-2022-BHM-08 May 2024

BUSINESS AND PROPERTY COURTS IN BIRMINGHAM
Business List/Competition List/Insolvency & Companies/Intellectual Property
List/Property Trust and Probate/Revenue List

KB-2022-BHM-000188

BEFORE Her Honour Judge Kelly

DATED 23 April 2024

BETWEEN

1. Wolverhampton City Council, 2. Dudley Metropolitan
Borough Council, 3. Sandwell Metropolitan Borough
Council, 4. Walsall Metropolitan Borough Council

Claimant

- and -

1. Persons Unknown

Defendant

ORDER

BEFORE Her Honour Judge Kelly sitting in the High Court of Justice at the Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham B4 6DS on 23 April 2024

UPON considering the order of the Honourable Mr Justice Julian Knowles dated 27 February 2024 and letters from the Claimants' representatives dated 10 and 18 April 2024

IT IS ORDERED THAT:

1. The review hearing specified in paragraph 10 of the Final Injunction Order made by Julian Knowles J on 27 February 2024 shall be listed on **26 February 2025 at 10.30 a.m.** at the High Court of Justice, King's Bench Division, Birmingham District Registry at Birmingham Civil and Family Justice Centre, The Priory Courts, 33 Bull Street, Birmingham, B4 6DS with a time estimate of one day.
2. The Claimant shall, if so advised, file and serve any updating evidence in advance of the review hearing by no later than 4pm on 24 January 2025. Service of such evidence on the 1st to 4th Defendants shall be effected in accordance with paragraph 6 below.

3. The Defendants shall, if so advised, file and serve any evidence in response to the Claimants' updating evidence by no later than 4pm on 7 February 2025.
4. To effect service of notice of the review hearing, the Claimants must undertake the steps listed at paragraph 6 below by 4.00 p.m. on 24 May 2024.
5. The Claimants must repeat the actions specified in the steps listed at paragraph 6 below no earlier than 6 January 2025 and must have completed the repeat of the actions required in such steps by 4.00 p.m. on 24 January 2025.
6. To effect service of the notice of review hearing, the Claimants must complete the requisite service steps listed below by the dates specified in paragraphs 4 and 5 above:

(i) Issuing a media release highlighting the Injunction and Power of Arrest granted by Julian Knowles J on 27 February 2024 and notice of the date of the review hearing.

Such release must provide:

- (a) Details of the injunction application and a summary of the injunction granted on 27 February 2024
- (b) The date, time and location of the review hearing (i.e. 10.30 a.m. on 26 February 2025 at Birmingham Civil and Family Justice Centre)
- (c) The deadline (i.e. 7 February 2025) for Defendant to file any evidence in respect of the review hearing;
- (d) The addresses of the dedicated webpages maintained by the Claimants regarding car cruising;
- (e) The Claimants' contact details; and
- (f) Details of where and how copies of the Injunction, Power of Arrest, the Notice of review hearing, the Claimant's updating evidence prepared to paragraph 2 of this order, and the Documents and Evidence as defined in the final injunction order made by Julian Knowles J, may be obtained.

Such release shall be made to, but is not limited to, local print publications including the Express and Star, Chronicle Week, the Birmingham Mail, Halesowen & Dudley News and Stourbridge News; local radio stations including BBC WM, Free Radio, Signal 107, WCR FM and Heart; the website Birmingham Live (aka) BLive; and the following television stations, BBC (to include the Midlands Today programme) and ITV Central.

(ii) Placing on the Claimants' social media, including X (formerly known as Twitter), Facebook and Instagram, links to the above media release regarding the review hearing listed at 10.30 a.m. on 26 February 2025.

(iii) Updating the dedicated pages on the websites of Wolverhampton City Council, Dudley Council, Sandwell Council and Walsall Council about the Injunction and Power of Arrest and this Order:

<https://www.wolverhampton.gov.uk/street-racing-injunction>

<https://www.dudley.gov.uk/residents/parking-and-roads/roads-highways-and-pavements/car-cruising-injunction>

https://www.sandwell.gov.uk/info/200284/roads_travel_and_parking/3231/street_racing

https://go.walsall.gov.uk/black_country_car_cruising_injunction

Such pages shall carry a direct link to the Injunction Order, the Power of Arrest, made by Julian Knowles J, the notice of review hearing date, the Claimant's updating evidence prepared to paragraph 2 of this order, and the Documents and the Evidence as defined in the final injunction order made by Julian Knowles J.

(iv) The Claimants shall request that West Midlands Police post on their website and Instagram, Twitter, and Facebook accounts, a link to the media release at paragraph 46i) above. Such request to be made by the dates specified at paragraphs 4 and 5 above.

(v) With reference to the Fifth to Ninth Defendants (and any named defendant who may subsequently be added as a party to the injunction between the date of this order and the review hearing), the Claimants shall serve notice of the review hearing and any evidence served pursuant to paragraph 2 of this order to the Defendants' solicitors' e-mail addresses as provided at the hearing when the Defendant was added as a party to the injunction (where the Defendants' solicitors have agreed to accept service) or by e-mail to the Defendant's last known e-mail address in other cases. Service by e-mail of notice of the review hearing must be effected by the Claimants by 4.00 p.m. on the dates specified at paragraphs 4 and 5 above.

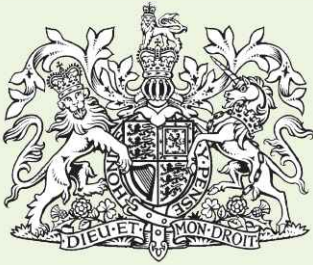
7. This order has been made by the Court of its own initiative, any party affected by this order may apply for it to be set aside, varied or stayed with any such application to be made no later than 4pm on 7 days of service of this order on the party making the application.

SERVICE OF THE ORDER

The court has sent sealed copies of this order to:

Legal Services, Wolverhampton City Council, Civic Centre, St Peter's Square,
Wolverhampton WV1 1RG, 744350 Wolverhampton 27

B. Claim Form and Particulars of Claim (Latest Version)



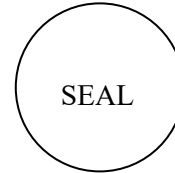
Claim Form (CPR Part 8)

In the	High Court of Justice, King's Bench Division, Birmingham District Registry	
Claim no.	KB-2022-BHM-000188	2024
Fee Account no.	PBA0082797	BIRMINGHAM
Help with Fees – Ref no. (if applicable)	H W F -	KB-2022-BHM-000188

== VERSION 7 (Amended 26 November 2024) ==

Claimant

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL



Defendant(s)

- (1-4) PERSONS UNKNOWN AS DESCRIBED IN THE ATTACHED AMENDED PARTICULARS OF CLAIM
- (5) ANTHONY PAUL GALE; (6) WIKTORIA SZCZUBLINSKA; (7) ISA IQBAL; (8) MASON PHELPS (9) REBECCA RICHOLD; (10) OLIVER DAVID CLARKE; (11) SIKANDER HUSSAIN; (12) OMAR TAGON
- (13) TY HARRIS; (14) VIVKASH BALI.

Does your claim include any issues under the Human Rights Act 1998? Yes X No

Details of claim (see also overleaf)

The Claimants respectfully invite the honourable court to grant injunctive relief (reinforced with a power of arrest) pursuant to the Court's powers under section 37(1) Senior Courts Act 1981, to restrain street racing and associated dangerous driving activities in the Black Country Area (which the Claimants define for the purposes of this injunction application, as the entirety of the combined local government areas of Dudley, Sandwell, Walsall and Wolverhampton Councils).

Should the honourable court be minded to grant the injunctive relief sought by the Claimant, the Claimants further invite the Court to exercise the discretion granted to it pursuant to rule 81.8 of the Civil Procedure Rules and dispense with the requirement to serve any injunction and power of arrest on Persons Unknown personally and instead serve any injunction and power of arrest granted by alternative means.

Full details of the Claim, together with draft orders and further details of the requisite steps the Claimants suggest would achieve effective alternative service of the order should the honourable court be minded to grant any injunction and power of arrest on persons unknown, and should the honourable court further be minded to permit the Claimants to serve any order by alternative means to personal service, are particularised in the attached documentation.

Defendant's name and address

- (1-4) PERSONS UNKNOWN (as described in the Amended Particulars of Claim)
- (5 -14) Various NAMED DEFENDANTS as set out above and in the attached schedule of addresses (which includes addresses for service)

	£
Court fee	626.00
Legal representative's costs	T.B.A.
Issue date	

For further details of the courts <http://www.gov.uk/find-court-tribunal>.

When corresponding with the Court, please address forms or letters to the Manager and always quote the claim number.

Claim no.	KB-2022-BHM-000188
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Details of claim (*continued*)

The Claimants would respectfully draw attention to the attached amended particulars of claim for full details of this claim.

Statement of Truth

The Claimant believes that the facts stated in these particulars of claim are true. **I am authorised** by the Claimant to sign this statement.

The Claimant understands that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name DAVID PATTISON

Name of claimant's legal representative's firm Legal Services, Wolverhampton City Council

signed



position or office held: Chief Operating Officer
(if signing on behalf of firm or company)

Claimant's Legal representative (as defined by CPR 2.3(1))

Date

26 November 2024

"BLACK COUNTRY CAR CRUISE"
Wolverhampton City Council, Civic Centre, St Peter's
Square, Wolverhampton WV1 1RG
DX744350 Wolverhampton 27
Ref: LIT/AS/LIJ017753P
E-mail: litigation@wolverhampton.gov.uk

Claimant's or claimant's legal representative's address to which documents should be sent if different from overleaf. If you are prepared to accept service by DX, fax or e-mail, please add details.



B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL

KB-2022-BHM-000188

Claimants

AND

- (1) - (4) PERSONS UNKNOWN (As Described in the Accompanying Particulars of Claim)
- (5) MR ANTHONY PAUL GALE
- (6) MISS WIKTORIA SZCZUBLINSKA
- (7) MR ISA IQBAL
- (8) MR MASON PHELPS
- (9) MS REBECCA RICHOLD
- (10) MR OLIVER CLARKE
- (11) MR SIKANDER HUSSAIN

Defendants

SCHEDULE OF ADDRESSES FOR SERVICE ON NAMED DEFENDANTS TO ACCOMPANY CLAIM FORM (FORM N208)

(5) MR ANTHONY PAUL GALE

Care of Messrs Waldrons Solicitors
e-mail to: amanda.jenkins@waldrons.co.uk

(6) MISS WIKTORIA SZCZUBLINSKA

Care of Messrs Charles Strachan Solicitors
e-mail to: mandy@charlesstrachan.com and olivia@charlesstrachan.com

(7) MR ISA IQBAL

Care of Messrs Waldrons Solicitors
e-mail to: elle-may.macey@waldrons.co.uk

(8) MR MASON PHELPS

e-mail to: masonphelpsb36@hotmail.co.uk

(9) MS REBECCA RICHOLD

Care of Messrs Harringtons Solicitors (Harringtons Legal LLP)
e-mail to: william.harrington@harringtonslegal.co.uk

(10) MR OLIVER DAVID CLARKE

Care of Messrs McGrath & Co Solicitors
e-mail to: gellis@mcgrath.co.uk

(11) MR SIKANDER HUSSAIN

Care of Messrs Harringtons Solicitors (Harringtons Legal LLP)
e-mail to: william.harrington@harringtonslegal.co.uk

(12) MR OMAR TAGON

Care of Messrs Harringtons Solicitors (Harringtons Legal LLP)
e-mail to: william.harrington@harringtonslegal.co.uk

(13) MR TY HARRIS

Care of Messrs Waldrons Solicitors
e-mail to: amber.morrell@waldrons.co.uk

(14) MR VIVKASH BALI

Care of Messrs Waldrons Solicitors
e-mail to: amber.morrell@waldrons.co.uk



Claim No. ~~KB-2022-BHM-000188~~ **KB-2022-BHM-000188**
IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY

B E T W E E N:

1. WOLVERHAMPTON CITY COUNCIL
2. DUDLEY METROPOLITAN BOROUGH
COUNCIL
3. SANDWELL METROPOLITAN BOROUGH
COUNCIL
4. WALSALL METROPOLITAN BOROUGH
COUNCIL

Claimants

-and-

- 1-4 PERSONS UNKNOWN
5. Mr ANTHONY PAUL GALE
6. Mis WIKTORIA SZCUBLINSKA
7. Mr ISA IQBAL
8. Mr MASON PHELPS
9. Ms REBECCA RICHOLD
10. Mr OLIVER DAVID CLARKE
11. Mr SIKANDER HUSSAIN
12. Mr OMAR TAGON
13. Mr TY HARRIS
14. MR VIVKASH BALI

Defendants

PARTICULARS OF CLAIM
(Version 8 amended pursuant to the
Orders of HHJ Wall, dated 12 and
25 November 2024)

Wolverhampton City Council,
Legal Services,
Civic Centre,
St Peter's Square,
Wolverhampton, WV1 1RG
(Ref: LIT/AS/LIJ017753P); Solicitor for the Claimants

Amended pursuant to Orders of the Court (HHJ Wall) made on 12 and 25
NOVEMBER 2024

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY

Claim No. KB-BHM-2022-000188

In the matter of an application for an injunction under s.222 Local Government
Act 1972 and s.130 of the Highways Act 1980

B E T W E E N:

1. WOLVERHAMPTON CITY COUNCIL
2. DUDLEY METROPOLITAN BOROUGH COUNCIL
3. SANDWELL METROPOLITAN BOROUGH COUNCIL
4. WALSALL METROPOLITAN
BOROUGH COUNCIL

Claimants

-and-

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF
3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS
WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A
(ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN
MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR
OBSTRUCTIVE DRIVING
- 2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF
3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS
WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A
(ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME
OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR
STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING
3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY
ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS
OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE
INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL
ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER
DANGEROUS OR OBSTRUCTIVE DRIVING
WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A
(ATTACHED)
4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN
OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS
OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS

WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A
(ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR
RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR
OBSTRUCTIVE DRIVING

5. Mr ANTHONY PAUL GALE
6. Miss WIKTORIA SCZCUBLINSKA
7. Mr ISA IQBAL
8. Mr MASON PHELPS
- 9 Ms REBECCA RICHOLD
- 10 Mr OLIVER DAVID CLARKE
- 11 Mr SIKANDER HUSSAIN
- [12 Mr OMAR TAGON](#)
- [13 Mr TY HARRIS](#)
- [14 Mr VIVKASH BALI](#)

Defendants

PARTICULARS OF CLAIM
(Version 8 amended pursuant to the
Orders of HHJ Wall, dated 12 and 21
NOVEMBER 2024)

Introduction

- 1 Part 8 of the Civil Procedure Rules 1998 applies to this claim.
- 2 In these Particulars of Claim the following definitions have been applied:
 - (1) “The Black Country” the combined local authority areas of all the Claimants. The Claimants areas are shown on the plan annexed hereto (Plan A).
 - (2) “Car Cruising” organised or impromptu events at which drivers of cars race, perform driving stunts, drive dangerously and drive in convoy. Such activities may be noisy, dangerous and illegal, obstructing highways and the premises bordering them, damaging property and putting the safety of spectators and other persons at risk.

- (3) The “Original Injunction” Injunction granted by HHJ Owen QC on 1 December 2014 and renewed by HHJ McKenna on 9 January 2018 in *Wolverhampton & Others v Persons Unknown* [2014] (Claim No A90BM228) which was in effect from 2 February 2015
- (4) “Stunts” Driving manoeuvres often undertaken as part of car cruising including:
 - (a) “Burnouts” Causing a vehicle to destroy its tyres by applying power to the drive wheels while braking so as to remain in place while the wheels revolve at speed.
 - (b) “Donuts/Donutting” Causing a vehicle to rotate around a fixed point (normally the front axle) while not moving-off causing noise, smoke and tyre marks to be created.
 - (c) “Drifting” Turning by placing the vehicle in a skid so that most sideways motion is due to the skid not any significant steering input.
 - (d) “Undertaking” passing a vehicle on its nearside so as to overtake in circumstances not permitted by the Highway Code.

3 The Claimants are local authorities with the meaning of the Local Government Act 1972.

The Defendants

3A The First, Second, Third and Fourth Defendants are persons, as yet unknown, who have engaged or intend to engage in the conduct that the Injunction seeks to restrain.

3B The Fifth, Sixth, Seventh, Eighth and Ninth Defendants (“the Named Defendants”) are persons who were found to be in breach of interim injunction granted by the Honourable Mrs Justice Hill on 22 December 2022, and amended by the Honourable Mr Justice Ritchie on 19 May 2023 who became parties to the claim by subsequent orders of the court.

3C The Tenth and Eleventh Defendants (also "the Named Defendants") are persons who were found to be in breach of the final Injunction granted by the Honourable Mr Justice Julian Knowles on 27 February 2024 who became parties to the claim by subsequent orders of the court.

3D The Twelfth Defendant (also one of the "Named Defendants") is a person who was found to be in breach of the final injunction granted by the Honourable Mr Justice Julian Knowles on 27 February 2024 who became a party to the claim by subsequent order.

3E The Thirteenth and Fourteenth Defendants (also "the Named Defendants") are persons who were found to be in breach of the final Injunction granted by the Honourable Mr Justice Julian Knowles on 27 February 2024 who became parties to the claim by subsequent orders of the court.

4 The West Midland Police Force (‘the Police’) serve the areas of all the Claimants.

5 Since, at least, 2012 the Claimants have, in co-operation with the Police,
have been attempting to eliminate car cruising in their areas.

6 By this claim the Claimants seek an injunction restraining car cruising
across the whole of the Black Country.

Background

7 The Claimants obtained the Original Injunction which was in effect from 2
February 2015 until 1 February 2021.

8 The Claimants aver that the Original Injunction caused or contributed to a
substantial reduction in car cruising in the Black Country and the committal
proceedings brought for breach of the Original Injunction served as a
deterrent to persons contemplating car cruising.

9 The Original Injunction did not eliminate car cruising but did cause a
decrease in such activity. Since the order lapsed there has been a marked
increase.

Relevant Enactments

10 Section 37(1) Senior Courts Act 1981 provides that:

“The High Court may by order (whether interlocutory or final) grant
an injunction or appoint a receiver in all cases in which it appears to
the court to be just and convenient to do so.”

11 For the reasons set out in the evidence filed herewith (and the evidence in support of the application for the Original Injunction) the Claimants will contend it is just and convenient for the honourable court to grant an injunction in this instance.

12 Section 111(1) Local Government Act 1972 provides that:

“Without prejudice to any powers exercisable apart from this section but subject to the provisions of this Act and any other enactment passed before or after this Act, a local authority shall have power to do anything (whether or not involving the expenditure, borrowing or lending of money or the acquisition or disposal of any property or rights) which is calculated to facilitate, or is conducive or incidental to, the discharge of any of their functions.”

13 Section 222 Local Government Act 1972 extends that power and empowers local authorities to become involved in litigation if so doing facilitates the discharge of their functions and is in the interest of their inhabitants.

14 Section 222(1) Local Government Act 1972 provides that:

(1) “Where a local authority consider it expedient for the promotion or protection of the interests of the inhabitants of their area—

(a) they may prosecute or defend or appear in any legal proceedings and, in the case of civil proceedings, may institute them in their own name, and

(b) they may, in their own name, make representations in the interests of the inhabitants at any public inquiry held by or on behalf of any Minister or public body under any enactment.”

15 Further, section 1 of the Localism Act 2011 provides that a local authority has power to do anything that individuals may do.

16 Accordingly, the Claimants are entitled to bring this claim for the benefit of all inhabitants of the Black Country. Further it is just and convenient and in accordance with the overruling objective for all the Claimants to bring a single claim.

17 By section 130, Highways Act 1980, the Claimants are under a duty to assert and protect the rights of the public to the use and enjoyment of any highway for which they are the highway authority. The injunctive relief sought in these proceedings is necessary to protect the rights of the public to the use and enjoyment of highways within the Claimants' districts.

18 By section 6 of the Crime and Disorder Act 1998, local authorities must formulate and implement, *inter alia*, a strategy for the reduction of crime and disorder in their areas (including anti-social and other behaviour adversely affecting the local environment), which strategy the authorities must keep under review for the purposes of monitoring its effectiveness and making any necessary or expedient changes.

19 Section 17(1) Crime and Disorder Act 1998 provides that:

“Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the

exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.”

- 20 The Claimants contend that taking measures to combat car cruising falls within and forms part of their statutory function (set out above) to reduce crime and disorder in their areas.

Factual Background

- 21 The Claimants will rely upon the witness statements filed with this Claim Form and those filed in support of the adjourned application to extend the Original Injunction.

- 22 In summary the Claimants aver that:

- (1) Persons participating in car cruising meet on highways and areas adjacent to highways. Such areas include industrial estates and carparks.
- (2) The locations for such meetings vary but are to be found throughout the Black Country.
- (3) Such meetings may be publicised in advance via social media or word of mouth or may be impromptu.
- (4) At such meetings some or all of conduct set out above takes place.
- (5) Such conduct affects the safety, comfort, well-being and livelihoods of inhabitants of the Black Country.
- (6) Such conduct diverts the resources of the Police, Ambulance Service and hospitals away from other legitimate matters.

23 The Original Injunction was effective in reducing and inhibiting car cruising.

24 Since 2 February 2021 car cruising has again increased with more events and larger numbers of spectators at such events. The Police are receiving an increased volume of calls relating to such activities.

25 Such increased activity has continued following the relaxation of restrictions on social gatherings imposed during the covid-19 pandemic. There appears to be a growing perception among those who engage in car cruising that the Claimants and the Police are impotent to restrict the activity.

25A The conduct described above frequently involves the commission of criminal offences which is deliberate and which cannot adequately be prevented or restrained by the use of criminal law sanctions.

25B Such offences may include but are not limited to:

- (1) Dangerous driving;
- (2) Speeding;
- (3) Racing;
- (4) Driving without insurance

25C The said conduct is also tortious and, in particular, constitutes a public nuisance.

25D Further, by engaging in the conduct described above, the Defendants infringe or threaten to infringe

- (1) other road users' and pedestrians' right to life, pursuant to Article 2, European Convention on Human Rights (the "Convention").

On 20 November 2022 a fatal road traffic collision occurred in the area of the Third Defendant when a vehicle collided with persons spectating at a cruise/street race.

and/or

- (2) the right to respect for the private and family lives, pursuant to Article 8, Convention, of residents living in the locality of the roads or spaces used for street-cruising.

25E While all persons have the right to freedom of association and peaceful assembly (Convention, Art.11), such rights are qualified and may lawfully be interfered with in the interests of public safety, for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of others.

25F Such rights do not extend to permitting the commission of serious criminal activity that imperils the lives of others.

25G Injunctive relief sought is necessary in a democratic society and is proportionate. It represents the only way to protect the rights referred to above and is in accordance with a legitimate aim.

Justification for an Injunction

- 26 An Injunction in the terms sought would assist the Claimants in discharging their statutory duties set out above.
- 27 Such an Injunction would be of benefit to persons generally throughout the Black Country.
- 28 The proposed Injunction does not interfere with rights and freedoms of the Defendants since the behaviour that it seeks to prohibit is illegal and/or anti-social. The Defendants remain free to attend lawful motor-sports events and exhibitions.

Power of Arrest

- 29 Section 27 of the Police and Justice Act 2006 provides *inter alia*:

“(1) This section applies to proceedings in which a local authority is a party by virtue of section 222 of the Local Government Act 1972 (c 70) (power of local authority to bring, defend or appear in proceedings for the promotion or protection of the interests of inhabitants of their area).

(2) If the court grants an injunction which prohibits conduct which is capable of causing nuisance or annoyance to a person it may, if subsection (3) applies, attach a power of arrest to any provision of the injunction.

(3) This subsection applies if the local authority applies to the court to attach the power of arrest and the court thinks that either—

- (a) the conduct mentioned in subsection (2) consists of or includes the use or threatened use of violence, or
- (b) there is a significant risk of harm to the person mentioned in that subsection...

30 The Claimants aver that car cruising causes and is capable of causing nuisance or annoyance to persons in the Black Country and that the car cruising creates a significant risk of harm to such persons.

Service of this Claim Form

31 The Claimants seek orders for service of the Claim Form and supporting documentation by alternative means pursuant to CPR 6.15 & 6.27. The proposed steps to effect service are set out in a draft Order. Such steps are likely to bring this Claim and the hearing of the application for an Injunction to the attention of those persons who may wish to oppose the making of the order or intervene in the proceedings.

Service of any Injunction Granted

32 The Claimants will also seek an order dispensing with personal service of the Injunction. The proposed steps to bring the order to the attention of persons likely to be affected by any Injunction are set out in a draft order.

33 The Claimants submit that such steps are likely to ensure that awareness of the existence of the Injunction will be widespread throughout the Black Country.

And the Claimants claim:

- (1) An Injunction Order in the form annexed hereto;
- (2) A Power of Arrest ancillary to such Injunction;
- (3) Such further or other relief as the Court thinks fit.

MICHAEL SINGLETON

DATED this 07 day of October 2022

The Claimants believe that the facts stated in these Particulars of Claim are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I am duly authorised by all the Claimants to sign this statement.

FULL NAME: DAVID PATTISON

POSITION OR OFFICE HELD: CHIEF OPERATING OFFICER



SIGNED

REDATED this Sixth day of June 2023

The Claimants believe that the facts stated in these Particulars of Claim (version 8) are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I am duly authorised by all the Claimants to sign this statement.

FULL NAME: TRACEY CHRISTIE

POSITION OR OFFICE HELD: HEAD OF LEGAL SERVICES



SIGNED:

REDATED: this Twenty sixth day of November 2024

C. Certificates of Service (Injunction and Power of Arrest)

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC and Walsall MBC	
Name of Defendant (1-4) PERSONS UNKNOWN and (5-11) various named Defendants	

On what day did you serve? / /

The date of service is / /

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Injunction, power of arrest, directions orders, together with applicable annexes and schedules (including maps of injunction area) as granted by the Honourable Mr Justice Julian Knowles on 27 February 2024.

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Persons Unknown (Defendants 1-4). The final publicity step (Dudley Metropolitan Borough Council uploading applicable documents to and updating the dedicated Injunction pages of its Website), the Claimants were required to take, was completed on 13 March 2024. Per paragraph 8 of the directions order made 27 February 2024, the orders from the hearing on 27 February 2024, shall be deemed served on the First to Fourth Defendants at 23.59 hours on the date upon which in each case, the final [service] step has been complied with. The Claimants therefore contend all orders from the hearing on 27 February 2024 are to be deemed as served at 23.59 hours on 13 March 2024.

How did you serve the documents?
(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) *(please specify)*

- by other means permitted by the court *(please specify)*

Service was effected by undertaking specified publicity steps as ordered by the Court on 27 February 2024 rather than sending an e-mail to a specific e-mail address. So far as is relevant for the purposes of electronic identification, however, attention is respectfully drawn to the Claimants' and Police's official social media and Websites addresses stated in the directions order of 27 February 2024 to which some of this publicity was sent.

- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*
- by other electronic means (.....) time sent, where document is other than a claim form) *(please specify)*

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

Service was effected by undertaking specified publicity steps as ordered by the Court on 27 February 2024 rather than sending an e-mail to a specific e-mail address. So far as is relevant for the purposes of electronic identification, however, attention is respectfully drawn to the Claimants' and Police's official social media and Websites addresses stated in the order of 27 February 2024 to which some of this publicity was sent.

- Being the
- claimant's
 - defendant's
 - solicitor's
 - litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other *(please specify)*

(Persons Unknown) effective means of receiving publicity and notifications about this case.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed 
Claimants' Solicitor

Position or office held
(If signing on behalf of firm or company)

Date / /

C 1

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court THE HIGH COURT OF JUSTICE, KING'S BENCH DIVISION, BIRMINGHAM DISTRICT REGISTRY	Claim No. KB-2022-BHM-000188
Name of Claimant WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC	
Name of Defendant PERSONS UNKNOWN, ANTHONY GALE, WIKTORIA SZCZUBLINSKA, ISA IQBAL, MASON PHELPS & REBECCA RICHOLD	

On what day did you serve?

The date of service is

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Amended Claim Form (version 6), Amended Particulars of Claim (version 6), Final Injunction Order (27.02.2024) and appendices referred to therein (indices and Plan A), Final Power of Arrest (27.02.2024) and appendix referred to therein (Plan A), Directions Order (27.02.2024) an Order joining Ms R. Richold as party to the injunction (9th Defendant)

On whom did you serve?

(If appropriate include their position e.g. partner, director).

Ms Amanda Jenkins – Solicitor for Mr Gale (5th Defendant)

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)
- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (15.26 hours 01 March 2024) (Please specify time sent, where document is other than a claim form)

e-mail sent to: amanda.jenkins@waldrons.co.uk at 15.26 hours

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

e-mail sent to: amanda.jenkins@waldrons.co.uk

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

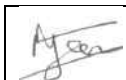
Specified business e-mail address (as given at the hearing on 3 October 2023 where the Court ordered the 5th Defendant be joined as a party to the injunction and injunction application).

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



Claimants' Solicitor

Position or office held

(If signing on behalf of firm or company)

Date

C 3

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Certificate of service

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Name of Claimant WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC	
Name of Defendant PERSONS UNKNOWN, ANTHONY GALE, WIKTORIA SZCZUBLINSKA, ISA IQBAL, MASON PHELPS & REBECCA RICHOLD	

On what day did you serve?

The date of service is

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Amended Claim Form (version 6), Amended Particulars of Claim (version 6), Final Injunction Order (27.02.2024) and appendices referred to therein (indices and Plan A), Final Power of Arrest (27.02.2024) and appendix referred to therein (Plan A), Directions Order (27.02.2024) an Order joining Ms R. Richold as party to the injunction (9th Defendant)

On whom did you serve?

(If appropriate include their position e.g. partner, director).

Ms Olivia Stenton and Ms Mandy Edwards – Solicitors and legal representatives for Miss Wiktorja Szczublińska (6th Defendant)

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)
- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (15.24 hours 01 March 2024) (Please specify time sent, where document is other than a claim form)

e-mail to: olivia@charlesstrachan.com at 15.24 hours
mandy@charlesstrachan.com at 15.24 hours

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

e-mail sent to: olivia@charlesstrachan.com and mandy@charlesstrachan.com

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
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- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
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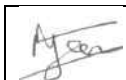
Specified business e-mail address (as given at the hearing on 3 October 2023 where the Court ordered the 6th Defendant be joined as a party to the injunction and injunction application).

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



Claimants' Solicitor

Position or office held

(If signing on behalf of firm or company)

Date

C 5

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Certificate of service

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Name of Claimant WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC	
Name of Defendant PERSONS UNKNOWN, ANTHONY GALE, WIKTORIA SZCZUBLINSKA, ISA IQBAL, MASON PHELPS & REBECCA RICHOLD	

On what day did you serve?

The date of service is

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

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On whom did you serve?

(If appropriate include their position e.g. partner, director).

Ms Elle-May Macey – Solicitor for Mr Isa Iqbal (7th Defendant)

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)

- by other means permitted by the court (please specify)

- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (15.26 hours 01 March 2024) (Please specify time sent, where document is other than a claim form)

e-mail sent to: elle.may.macey@waldrons.co.uk at 15.26 hours

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

e-mail sent to: elle.may.macey@waldrons.co.uk

- Being the
- claimant's
 - defendant's
 - solicitor's
 - litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

Specified business e-mail address (as given at the hearing on 1 November 2023 where the Court ordered the 7th Defendant be joined as a party to the injunction and injunction application).

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed
Claimants' Solicitor

Position or office held
(If signing on behalf of firm or company)

Date

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Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court THE HIGH COURT OF JUSTICE, KING'S BENCH DIVISION, BIRMINGHAM DISTRICT REGISTRY	Claim No. KB-2022-BHM-000188
Name of Claimant WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC	
Name of Defendant PERSONS UNKNOWN, ANTHONY GALE, WIKTORIA SZCZUBLINSKA, ISA IQBAL, MASON PHELPS & REBECCA RICHOLD	

On what day did you serve?

The date of service is

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Amended Claim Form (version 6), Amended Particulars of Claim (version 6), Final Injunction Order (27.02.2024) and appendices referred to therein (indices and Plan A), Final Power of Arrest (27.02.2024) and appendix referred to therein (Plan A), Directions Order (27.02.2024) an Order joining Ms R. Richold as party to the injunction (9th Defendant)

On whom did you serve?

(If appropriate include their position e.g. partner, director).

Mr Mason Phelps (8th Defendant) to his personal e-mail address.

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)
- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (15.25 hours 01 March 2024) (Please specify time sent, where document is other than a claim form)

e-mail sent to: masonphelps36@hotmail.co.uk at 15.25 hours

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

e-mail sent to: masonphelps36@hotmail.co.uk

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

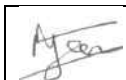
Specified personal e-mail address (as given at the hearing on 29 January 2024 as the address for service on the Defendant where the Court ordered the 8th Defendant be joined as a party to the injunction and injunction application).

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



Claimants' Solicitor

Position or office held

(If signing on behalf of firm or company)

Date

C 9

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
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Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court THE HIGH COURT OF JUSTICE, KING'S BENCH DIVISION, BIRMINGHAM DISTRICT REGISTRY	Claim No. KB-2022-BHM-000188
Name of Claimant WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC	
Name of Defendant PERSONS UNKNOWN, ANTHONY GALE, WIKTORIA SZCZUBLINSKA, ISA IQBAL, MASON PHELPS & REBECCA RICHOLD	

On what day did you serve?

The date of service is

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Amended Claim Form (version 6), Amended Particulars of Claim (version 6), Final Injunction Order (27.02.2024) and appendices referred to therein (indices and Plan A), Final Power of Arrest (27.02.2024) and appendix referred to therein (Plan A), Directions Order (27.02.2024) an Order joining Ms R. Richold as party to the injunction (9th Defendant)

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Mr William Harrington - Solicitor for Ms Rebecca Richold (9th Defendant)

How did you serve the documents?
(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) *(please specify)*

- by other means permitted by the court *(please specify)*

- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*

- by other electronic means (15.25 hours 01 March 2024) *(Please specify time sent, where document is other than a claim form)*

e-mail sent to: william.harrington@harringtonslegal.co.uk at 15.25 hours

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

e-mail sent to: william.harrington@harringtonslegal.co.uk

- Being the**
- claimant's
 - defendant's
 - solicitor's
 - litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other *(please specify)*

E-mail address (as cited at the hearing on 27 February 2024 as the address for service on the Defendant – being the hearing at which the Court ordered the 9th Defendant be joined as a party to the injunction and injunction application).

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed
Claimants' Solicitor

Position or office held
(If signing on behalf of firm or company)

Date

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
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Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC and Walsall MBC	
Name of Defendant PERSONS UNKNOWN & VARIOUS NAMED DEFENDANTS	

On what day did you serve?

The date of service is

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Amended Claim Form and Particulars of Claim (both dated 29 May 2024), Order of Her Honour Judge Emma Kelly dated 21 May 2024, Amended Injunction (Sealed 29 May 2024) and Amended Power of Arrest (sealed 11 June 2024)

On whom did you serve?

(If appropriate include their position e.g. partner, director).

Messrs McGrath & Co Solicitors, Solicitors to Mr Oliver Clarke (10th Defendant).

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)
- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (15.34 hrs time sent, where document is other than a claim form) (please specify)

E-mail sent to: gellis@mcgrath.co.uk at 15.34 hours on 11 June 2024.

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

E-mail sent to: gellis@mcgrath.co.uk

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

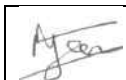
E-mail address for service of the above documents on the 10th Defendant as specified in the order of Her Honour Judge Emma Kelly 21 May 2024.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



(Claimants' Solicitor)

Position or office held

(If signing on behalf of firm or company)

Date

C 13

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

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In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Adam Sheen

From: Adam Sheen
Sent: 11 June 2024 15:34
To: 'gellis@mcgrath.co.uk'
Subject: WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC and WALSALL MBC v PERSONS UNKNOWN & OLIVER CLARKE AND VARIOUS NAMED DEFENDANTS Claim no: KB-2022-BHM-000188 Amended Documents joining 10th Defendant as a party
Attachments: 2165678 - (SEALED) Amended final POA.pdf; 2165681 - (SEALED) Plan A to Accompany Final Injunction and Power of Arrest.pdf; 2165679 - (SEALED) Documents comprising Schedule to Injunction.pdf; 2165677 - (SEALED) Amended Final Injunction Final Inj Version 2 29 May 2024.pdf; 2165412 - Amended Particulars of Claim Version 7 29 May 2024 (SEALED).pdf; 2165413 - Schedule of Defendants addresses for service to accompany part 8 claim form amended 29 May 2024.pdf; 2165411 - Amended Claim Form N208 version 6 29 May 2024 (SEALED).pdf; 2152102 - Black Country Car Cruising Injunction - Order Joining Oliver Clarke as 10th Defendant.pdf

Dear Sirs,

WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC and WALSALL MBC v PERSONS UNKNOWN & OLIVER CLARKE AND VARIOUS NAMED DEFENDANTS
Claim no: KB-2022-BHM-000188 Amended Documents joining 10th Defendant as a party
Your Client: Mr Oliver Clarke

I write further to the order of Her Honour Judge Emma Kelly dated 21 May 2024 (attached) adding your Client as a party to the Claim (the tenth Defendant) and a named party to the Injunction and Power of Arrest.

Pursuant to the attached order of Her Honour Judge Emma Kelly, please also find attached hereto by way of service:

1. Amended Claim Form;
2. Amended Particulars of Claim;
3. Amended Injunction (and schedule and map ("Plan A") referred to in the injunction); and
4. Amended Power of Arrest (and map ("Plan A") referred to in the power of arrest).

Following the order of the Court on 21 May 2024 adding your Client as a party to the Claim and Injunction and power of arrest orders, the four documents listed above have been amended from the version before the Court and made by the Court on 27 February 2024, to add your Client as a named party to the Claim and the final orders made in respect of the claim at the hearing on 27 February 2024.

I thank you for your attention in this matter.

Yours faithfully

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre

St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02165689

Please note: these details do not constitute a digital signature.
Wolverhampton City Council does not accept service of documents by email or fax.
This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC and Walsall MBC	
Name of Defendant PERSONS UNKNOWN & VARIOUS NAMED DEFENDANTS	

On what day did you serve?

The date of service is

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Amended Claim Form and Particulars of Claim (both dated 29 May 2024), Order of Her Honour Judge Emma Kelly dated 23 May 2024, Amended Injunction (Sealed 29 May 2024) and Amended Power of Arrest (sealed 11 June 2024)

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Messrs William Harringtons Legal LLP, Solicitors to Mr Sikander Hussain (11th Defendant).

How did you serve the documents?
(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) *(please specify)*
- by other means permitted by the court *(please specify)*
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*
- by other electronic means (15.39 hours) time sent, where document is other than a claim form) *(please specify)*

E-mail sent to: william.harrington@harringtonslegal.co.uk at 15.39 hours on 11 June 2024.

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

E-mail sent to: william.harrington@harringtonslegal.co.uk

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other *(please specify)*

E-mail address for service of the above documents on the 11th Defendant as specified in the order of Her Honour Judge Emma Kelly 23 May 2024.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed
(Claimants' Solicitor)

Position or office held
(If signing on behalf of firm or company)

Date

C 17

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
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Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Adam Sheen

From: Adam Sheen
Sent: 11 June 2024 15:39
To: 'william.harrington@harringtonslegal.co.uk'
Subject: WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC and WALSALL MBC v PERSONS UNKNOWN & OLIVER CLARKE AND VARIOUS NAMED DEFENDANTS Claim no: KB-2022-BHM-000188 Amended Documents joining 11th Defendant as a party
Attachments: 2165678 - (SEALED) Amended final POA.pdf; 2165681 - (SEALED) Plan A to Accompany Final Injunction and Power of Arrest.pdf; 2165679 - (SEALED) Documents comprising Schedule to Injunction.pdf; 2165677 - (SEALED) Amended Final Injunction Final Inj Version 2 29 May 2024.pdf; 2165412 - Amended Particulars of Claim Version 7 29 May 2024 (SEALED).pdf; 2165413 - Schedule of Defendants addresses for service to accompany part 8 claim form amended 29 May 2024.pdf; 2165411 - Amended Claim Form N208 version 6 29 May 2024 (SEALED).pdf; 2153964 - Order joining Mr Sikander Hussain as 11th Defendant to the injunction.pdf

Dear Sirs,

WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC and WALSALL MBC v PERSONS UNKNOWN & SIKANDER HUSSAIN AND VARIOUS NAMED DEFENDANTS
Claim no: KB-2022-BHM-000188 Amended Documents joining 11th Defendant as a party
Your Client: Mr Sikander Hussain

I write further to the order of Her Honour Judge Emma Kelly dated 23 May 2024 (attached) adding your Client as a party to the Claim (the eleventh Defendant) and a named party to the Injunction and Power of Arrest.

Pursuant to the attached order of Her Honour Judge Emma Kelly, please also find attached hereto by way of service:

1. Amended Claim Form;
2. Amended Particulars of Claim;
3. Amended Injunction (and schedule and map ("Plan A") referred to in the injunction); and
4. Amended Power of Arrest (and map ("Plan A") referred to in the power of arrest).

Following the order of the Court on 23 May 2024 adding your Client as a party to the Claim and Injunction and power of arrest orders, the four documents listed above have been amended from the version before the Court and made by the Court on 27 February 2024, to add your Client as a named party to the Claim and the final orders made in respect of the claim at the hearing on 27 February 2024.

I thank you for your attention in this matter.

Yours faithfully

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council

Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02165723

Please note: these details do not constitute a digital signature.
Wolverhampton City Council does not accept service of documents by email or fax.
This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

Farhana Begum

From: Farhana Begum
Sent: 04 December 2024 12:57
To: william.harrington@harringtonslegal.co.uk
Cc: Adam Sheen; mumtaz_bahadur@sandwell.gov.uk; lisa_callaghanbutler@sandwell.gov.uk
Subject: WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC v PERSONS UNKNOWN AND OTHERS - Final Sealed Orders from Hearing 12 November 2024 (Your Client: Mr O Tagon)
Attachments: 2298535 - Omar Tagon order 12.11.24.docx; 2303857 - Amended Particulars of Claim version 8.pdf; 2303858 - Final Injunction v3.pdf; 2303863 - Schedule A documents to accompany injunction.pdf; 2303862 - Plan A to accompany injunction and Power of Arrest.pdf; 2303859 - Final Power of Arrest v3.pdf; 2303861 - N208 Claim Form.pdf; 2303864 - Schedule of Defendants Addresses to Accompany Claim Form.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

FAO: Mr William Harrington

Dear Sirs

WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC v PERSONS UNKNOWN AND OTHERS
Claim no: KB-2022-BHM-000188
Hearing: 12 November 2024 before Her Honour Judge Wall
Your Client – OMAR TAGON (12th Defendant)

I write further to the above hearing at which your Client was found to have breached the injunction and was ordered to be made a party to the substantive injunction.

In accordance with the service requirements in the orders made at the hearing on 12 November, by way of service on your Client, please find attached:

1. Final Injunction and Appendices referred to therein ((namely, the indices and Plan A) amended to include your Client as a party to the injunction);
2. Final Power of Arrest and Plan A referred to therein (amended to include your Client as a party);
3. Schedule A documents to accompany injunction;
4. Directions Order Accompanying Final Orders made at the hearing (12 November 2024);
5. Amended Claim Form (Version 7) and Schedule of Defendant's Addresses;
6. Amended Particulars of Claim (version 8); and
7. Unsealed Order joining Mr Tagon as a party to the injunction (12th Defendant).

Thank you for your attention in this matter.

Yours faithfully

Farhana Begum
Trainee Solicitor

C 21

City of Wolverhampton Council
Tel: 01902 551794
Email: Farhana.Begum@wolverhampton.gov.uk

These details do not constitute a digital signature.
City of Wolverhampton Council does not accept service of documents by email or fax.
This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

DISCLAIMER: This email and files transmitted are confidential and are intended solely for the use of the intended recipient. If you are not the intended recipient, or the person responsible for delivering it to the intended recipient, you may not copy, disclose, distribute or use it in any unauthorized manner. If you have received this email in error please notify us by email to postmaster@wolverhampton.gov.uk and then delete it and any attachments accompanying it.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC	
Name of Defendant PERSONS UNKNOWN & VARIOUS NAMED DEFENDANTS	

On what day did you serve? 04 / 12 2024

The date of service is 04 12 2024

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Amended Claim Form and Particulars of Claim (both dated 12 and 25 November 2024), Order of Her Honour Judge Wall dated 12 November 2024, Final Injunction (Sealed 26 November 2024) and Amended Power of Arrest (sealed 26 November 2024)

On whom did you serve?

(If appropriate include their position e.g. partner, director).

Messrs William Harringtons Legal LLP, Solicitors to Mr Omar Tagon (12th Defendant).

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)
- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (12:57hours) time sent, where document is other than a claim form (please specify)

Email sent to william.harrington@harringtonslegal.co.uk at 12:57 hours on 4 December 2024

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

Email sent to: william.harrington@harringtonslegal.co.uk

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

E-mail address for service of the above documents on the 12th Defendant as specified in the order of Her Honour Judge Wall 12 November 2024.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name Farhana Begum

Signed

On Behalf of the First Claimant's solicitors

Position or office held

Trainee Solicitor - Wolverhampton City Council

(If signing on behalf of firm or company)

Date 04 12 2024

C 23

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Farhana Begum

From: Farhana Begum
Sent: 04 December 2024 12:58
To: Amber.Morrell@waldrons.co.uk
Cc: Adam Sheen; mumtaz_bahadur@sandwell.gov.uk; lisa_callaghanbutler@sandwell.gov.uk
Subject: WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC v PERSONS UNKNOWN AND OTHERS - Final Sealed Orders from Hearing 25 November 2024 (Your Client: Mr T Harris and Mr V Bali)
Attachments: 2298536 - Harris & Bali order 25.11.24.docx; 2303858 - Final Injunction v3.pdf; 2303862 - Plan A to accompany injunction and Power of Arrest.pdf; 2303859 - Final Power of Arrest v3.pdf; 2303863 - Schedule A documents to accompany injunction.pdf; 2303861 - N208 Claim Form.pdf; 2303857 - Amended Particulars of Claim version 8.pdf; 2303864 - Schedule of Defendants Addresses to Accompany Claim Form.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

FAO: Ms Amber Morrell

Dear Sirs

WOLVERHAMPTON CITY COUNCIL, DUDLEY MBC, SANDWELL MBC & WALSALL MBC v PERSONS UNKNOWN AND OTHERS

Claim no: KB-2022-BHM-000188

Hearing: 25 November 2024 before Her Honour Judge Wall

Your Clients – TY HARRIS (13th Defendant) and VIVKASH BALI (14th Defendant)

I write further to the above hearing at which your Clients were found to have breached the injunction and were ordered to be made parties to the substantive injunction.

In accordance with the service requirements in the orders made at the hearing on 25 November, by way of service on your Clients, please find attached:

1. Final Injunction and Appendices referred to therein ((namely, the indices and Plan A) amended to include your Clients as parties to the injunction);
2. Final Power of Arrest and Plan A referred to therein (amended to include your Clients as parties);
3. Schedule A documents to accompany injunction;
4. Directions Order Accompanying Final Orders made at the hearing (27 February 2024);
5. Amended Claim Form (Version 7) and Schedule of Defendant's Addresses;
6. Amended Particulars of Claim (version 8); and
7. Unsealed Order joining Mr Harris and Mr Bali as parties to the injunction (13th and 14th Defendants).

Thank you for your attention in this matter.

Yours faithfully

Farhana Begum
Trainee Solicitor

City of Wolverhampton Council
Tel: 01902 551794
Email: Farhana.Begum@wolverhampton.gov.uk

These details do not constitute a digital signature.
City of Wolverhampton Council does not accept service of documents by email or fax.
This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

DISCLAIMER: This email and files transmitted are confidential and are intended solely for the use of the intended recipient. If you are not the intended recipient, or the person responsible for delivering it to the intended recipient, you may not copy, disclose, distribute or use it in any unauthorized manner. If you have received this email in error please notify us by email to postmaster@wolverhampton.gov.uk and then delete it and any attachments accompanying it.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC	
Name of Defendant PERSONS UNKNOWN & VARIOUS NAMED DEFENDANTS	

On what day did you serve?

The date of service is

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Amended Claim Form and Particulars of Claim (both dated 12 and 25 November 2024), Order of Her Honour Judge Wall dated 25 November 2024, Final Injunction (Sealed 26 November 2024) and Amended Power of Arrest (sealed 26 November 2024)

On whom did you serve?

(If appropriate include their position e.g. partner, director).

Ms Amber Morrell of Waldrons Solicitors, Solicitors to Mr Ty Harris and Mr Vivkash Bali (13th and 14th Defendants).

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)
- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (12:58hours) time sent, where document is other than a claim form (please specify)

Email sent to Amber.Morrell@waldrons.co.uk at 12:58 hours on 4 December 2024

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

Email sent to: Amber.Morrell@waldrons.co.uk

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)


E-mail address for service of the above documents on the 13th and 14th Defendants as specified in the order of Her Honour Judge Wall 25 November 2024.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



On Behalf of the First Claimant's solicitors

Position or office held

(If signing on behalf of firm or company)

Date

C 27

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

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Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
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Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

D. Orders joining named Defendants as parties (Defendants) to the Injunction

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY

Claim No. KB-2022-BHM000188



B E T W E E N:-

KB-2022-BHM-000188

1. WOLVERHAMPTON CITY COUNCIL
2. DUDLEY METROPOLITAN BOROUGH COUNCIL
3. SANDWELL METROPOLITAN BOROUGH COUNCIL
4. WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

-and-

Mr ANTHONY PAUL GALE

Defendant

Order

Before Her Honour Judge Emma Kelly sitting, as a Judge of the High Court, at the Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham B4 6DS on 3 October 2023;

UPON an application by the Third Claimant for the committal of Mr Anthony Paul Gale (“the Defendant”) for contempt of court for breaching the terms of paragraph 1 of the interim injunction granted by the Honourable Mrs Justice Hill on 22 December 2022, and amended by the Honourable Mr Justice Ritchie on 19 May 2023

AND UPON hearing counsel, Mr Singleton, for the Third Claimant and counsel, Ms Oliver for the Defendant

AND UPON the Court making an order on the determination of proceedings for contempt of court in the N603 form attached

AND UPON the Defendant agreeing to be served with the documents in the substantive claim by email to his solicitor

IT IS ORDERED THAT:

- 1 The Defendant be joined as the Fifth Defendant to the Claim with directions as to service of the Claim Form, Particulars of Claim, Power of Arrest and Interim order to be given at a case management hearing listed on 4 October 2023.
- 2 The Defendant shall be committed to prison for a term of 23 days, suspended for 12 months on terms that he comply with the requirements of the Interim Injunction granted by Hill J on 22 December 2022 as amended by Ritchie J on 19 May 2023, and as may subsequently be amended in future from time to time.
- 3 There be no order for costs.

- 4 The Judgment of Her Honour Judge Kelly shall be transcribed at public expense on an expedited basis and a copy published on the Judiciary website.

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY

Claim No. KB-2022-BHM000188



B E T W E E N:-

KB-2022-BHM-000188

1. WOLVERHAMPTON CITY COUNCIL
2. DUDLEY METROPOLITAN BOROUGH COUNCIL
3. SANDWELL METROPOLITAN BOROUGH COUNCIL
4. WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

-and-

Miss WIKTORIA SZCZUBLINSKA

Defendant

Order

Before Her Honour Judge Emma Kelly sitting, as a Judge of the High Court, at the Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham B4 6DS on 3 October 2023;

UPON an application by the Third Claimant for the committal of Miss Wiktorija Szczublińska (“the Defendant”) for contempt of court for breaching the terms of paragraph 1 of the interim injunction granted by the Honourable Mrs Justice Hill on 22 December 2022, and amended by the Honourable Mr Justice Ritchie on 19 May 2023

AND UPON hearing counsel, Mr Singleton, for the Third Claimant and counsel, Mr Griffiths for the Defendant

AND UPON the Court making an order on the determination of proceedings for contempt of court in the N603 form attached

AND UPON the Defendant agreeing to be served with the documents in the substantive claim by email to her solicitor

IT IS ORDERED THAT

- 1 The Defendant be joined as the Sixth Defendant to the Claim with directions as to service of the Claim Form, Particulars of Claim, Power of Arrest and Interim order to be given at a case management hearing on 4 October 2023.
- 2 The Defendant shall be committed to prison for a term of 28 days, suspended for 12 months on terms that she comply with the requirements of the Interim Injunction granted by Hill J on 22 December 2022 as amended by Ritchie J on 19 May 2023, and as may subsequently be amended in future from time to time.
- 3 There be no order for costs.
- 4 The Judgment of Her Honour Judge Kelly shall be transcribed at public expense on an expediated basis and a copy placed on the Judiciary website.

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY



Claim No. KB-2022-BHM-000188

B E T W E E N:-

1. WOLVERHAMPTON CITY COUNCIL
2. DUDLEY METROPOLITAN BOROUGH COUNCIL
3. SANDWELL METROPOLITAN BOROUGH COUNCIL
4. WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

-and-

Mr ISA IQBAL

Defendant

ORDER

Before Her Honour Judge Emma Kelly sitting, as a Judge of the High Court, at the Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham B4 6DS on 1 November 2023

UPON an application by the First Claimant for the committal of Mr Isa Iqbal (“the Defendant”) for contempt of court for breaching the terms of paragraph 1 of the interim injunction granted by the Honourable Mrs Justice Hill on 22 December 2022, as amended by the Honourable Mr Justice Ritchie on 19 May 2023

AND UPON hearing counsel, Ms Newman, for the First Claimant and counsel, Ms Oliver, for the Defendant

AND UPON the Court making an order on the determination of proceedings for contempt of court in the N603 form attached

AND UPON the Defendant admitting that on 28 May 2023 he breached the injunction by performing a motor stunt, namely a drift, part way around the roundabout but denying that he drove off at speed

AND UPON the court accepting the admission

AND UPON the Defendant agreeing to be served with the documents in the substantive claim by email to his solicitor

IT IS ORDERED THAT:

1. The Defendant be joined as the seventh Defendant to the Claim. The Claimant shall amend the pleadings and injunction and power of arrest, limited to amendments to add the Seventh Defendant, in a form that accords with paragraph 2 of the case management order made by HHJ Kelly on 4 October 2023 (“the 4 October 2023 Order”). Service shall be effected as follows:
 - a. The amended claim documents shall be served by email to the Defendant’s solicitor at elle-may.macey@waldrons.co.uk within 21 days of today’s date.
 - b. The amended claim documents, injunction and power of arrest shall be served upon the First, Second, Third and Fourth Defendants in the substantive claim in the manner set out in paragraph 14 of the 4 October 2023 Order by 4pm on 22 November 2023.
 - c. The amended claim documents, injunction and power of arrest shall be served upon the other named Defendants in the substantive claim in the manner set out in paragraph 16 of the 4 October 2023 Order by 4pm on 22 November 2023.
2. There be no order for costs.
3. The judgment of HHJ Kelly of today shall be transcribed at public expense on an expediated basis and published on the Judiciary website.

IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY

KB-2022-BHM-000188



B E T W E E N:-

KB-2022-BHM-000188

3. SANDWELL METROPOLITAN BOROUGH COUNCIL

Third Claimant

-and-

MASON PHELPS

Defendant

Order

Before Her Honour Judge Emma Kelly sitting, as a Judge of the High Court, at the Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham B4 6DS on 4 and 29 January 2024;

UPON an application, dated 29 August 2023, by the Third Claimant for relief from sanctions,

And upon an application by the Third Defendant for the committal of Mr Mason Phelps (“the Defendant”) for contempt of court for breaching the terms of paragraph 1 of the interim injunction granted by the Honourable Mrs Justice Hill on 22 December 2022, and amended by the Honourable Mr Justice Ritchie on 19 May 2023

And Upon hearing the evidence

And upon hearing counsel, Mr Singleton, for the Third Claimant and solicitor, Mr Robinson, for the Defendant

And upon the Court making an order on the determination of proceedings for contempt of court in the N603 form attached

And upon the Defendant agreeing to be served with the documents in the substantive claim by email at: masonphelps36@hotmail.co.uk and the court directing that where any email (including attachments) is likely to be too large for transmission the Defendant may be served by email provided that such email contains a link to a file sharing service (such as Dropbox or similar) or dedicated section of the Third Claimant's website, containing the documents.

And upon the court reminding the Defendant that he is entitled to make application to pay any sums due under this order by instalments.

IT IS ORDERED THAT

- 1 The Third Claimant be granted relief from sanctions and the time for service of the committal application, specified in the order of the Honourable Mr Justice Martin Spencer dated 31 July 2023, be extended to 15 August 2023
- 2 The Defendant be joined as the Eighth Defendant to the Claim
- 3 The Defendant be served with version 4 of Claim Form, version 4 of Particulars of Claim, version 5 of Power of Arrest, Injunction order (as amended) and the courts order made on 20 December 2023, giving

directions for a final hearing. Service to be completed by 4.00 pm 5 February 2024.

- 4 The Defendant shall be committed to prison for a term of 42 days, suspended for 12 months on terms that he comply with the requirements of the Interim Injunction granted by Hill J on 22 December 2022 as amended by Ritchie J on 19 May 2023, and as may subsequently be amended in future from time to time.
- 5 The Defendant do pay the Thirds Claimant's costs of the application to commit summarily assessed in the sum of £7,040.30 by 29 April 2024.
- 6 The judgment of Her Honour Judge Kelly on sentence shall be transcribed at public expense on an expediated basis and an approved copy placed on the Judiciary website, together with the written reserved judgment on liability.

29 January 2024



KB-2022-BHM-000188

B E T W E E N:

(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

MS REBECCA RICHOLD

Defendant

ORDER

BEFORE the Honourable Mr Justice Julian Knowles sitting at the Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham, B4 6DS on 27 February 2024

UPON hearing Counsel for the Claimants and no representation on behalf of the Defendant but the Defendant confirming via an email from her solicitors, dated 23 February 2024, that she was aware of the application and proceedings and had accepted service via email to her solicitors.

AND UPON considering an application by the Claimants dated 30 January 2024 to join the Defendant as a named Defendant to the Claimants' application for injunctive relief against Persons Unknown and named Defendants to restrain street racing, car cruising and related activities in the Black Country (the Claimants' combined local government areas)

AND FURTHER UPON noting rule 19.2 of the Civil Procedure Rules permits the court to add parties to a claim where it is desirable to do so for all matters in dispute to be resolved or, where there is an issue involving the new party and an existing party and it is desirable to add that new party so that the issue may be resolved

IT IS ORDERED THAT:

1. The Defendant be joined as the Ninth Defendant to the Claim.
2. The Defendant be served with any amended injunction and power of arrest and any other such order the Court may be minded to make at the hearing commencing on 27 February and is cited as the Ninth Defendant in any such order.
3. Service of any order on the Ninth Defendant may be effected by, and be deemed good service, by e-mail to her solicitors (Messrs Harringtons Legal LLP) at: wiliam.harrington@harringtonslegal.co.uk
4. There be no order as to costs.



B E T W E E N:

(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL

KB-2022-BHM-000188

Claimants

and

OLIVER DAVID CLARKE

Tenth Defendant

ORDER

BEFORE Her Honour Judge Emma Kelly sitting at the High Court of Justice, King's Bench Division, Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham, B4 6DS on 21 May 2024 and considering the matter on the papers

UPON considering an application by the Claimants dated 14 May 2024 to join Oliver David Clarke as a named Defendant to the substantive claim and for permission to dispense with personal service of the suspended committal order dated 7 May 2024

AND UPON the court reading an email from Mr Clarke's solicitors dated 17 May 2024 confirming their consent to the Claimants' application dated 14 May 2024

AND UPON the court noting that CPR 19.2 permits the court to add parties to a claim where it is desirable to do so for all matters in dispute to be resolved or, where there is an issue involving the new party and an existing party and it is desirable to add that new party so that the issue may be resolved

IT IS ORDERED THAT:

1. Mr Oliver David Clarke be joined as the Tenth Defendant to the claim.
2. The Claimants shall by 4pm on 5 June 2024 file an Amended Claim Form (which will be version 6), Amended Particulars of Claim (which will be version 7), Amended Final Injunction Order of 27 February 2024 (which will be version 2) and Amended Power of Arrest dated 27 February 2024 (which will be version 2), each amended only so as to reflect the addition of the Tenth Defendant.
3. The Claimants shall by 4pm on 12 June 2024 serve the Tenth Defendant with the documents referred to in paragraph 2 of this order and a copy of this order. The Claimants have permission to effect such service by email to the Tenth Defendant's solicitors (Messrs McGrath & Co.) at: gellis@mcgrath.co.uk
4. Service of the amended documents referred to in paragraph 2 of this order is dispensed with in relation to all existing defendants.
5. Personal service of the suspended committal order and ancillary order made by HHJ Kelly in the contempt proceedings against the Tenth Defendant on 7 May 2024 is dispensed with. Service of the said orders on the Tenth Defendant's solicitor by email on the 7 May 2024 is deemed good service.
6. There be no order for costs on the application dated 14 May 2024.

7. The Court has disposed of an application without service. Any party who was not served with a copy of the application notice before the order was made may apply to have the order set aside or varied with any such application to be made within 7 days of service of this order on the party making the application.

HHJ Kelly
21.05.24



B E T W E E N:

(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL

KB-2022-BHM-000188

Claimants

and

SIKANDER HUSSAIN

Defendant

ORDER

BEFORE Her Honour Judge Emma Kelly sitting in the High Court of Justice, King's Bench Division, Birmingham District Registry at Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham, B4 6DS on 23 May 2024

UPON hearing Solicitor Advocate for the Third Claimant and Solicitor Advocate for the Defendant, Sikander Hussain

AND UPON the Defendant making a written admission of breaching the injunction order dated 27 February 2024

AND UPON the Court making an order on the determination of proceedings for contempt of court in the form of the N603 order attached hereto

IT IS ORDERED THAT:

1. The Defendant do pay the Third Claimant's costs of the contempt application, summarily assessed in the sum of £1,700.30. The costs shall be paid by instalments of £100 per month, the first payment is due before 4pm on 23 June 2024 and thereafter by the 23rd of each month until the sum payable has been discharged.
2. The Defendant (Mr Sikander Hussain) be joined as the Eleventh Defendant to the substantive claim.
3. The Claimants shall by 4pm on 5 June 2024 file an Amended Claim Form (which will be version 6), Amended Particulars of Claim (which will be version 7), Amended Final Injunction Order of 27 February 2024 (which will be version 2) and Amended Power of Arrest dated 27 February 2024 (which will be version 2), each amended only so as to reflect the addition of the Tenth and Eleventh Defendants.

4. The Claimants shall by 4pm on 12 June 2024 serve the Eleventh Defendant with the documents referred to in paragraph 3 of this order and a copy of this order. The Claimants have permission to effect such service by email to the Eleventh Defendant's solicitors: (Messrs Harringtons Solicitors) at: william.harrington@harringtonslegal.co.uk
5. Service of the amended documents referred to in paragraph 3 of this order is dispensed with in relation to all existing defendants.
6. Personal service on the Eleventh Defendant of the suspended N603 committal order made by HHJ Kelly on 23 May 2024 and of this order is dispensed with. The Claimants have permission to serve the Eleventh Defendant by email to his solicitor at: william.harrington@harringtonslegal.co.uk is deemed good service.

HHJ Kelly
23.05.24

**IN THE HIGH COURT OF JUSTICE CLAIM
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY**

NO:KB-2022-BHM-000188

B E T W E E N:

**(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

And

OMAR TAGON

Defendant

ORDER

BEFORE HHJ Wall sitting in the High Court of Justice, King's Bench Division, Birmingham District Registry at Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham, B4 6DS on 12 November 2024

UPON hearing Solicitor Advocate for the Third Claimant and Solicitor Advocate for the Defendant, Omar Tagon

AND UPON the Defendant making admissions of breaching the injunction order dated 27 February 2024

AND UPON the Court making an order on the determination of proceedings for contempt of court in the form of the N603 order attached hereto

IT IS ORDERED THAT:

1. The Defendant do pay the Third Claimant's costs of the contempt application, summarily assessed in the sum of £3243.50 payable by 26 November 2024.
2. The Defendant (Mr Omar Tagon) be joined as the Twelfth (12th) Defendant to the substantive claim.
3. The Claimants shall by 4pm on 29 November 2024 file an Amended Claim Form (which will be version 7), Amended Particulars of Claim (which will be version 8), Amended Final Injunction Order of 27 February 2024 (which will be version 3) and Amended Power of Arrest dated 27 February 2024 (which will be version 3), each amended only so as to reflect the addition of the Twelfth Defendant.
4. The Claimants shall by 4pm on 14 December 2024 serve the Twelfth Defendant with the documents referred to in paragraph 3 of this order and a copy of this order. The Claimants have permission to effect such service by email to the Twelfth

Defendant's solicitors: (Messrs Harringtons Solicitors) at:
william.harrington@harringtonslegal.co.uk

5. Service of the amended documents referred to in paragraph 3 of this order is dispensed with in relation to all existing defendants

6. Personal service on the Twelfth Defendant of the suspended N603 committal order made by HHJ Wall on 12 November 2024 and of this order is dispensed with. The Claimants have permission to serve the Twelfth Defendant by email to his solicitor at: William.harrington@harringtonslegal.co.uk is deemed good service.

HHJ Wall
12.11.24

**IN THE HIGH COURT OF JUSTICE CLAIM
KING'S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY**

NO:KB-2022-BHM-000188



B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL**

KB-2022-BHM-000188

Claimants

And

**TY HARRIS (1)
VIVKASH BALI (2)**

Defendants

ORDER

BEFORE HHJ Wall sitting in the High Court of Justice, King's Bench Division, Birmingham District Registry at Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham, B4 6DS on 25 November 2024

UPON hearing Solicitor Advocate for the Third Claimant and Counsel for the Defendants, Ty Harris and Vivkash Bali.

AND UPON the Defendants making admissions of breaching the injunction order dated 27 February 2024

AND UPON the Court making an order on the determination of proceedings for contempt of court in the form of the N603 order attached hereto

IT IS ORDERED THAT:

1. The Defendants do pay the Third Claimant's costs of the contempt applications, to be equally apportioned between the Defendants Ty Harris and Vivkash Bali, summarily assessed in the sum of £1175.00 (£587.50 each) payable by 09 December 2024.
2. Ty Harris be joined as the Thirteenth (13th) Defendant and Vivkash Bali be joined as the Fourteenth (14th) Defendant to the substantive claim.
3. The Claimants shall by 4pm on 09 December 2024 file an Amended Claim Form, Amended Particulars of Claim, Amended Final Injunction Order of 27 February 2024 and Amended Power of Arrest dated 27 February 2024, each amended only so as to reflect the addition of the Thirteenth and Fourteenth Defendants.
4. The Claimants shall by 4pm on 23 December 2024 serve the Thirteen and Fourteenth Defendants with the documents referred to in paragraph 3 of this order and a copy of this order. The Claimants have permission to effect such service by email to

the Thirteenth and Fourteenth Defendants' solicitors: (Messrs Waldrons Solicitors) at: Amber.Morrell@waldrons.co.uk

5. Service of the amended documents referred to in paragraph 3 of this order is dispensed with in relation to all existing defendants

6. Personal service on the Thirteenth and Fourteenth Defendants of the suspended N603 committal order made by HHJ Wall on 25 November 2024 and of this order is dispensed with. The Claimants have permission to serve the Thirteenth and Fourteenth Defendants by email to their solicitor at: Amber.Morrell@waldrons.co.uk which is deemed good service.

HHJ Wall
25.11.24

E. Judgments (Committals) and Committal Orders

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

King's Bench Division (Birmingham District F

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

WOLVERHAMPTON CITY COUNCIL and
others
(Ref: I IT/AS/I 1.1024919P

Defendant's name (including ref.)

ANTHONY PAUL GALE

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

22

Month

12

Year

2022

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days

Weeks

Months

Years

23

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

The Defendant complies with the terms of the Injunction Order made by the Honourable Mrs Justice Hill, on 22 December 2022 and amended by order of the Honourable Mr Justice Ritchie on 19 May 2023, or if subsequently further amended, the terms of any such further amended injunction in this case, until 4.00pm on 2 October 2024

3. The defendant shall pay to HM Paymaster General a fine of

£

within

days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt **or**

until further order

5. The defendant shall pay the claimant's costs
- on the indemnity basis
- summarily assessed in the sum of
- £
- to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
-
9. The Appellant's Notice must be filed at the appeal court by 4pm on
- | Day | Month | Year |
|---------------------------------|---------------------------------|-----------------------------------|
| <input type="text" value="24"/> | <input type="text" value="10"/> | <input type="text" value="2023"/> |
10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day	Month	Year
<input type="text" value="02"/>	<input type="text" value="10"/>	<input type="text" value="2023"/>

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

King's Bench Division (Birmingham District F

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

WOLVERHAMPTON CITY COUNCIL and
others
(Ref: I IT/AS/I 1.1024919P)

Defendant's name (including ref.)

WIKTORIA SZCZUBLINSKA

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

22

Month

12

Year

2022

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days

Weeks

Months

Years

28

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

The Defendant complies with the terms of the Injunction Order made by the Honourable Mrs Justice Hill, on 22 December 2022 and amended by order of the Honourable Mr Justice Ritchie on 19 May 2023, or if subsequently further amended, the terms of any such further amended injunction in this case until 4.00pm on 2 October 2024.

3. The defendant shall pay to HM Paymaster General a fine of

£

within

days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt **or**

until further order

5. The defendant shall pay the claimant's costs
 on the indemnity basis
 summarily assessed in the sum of
£
 to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
9. The Appellant's Notice must be filed at the appeal court by 4pm on
Day Month Year
10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day Month Year

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

High Court, King's Bench, Birmingham

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

Wolverhampton City Council

Defendant's name (including ref.)

Isa Iqbal

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

22

Month

12

Year

2022

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days	Weeks	Months	Years
28	-	-	-

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

The Defendant do comply with the terms of the Injunction Order made by the Honourable Mrs Justice Hill on 22 December 2022, as amended by order of the Honourable Mr Justice Ritchie on 19 May 2023, and as may subsequently be amended in future from time to time, until 4.00pm on 1 November 2024.

3. The defendant shall pay to HM Paymaster General a fine of

£ within days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt or

until further order

5. The defendant shall pay the claimant's costs
 on the indemnity basis
 summarily assessed in the sum of
£
 to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
9. The Appellant's Notice must be filed at the appeal court by 4pm on
Day Month Year
10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day Month Year

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

The High Court of Justice

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

The Borough Council of Sandwell

Defendant's name (including ref.)

Rebecca Richold

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

22

Month

12

Year

2022

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days

Weeks

Months

Years

27

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

The Defendant's term of imprisonment is suspended for 12 months on the condition that she comply with the interim injunction granted by the Honourable Mrs Justice Hill on 22 December 2022 as amended by the Honourable Mr Justice Ritchie on 19 May 2023, or any subsequent amended form of injunction in this case.

3. The defendant shall pay to HM Paymaster General a fine of

£

within

days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt or

until further order

5. The defendant shall pay the claimant's costs

on the indemnity basis

summarily assessed in the sum of

£

to be subject to detailed assessment, if not agreed.

6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.

7. The defendant has the right to appeal.

8. The court before which any appeal must be brought is

Court of Appeal (Civil Division)

9. The Appellant's Notice must be filed at the appeal court by 4pm on

Day

Month

Year

30

01

2024

10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day

Month

Year

09

01

2024

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

High Court of Justice, Birmingham DR

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

The Borough Council of Sandwell

Defendant's name (including ref.)

Oliver David Clarke

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

27

Month

02

Year

2024

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days

Weeks

Months

Years

28

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

The Defendant's term of imprisonment is suspended for 12 months on the condition that he complies with the injunction granted by the Honourable Mr Knowles on 27 February 2024 and any future amendments of the injunction order for the period of 12 months from the date of this order.

3. The defendant shall pay to HM Paymaster General a fine of

£

within

days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt **or**

until further order

5. The defendant shall pay the claimant's costs
 on the indemnity basis
 summarily assessed in the sum of
£
 to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
9. The Appellant's Notice must be filed at the appeal court by 4pm on
Day Month Year
10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day Month Year

IN THE HIGH COURT OF JUSTICE
KINGS BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY



CLAIM NUMBER KB-2022-BKB42022-8 BHM-000188

(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL

CLAIMANT

AND

OLIVER DAVID CLARKE

DEFENDANT

ORDER

BEFORE Her Honour Judge Emma Kelly sitting in the High Court of Justice, King's Bench Division, Birmingham District Registry at Birmingham Civil and Family Justice Centre, 33 Bull Street, Birmingham B4 6DS on 7 May 2024

UPON hearing Solicitor-Advocate for the Third Claimant and Solicitor-Advocate for the Defendant

AND UPON the Defendant making a written admission of breaching the injunction order dated 27 February 2024

AND UPON the Court making an order on the determination of proceedings for contempt of court in the form of the N603 attached hereto

IT IS ORDERED THAT:-

1. The Defendant do pay the Third Claimant's costs of the contempt application, summarily assessed in the sum of £3,175.30. The costs to be paid by installments of £100 per month, the first payment due before 4.00pm on the 01 June 2024 and thereafter by the first of each month until the sum payable has been discharged.

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

The High Court of Justice

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

The Borough Council of Sandwell

Defendant's name (including ref.)

Sikander Hussain

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day Month Year

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days

Weeks

Months

Years

37

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

The Defendant's term of imprisonment is suspended until 23.59 on 22 May 2025 on the condition that he complies with the terms of the injunction granted by the Honourable Mr Justice Julian Knowles on 27 February 2024 and any future amendments to that injunction order.

3. The defendant shall pay to HM Paymaster General a fine of

£

within

days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt **or**

until further order

5. The defendant shall pay the claimant's costs
 on the indemnity basis
 summarily assessed in the sum of
£
 to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
9. The Appellant's Notice must be filed at the appeal court by 4pm on
Day Month Year
10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day Month Year

Neutral Citation Number: [2024] EWHC 139 (KB)

Case No: KB-2022-BHM-000188

IN THE HIGH COURT OF JUSTICE
KING’S BENCH DIVISION
BIRMINGHAM DISTRICT REGISTRY

Birmingham Civil and Family Justice
The Priory Courts
33 Bull Street
Birmingham B4 6DS

Date: 29 January 2024

Before:

HER HONOUR JUDGE EMMA KELLY

Between :

- (1) Wolverhampton City Council**
- (2) Dudley Metropolitan Borough Council**
- (3) Sandwell Metropolitan Borough Council**
- (4) Walsall Metropolitan Borough Council**

Claimants

- and -

Mason Phelps

Defendant

Mr Michael Singleton (instructed by the Claimants’ in-house legal departments) for the **Claimants.**

Mr Errol Robinson (solicitor of McGrath & Co Solicitors) for the **Defendant.**

Hearing date: 4th January 2024
Handing down date: 29th January 2024

Approved Judgment

Her Honour Judge Emma Kelly:

1. By N600 application notice, dated 9 August 2023, Sandwell Metropolitan Borough Council (“the Third Claimant”) seeks a finding of contempt against Mr Mason Phelps (“the Defendant”) for alleged breach of an interim injunction by his actions when driving his motor car on 29 July 2023.
2. The Third Claimant is represented by Mr Singleton of counsel. The Defendant is represented by his solicitor, Mr Robinson. Neither legal representative produced a skeleton argument, schedule of issues or bundle of authorities. The advocates apologised for their omissions in that regard however it remains the case that they did not seek to comply with the King’s Bench Division Guide 2023 or otherwise provide the court with the assistance they should have done. At the request of the court, following the close of evidence and during the lunch adjournment, the legal representatives provided the court with hard copies of any authorities they wished to refer to with the relevant passages marked up.

Background

3. By order dated 22 December 2022 Hill J granted an interim injunction with a power of arrest attached prohibiting what is known as “car cruising” or “street cruising” within the geographical area referred to as “the Black Country.” The Black Country incorporates the administrative areas of the four local authority claimants. There were three defendants to the claim, each a class of persons unknown.
4. Car cruising or street cruising is a form of anti-social behaviour. As Hill J noted [see [2022] EWHC 56 (KB) at para. 5]:

“There is no statutory definition of car cruising or street cruising as far as I am aware, but it involves (to adopt the wording of the draft injunction in the Wolverhampton case) gatherings of two or more people where some of those present engage in motor racing, motor stunts or other dangerous or obstructive driving. Street cruises attract participants who, whether or not they are taking part in driving or riding, support and encourage others to do so, play loud music, rev their engines, show off their cars, and engage in other similar antisocial activities. These activities are highly dangerous, having caused serious injury and, in some cases, fatalities. The activities taking place at these cruises are frequently unlawful.”

5. By order dated 19 May 2023 Ritchie J reviewed and amended the interim injunction (“the Amended Interim Injunction”) and power of arrest. He also gave permission for a fourth defendant to be added to the proceedings defined as:

“Persons unknown being drivers, riders or passengers in or on motor vehicle(s) who participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country area shown on plan A (attached) at which such defendants engage in motor racing or motor stunts or other dangerous or obstructive driving.”

6. Paragraph 1 of the Amended Interim Injunction states:

“The Injunction and Power of Arrest granted by the Honourable Mrs Justice Hill, sealed on 22 December 2022, shall remain in force save that paragraph 1 of that Order be amended as set out below until the hearing of the claim unless varied or discharge by further order of the Court.

IT IS FORBIDDEN for any of the Fourth Defendants being a driver, rider or passenger in or on motor vehicle to participate between the hours of 3:00pm and 7:00am in a gathering of 2 or more persons within the Black Country Area shown on Plan A (attached) at which such Defendants engage in motor racing or motor stunts or other dangerous or obstructive driving.

Stunts are driving manoeuvres often undertaken at such gathering including but not limited to:

‘Burnouts’ Causing a vehicle to damage or destroy its tyres by applying power to the drive wheels while braking so as to remain in pace while the wheels revolve at speed.

‘Donuts/Donutting’ Causing a vehicle to rotate around a fixed point (normally the front axle) while not moving off causing noise, smoke and tire marks to be created.

‘Drifting’ Turning by placing the vehicle in a skid so that most sideways motions is due to the skid not any significant steering input.

‘Undertaking’ Passing a vehicle on its nearside so as to undertake in circumstances not permitted by the Highway Code.

A power of arrest pursuant to section 27 of the Police and Criminal Justice Act 2006 shall apply to paragraph 1 of this order.”

7. Paragraph 3 of the Amended Interim Injunction states:

“This Amended Order shall come into effect immediately and be deemed served on the Defendants at 23.59 on the date upon which, in each case, the final step in paragraph 11 of the Combined Directions Order have been complied with.”

8. Paragraph 4 of the Amended Interim Injunction provided that any person affected by the order may apply at any time to vary or discharge it.
9. The Amended Interim Injunction contained a penal notice.
10. The “Combined Directions Order” referred to in paragraph 3 of the Amended Interim Injunction is a case management order made in respect of both this claim and a similar car cruising action brought by Birmingham City Council under claim number KB-2022-BHM-000221. The two claims are being case managed together. Paragraph 9 of the Combined Directions Order, also dated 19 May 2023, dispensed with the need for personal service of the Amended Interim Injunction and power of arrest on the defendants, all of whom are categories of

persons unknown. Paragraph 11 of the same order set out the steps required of the claimants to effect service by an alternative method of the Amended Interim Injunction, power of arrest and Combined Directions Order:

“In the Wolverhampton claim, service of this Order shall be effected by:

- (1) Issuing a media release highlighting the continuation of the Injunction and Power of Arrest, such release must provide:
 - (a) Details of the application and summarise the order made;
 - (b) Any deadline for filing documents by the defendants;
 - (c) The date, time and location of any future hearings, if known;
 - (d) The addresses of the dedicated webpages maintained by the Claimants regarding car cruising;
 - (e) The Claimants’ contact details; and
 - (f) Details of where and how copies of the Injunction, Power of Arrest, this Order, the Documents and the Evidence may be obtained.

Such release shall be made to, but is not limited to, local print publications including the Express and Star, Chronicle Week, the Birmingham Mail, Halesowen & Dudley News and Stourbridge News; local radio stations including BBC WM, Free Radio, Signal 107, WCR FM and Heart; the website Birmingham Live (aka) BLive; and the following television stations, BBC (to include the Midlands Today programme) and ITV Central

by 23:59 on 26 May 2023

- (2) Placing on the Claimants' social media including Twitter Facebook and Instagram links to the above media release regarding the granting of the High Court injunction and power of arrest and highlighting the introduction of the injunction and power of arrest by 26 May 2023
- (3) Updating the dedicated pages on the websites of Wolverhampton City Council, Dudley Council, Sandwell Council and Walsall Council about the Injunction and Power of Arrest and this Order:
<https://www.wolverhampton.gov.uk/street-racing-injunction>
<https://www.dudley.gov.uk/residents/parking-and-roads/roads-highways-and-pavements/car-cruising-injunction>

https://www.sandwell.gov.uk/info/200284/roads_travel_and_parking/3231/street_racing

https://go.walsall.gov.uk/black_country_car_cruising_injunction

- (4) Such pages shall carry a direct link to the Injunction Order, the Power of Arrest, the Order of Freedman J, this Order, the Documents and the Evidence and to be updated by 23:59 on 26 May 2023
- (5) Ensuring that the home (or landing) page of each of the Claimants' main websites has a prominent direct link to the dedicated webpages referred to above by 23:59 on 26 May 2023
- (6) Ensuring that copies of the Injunction, the Power of Arrest and this Order are available at the front desks of the Claimants' main offices by 23:59 on 26 May 2023
- (7) Ensuring that the video previously uploaded to the video sharing website "You Tube" and the Claimants' websites and social media pages (including Instagram, Twitter and Facebook), now states that this Order has been made and the Injunction and Power of Arrest continue in force..

This may be done by uploading a fresh video (which must contain all the matters previously ordered by Hill J) or prominently adding text to the existing video (or the description of the existing video on any website or social media page) stating "Following a hearing on 19 May 2023 the Injunction and Power of Arrest continue in force"

The video and/or additional of text shall be uploaded or the text added by 23:59 on 26 May 2023

- (8) Requesting that West Midlands Police post on their website and Instagram, Twitter, and Facebook accounts, a link to the media release. Such request to be made by 23:59 on 26 May 2023
- (9) Continuing to cause to be displayed at regular interval on the Claimants' electronic road signage the words "NEW HIGH COURT INJUNCTION PROHIBITING CAR CRUISING AND STREET RACING IN FORCE IN THIS AREA"; or words to the same effect; and thereafter

Maintaining official road signs (fixed, and temporary) throughout the Black Country Area in locations that are, or have been, hotspots car cruising activity stating "NEW HIGH COURT INJUNCTION PROHIBITING CAR CRUISING AND STREET RACING IN FORCE IN THIS AREA."

11. The final hearing of the claim has not yet taken place and is listed for hearing on 27 and 28 February 2024.
12. At around 10.10pm on Saturday 29 July 2023 the police observed and then stopped an orange Seat Leon motor car being driven by the Defendant on Kenrick Way, West Bromwich. The police arrested the Defendant pursuant to the power of arrest attached to the Amended Interim Injunction.
13. The Defendant was produced before Martin Spencer J at a remote hearing on 31 July 2023. The Defendant was bailed and the matter adjourned for the Defendant to obtain legal representation. Martin Spencer J made various case management directions. They included, at paragraph 1 of his order, a requirement that the Claimant file and serve a formal committal application. The judge dispensed with the requirement that the parties rely on affidavit evidence and permitted reliance on evidence in witness statement form. In accordance with that order, much of the evidence before the court is in witness statement form.
14. The Third Claimant, in whose administrative area the driving and arrest had taken place, filed and served a written contempt application, dated 9 August 2023. The application particularises the facts alleged to constitute the contempt as follows:

“On 29 July 2023 around 10.10pm the Defendant was driving a vehicle, SEAT LEON KP58 MWV, at speeds of approximately 80 mph and was racing other vehicles on Kenrick Way, West Bromwich, West Midlands.”
15. The Defendant encountered some difficulties in securing legal representation and public funding. Hearings on 5 September 2023 and 5 October 2023 had to be adjourned due to a lack of representation. The Defendant was discharged from bail on 5 September 2023 and the contempt matter thereafter proceeded pursuant to the written application. By the hearing on 12 October 2023 the Defendant was both represented and in receipt of legal aid. At that hearing the Defendant indicated through his solicitor that he denied the allegation of contempt on the basis that he had no knowledge of the injunction. The application was listed for trial in accordance with the parties’ and court’s dates of availability.

The issues

16. The Defendant puts the Third Claimant to proof generally however the principal issues, as identified by the legal representatives, are as follows:
 - i) Has the Amended Interim Injunction been served in accordance with paragraph 11(9) of the order of Ritchie J, dated 19 May 2023, in circumstances where an inspection on 3 August 2023 identified that two of the three injunction road signs on Kenrick Way had been removed by unidentified persons?

- ii) If the Amended Interim Injunction has been served, does the Defendant nonetheless have a defence to the contempt application if he was personally unaware of the existence of the injunction?

The evidence

The Third Claimant's evidence

17. The Court heard oral evidence from PC Tim Lewis, one of two police officers on duty in an unmarked police car at around 2210 hours on Kenrick Way, West Bromwich. PC Lewis confirmed the contents of his two witness statements, dated 30 July 2023 and 7 August 2023. He stated that he had been made aware by personal radio of large amounts of performance vehicles gathering in Kenrick Way. He described vehicles racing along Kenrick Way completing circuits between the Spon Lane traffic island and the Telford Way traffic island. He stated that he observed the Orange Seat Leon, registration number, KP58 MWV travel around the Spon Land island onto Kenrick Way where it raced other vehicles travelling in the same eastbound direction, undertaking slower moving traffic. PC Lewis described the police car following at speeds up 75-80mph and not catching the Leon until it started to slow when caught up in other traffic. The police vehicle then illuminated its blue lights, stopped the Leon and PC Lewis arrested the Defendant. PC Lewis described the racing being observed by some 50-100 spectators and other vehicles being parked around the traffic island and on a service road.
18. PC Lewis produced two pieces of video footage, one taken from the in-car camera of his police vehicle and the second taken from his body worn camera. In his oral evidence and by reference to the video footage as it played in court, PC Lewis provided an explanation as to the road layout, the route taken by the police officers and the sightings of the Defendant's vehicle. He describes first seeing the Defendant's orange Seat Leon driving around the Telford Way traffic island and exiting onto Telford Way. He stated that he next saw the Seat entering the Spon Land island before it raced down Kenrick Way.
19. PC Lewis was cross-examined about what the Defendant said on arrest. He accepted that when in the back of the police car, the Defendant said, when asked, that he was not aware of an injunction. It was put to PC Lewis that the Defendant had said words to the effect of "I haven't even got a s.59." PC Lewis said he would have to relisten to the video to comment on the words used but, on relistening, could not discern the words from the recording.
20. The Third Claimant also relies on the evidence of PC Mark Nicholson, by his statement dated 9 August 2023. PC Nicholson was on duty with PC Lewis that evening and was the driver of the police vehicle. PC Nicholson did not attend Court to give oral evidence and, as such, the weight that can be attached to his evidence is necessarily reduced. In any event, his evidence adds nothing to that given by PC Lewis and as seen in the video evidence.
21. The Court also heard oral evidence from Pardip Sandhu, the Third Claimant's "Town Lead Anti-Social Behaviour Officer." He confirmed the contents of his witness statement, dated 10 August 2023, save to the extent that he clarified that

the Third Claimant had been unable to obtain any CCTV footage from the local authority control room and did not seek to rely on the same. He explained that he visited Kenrick Way on 3 August 2023 and noted that two of three signs referencing the interim injunction had been removed from Kenrick Way without the permission of the Third Claimant. He exhibits a photograph of the remaining sign located on the westbound carriageway of Kenrick Way adjacent to traffic lights by the Telford Way island. In cross examination Mr Sandhu accepted that the remaining sign was quite small and that it faced northwards and out across the carriageway rather than facing oncoming traffic.

22. The Third Claimant further relies on the affidavit evidence of Paul Brown, the First Claimant's Senior Communications Advisor, dated 29 June 2023. Mr Brown's affidavit was prepared to address the steps taken by the Claimants to serve the Amended Interim Injunction as required by paragraph 11 of the Combined Directions Order of Ritchie J of 19 May 2023. Mr Brown did not attend to give oral evidence but the Defendant does not take issue with the initial steps taken to effect service.

The Defendant's evidence

23. The Defendant elected to file and serve a witness statement, dated 8 November 2023, and give oral evidence. His statement is extremely short and the material parts state:

“2. I deny breaching the Injunction....

5. On the night in question, the 29th July 2023, I accept I was driving on Kenrick Way in West Bromwich.

6. I had been to my friend's house in Rednal, Birmingham, to collect his two dogs to take care of them for a week while he went on holiday.

7. The dogs were in the car when I was pulled over by police.

8. I then drove down the M5 from Rednal to West Bromwich to meet some friends to go for a drive and get some food.

9. I was not aware of an injunction being in place.

10. At no point did I see any signs which indicated the road was in a High Court injunction zone. It was pitch black at the time.”

24. The Defendant expanded on his account under cross examination. He explained that he lived in Erdington, Birmingham and agreed that, after collecting the dogs in Rednal, he entered the M5 northbound at junction 4 with an intended route home on the M5 northbound, filtering onto the M6 southbound before exiting the M6 at junction 6 onto the A38. He told the court that he had been intending to go and get some food with his friend. He stated that as he was driving down the M5 he saw “all the cars” on the other side of the road and, as he liked cars, decided to go and have a look. He explained that his friend was driving in another car in front of him and the two had spoken on the phone and agreed to

stop to look at the cars. He admitted driving to the end of Kenrick Way and then doubling back on himself. He stated he did not remember driving at 75mph but accepted that he thought he did change lanes. He maintained he had just been there to see the cars and allow others to see his car. He said he had been looking for somewhere to pull over to watch but it was too busy. He was stopped just as he was about to leave the area. The Defendant maintained that he didn't know about the injunction. He was asked about his reference to not having a "section 59" notice and said that his knowledge of such matters came from friends who had been stopped for anti-social driving who had received such a notice.

The legal framework

25. Disobedience of a civil injunction amounts to civil contempt. The contempt proceedings remain civil in nature. The burden of proof rests upon the Third Claimant to prove the elements of the contempt to the criminal standard, namely beyond reasonable doubt. [*Re Bramblevale Ltd* [1970] Ch 128 (CA), applied in *Secretary of State for Transport v Cuciurean* [2021] EWCA Civ 357.]
26. The Court may order service by alternative means in respect of injunctions against persons unknown. [*Canada Goose UK Retail Ltd v Persons Unknown* [2020] EWCA Civ 303 at para. 82(2).] In *Secretary of State for Transport v Cuciurean* [2021] EWCA Civ 357 Warby LJ considered alternative service in the context of the then requirements of CPR 81.

"14. Rule 81.5 as it stood at the material time provided that a judgment or order could not be enforced by contempt proceedings unless "a copy of it has been served on the person required to ... not do the act in question" or "the court dispenses with service under rule 81.8". The primary rule required personal service of the order, as defined in CPR 6.5(3) . In the case of an individual, this is "(a) ... leaving it with that individual". The exceptions were provided for in Rule 81.8 as follows:-

"(1) In the case of a judgment or order requiring a person not to do an act, the court may dispense with service of a copy of the judgment or order in accordance with rules 81.5 to 81.7 if it is satisfied that the person has had notice of it—

(a) by being present when the judgment or order was given or made; or

(b) by being notified of its terms by telephone, email or otherwise.

(2) In the case of any judgment or order the court may—

(a) dispense with service under rules 81.5 to 81.7 if the court thinks it just to do so; or

(b) make an order in respect of service by an alternative method or at an alternative place."

15. In this case there was no question of dispensing with service. We are concerned with r 81.8(2)(b): service by an alternative method. Personal

service on someone whose identity is unknown can pose difficulties. As the Court pointed out in *Canada Goose* at [82(1)], persons unknown defendants "are, by definition, people who have not been identified at the time of the commencement of the proceedings". But they must be

"people who ... are capable of being identified and served with the proceedings, if necessary by alternative service such as can reasonably be expected to bring the proceedings to their attention."

The Court went on to state at [82(5)] that where alternative service is ordered, "the method ... must be set out in the order." Methods of alternative service vary considerably but typically, in trespass cases, alternative service will involve the display of notices on the land, coupled with other measures such as online and other advertising."

27. The whole of CPR 81 was replaced from 1 October 2020 but the requirements as to service remain the same. Personal service of an injunction order is required by CPR 81.4(2)(c), unless the Court has permitted alternative service. [*MBR Acres Ltd v Maher* [2022] EWHC 1123 (QB) at para. 105]
28. The Defendant seeks to argue that, even if the Third Claimant can establish compliance with the alternative service provisions, he cannot be held in contempt if he did not have personal knowledge of the injunction. Through his solicitor, he relies on the judgment in *P v P (Contempt of Court: Mental Capacity)* [1999] 7 WLUK 278. In that case the primary issue was whether the husband had the mental capacity to understand the terms of an injunction. Judge LJ, in a second judgment dealing only with the husband's argument that the contempt jurisdiction does not encompass an individual who does not know or comprehend the nature of the court's jurisdiction, held as follows:

"Proceedings for contempt of court are punitive. In cases which arise from disobedience to an order made by the court prohibiting a particular act, proof of the alleged contempt involves establishing the commission of that prohibited act together with the requisite guilty mind. To amount to contempt the disobedience must be wilful or deliberate rather than accidental and unintentional, and so, consistently with that principle, contempt cannot be established, for example, against an individual who, unaware of the existence of the order, acts contrary to its terms. What however is not required is proof that in committing the prohibited act he intended to be contumacious or that he was motivated by a desire to defy the court.

"Mens rea, or an intention on the part of the person proceeded against to omit or commit the act, the omission or commission of which constitutes disobedience of the injunctive order, must be established ... Mens rea in this context does not mean a wilful intention to disobey the court's order, but an intention to do the act which constitutes the disobedience with knowledge of the terms of the order, although not necessarily an understanding that the act is prohibited." (Per Lord Donaldson

MR in *Re Supply of Ready Mixed Concrete* [1992] 2 QB 213 at 230, and 239, respectively.)”

29. In *Atkinson v Varma* [2020] EWCA Civ 1602 the court was concerned with contempt proceedings arising from alleged breach of orders made to disclose details of assets and copy bank statements to liquidators of a company. Mr Varma appealed against the first instance finding that he was in contempt in circumstances where the judge had accepted his evidence that he had not realised that his failures to act as ordered by the court were breaches of the court orders. The Court of Appeal considered the mental element required for a finding of contempt. Rose LJ held as follows:

“52. ... Arlidge, Eady & Smith on Contempt (5th ed) at para. 12-93 cites the judgment of Warrington J in *Stancomb v Trowbridge UDC* [1910] 2 Ch 190 , 194. He expressed the principle as follows:

"If a person or a corporation is restrained by injunction from doing a particular act, that person or corporation commits a breach of the injunction and is liable for process of contempt if he or it in fact does the act and it is no answer to say that the act was not contumacious in the sense that in doing it there was no direct intention to disobey the order."

53. Arlidge then lists a long line of authority confirming that principle; motive is immaterial to the question of liability. In para. 12-101, the learned authors refer to the case of *Irtelli v Squatriti* [1993] QB 83 as hinting at "a degree of apparent coalescence between the requirements for mens rea in civil and criminal contempt". In that case the defendants were enjoined from selling, disposing or otherwise dealing with a property of which they owned the freehold. They later executed a charge over the property in favour of another. At the first instance hearing they did not attend and were found liable for contempt. On appeal, the Court of Appeal discharged the order on the basis that "it was impossible to conclude that the appellants had intentionally breached the injunction". There are various unsatisfactory features about the judgments in *Irtelli* . The first, as Lewison LJ pointed out during argument, is that the record in the law report of counsel's submissions on behalf of the appellants indicates that he did not assert that they were not liable for contempt, but submitted rather that the breach of the order was 'merely technical'. Secondly, the court was not referred to the contrary authorities such as *Stancomb* or *Knight v Clifton* [1971] Ch 700 . The court was, on the other hand, referred to *Supply of Ready Mixed Concrete* [1992] QB 213 , a decision of the Court of Appeal which was later overturned on this point by the House of Lords: *Director General of Fair Trading v Pioneer Concrete (UK) Ltd* [1995] 1 AC 456 ('Pioneer').

54. In my judgment *Irtelli v Squatriti* cannot stand in the light of the many earlier and later cases which establish that once knowledge of the order is proved, and once it is proved that the contemnor knew that he was doing or omitting to do certain things, then it is not necessary for the contemnor to know that his actions put him in breach of the order; it is enough that as a matter of fact and law, they do so put him in breach. In *Pioneer* , Lord Nolan

(with whom Lord Mustill, Lord Slynn of Hadley and Lord Jauncy of Tullichettle agreed) quoted from the opinion of Lord Wilberforce in *Heatons Transport (St Helens) Ltd. v Transport and General Workers' Union* [1973] AC 15 to explain the policy behind the principle: (479G of Pioneer)

"The view of Warrington J [in *Stancomb*] has thus acquired high authority. It is also the reasonable view, because the party in whose favour an order has been made is entitled to have it enforced, and also the effective administration of justice normally requires some penalty for disobedience to an order of a court if the disobedience is more than casual or accidental and unintentional."

30. The current version of Arlidge, Eady & Smith on Contempt remains the 5th edition, published in 2017, accompanied by a first supplement published in 2019. There have been further cases of relevance since then such that its commentary on the mental element in civil contempt cannot be considered to be up-to-date.
31. In *Secretary of State for Transport v Cuciurean* [2021] EWCA Civ 357 Mr Cuciurean was an unnamed defendant said to be one of the Persons Unknown who had breached an injunction prohibiting trespass on land being used as part of the HS2 high-speed rail project. The injunction order against the Persons Unknown had been subject to alternative service provisions, which the first instance judge found had been complied with. A finding of contempt was made, which Mr Cuciurean appealed. At para. 13 of the judgment, Warby LJ summarised the ingredients of civil contempt in the following manner:

"13. The ingredients of civil contempt are not laid down by statute but established by common law authorities. In this case, both parties have relied on the following summary by Proudman J, DBE in *FW Farnsworth Ltd v Lacy* [2013] EWHC 3487 (Ch) [20] , approved by this Court in *Cuadrilla Bowland Ltd v Persons Unknown* [2020] EWCA Civ 9, [2020] 4 WLR 29 [25]:

"A person is guilty of contempt by breach of an order only if all the following factors are proved to the relevant standard: (a) having received notice of the order the contemnor did an act prohibited by the order or failed to do an act required by the order within the time set by the order; (b) he intended to do the act or failed to do the act as the case may be; (c) he had knowledge of all the facts which would make the carrying out of the prohibited act or the omission to do the required act a breach of the order. The act constituting the breach must be deliberate rather than merely inadvertent, but an intention to commit a breach is not necessary, although intention or lack of intention to flout the court's order is relevant to penalty.""

32. Mr Cuciurean argued that the claimant had to prove good service of the injunction to the criminal standard, including negating any suggestion of injustice raised by the defendant. The injustice he referred to was his asserted

lack of knowledge of the terms of the order. Warby LJ rejected the ground of appeal, dealing with it in the following way:

“55. ... The Grounds of Appeal assert that "The correct test is whether there was good service or not, which is for the claimant to prove beyond reasonable doubt, including negating any suggestion of injustice raised by the defendant."

56. This is a problematic formulation. It assumes that in order to establish "good service" a claimant must prove not only that what was done complied with the rules or the relevant Court order but also something more, including (if the issue is raised by the defendant) that proceeding on that basis is not unjust. As the Judge observed, there is no authority to support any such proposition. More than that, the proposition appears to be contrary to authority. The effect of the authorities was summarised by Lord Oliver in *Attorney General v Times Newspapers Ltd* [1992] 1 AC 181, 217-218 :

"One particular form of contempt by a party to proceedings is that constituted by an intentional act which is in breach of the order of a competent court. Where this occurs as a result of the act of a party who is bound by the order ... it constitutes a civil contempt by him which is punishable by the court at the instance of the party for whose benefit the order was made and which can be waived by him. The intention with which the act was done will, of course, be of the highest relevance in the determination of the penalty (if any) to be imposed by the court, but the liability here is a strict one in the sense that all that requires to be proved is service of the order and the subsequent doing by the party bound of that which is prohibited."

57. The proceedings in *Cuadrilla* were conducted on that basis. It was common ground that the ingredients of civil contempt were those identified in *Farnsworth* (above) but it was understood that proof that these were met would not necessarily establish knowing disobedience to the order. HHJ Pelling QC addressed the possibility that "the respondents did not, in fact, know of the terms of the order even though technically the order had been served as directed". He identified this as an issue "relevant to penalty if that stage is reached", observing that in such a case "it is highly likely that a court would consider it inappropriate to impose any penalty for the breach...": [2019] E30MA3131 [14]. On appeal, this Court endorsed this as a "sensible approach": *Cuadrilla* (above) [25].

58. These authorities indicate that (1) in this context "notice" is equivalent to "service" and vice versa ; (2) the Court's civil contempt jurisdiction is engaged if the claimant proves to the criminal standard that the order in question was served, and that the defendant performed at least one deliberate act that, as a matter of fact, was non-compliant with the order; (3) there is no further requirement of mens rea , though the respondent's state of knowledge may be important in deciding what if any action to take in respect of the contempt. I agree also with the Judge's description of the appellant's argument below: "it replaces the very clear rules on service with an altogether incoherent additional criterion for the service of the order."

But nor am I comfortable with the notion that service in accordance with an order properly made can be set aside if the respondent shows that it would be "unjust in the circumstances" to proceed. This is not how the Court saw the matter in *Cuadrilla*, nor is it a basis on which good service can generally be set aside. It also seems to me too nebulous a test."

33. In *MBR Acres v Maher* [above] the principal issue before Nicklin J was whether service of an injunction on an instructed solicitor amounted to good service. However, at paragraphs 27 and 28 of his judgment, he commented on the effect of the Court of Appeal's decision in *Cuciurean* (above):

"27. In some cases, the need to secure compliance with a lawful injunction order will justify the Court granting permission to serve the injunction order by means other than personal service. In *Cuciurean*, the Court of Appeal held that if an order for alternative service has been made, and its terms complied with, then the respondent will have been given sufficient notice of the injunction order to sustain a contempt application. Thereafter, if s/he is found, to the necessary standard, to have breached the terms of the order, the defendant will be held to be in contempt of court.

28. But that is not an end of the matter. If such 'deemed' notice is unfair on the facts of any individual case, there are two safeguards.

i) First, in an appropriate case, a respondent can apply to set aside the alternative service order. As the Court of Appeal noted in *Cuciurean*, on any application for an order for alternative service, the Court must be satisfied that such an order is justified by evidence and an appropriate order to make. Fundamentally, the Court will not grant an order for alternative service unless satisfied that the proposed method of service is such as can reasonably be expected to bring the order to the attention of the defendant: *Cameron -v- Liverpool Victoria Insurance Co Ltd* [2019] 1 WLR 1471 [21] per Lord Sumption; and *Ineos Upstream Ltd -v- Persons Unknown* [2019] 4 WLR 100 [34 (3)] per Longmore LJ. Too liberal an approach to alternative service orders increases the risk that respondents to injunction orders will not actually receive notice of what the Court has ordered them to do. In turn, that risks generating costly satellite contempt applications that serve little purpose.

ii) Second, if the Court is satisfied on the evidence that, despite the alternative service order, the respondent was not aware of the terms of the injunction, then applying *Cuciurean* – and consistent with ECtHR jurisprudence (see further [94]-[97] below) – that will be highly relevant to the penalty (if any) that the Court would impose for the breach: see [58] and [62] per Warby LJ."

34. In *Wolverhampton City Council & others v London Gypsies and Travellers & others* [2023] UKSC 47 the Supreme Court concluded that the court does have the power to grant 'newcomer' injunctions, namely ones which bind persons unknown who were not identifiable when the order was granted and who had not at that time infringed or threatened any right or duty which the claimant

seeks to enforce. The case did not directly concern the mental element required for contempt to be established or the requirements of service of an injunction. In the context of considering how newcomer injunctions are to be treated, at paragraph 132 of the judgment:

“132. As it seems to us, the difficulty which has been experienced in the English cases, and to which *Gammell* has hitherto been regarded as providing a solution, arises from treating newcomer injunctions as a particular type of conventional injunction inter partes, subject to the usual requirements as to service. The logic of that approach has led to the conclusion that persons affected by the injunction only become parties, and are only enjoined, in the event that they breach the injunction. An alternative approach would begin by accepting that newcomer injunctions are analogous to injunctions and other orders which operate contra mundum, as noted in para 109 above and explained further at paras 155-159 below. Although the persons enjoined by a newcomer injunction should be described as precisely as may be possible in the circumstances, they potentially embrace the whole of humanity. Viewed in that way, if newcomer injunctions operate in the same way as the orders and injunctions to which they are analogous, then anyone who knowingly breaches the injunction is liable to be held in contempt, whether or not they have been served with the proceedings. Anyone affected by the injunction can apply to have it varied or discharged, and can apply to be made a defendant, whether they have obeyed it or disobeyed it, as explained in para 40 above. Although not strictly necessary, those safeguards might also be reflected in provisions of the order: for example, in relation to liberty to apply. We shall return below to the question whether this alternative approach is permissible as a matter of legal principle.” [Emphasis added.]

35. The Supreme Court summarised the nature of newcomer injunctions at paragraph 238(ii):

“(ii) Such an injunction (a "newcomer injunction") will be effective to bind anyone who has notice of it while it remains in force, even though that person had no intention and had made no threat to do the act prohibited at the time when the injunction was granted and was therefore someone against whom, at that time, the applicant had no cause of action. It is inherently an order with effect contra mundum, and is not to be justified on the basis that those who disobey it automatically become defendants.”

Discussion and analysis

Service of the injunction

36. Alternative service of the Amended Interim Injunction was considered and authorised by Ritchie J at paragraph 11 of the Combined Directions Order of 19 May 2023. The Court does not have a transcript of the judgment of Ritchie J. However, his requirements as the alternative service are in substance the same as the provisions as to alternative service authorised by Hill J when granting the original interim injunction on 22 December 2022. The transcript of her judgment [[2023] EWHC 56 (KB)] expressly considers the appropriate method

of alternative service in the context of the requirements of *Canada Goose*. The Defendant does not take issue with the methods of alternative service authorised by Ritchie J nor has he availed himself of liberty to apply provision provided to any person affected by the order.

37. What is in issue is whether the Third Claimant can prove to the criminal standard of proof that the Amended Interim Injunction has been served as required by paragraph 11.
38. Mr Robinson, on behalf of the Defendant, submits that the Claimants have failed to comply with the alternative service provision embodied in paragraph 11(9) of the Combined Directions Order by failing to maintain official road signs on Kenrick Way. No issue is taken with the compliance with the other aspects of paragraph 11. He argues that the Third Claimant must demonstrate that it had a reasonable system of inspection to maintain the injunction road signage but that there is no evidence of any such system. He suggested an inspection regime of possibly every 3 to 4 weeks was required to satisfy the ongoing maintenance obligation. He further submits that the remaining sign on Kenrick Way was insufficient to discharge the obligation for signage on the basis that it was too small and pointed out across the carriageway rather than towards drivers.
39. Mr Singleton, on behalf of the Third Claimant, relies on the evidence of Mr Brown as to service. He submits that the alternative service provisions do not prescribe specific sites at which signage must be erected and maintained. He argues that “maintaining” the signage in the context of paragraph 11(9) should be construed as meaning keeping the signage under review and, if signage is removed, reinstating it in a reasonable period. He submits the fact that Mr Sandu inspected the signage 5 days after the Defendant’s arrest demonstrates the ongoing oversight on the part of the Claimants.
40. The affidavit evidence of Mr Brown, dated 29 June 2023, was not challenged. In that statement he adopts the contents of his witness statement of 13 June 2023, which deals with the steps taken to comply with paragraph 11 of the Combined Directions Order. At paragraph 15 of his statement, he states: “I can confirm that the signage continues to be displayed, both at fixed locations and at regular intervals on digital signage, as described above, throughout the Black Country area.” That evidence has not been challenged. The evidence of Mr Sandhu is that three signs had originally been installed on Kenrick Way as an identified car cruising hotspot. That aspect of Mr Sandhu’s evidence has not been challenged. Neither has the Defendant challenged the reasonableness of the erecting three signs on Kenrick Way. In light of the combination of that evidence, I am satisfied to the criminal standard and find as a fact that as at 29 June 2023, the date of Mr Brown’s affidavit, the three signs were displayed on Kenrick Way. Those signs, being situated in an identified car cruising hot spot, complied with the requirements of paragraph 11(9). It therefore follows that two of the signs on Kenrick Way must have been removed at an unidentified time, and without the Claimants’ permission, between 29 June 2023 and Mr Sandhu’s inspection on 3 August 2023. In other words, at some stage over a five week period.

41. Paragraph 11(9) of the Combined Directions Order requires the Claimants to “[maintain] official road signs (fixed, and temporary) throughout the Black Country Area in locations that are, or have been, hotspots car cruising activity...” The interpretation of the obligation under that clause has to be construed in the context of paragraph 11 as a whole. The alternative service provisions were no doubt designed to ensure that details of the Amended Interim Injunction entered the public domain in a multitude of ways. This included via print media, radio, television, social media (both of the Claimants and the police), the Claimants’ websites, hard copies at the Claimants’ offices, YouTube, electronic road signage and fixed road signage. It is also relevant that, simultaneously with the granting of the Amended Interim Injunction in this case, a similar injunction was granted in favour of Birmingham City Council, the neighbouring local authority and the one where the Defendant lived, in claim KB-2022-BHM-000221. As the Combined Directions Order demonstrates, similar provisions as to alternative service of that injunction were made. The practical effect therefore was that there will have been publicity over a large geographical area as to the granting of injunctions to prevent car cruising. The obligation to maintain official road signs is thus but one of a plethora of means by which the Amended Interim Injunction was to be promoted.
42. It is further relevant that paragraph 11(9) imposes no requirement to erect signage in specific locations or to erect a specified number of signs in a hotspot or is it prescriptive as to the size or how the signage is to be installed. The obligation to maintain has to be seen against the fact that the Claimants were given significant latitude as to how and where to install signage.
43. In my judgment, the obligation to “maintain” the signage means to reasonably maintain. It would be unworkable and contrary to the public interest to impose a requirement that the Claimants must ensure that the signage is always be in place, not least because it would allow those wishing to engage in car cruising to circumvent the order by simply removing the signage. The evidence before the Court is that the Third Claimant was reasonably maintaining the signage at Kenrick Way. The very fact that Mr Sandhu undertook an inspection on 3 August, just 4 working days after the Defendant’s arrest, demonstrates the Third Claimant’s commitment to checking the signage. Mr Robinson’s submission that an inspection is required “possibly every 3 to 4 weeks” is unsupported by any authority. It also ignores the reality that, once an inspection reveals a sign is missing, the Claimants will need a reasonable time to source a replacement. On the time scales in this case, the two signs were missing for, at most, five weeks. Even an inspection every 3 to 4 weeks is unlikely to have yielded a replacement sign prior to the 29 July 2023. The Defendant’s position ignores the other multiple means by which notice of the Amended Interim Injunction was served. As such, I am satisfied to the criminal standard that the Claimants served the Amended Interim Injunction as required by paragraph 11 of the Combined Directions Order.

The Defendant’s state of knowledge

44. Mr Robinson, on behalf of the Defendant, submits that in order for the Third Claimant to establish contempt, it must prove that the Defendant had personal knowledge of the existence of an injunction albeit not necessarily the detail of

the terms. In the course of his submissions, he expanded upon this arguing that the requisite knowledge of the order requires something more than service. In support of his argument, he relies on the judgment in *P v P* that a “contempt cannot be established, for example, against an individual who, unaware of the existence of the order, acts contrary to its terms.” He further argues that *Wolverhampton City Council v London Gypsies and Travellers* supports his proposition in that it refers to a contemnor’s knowledge as being a requirement for a finding of contempt: “anyone who knowingly breaches the injunction is liable to be held in contempt, whether or not they have been served with the proceedings.” [At para. 132] Mr Robinson does not accept that *Cuciurean* applies to a defendant who has no knowledge of an order at all.

45. Mr Singleton, on behalf of the Third Claimant, does not accept the Defendant’s analysis. He submits that although some historic authorities, such as *P v P*, indicated that an act undertaken in ignorance would not sound in contempt, that issue has been clarified in *Varma*. He submits that the position is further clarified in *Cuciurean* which establishes that service equates to notice such that personal knowledge is not a required element. Mr Singleton argues that *Wolverhampton City Council v London Gypsies and Travellers* has to be read in light of *Cuciurean* to the effect that, if someone is served, they are fixed with knowledge of the injunction.
46. In my judgment, the decision in *P v P* has to be read in light of the subsequent decisions of the Court of Appeal. The Defendant cannot simply cherry pick a historic authority without recognising subsequent developments in the law. In *Varma* the Court of Appeal held that *Irtelli v Squatriti*, in which contempt proceedings failed on the basis that it could not be proved that the defendant had intentionally breached the injunction, could not stand. *Varma* established that “once knowledge of the order is proved, and once it is proved that the contemnor knew that he was doing or omitting to do certain things, then it is not necessary for the contemnor to know that his actions put him in breach of the order; it is enough that as a matter of fact and law, they do so put him in breach.”
47. The problem with the Defendant’s submission on this issue is that it requires the Third Claimant to prove not only service, which it has done, but also something more, namely that the Defendant did not have personal knowledge of the Amended Interim Injunction. The requirement to prove “something more” was considered by the Court of Appeal in *Cuciurean* where, at paragraph 56, Warby LJ held that “there is no authority to support any such proposition. More than that, the proposition appears contrary to authority.” Warby LJ went on, at paragraph 58, to agree with the first instance judge’s view that such a formulation “replaces the very clear rules on service with an altogether incoherent additional criterion for the service of the order.” The Defendant’s argument in this case gives rise to exactly the same concerns. Instead of service being governed by the express terms of paragraph 11 of the Combined Directions Order, an additional criterion would have to be applied. That additional criterion is not only vague (“knowledge of the existence of the injunction albeit not the precise terms”) but founded on matters than can only be in the personal knowledge of the Defendant.

48. The Defendant's submission that the decision of the Supreme Court in *Wolverhampton City Council v London Gypsies and Travellers* undermines the position of the law as held at paragraphs 54 -62 of *Cuciurean* is unattractive. It must be borne in mind that the issue before the Supreme Court was not whether personal knowledge was required to establish contempt, nor did the Supreme Court overrule *Cuciurean*. Moreover, in my judgment, insofar as paragraph 132 of *Wolverhampton* requires an individual to "knowingly" breach an injunction before contempt can arise, such a formulation is consistent with the decision in *Cuciurean*. Warby LJ, at paragraph 58, held that "'notice' is equivalent to 'service' and vice versa..." The knowledge referred to by the Supreme Court in *Wolverhampton* is to be equated with the notice provided by service. There is thus no inconsistency on this issue between *Cuciurean* and *Wolverhampton*.
49. For the aforementioned reasons, the Defendant's submissions on this issue are flawed and contrary to the current authorities. The Third Claimant has proved service in accordance with paragraph 11 of the Combined Directions Order and does not additionally need to prove that the Defendant was personally aware of the existence of the order.
50. The Defendant's state of knowledge may however be important if all other aspects of the contempt are established and the Court has to determine what action to take thereon. The parties have requested that the Court make a finding of fact at this stage as to the Defendant's state of knowledge.
51. The Court raised with the advocates the issue as to the burden and standard of proof in establishing the Defendant's state of knowledge. Each party has diametrically opposing positions on the point but neither can take the Court to any authority in support of their propositions.
 - i) The Third Claimant submits that, assuming all elements of the contempt have been proved by the Third Claimant to the criminal standard, the burden then falls on the Defendant to prove on the balance of probabilities that he had no personal knowledge of the Amended Interim Injunction. In other words, that the breach was non-contumacious. Mr Singleton submits that such is a matter of mitigation not defence. As the facts are within the personal knowledge of the Defendant, it follows that the Defendant must establish them.
 - ii) The Defendant submits that whilst the Defendant has an evidential burden, it is for the Third Claimant to disprove the alleged lack of personal knowledge to the criminal standard. Mr Robinson draws an analogy with the law of self-defence in criminal law.
52. Per *Cuciurean* at paragraph 58, a defendant's state of knowledge may be important in deciding what action to take in respect of any proved contempt. It is not however a constituent element of the contempt. By the time the Court is considering sentence, it necessarily follows that the Court must already have been persuaded that a claimant had proved the contempt to the criminal standard.

53. The authors of Blackstones Criminal Practice 2024 at D:20.81 provide the following commentary under the heading ‘Requirement to Prove Mitigation’:

“D20.81

... The requirement to prove mitigation should not be confused with the resolution of a factual dispute as to the circumstances of the offence in a Newton hearing (see D20.8 et seq.). The cases appear to draw a distinction between 'true Newton' situations, where the dispute is about the immediate circumstances of the offence, and what have been described as 'reverse Newton' situations. In the latter, the dispute is about extraneous matters about which the prosecution witnesses are unlikely to have any knowledge. Since these matters would not have formed part of the prosecution case, or be within the prosecution's knowledge, and may well be within the peculiar knowledge of the offender, the rule is that the onus of satisfying the judge rests on the defence.”

54. In *R v Guppy* (1995) 16 Cr. App. R. (S.) Hirst LJ considered the burden of proof in relation to Newton hearings and mitigation and held:

“... There seems to us to be a marked difference in principle between the Newton situation (where the issue goes directly to the facts and circumstances of the crime itself as presented respectively by the prosecution and defence), and consideration of extraneous facts put forward in mitigation, which will usually be within the exclusive knowledge of the defendant or appellant himself, and will have been raised by him entirely on his own initiative.

We agree with the view of the editors of Archbold , and we consider that if his extraneous mitigation is of doubtful validity, he should have to make it good, and that the prosecution should not be obliged to disprove it...

As a result we hold that, in relation to extraneous matters of mitigation raised by a defendant or appellant, a civil burden of proof rests on the defendant or appellant, though of course in the general run of cases the sentencing judge will readily accept the accuracy of defending counsel's statements in this context.”

55. The Defendant's asserted lack of personal knowledge is irrelevant to the proof of contempt. It bears on mitigation only. It is a not matter upon which the Third Claimant's witnesses could have any knowledge, being something within the peculiar knowledge of the Defendant. By analogy with the position in criminal law discussed above, in my judgment the Defendant thus bears the burden in establishing his state of personal knowledge to the civil standard of proof. Such an approach is not only consistent with the criminal jurisdiction, but it accords with first principles that the burden of proof lies on the party making the assertion. [See for example, *Robins v National Trust Co* [1927] AC 515 at 520]. As a matter of principle, it would therefore be illogical to impose a further requirement on a claimant to prove an ingredient not forming part of the contempt to the criminal standard. The Defendant's analogy with self-defence is flawed; whereas self-defence provides a complete defence to an offence, a

lack of personal knowledge in the context of contempt is a matter of mitigation only.

56. Furthermore, as noted by Nicklin J in *MBR Acres* [at para. 28(1)], a party affected by an alternative service provision has the ability to apply to vary the terms. If the Defendant had issued an application to vary the service provision, the burden of proof would have rested on him on the balance of probabilities to prove his application. It would therefore be inconsistent with the operation of the liberty to apply procedural safeguard if a defendant who has not sought to vary the alternative service provisions, is put in a more advantageous position than someone who has.
57. For the aforementioned reasons, I proceed on the basis that it is for the Defendant to prove his personal state of knowledge on the balance of probabilities.
58. The Defendant's assertion to the Court that he was unaware of the injunction, together with his similar comment to the police officers on arrest, are wholly self-serving and need to be assessed against his credibility as a whole. The Defendant was an unsatisfactory witness. At times in his oral evidence he was evasive and on other occasions his account was inconsistent with the account he gave in his witness statement. By way of example:
 - i) In his witness statement, the Defendant contended that he "drove down the M5 from Rednal to West Bromwich to meet some friends to go for a drive and get some food." That account provides two reasons for visiting West Bromwich: (1) to meet some friends to go for a drive and (2) to get some food. His oral evidence was materially different. He told the Court that (1) he was already driving with one friend in convoy on the M5; (2) he made a spur of the moment decision to go to West Bromwich, not to "meet friends to go for a drive", but to go and look at the gathered cars and let people see his car; (3) he was not planning to get some food in West Bromwich but had been planning to do that closer to home in Birmingham. His witness statement was startling by its brevity running to only a handful of sentences. It was therefore surprising that he was not able to maintain his original account when giving his oral evidence and this is, in my assessment, a sign that he was not telling the truth about his reasons for visiting West Bromwich that evening.
 - ii) His evidence that he made an impromptu decision to leave the M5 motorway to simply observe other cars when he saw "all the cars on the other side of the road and decided to take a look" is fanciful. The car cruise was not taking place on the M5. It was taking place in West Bromwich on Kenrick Way. The sighting of multiple vehicles on a motorway at nearly 11pm is most unlikely to have alerted a hitherto uninformed driver to the fact that a car cruise was taking place nearby, still less where to find the said car cruise.
 - iii) His evidence as to how he and his friend made the decision to leave the motorway to drive to Kenrick Way was evasive. On his own evidence his friend was driving in front in another vehicle. When he was asked

how the both made the joint decision to leave the motorway, he paused before suggesting they spoke by mobile phone. The far more likely explanation is that the decision to visit Kenrick Way was a decision that had been taken prior to the two vehicles leaving Rednal.

- iv) Although the Defendant's evidence was that he was only planning to "stop and look at the cars," the video evidence clearly demonstrates that this is not what he did. On his own case he accepted driving in one direction along Kenrick Way before coming back on himself. He made no effort to pull off onto any of the side roads, as other spectators had done. If, as he asserts, he was looking for somewhere to pull over but it was too busy, the same would have been apparent when he first drove down Kenrick Way and he could have departed the scene.
- v) The Defendant's evidence is that he told the police he didn't even have a "section 59." He told the Court that he was aware of such notices from other friends who had been stopped for anti-social driving and received such a warning. The "section 59" refers to s.59 of the Police Reform Act 2002 which gives the police the ability to give a warning to persons using vehicles in a manner causing alarm, distress or annoyance, prior to seizing such vehicles if the conduct is repeated. Most members of the public are likely ignorant of such a police power and it is revealing that the Defendant admits associating with those who have fallen foul of this provision.
- vi) On the Defendant's own case, he went to Kenrick Way both to look at other people's cars but also for others to see his car. The Defendant's car was a distinctive orange Seat Leon. The fact that he thought other car enthusiasts may want to view his vehicle at around 11pm in an urban residential area provides a revealing insight into who he thought would be at such an event.
- vii) The Defendant failed to provide any credible explanation as to why he was following his friend who was driving in the lead vehicle. Whilst he suggested that the two were planning to go for food, this does not bear scrutiny. The Defendant had collected his friends' two dogs from Rednal to look after them for the week whilst his friend went away. If, as he told the Court, he was planning to get food closer to his home in Birmingham, it makes no sense for the Defendant to have driven to Rednal to collect the dogs only for his friend to then drive all the way back towards Birmingham to eat. The far more likely explanation is that the two friends were driving in convoy to the car cruise, with the intention of thereafter separating and going to their respective homes. The Defendant provided no details as to his friend's identity, let alone did he call him to give evidence in support.

59. For the aforementioned reasons, I conclude that the Defendant is not a reliable witness. The Defendant's evidence establishes that he has an interest in cars; he associates with others who also have an interest in cars including those who have received s.59 warnings for anti-social behaviour; he has a distinctive car that he believes others may want to see; he knows how to locate a car cruise

occurring late at night in an urban residential area many miles from his home and is prepared to attend and participate in such a car cruise. He is, in my judgment, someone who is clearly part of a community of individuals who are interested in car cruising. His evidence to the Court that he was wholly oblivious to the very existence of an injunction prohibiting car cruising cannot be believed. The existence of the Amended Interim Injunction, and the original interim order, have been publicised extensively in the Black County and indeed wider West Midlands since being granted in December 2022 with a further wave of publicity in May 2023. Against that background, the Defendant falls hopelessly short in proving on the balance of probabilities that he was unaware of the existence of the injunction. Indeed, even if my earlier finding as to the burden and standard of burden of proof on the knowledge issue were later held to be incorrect, such is the incredulity of the Defendant's account, I would have been persuaded to the criminal standard that the Defendant knew of the existence of the Amended Interim Injunction.

The Defendant's driving on Kenrick Way

60. Although the principal issues in dispute in this application are those of service and state of knowledge, the Defendant, as he is entitled to do, puts the Third Claimant to strict proof as to the other elements of contempt.
61. The Third Claimant must prove to the criminal standard that the Defendant's actions that evening fell within that prohibited by paragraph 1 of the Amended Interim Injunction and that he intended to do the action alleged. Having considered the evidence of PC Lewis and viewed the video evidence, I am satisfied to the criminal standard that the Defendant's actions breach the order:
 - i) The evidence of PC Lewis and the video evidence establishes that the Defendant was a driver of a motor vehicle on a road within the Black Country Area (as defined) between the hours of 3.00pm and 7.00am. The Defendant does not challenge this.
 - ii) The video evidence provides a clear visual of the large number of vehicles that were gathered on and immediately adjacent to Kenrick Way. Indeed, the Defendant's own case is that it was too busy for him to stop. The volume of vehicles thus satisfies the requirement of paragraph 1 there be a gathering of 2 or more persons.
 - iii) Paragraph 1 requires a driver to have engaged in "motor racing or motor stunts or other dangerous or obstructive driving." The video evidence again provides a clear visual of the manner of the Defendant's driving. The dual carriageway is in an urban residential area with a 40mph speed limit. Notwithstanding that it was nearly 11pm, the road is busy with other cars driving at speed, there are multiple vehicles parked adjacent to Kenrick Way and multiple pedestrian spectators lining the roadside. The video footage shows the Defendant's vehicle accelerate hard away from the traffic island at Spon Lane alongside other vehicles also proceeding at speed in the same direction. His vehicle is initially in the outside lane, overtakes two vehicles then undertakes another. He then pulls back into the outside lane and overtakes another vehicle before

attempting to undertake again but gets stuck behind slower moving traffic in both lanes. The police evidence, which was not challenged, is that the police car followed the Defendant's vehicle at 75-80mph and did not catch up until the Defendant was forced to slow behind other traffic approaching Telford Road traffic island. The manner of the Defendant's driving is clearly deliberate and consistent with 'motor racing' and 'obstructive driving' as prohibited by paragraph 1. I do not however find the driving to be that classified by the order as a motor stunt.

Conclusion

62. The Third Claimant had proved to the criminal standard that the Defendant's actions on 29 July 2023 amounted to civil contempt. The Amended Interim Injunction was served in accordance with the alternative service provisions, the establishing of contempt was not dependent on the Third Claimant proving that the Defendant had personal knowledge of the order and, in any event, the Defendant was so aware of the existence of the Amended Interim Injunction. The matter will be listed for the handing down of this judgment and to hear submissions as to the appropriate penalty.

Following the handing down of the written judgment and submissions from the parties as to the appropriate penalty, the following extempore judgment was delivered.

APPROVED JUDGMENT ON SENTENCE

[Taken from a transcript of the hearing]

1. Mason Phelps appears before this court in respect of a proved contempt arising from his breach of an interim injunction granted by Hill J by order of 22 December 2022, as amended by Ritchie J on 19 May 2023. The breach occurred on 29 July 2023, and the facts thereof are set out in a written reserved judgment that the court handed down earlier this morning following a contempt trial on 4 January 2024. It now falls for the court to determine the appropriate penalty in relation to the contempt.
2. Turning to the approach to sentencing, the court reminds itself that the objectives when imposing penalties for civil contempt are those as set out by the Court of Appeal in *Lovett v Wigan Borough Council* [2022] EWCA Civ 1631 at paragraph 39. Those objective are, in the following order: ensuring future compliance, punishment and rehabilitation.
3. This court has sentenced a number of other individuals within these proceedings for contempt. As I have done in those previous sentencing exercises, I adopt the

approach to assessing sanctions as summarised by the Supreme Court in paragraph 44 in *The Attorney General v Crosland* [2021] UK SC 15, and endorsed by the Court of Appeal in *Breen v Esso Petroleum Limited* [2022] EWCA Civ 1405.

4. The Sentencing Council does not produce guidelines for breach of a civil injunction. However in *Lovett v Wigan Borough Council* the Court of Appeal endorsed the use of the sentencing matrix that is contained in Annex 1 of the Civil Justice Council's report of July 2020 in relation to orders made under the Anti-social Behaviour Crime and Policing Act 2014. In the case of *Birmingham City Council v Lloyd* [2023] EWCA Civ 1355 the Court of Appeal endorsed the use of the *Lovett* guidance by analogy when sentencing cases of contempt that involve anti-social type conduct. *Birmingham City Council v Lloyd* has direct parallels with the case before the court this morning, because it too concerned contempt proceedings arising from breach of a car cruising injunction granted in favour of the neighbouring Local Authority.
5. I proceed on the basis that the defendant's driving on 29 July amounted to a form of anti-social behaviour, and it is therefore appropriate for the court to apply the Civil Justice Council matrix by analogy.
6. I turn to consider the appropriate category of culpability. In my judgment Mr Phelps's actions on 29 July fall to be assessed as medium culpability. His action in gathering at Kenwick Way, and driving with others in the manner he did, was clearly a deliberate act. I accept it is not the highest category of culpability, as this was a first breach, and there is no evidence that he was involved in the organisation of the event.
7. As to the category of harm, the claimant contends this falls within category 1. The defendant concedes that the court may well take the view that this falls within category 1. In assessing the level of harm, the court has to take into account the level of harm that was actually caused, but also that that was intended or was at risk of being caused by the breach. The willingness to engage in racing at speeds of 75 to 80 miles an hour encourages other to partake in similar behaviour. What happened here occurred in an urban area, with a significant volume of traffic using the road, and with spectators present. Racing in such circumstances creates a very obvious high risk of serious harm to other road users and pedestrians. As this court has said to others involved in similar behaviour, it was a matter of luck not judgment that no one was injured or worse, or property damaged. The potential consequences of car cruising are demonstrated by fatalities that occurred at an incident in a similar area in 2022. That said, I nonetheless take the view that the category of harm can properly be considered within category 2, albeit it is at the higher end of that middle category.
8. Applying the Civil Justice Council's matrix, a culpability B, category harm 2 case has a starting point of a one month custodial sentence, with a range of adjourned consideration to three months' imprisonment. If one were consider a culpability B, category 1 harm, which I accept this is not quite in terms of harm, the starting point would have been one of three months' imprisonment.

9. The court then has to look at whether there are aggravating or mitigating circumstances. In my judgment there is one aggravating factor in this case, and that is that the breach took place at a time when the defendant was subject the operational period of a suspended sentence. On 30 September 2021 Warwick Crown Court passed a sentence of fifteen months' imprisonment, suspended for twenty-four months. There in July 2023 the defendant was still within the operational period, albeit within two months of the end thereof.
10. There are however mitigating features to take into account. Mr Phelps is still a relatively young man at aged 27 years, and he has a history of committed employment, being self-employed in exhibition work. I accept that which is submitted on his behalf, namely that he usually receives a gross income of between £2,000 and £4,000 per month. He is not in work at the moment, having been involved in a completely unrelated road traffic accident on 29 November 2023, such that he is physically incapable of work at present. His expectation is that he will return to work in a month or so.
11. I also take into account that this is a first breach of the injunction. Further, as a result of the contempt allegation being contested such that a trial was required, a number of months have now passed since events at the end of July 2023. During that time the defendant has demonstrated his ability to comply with the interim injunction.
12. Taking the aforementioned matters into account, in my judgment neither deferred consideration or a fine would be a sufficient sentence for this breach of the High Court injunction. The participation in a street cruise as a driver, driving at speeds close to twice the legal limit in an urban area with other road users around, is so serious that only a custodial penalty will suffice.
13. The provisional sentence, before consideration of the question of whether the sentence can be suspended, will be one of forty-two days' imprisonment. That sentence takes into account the fact that Mr Phelps spent two days in custody when he was arrested, as there was a Sunday between his arrest and production before the court. Mr Phelps is not entitled to any credit for any admission as the contempt was found proved after a trial.
14. The court has to consider whether the sentence should be suspended. In my judgment this is clearly a case in which suspension is appropriate. As the Court of Appeal acknowledged in *Lovett*, ordinarily in instances of first breach suspension will be considered appropriate, to give the individual the opportunity to demonstrate that they can comply with the injunction. Given Mr Phelps's compliance over the last six-month period, the court has every reason to be confident that he will comply going forward. Therefore the sentence will be suspended for a period of twelve months from today, on condition of compliance with the terms of the interim injunction of Hill J, as amended by Ritchie J, and any other subsequent form of amended injunction order made in the case.
15. The claimant makes an application for costs. The costs that are sought are in accordance with an N260 costs schedule that has been provided. The costs claimed only include the costs up to the hearing on 5 October 2023. It is unclear

why the claimant had not chosen to seek its full costs, but that is something of a windfall for Mr Phelps.

16. The general rule under CPR 44.2(2) is that an unsuccessful party will be ordered to pay the costs of the successful party, but the court may make a different order. The claimant is clearly the successful party, having succeeded in establishing the contempt, and there is no reason to depart from the general order. Mr Phelps will therefore be ordered to pay the claimant's costs of the contempt application in principle.
17. Following clarification by the Court of Appeal in *The Secretary of State for Transport v Cuciurean* [2022] EWCA Civ 661, costs protection afforded by section 26 of the Legal Aid Sentencing and Punishment of Offenders Act 2012 to those in receipt of civil aid does not apply to those such as Mr Phelps in receipt of Legal Aid for contempt proceedings. Therefore the order as to costs will be enforceable.
18. The costs fall to be assessed on the standard basis. Mr Phelps current lack of financial means is not a valid reason not to make a costs order, particularly in circumstances where he envisaged a return to work. His current means may however sound upon the instalments by which it is appropriate that the costs be paid. The claimed contribution to costs is £7,040.30. That sum is, in my judgment clearly proportionate in circumstances where the matter has proceeded to a full trial. I therefore assess the costs as drawn.
19. I am not going to make an order for payment by instalments today, because Mr Phelps's financial circumstances are likely to change radically when he returns to work and stops receiving Universal Credit. I will make an order for payment in full in three months. That time will give Mr Phelps an opportunity, once he is back in work or his financial position is certain, to make an application to the court for the order to be varied to pay by instalments. That application will need to be supported by evidence as to his means and will allow the court to make an informed decision as to the appropriate level of instalments, if any. It is not helpful to anybody for the court to try to set the level of those instalments today in the absence of clarity as to Mr Phelps' future work position.
20. The court has made a suspended order of committal. Mr Phelps has the right to appeal the order. Any appeal lies to the Court of Appeal Civil Division, and must be filed within 21 days of today.
21. I direct that a transcript of this judgment on sentence be obtained at public expense on an expedited basis. In due course both the written judgment on liability and the approved transcript of the judgment on sentence shall be published on the Judiciary website in the usual way.

HHJ Emma Kelly



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January 9, 2024

Committal for Contempt of Court: Wolverhampton City Council and others -v- Ms Rebecca Richold

[High Court \(https://www.judiciary.uk/subjects/high-court/\)](https://www.judiciary.uk/subjects/high-court/)

[King's Bench Division \(https://www.judiciary.uk/subjects/kings-bench-division/\)](https://www.judiciary.uk/subjects/kings-bench-division/)

[Committal for Contempt of Court \(https://www.judiciary.uk/judgment-types/committal-for-contempt-of-court/\)](https://www.judiciary.uk/judgment-types/committal-for-contempt-of-court/)

Neutral Citation Number: [2024] EWHC 162 (KB)

Case No: KB-2022-BHM-000188

In the High Court of Justice
King's Bench Division
Birmingham District Registry

9 January 2024

Before:

Her Honour Judge Emma Kelly

Between:

Wolverhampton City Council

Dudley Metropolitan Borough Council

Sandwell Metropolitan Borough Council

Walsall Metropolitan Borough Council

-v-

Ms Rebecca Richold

Order

HER HONOUR JUDGE EMMA KELLY :

1. Ms Rebecca Richold appears before the court in respect of an admitted contempt arising from her breach on 2 September 2023 of an interim injunction granted by Hill J on 22 December 2022, as amended by order of Ritchie J on 19 May 2022. This judgment deals with the appropriate penalty for the contempt of court.

2. Both parties are represented today. Ms Richold has the benefit of representation by her solicitor, Mr Harrington. For the remainder of this judgment, I will refer to Ms Richold as the defendant for reasons of convenience.

3. These are contempt proceedings and therefore the burden rests on the claimants to establish the allegations of contempt to the criminal standard; that is beyond reasonable doubt. The proceedings nonetheless remain civil proceedings.

Background

4. In late 2022 the claimants issued an application for an interim injunction aimed at prohibiting street or car cruising

on the streets of their respective administrative areas. The geographical area is collectively referred to as the Black Country and the claim as the Black Country claim.

5. On 22 December 2022, Hill J granted an interim injunction on an informal notice only basis prohibiting street cruising in the Black Country. As Hill J noted at para. 5 of her judgment ([2022] EWCA Civ 56 (KB)):

“There is no statutory definition of car cruising or street cruising as far as I am aware, but it involves, (to adopt the wording of the draft injunction in the Wolverhampton case) gatherings of two or more people where some of those present engage in motor racing, motor stunts, or other dangerous or obstructive driving. Street cruises attract participants who, whether or not they are taking part in driving or riding, support and encourage others to do so, play loud music, rev their engines, show off their cars and engage in other similar antisocial activities. These activities are highly dangerous, have caused serious injury and, in some cases, fatalities. The activities taking place at these cruises are frequently unlawful.”

6. The interim injunction was reconsidered by Freedman J at a hearing on 5 February 2023 when the terms remained unchanged. They were further considered at a hearing before Ritchie J on 19 May 2023 when he amended the terms. He granted permission for a fourth defendant to be added to the proceedings. That fourth defendant is the category of defendant within which the defendant falls. The fourth defendant is defined as:

“Persons unknown being drivers, riders or passengers in or on motor vehicles who participate between the hours of 3pm and 7am in a gathering of two or more persons within the Black Country area shown on plan A (attached) at which such defendants

engage in motor racing or motor stunts or other dangerous or obstructive driving.”

7. By paragraph 1 of an interim injunction, as amended by Ritchie J:

“It is forbidden for any of the fourth defendants from being a driver, rider, or passenger in or on a motor vehicle to participate between the hours of 3pm and 7am in a gathering of two or more persons within the Black Country area shown on plan A (attached) at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.”

8. The order defined what was meant by “motor stunt” as being “driving manoeuvres that are often undertaken at such gatherings, including but not limiting to,” four specific types of manoeuvre. It is not alleged that the defendant engaged in motor stunts and thus those provisions are not relevant to this contempt application. A power of arrest was attached to the amended order. The interim injunction was ordered to remain in force until the hearing of the claim unless varied or discharged by further order. The final hearing of the claim has not yet occurred and is listed to take place in February 2024.

Service

9. Paragraph 9 of the case management order Ritchie J made on 19 May dispensed with the need for personal service of the amended interim injunction order and the power of arrest on the persons unknown defendants. Paragraph 11 of that order set out various steps the claimants had to undertake to effect alternative service of the amended interim injunction. The affidavit of Paul Brown on behalf of Wolverhampton City Council of 29 June 2023 dealt with the steps the Claimant had taken to effect alternative service. His affidavit adopts and exhibits his two earlier witness statements addressing service. In particular, his statement of 16 June 2023 set out the steps

that had been taken to comply with the alternative service provisions.

10. The defendant takes no issue with service. Paragraph 7 of my order of 4 October 2023 made in the context of a case management hearing in the substantive claim and, thus to the civil standard of proof, made a declaration as to valid service. Having considered Mr Brown's evidence and noting the admission that is made, I am satisfied for the purpose of the contempt application that there has been appropriate service of the amended interim injunction order.

Events on 2 September 2023

11. The written evidence of PC Lewis dated 3 September 2023 sets out the background leading to the defendant's arrest. At around half past ten on 2 September, he was on duty with a police colleague on Manor Way in Halesowen in an unmarked police car following a report of large amounts of vehicles gathering in that area. He saw a large number of vehicles parked either side of Manor Way and a number of spectators. On that occasion, he saw the defendant's red car travelling in excess of 40 miles per hour in convoy with other vehicles heading onto the M5 northbound. Those events do not form part of the contempt allegation but they provide relevant factual background.

12. The police then started to receive calls from the public reporting street racing at Kenrick Way in West Bromwich. PC Lewis and his colleague attended Kenrick Way and at around 2254 hours saw the defendant's vehicle travelling around the Spon Lane roundabout and accelerating down Kenrick Way towards the roundabout with Telford Way. The police officer described the defendant racing with other vehicles and the police following at 75 to 80 miles per hour. The police illuminated their blue lights and stopped and arrested the defendant. The police produced video footage from body-worn cameras showing the driving both on Manor Way and later on Kenrick Way. The court has had the opportunity of watching that video evidence.

13. Following the defendant's arrest, she was produced before the court on the morning of Monday, 4 September.

She was granted bail and the claimants were ordered to file and serve an N600 contempt application. They did so and the allegation against the defendant is drafted in the following terms:

“On 2 September 2023 around 10.54pm the defendant was driving a vehicle SEAT Ibiza VO68 SBF at speeds of approximately 75 to 80 miles per hour and was racing other vehicles on Kenrick Way, West Bromwich, West Midlands.”

14. The matter was listed for a hearing on 28 September 2023 when the defendant made a written admission to breaching the injunction but a material dispute remained between the parties as to the speed at which the defendant was driving. The matter was therefore listed for hearing today to hear oral evidence and determine that factual dispute.

15. However, on 2 January 2024, the defendant made a further written admission in the following terms: “she was driving a SEAT Ibiza FR registration VO68 SBF on Kenrick Way and engaged in a street cruise that included racing at that time in breach of the injunction dated 22 December 2022. She has maintained that her speed was slightly less than that of a pursuing police motor vehicle because that officer is shown on the police video closing the gap on her vehicle and overtaking her.”

16. The court has had the opportunity of watching the video evidence and, in particular, the second video clip of a series of three which shows the driving on Kenrick Way. It is apparent from that video that the defendant’s vehicle accelerates very hard along Kenrick Way off the island at Spon Lane in the outside lane. Some distance down the road, she signals to the left and pulls into lane 1, at which point another vehicle overtakes her. The police also accelerate very hard after the defendant’s vehicle and one of the police officers can be heard on the video footage to say they were travelling at 75 miles an hour at the point in time in which they are very close to the defendant’s vehicle.

17. The video shows the police officers pass the defendant's vehicle some distance away from the roundabout with Telford Way in circumstances where the defendant is not yet having to slow her vehicle because of other traffic in front of her. Therefore, the defendant's case that her speed was slightly less than that of the pursuing police officer is one which, in my judgment, is borne out by the video evidence. While she was clearly travelling at a very significant speed and very significantly in excess of the 40 mile an hour speed limit, I can understand and accept why she did not make an admission that she was travelling at 75 to 80 miles per hour. In my judgment, and bearing in mind the criminal standard of proof, I assess her speed as being slightly less than that of the police officers who pass her to pursue another vehicle in front. It is not possible to say with any degree of accuracy precisely what that speed is but the observations I have just made will form the basis upon which I sentence. Taking into account the admission and having seen the video evidence and read the police evidence, I am satisfied that the contempt has been proved to the criminal standard in so far as the defendant was racing with other vehicles within the prohibited area and time.

Approach to sentence

18. The court reminds itself that the objectives when imposing penalties for civil contempt are those as set out by the Court of Appeal in *Lovett v Wigan Borough Council* [2022] EWCA Civ 1631 at paragraph 39. They are, in the following order: ensuring future compliance; punishment and rehabilitation.

19. This court has sentenced a number of individuals within these proceedings for contempt. In each of those cases, I adopted the approach to assessing sanctions as summarised by the Supreme Court at para. 44 of the judgment in *Attorney-General v Crosland* [2021] UKSC 15 and endorsed by the Court of Appeal in *Breen v Esso Petroleum Company Limited* [2022] EWCA Civ 1405. For the sake of brevity in this judgment, I will not read out para. 44 but make it clear that I have taken that into account.

20. The Sentencing Council do not produce guidelines for sentencing breaches of a civil injunction. In *Lovett* the Court of Appeal endorsed the use of the sentencing matrix contained in Annex 1 of the Civil Justice Council's July

2020 report in the respect of contempt arising from orders made under the Anti-social Behaviour, Crime and Policing Act 2014. In the recent case of *Birmingham City Council v Lloyd* [2023] EWCA Civ 1355, the Court of Appeal endorsed the use of the *Lovett* guidance by analogy when sentencing contempt that involves anti-social type conduct. *Birmingham City Council v Lloyd* has direct parallels with the index case because it also concerned contempt proceedings arising from breach of a car cruising injunction granted in favour of the neighbouring local authority in a claim which is being case managed alongside the index proceedings. I therefore apply the *Lovett* matrix by analogy.

21. As to the level of culpability, the parties contend that it falls within culpability B. I agree. The defendant's actions in racing along Kenrick Way were clearly deliberate and not happenchance.

22. As to the category of harm, the court is entitled to take into account not just the level of harm that was actually caused but also that that was intended or at risk of being caused by the breach. Racing with other vehicles at high speed on a 40 mile per hour urban dual carriageway in busy conditions gives an obvious risk of high harm, more so given the volume of other vehicles on the road and the presence of pedestrian spectators. As this court has said in other similar contempt proceedings within this claim, it was luck rather than good judgment that no one was injured or property damaged. The claimants submit that the category of harm falls at the higher end of category 2 or at the bottom end of category 1. The defendant contents it is a category 2 harm case. In my judgment, it does properly fall within category 2, albeit towards the higher end of that category.

23. Applying that to the *Lovett* matrix, a category B2 case has a starting point of one month imprisonment with a category range of adjourned consideration to three months' imprisonment. To that one has to factor in my conclusion that the harm falls at the higher end of the category 2 range.

24. The court then has to consider any further aggravating or mitigating circumstances. In my judgment, there were two aggravating factors in this case. Firstly, the presence of the defendant with others earlier in the evening in

Halesowen. Although that does not form part of the contempt matter before the court, it demonstrates her interest and willingness to participate with others in an anti-social behaviour manner earlier in that evening. Secondly, I take as an aggravating factor the willingness of the defendant to travel some distance from her home address in Worcester to attend the events in West Bromwich.

25. There are, however, very significant mitigating factors in favour of the defendant. She was aged 19 at the time and I take her relative youth into account as a mitigating factor. This is her first breach of this injunction. She has no previous criminal convictions or cautions and is someone who is of positive good character. She was cooperative with the police on arrest and through her legal representative has expressed remorse for her actions.

26. The defendant is a private in the British Army and the court has the benefit of a character reference provided by her commanding officer, Major Ben Kelly. That document was provided on 25 September 2023 in advance of the earlier hearing and speaks in the highest terms of the defendant's abilities, her work commitment, her ethics and her focus on teamwork. It is clear from the letter that the defendant is highly regarded in her work environment. She has been frank with her employer about these proceedings and is accompanied today by her staff sergeant. She is clearly a valuable member of the Army serving as a chef but also having driving qualifications. In February 2024 she is due to go on deployment to Poland. All of the mitigation is taken into account. ken into account.

27. However, in my judgment the breach of the High Court interim injunction by engaging in street racing in this busy urban area is so serious that only a custodial penalty will suffice. The provisional sentence before consideration of credit for her admission and before consideration of the question of suspension is one of 36 days. It also takes into account the fact that the defendant has already spent two nights in custody following her arrest on the Saturday morning before production on Monday before the court. That in itself will no doubt have been a salutary experience for someone of good character.

28. The defendant is entitled to credit for her admission. The first opportunity to admit the contempt following

service of the evidence and receipt of legal advice would have been the hearing on 28 September. Admission at that stage would have attracted a one-third discount. At that hearing the defendant did make an admission but there was a material dispute of fact as to her speed, which she then estimated at around 55 miles an hour. In her later written admission on 2 January 2024 she revised her position on her speed upwards and avoided the need for any evidence to be called. In the criminal arena, credit for a guilty plea would usually be halved if a defendant was disbelieved at a Newton hearing. The defendant is not in that position as no contested hearing was required. Having read the police evidence, watched the video footage and considered the defendant's admission, I understand why the defendant was not prepared to accept she was travelling at 75-80mph given the police evidence as to their speed and that they overtook her. However, the defendant could have been franker at the hearing on 28 September and delayed until 2 January before making a fuller admission. In the circumstances, I propose to give the defendant a credit of 25 percent from the provisional sentence. That reduces the provisional sentence from 36 days to 27 days.

29. The court has to consider the question of suspension. In my judgment, this is a case in which the sentence clearly should be suspended. It is a first contempt in circumstances where I am satisfied there is a very realistic prospect of mitigation. The defendant is in stable, responsible, employment in circumstances where she is excelling in her career. Furthermore, the court has been told that the defendant has already modified her behaviour and stopped attending any such car meets, now only static car meets that are lawfully organised. The fact that the defendant is frank enough to accept she still maintains an interest in vehicles is to her credit.

30. The sentence will be suspended for a period of twelve months from today on condition of compliance with the terms of the interim injunction as amended by Ritchie J's order of 19 May or any subsequent form of amended injunction order that remains in place in this case.

31. The defendant has a right to appeal the suspended committal order. Any appeal must be made to the Court of Appeal Civil Division and must be filed within 21 days of today.

32. The claimants make no application for costs and therefore there will simply be no order as to costs on the application, save for a public funding assessment of the defendant's costs. That is something of a windfall for the defendant as applications for costs are often made following successful applications for contempt and the nature of the legal aid in contempt proceedings is such that defendants do not have the usual costs protection afforded by civil legal aid.

33. Ms Richold, the court does not expect to see you before it again facing contempt proceedings. I am very confident in your case that you have learned your lesson and you will not be troubling these courts again.

Did you find what you were looking for?

Help and information

Accessibility Statement
(<https://www.judiciary.uk/accessibility/>)

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(<https://www.judiciary.uk/contacts/>)

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Judicial Appointments Commission
(<https://www.judiciary.uk/judicial-appointments-commission/>)

Representative bodies
(<https://www.judiciary.uk/related-offices-and-bodies/representative-bodies/>)

Sentencing Council
(<https://www.sentencingcouncil.org.uk/>)

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Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

The High Court of Justice

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

The Borough Council of Sandwell

Defendant's name (including ref.)

Ty Harris

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

27

Month

02

Year

2024

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

It is ordered that:

1. The defendant be committed to prison for a period of

Days

Weeks

Months

Years

56

2. The committal of the defendant to prison under paragraph 1 above shall be suspended on the following terms - set out terms below

The Defendant's term of imprisonment is suspended until 4.00pm on the 25 May 2026 on the condition that he complies with the injunction granted by the Honourable Mr Knowles on 27 February 2024 and any future amendments of the injunction order.

3. The defendant shall pay to HM Paymaster General a fine of

£

within

days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt **or**

until further order

5. The defendant shall pay the claimant's costs
 on the indemnity basis
 summarily assessed in the sum of
£ 587.50
 to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
Court of Appeal (Civil Division)
9. The Appellant's Notice must be filed at the appeal court by 4pm on
Day Month Year
16 12 2024
10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day Month Year
25 11 2024

Order on determination of proceedings for contempt of court

(issued under rule 81.9(1) of the Civil Procedure Rules)



KB-2022-BHM-000188

Name of court

The High Court of Justice

Claim no.

KB-2022-BHM-000188

Claimant's name (including ref.)

The Borough Council of Sandwell

Defendant's name (including ref.)

Vivkash Bali

After hearing counsel for the claimant and for the defendant

And after

- considering an application by the claimant for an order determining contempt proceedings
- considering a summons issued rule under 81.6(3) of the Civil Procedure Rules
- reading the evidence filed by the parties and hearing oral evidence at the hearing of the application or summons

Note – In this order, 'claimant' means the person making the contempt application and 'defendant' means the person against whom the application was made.

The court being satisfied beyond reasonable doubt that the defendant is guilty of contempt of court

- in the manner stated in the court's judgment
- by breaching an order of the court made on

Day

27

Month

02

Year

2024

by breaching an undertaking given to the court on

Day

Month

Year

not to (state breach of undertaking etc.)

AND the matters required by Civil Procedure Rule 81.4(2) having been included in the

application

summons

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Years

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3. The defendant shall pay to HM Paymaster General a fine of

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within

days

4. The relevant commissioners authorised for the purpose by the claimant and to be approved by the court shall be authorised at the request of the claimant to confiscate, seize and sequester the following real and personal property of the defendant

until they clear

their contempt **or**

until further order

5. The defendant shall pay the claimant's costs
 on the indemnity basis
 summarily assessed in the sum of
£
 to be subject to detailed assessment, if not agreed.
6. The defendant may apply under rule 81.10 of the Civil Procedure Rules 1998 to discharge this order.
7. The defendant has the right to appeal.
8. The court before which any appeal must be brought is
9. The Appellant's Notice must be filed at the appeal court by 4pm on
Day Month Year
10. A transcript of the judgment given at this hearing will be published on the website of the judiciary of England and Wales.

Dated

Day Month Year

F. Review Hearings and Certificates of Service (Review Hearing)

IN THE HIGH COURT OF JUSTICE
000188

CASE No: KB-2022-BHM-08 May 2024



BUSINESS AND PROPERTY COURTS IN BIRMINGHAM
Business List/Competition List/Insolvency & Companies/Intellectual Property
List/Property Trust and Probate/Revenue List

KB-2022-BHM-000188

BEFORE Her Honour Judge Kelly

DATED 23 April 2024

BETWEEN

1. Wolverhampton City Council, 2. Dudley Metropolitan
Borough Council, 3. Sandwell Metropolitan Borough
Council, 4. Walsall Metropolitan Borough Council

Claimant

- and -

1. Persons Unknown

Defendant

ORDER

BEFORE Her Honour Judge Kelly sitting in the High Court of Justice at the Birmingham District Registry, Birmingham Civil and Family Justice Centre, Priory Courts, 33 Bull Street, Birmingham B4 6DS on 23 April 2024

UPON considering the order of the Honourable Mr Justice Julian Knowles dated 27 February 2024 and letters from the Claimants' representatives dated 10 and 18 April 2024

IT IS ORDERED THAT:

1. The review hearing specified in paragraph 10 of the Final Injunction Order made by Julian Knowles J on 27 February 2024 shall be listed on **26 February 2025 at 10.30 a.m.** at the High Court of Justice, King's Bench Division, Birmingham District Registry at Birmingham Civil and Family Justice Centre, The Priory Courts, 33 Bull Street, Birmingham, B4 6DS with a time estimate of one day.
2. The Claimant shall, if so advised, file and serve any updating evidence in advance of the review hearing by no later than 4pm on 24 January 2025. Service of such evidence on the 1st to 4th Defendants shall be effected in accordance with paragraph 6 below.

3. The Defendants shall, if so advised, file and serve any evidence in response to the Claimants' updating evidence by no later than 4pm on 7 February 2025.
4. To effect service of notice of the review hearing, the Claimants must undertake the steps listed at paragraph 6 below by 4.00 p.m. on 24 May 2024.
5. The Claimants must repeat the actions specified in the steps listed at paragraph 6 below no earlier than 6 January 2025 and must have completed the repeat of the actions required in such steps by 4.00 p.m. on 24 January 2025.
6. To effect service of the notice of review hearing, the Claimants must complete the requisite service steps listed below by the dates specified in paragraphs 4 and 5 above:

(i) Issuing a media release highlighting the Injunction and Power of Arrest granted by Julian Knowles J on 27 February 2024 and notice of the date of the review hearing.

Such release must provide:

- (a) Details of the injunction application and a summary of the injunction granted on 27 February 2024
- (b) The date, time and location of the review hearing (i.e. 10.30 a.m. on 26 February 2025 at Birmingham Civil and Family Justice Centre)
- (c) The deadline (i.e. 7 February 2025) for Defendant to file any evidence in respect of the review hearing;
- (d) The addresses of the dedicated webpages maintained by the Claimants regarding car cruising;
- (e) The Claimants' contact details; and
- (f) Details of where and how copies of the Injunction, Power of Arrest, the Notice of review hearing, the Claimant's updating evidence prepared to paragraph 2 of this order, and the Documents and Evidence as defined in the final injunction order made by Julian Knowles J, may be obtained.

Such release shall be made to, but is not limited to, local print publications including the Express and Star, Chronicle Week, the Birmingham Mail, Halesowen & Dudley News and Stourbridge News; local radio stations including BBC WM, Free Radio, Signal 107, WCR FM and Heart; the website Birmingham Live (aka) BLive; and the following television stations, BBC (to include the Midlands Today programme) and ITV Central.

(ii) Placing on the Claimants' social media, including X (formerly known as Twitter), Facebook and Instagram, links to the above media release regarding the review hearing listed at 10.30 a.m. on 26 February 2025.

(iii) Updating the dedicated pages on the websites of Wolverhampton City Council, Dudley Council, Sandwell Council and Walsall Council about the Injunction and Power of Arrest and this Order:

<https://www.wolverhampton.gov.uk/street-racing-injunction>

<https://www.dudley.gov.uk/residents/parking-and-roads/roads-highways-and-pavements/car-cruising-injunction>

https://www.sandwell.gov.uk/info/200284/roads_travel_and_parking/3231/street_racing

https://go.walsall.gov.uk/black_country_car_cruising_injunction

Such pages shall carry a direct link to the Injunction Order, the Power of Arrest, made by Julian Knowles J, the notice of review hearing date, the Claimant's updating evidence prepared to paragraph 2 of this order, and the Documents and the Evidence as defined in the final injunction order made by Julian Knowles J.

(iv) The Claimants shall request that West Midlands Police post on their website and Instagram, Twitter, and Facebook accounts, a link to the media release at paragraph 46i) above. Such request to be made by the dates specified at paragraphs 4 and 5 above.

(v) With reference to the Fifth to Ninth Defendants (and any named defendant who may subsequently be added as a party to the injunction between the date of this order and the review hearing), the Claimants shall serve notice of the review hearing and any evidence served pursuant to paragraph 2 of this order to the Defendants' solicitors' e-mail addresses as provided at the hearing when the Defendant was added as a party to the injunction (where the Defendants' solicitors have agreed to accept service) or by e-mail to the Defendant's last known e-mail address in other cases. Service by e-mail of notice of the review hearing must be effected by the Claimants by 4.00 p.m. on the dates specified at paragraphs 4 and 5 above.

7. This order has been made by the Court of its own initiative, any party affected by this order may apply for it to be set aside, varied or stayed with any such application to be made no later than 4pm on 7 days of service of this order on the party making the application.

SERVICE OF THE ORDER

The court has sent sealed copies of this order to:

Legal Services, Wolverhampton City Council, Civic Centre, St Peter's Square,
Wolverhampton WV1 1RG, 744350 Wolverhampton 27

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC and Walsall MBC	
Name of Defendant (1-4) PERSONS UNKNOWN and (5-11) various named Defendants	

On what day did you serve? / /

The date of service is / /

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Notice of Review Hearing (information pertaining to dates, times and location of review hearings and deadlines for any defendant to file and serve evidence he or she wished to be considered at such hearing) – Hearing: 26 February 2025 at 10.30 a.m.

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Persons Unknown.

How did you serve the documents?
(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) *(please specify)*

- by other means permitted by the court *(please specify)*

Media (press) releases, social media posts, updating the dedicated car cruising injunction pages of the Claimants' Websites, requests to West Midlands Police and neighbouring police forces to publish information on their Websites - pursuant to paragraph 6 of the order of Her Honour Judge Kelly on 8 May 2024.

- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*
- by other electronic means (.....) time sent, where document is other than a claim form) *(please specify)*

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

Service was effected by undertaking specified publicity steps as ordered by the Court on 8 May 2024 rather than sending an e-mail to a specific e-mail address. So far as is relevant for the purposes of electronic identification, however, attention is respectfully drawn to the Claimants' and Police's official social media and Websites addresses stated in the order of 8 May 2024 to which some of this publicity was sent.

- Being the**
- | | |
|--------------------------------------|---|
| <input type="checkbox"/> claimant's | <input checked="" type="checkbox"/> defendant's |
| <input type="checkbox"/> solicitor's | <input type="checkbox"/> litigation friend |

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other *(please specify)*

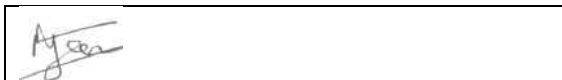
(Persons Unknown) effective means of receiving publicity and notifications about this case.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



Claimants' Solicitor

Position or office held

(If signing on behalf of firm or company)

Date / /

F 5

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC and Walsall MBC	
Name of Defendant Anthony Gale, Wiktorja Szczublinska, Isa Iqbal, Mason Phelps, Rebecca Richold, Oliver Clarke	

On what day did you serve? / /

The date of service is / /

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Directions Order – 8 May 2024 including Notice of Review Hearing – Hearing 26 February 2025 at 10.30 a.m.

On whom did you serve?

(If appropriate include their position e.g. partner, director).

The following Named Defendants (via their solicitors): Anthony Gale, Wiktorja Szczublinska, Isa Iqbal, Rebecca Richold, Oliver Clarke and Defendant Mason Phelps directly.

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)
- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (16.01 hrs on 22.05.2024 time sent, where document is other than a claim form) (please specify)

By e-mail 22.05.2024 at 16.01 hours.

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

amanda.jenkins@waldrons.co.uk (Mr A Gale's solicitor), olivia@charlesstrachan.com and mandy@charlesslachan.com (Miss W Szczublinska's solicitors) elle-may.macey@waldrons.co.uk (Mr I Iqbal's solicitor), masonphelps36@hotmail.co.uk (Mr M Phelps), william.harrington@harringtonslegal.co.uk (Ms R Richold's Solicitor), gellis@mcgrath.co.uk (Mr O Clarke's solicitor)

Being the claimant's defendant's
 solicitor's litigation friend

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

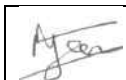
Business e-mail address (and Mr Phelps' personal e-mail address)

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



Claimants' Solicitor

Position or office held

(If signing on behalf of firm or company)

Date / /

F 7

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC and Walsall MBC	
Name of Defendant Anthony Gale, Wiktoria Szczublińska, Isa Iqbal, Mason Phelps, Rebecca Richold, Oliver Clarke and Sikander Hussain	

On what day did you serve? 24 / 05 / 2024

The date of service is 24 / 05 / 2024

What documents did you serve?

Please attach copies of the documents you have not already filed with the court.

Directions Order – 8 May 2024 including Notice of Review Hearing – Hearing 26 February 2025 at 10.30 a.m.]

On whom did you serve?

(If appropriate include their position e.g. partner, director).

The eleventh Defendant, Mr Sikander Hussain, via e-mail to his solicitors.

How did you serve the documents?

(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)

- by other means permitted by the court (please specify)

- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (15.14 hours on 24 May 2024 time sent, where document is other than a claim form) (please specify)

E-mail to the Eleventh Defendant's solicitors sent 15.14 hours on 24 May 2024.

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

william.harrington@harringtonslegal.co.uk (Mr. S Hussain's Solicitor)

- Being the
- | | | | |
|-------------------------------------|-------------|-------------------------------------|-------------------|
| <input type="checkbox"/> | claimant's | <input checked="" type="checkbox"/> | defendant's |
| <input checked="" type="checkbox"/> | solicitor's | <input type="checkbox"/> | litigation friend |

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

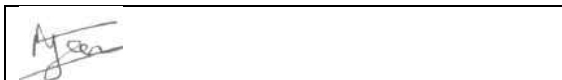
Business e-mail of the Defendant's solicitor.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name Adam James Richard Sheen

Signed



Claimants' Solicitor

Position or office held

Solicitor-Advocate (Civil & Criminal)

(If signing on behalf of firm or company)

Date 30 / 05 / 2024

F 9

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC	
Name of Defendant PERSONS UNKNOWN & VARIOUS NAMED DEFENDANTS	

On what day did you serve?

The date of service is

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Directions Order 8 May 2024 Directions for Review Hearing 26 February 2025

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Messrs William Harringtons Legal LLP, Solicitors to Mr Omar Tagon (12th Defendant).

How did you serve the documents?
(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) *(please specify)*

- by other means permitted by the court *(please specify)*

- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*

- by other electronic means (14:50 hours) time sent, where document is other than a claim form) *(please specify)*

Email sent to william.harrington@harringtonslegal.co.uk at 14:50 hours on 19 December 2024

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

Email sent to: william.harrington@harringtonslegal.co.uk

- Being the**
- | | |
|---|---|
| <input type="checkbox"/> claimant's | <input checked="" type="checkbox"/> defendant's |
| <input checked="" type="checkbox"/> solicitor's | <input type="checkbox"/> litigation friend |

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other *(please specify)*


E-mail address for service of the above documents on the 12th Defendant.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



On Behalf of the First Claimant's solicitors

Position or office held

(If signing on behalf of firm or company)

Date

F 11

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

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In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

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Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC	
Name of Defendant PERSONS UNKNOWN & VARIOUS NAMED DEFENDANTS	

On what day did you serve?

The date of service is

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Directions Order 8 May 2024 Directions for Review Hearing 26 February 2025

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Ms Amber Morrell of Waldrons Solicitors, Solicitors to Mr Ty Harris and Mr Vivkash Bali (13th and 14th Defendants).

How did you serve the documents?
(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) *(please specify)*

- by other means permitted by the court *(please specify)*

- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) *(you may want to enclose a copy of the transmission sheet)*
- by other electronic means (15:19 hours) time sent, where document is other than a claim form) *(please specify)*

Email sent to Amber.Morrell@waldrons.co.uk at 15:19 hours on 19 December 2024.

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

Email sent to: Amber.Morrell@waldrons.co.uk

- Being the**
- | | |
|---|---|
| <input type="checkbox"/> claimant's | <input checked="" type="checkbox"/> defendant's |
| <input checked="" type="checkbox"/> solicitor's | <input type="checkbox"/> litigation friend |

- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other *(please specify)*


E-mail address for service of the above documents on the 12th Defendant.

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed



On Behalf of the First Claimant's solicitors

Position or office held

(If signing on behalf of firm or company)

Date

F 13

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

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Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
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In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

Certificate of service

Name of court High Court of Justice King's Bench Division Birmingham District Registry	Claim No. KB-2022-BHM-000188
Name of Claimant Wolverhampton City Council, Dudley MBC, Sandwell MBC, Walsall MBC	
Name of Defendant PERSONS UNKNOWN & VARIOUS NAMED DEFENDANTS	

On what day did you serve?

The date of service is

What documents did you serve?
Please attach copies of the documents you have not already filed with the court.

Directions Order 8 May 2024 Directions for Review Hearing and Notice of Review Hearing 26 February 2025

On whom did you serve?
(If appropriate include their position e.g. partner, director).

Messrs Waldrons Solicitors (c/o Ms Amanda Jenkins) Solicitors to Mr Anthony Gale (5th Defendant); (c/o Ms Elle-May Macey) Solicitors to Mr Isa Iqbal (7th Defendant); (c/o Ms Amber Morrell) Solicitors to Mr Ty Harris and Mr Vivkash Bali (13th and 14th Defendants)
Messrs Charles Strachan Solicitors (c/o Ms Mandy Edwards and Ms Olivia Stenton) Solicitors to Miss Wiktoria Szczubinska (6th Defendant);
Mr Mason Mount (8th Defendant);
Messrs McGrath & Co Solicitors (c/o Ms Georgina Ellis) Solicitors to Mr Oliver Clarke (10th Defendant);
Messrs William Harringtons Legal LLP, Solicitors to Ms Rebecca Richold (9th Defendant), Mr Sikander Hussain (11th Defendant) and Mr Omar Tagon (12th Defendant).

How did you serve the documents?
(please tick the appropriate box)

- by first class post or other service which provides for delivery on the next business day
- by delivering to or leaving at a permitted place
- by personally handing it to or leaving it with (.....) time left, where document is other than a claim form) (please specify)

- by other means permitted by the court (please specify)
- by Document Exchange
- by fax machine (.....) time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- by other electronic means (16:20 hours) time sent, where document is other than a claim form) (please specify)

Email sent to william.harrington@harringtonslegal.co.uk et al. at 16:20 hours on 17 January 2025

Give the address where service effected, include fax or DX number, e-mail address or other electronic identification

Email sent to: william.harrington@harringtonslegal.co.uk; gellis@mcgrath.co.uk; amanda.jenkins@waldrons.co.uk; elle-may.macey@waldrons.co.uk; amber.morrell@waldrons.co.uk; olivia@charlesstrachan.com; mandy@charlesstrachan.com; masonphelps36@hotmail.co.uk

- Being the claimant's defendant's
 solicitor's litigation friend

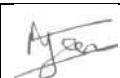
- usual residence
- last known residence
- place of business
- principal place of business
- last known place of business
- last known principal place of business
- principal office of the partnership
- principal office of the corporation
- principal office of the company
- place of business of the partnership/company/corporation within the jurisdiction with a connection to claim
- other (please specify)

Defendants' Solicitors' E-mail addresses for service of the above documents on the 5th to 14th Defendants (and the 8th Defendant Mr Mason Phelps' personal e-mail address) .

I believe that the facts stated in this certificate are true.

I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Full name

Signed 

Position or office held

On Behalf of the First Claimant's solicitors

(If signing on behalf of firm or company)

Date

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules (www.justice.gov.uk) and you should refer to the rules for information.

Calculation of deemed day of service of a claim

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
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Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.

G. Evidence of Compliance with Service Steps (Injunction and Power of Arrest)

i) Statement of: Paul Brown
ii) Statement No: 20
iii) For: Claimants
iv) Dated: 26 April 2024
v) Exhibits: PB20A – PB20I

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

CLAIM NO: KB-2022-BHM000188

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL**
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL**
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL**
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

- (5) Mr ANTHONY GALE**
- (6) Miss WIKTORIA SZCZUBLINSKA**
- (7) Mr ISA IQBAL**
- (8) Mr MASON PHELPS**
- (9) Ms REBECCA RICHOLD**

Defendants

AFFIDAVIT AND WITNESS STATEMENT OF PAUL BROWN (COMMUNICATIONS MANAGER, WOLVERHAMPTON CITY COUNCIL) 26 APRIL 2024 REGARDING CLAIMANTS' COMPLIANCE WITH DIRECTIONS ORDER 27 FEBRUARY 2024

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL**
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL**
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL**
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING, PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

- (5) Mr ANTHONY GALE**
- (6) Miss WIKTORIA SZCZUBLINSKA**
- (7) Mr ISA IQBAL**
- (8) Mr MASON PHELPS**
- (9) Ms REBECCA RICHOLD**

Defendants

THIRD AFFIDAVIT OF PAUL BROWN

I, PAUL STEVEN BROWN, of Wolverhampton City Council, St Peter's Square, Wolverhampton, WV1 1RG MAKE OATH and say as follows:

1. Except where indicated to the contrary, the facts in this affidavit are within my knowledge and are true. Where the facts in this affidavit are not within my direct knowledge, they are based on the source indicated and are true to the best of my information and belief. This is my third affidavit in these proceedings.

2. My first affidavit was filed in relation to the committal applications against the 5th to 7th Defendants heard October and November 2023 and detailed various service steps in relation to the interim injunction in force at the time.
3. My second affidavit was filed in an effort to detail to the Court how the Claimants contend they have complied with the Service requirements in the directions order made by the Honourable Mr Justice Julian Knowles on 27 February 2024. Since making my second affidavit, by order of 22 April 2024, the honourable court has sought clarification of the information contained in my second affidavit and ordered a further affidavit be filed clarifying the issues in my second affidavit. I understand the Claimants are required to file this further affidavit by 4.00 p.m. on Monday 29 April 2024.
4. I therefore make this affidavit in an effort to assist the court and trust this will provide the honourable court with the clarification it seeks.
5. The City of Wolverhampton Council is the authority which is leading the joint application of the Councils of Wolverhampton, Dudley, Sandwell and Walsall (hereinafter referred to as the "Black Country Boroughs") seeking injunctive relief to restrain street racing (also referred to as car cruising) in the Black Country Boroughs.
6. I have been employed since 25 June 2007 as a Senior Communications Adviser and latterly Communications Manager in the communications team of the City of Wolverhampton Council. I confirm, for the avoidance of any doubt, I make this affidavit on behalf of all four Claimant Councils – Wolverhampton, Dudley, Sandwell and Walsall Councils.
7. In collaboration with my colleagues Pardip Nagra (ASB Team Leader) and Adam Sheen (Senior Solicitor, Legal Services) a communications plan has been developed, with the initial steps implemented, initially to raise awareness of the application to the High Court for an interim street racing injunction for the Black Country Area and, should the court be minded to grant this, to promote the existence of the injunction, and the power of arrest, once it is formally in place.
8. Recognising this is a joint enterprise, I have been liaising closely with my counterparts in the communications teams of Dudley, Sandwell and Walsall Councils and West Midlands Police.

9. I was present in court at the hearing of the Black Country Car Cruising/Street Racing Injunction 27 February 2024 and was subsequently provided with a copy of the sealed orders (namely the injunction, power of arrest and directions order) made by the Honourable Mr Justice Julian Knowles at that hearing. The Order of the Honourable Mr Justice Julian Knowles required a series of service steps to be undertaken to effect service of various documents named in the order. I respectfully contend that the four Black Country Claimant Councils, (Dudley, Sandwell, Walsall and Wolverhampton) dutifully fully complied with the service requirements within the order of the Honourable Mr Justice Julian Knowles dated 27 February 2024 and well within the deadlines for compliance.
10. On 26 April 2024 I made a witness statement in the substantive injunction application (my twentieth witness statement within these proceedings) in which I detailed the steps the four Claimant Councils had taken to comply with the service requirements stipulated within the order of the Honourable Mr Justice Julian Knowles dated 27 February 2024. I attach a copy of this statement hereto (my twentieth statement, together with the exhibits referred to therein ("Exhibit PB20A – EXHIBIT 20I"), marked as "Exhibit PB4") for ease of reference.

SWORN AT Wolverhampton County Court
this 26th day of APRIL 2024



Before me,



an Officer of the Court

OFFICER OF THE COURT
APPOINTED BY THE JUDGE
TO TAKE AFFIDAVITS
PURSUANT TO SECTION 58 OF
THE COUNTY COURT ACT 1984

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING, PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING


- (5) Mr ANTHONY GALE
- (6) Miss WIKTORIA SZCZUBLINSKA
- (7) Mr ISA IQBAL
- (8) Mr MASON PHELPS
- (9) Ms REBECCA RICHOLD

Defendants

EXHIBIT PB4

This is the document referred to as "EXHIBIT PB3" in the affidavit of Paul Brown sworn 26 APRIL 2024.

PB4




This is the exhibit referred to as
PB4 In the attached affidavit
Sworn before me this 26th
day of April 2024
at Wolverhampton in the County
of West Midlands

Officer of the Court
Appointed to swear affidavits

EXHIBIT
P B 4

Statement of:	Paul Brown
Statement no:	20
For:	Claimants
Date:	26 April 2024
Exhibits:	PB20A – PB20I

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

CLAIM NO: KB-2022-BHM000188

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

- 1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING**
- 2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING**
- 3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)**
- 4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING**
- (5) Mr ANTHONY GALE
(6) Miss WIKTORIA SZCZUBLINSKA
(7) Mr ISA IQBAL
(8) Mr MASON PHELPS
(9) Ms REBECCA RICHOLD

Defendants

TWENTIETH WITNESS STATEMENT OF PAUL STEVEN BROWN

I, PAUL STEVEN BROWN of the City of Wolverhampton Council, Civic Centre, St Peter's Square, Wolverhampton, WV1 1RG WILL SAY AS FOLLOWS:

1. Except where indicated to the contrary, the facts in this statement are within my knowledge and are true. Where the facts in this statement are not within my direct knowledge, they are based on the source indicated and are true to the best of my information and belief. This is my 20th statement in these proceedings and is an update of my 19th statement to clarify a few matters for the court.
2. The City of Wolverhampton Council is the authority which is leading the joint application of the Councils of Wolverhampton, Dudley, Sandwell and Walsall (hereinafter referred to as the "Black Country Boroughs") seeking injunctive relief to restrain street racing (also referred to as car cruising) in the Black Country Boroughs. This is a statement on behalf of all four Claimants.
3. I have been employed since 25 June 2007 as a Senior Communications Adviser and latterly Communications Manager in the communications team of the City of Wolverhampton Council.
4. In collaboration with my colleagues Pardip Nagra (ASB Team Leader) and Adam Sheen (Senior Solicitor, Legal Services) a communications plan has been developed, initially to raise awareness of the application to the High Court for an interim street racing injunction for the Black Country Area and, after this was granted, to promote the existence of the injunction and the Power of Arrest which is in place.
5. Recognising this is a joint enterprise, I have been liaising closely with my counterparts in the communications teams of Dudley, Sandwell and Walsall Councils and West Midlands Police. The order of the High Court made by Mr Justice Julian Knowles on 27 February 2024 required the Claimants to complete a series of steps before 16:00 on 15 March 2024 to publicise the outcome of the hearing and bring it to the attention of "Persons Unknown".

6. The information below details these steps and how, I respectfully suggest, the Claimant Councils have fulfilled these steps. For ease of reference, the Court may wish to refer to the following table when considering the Claimants' purported compliance with the order of the Honourable Mr Justice Julian Knowles of 27 February 2024:

No.	Required publicity step	Paragraphs in witness statement	Exhibit
1	Media release (paragraph 5(a) directions order 27.02.2024)	9 – 11	Exhibit PB20A
2	Social media (paragraph 5(b) and 7(b) directions order 27.02.2024)	12 – 15	Exhibit PB20B
3	Updating dedicated webpages (paragraphs 5(c) and 7(a) directions order 27.02.2024)	16 – 19	Exhibit PB20C
4	Updating Claimants' homepages (paragraph 5(d) directions order 27.02.2024)	20 – 21	Exhibit PB20D
5	Placing bundles at front desks (paragraphs 5(e) and 7(c) directions order 27.02.2024)	22 – 24	Exhibit PB20E
6	Physical and digital signage (paragraph 5(f) directions order 27.02.2024)	25 – 39	Exhibit PB20F
7	Publicity request to police forces (paragraph 5(g) directions order 27.02.2024)	40 – 41	Exhibit PB20G
8	Serving Orders on Named Defendants (paragraphs 6 and 9 directions order 27.02.2024)	42 – 43	Exhibit PB20H

7. The Claimants will say all the directions within paragraphs 5, 6, 7 and 9 of the directions order made by the Honourable Mr Justice Julian Knowles on 27 February 2024 ("the Directions Order") were complied with in good time before the deadline for compliance stipulated within those directions. For ease of reference, I set out in table form below the service directions, the deadlines for compliance and the dates on which the Claimants purport to have complied with the service steps stipulated within the Directions Order.

No.	Required publicity step	Deadline for Compliance with required publicity step specified within the Directions Order	Stated Date of Claimants' Compliance
1	Media release (paragraph 5(a) directions order 27.02.2024)	4.00 p.m. 15 March 2024	28 February 2024
2	Social media (paragraph 5(b) and 7(b) directions order 27.02.2024)	4.00 p.m. 15 March 2024	28 February 2024 (Paragraph 5(b)) 1 March 2024 (Paragraph 7(b))
3	Updating dedicated webpages (paragraphs 5(c) and 7(a) directions order 27.02.2024)	4.00 p.m. 15 March 2024	Initial update: 1 March 2024 Update with all required documentation: 1 March 2024 (Wolverhampton & Sandwell) 11 March (Walsall) 13 March (Dudley)
4	Updating Claimants' homepages (paragraph 5(d) directions order 27.02.2024)	4.00 p.m. 15 March 2024	29 February 2024 and ongoing
5	Placing bundles at front desks (paragraphs 5(e) and 7(c) directions order 27.02.2024)	4.00 p.m. 12 March 2024	1 March 2024 (Wolverhampton, Sandwell & Walsall) 12 March 2024 (Dudley)
6	Physical and digital signage (paragraph 5(f) directions order 27.02.2024)	12.01 a.m. 15 March 2024	00:01 hours (12.01 a.m.) on 28 February 2024
7	Publicity request to police forces (paragraph 5(g) directions order 27.02.2024)	4.00 p.m. 15 March 2024	29 February 2024
8	Serving Orders on Named Defendants (paragraphs 6 and 9 directions order 27.02.2024)	4.00 p.m. 15 March 2024	1 March 2024

8. I detail below the requirements of each service step required in the Directions Order together with details of how the Claimants purport to have complied with each of those service steps and the dates the Claimants claim to have complied with each service step (and, where it is not immediately clear, I detail how the Claimants calculated their dates of compliance with the service requirements set out in the Directions Order).

MEDIA RELEASE (paragraph 5(a) of Directions Order)

9. Paragraph 5(a) of the Directions Order required:

(a) Issuing a media release highlighting the grant of a Final Injunction and Power of Arrest, such release must provide:

(i) Details of the application and summarise the orders made;

(ii) Any deadline for filing any documents by the Defendants;

(iii) The date, time and location of any future hearing, if applicable;

(iv) The addresses of the dedicated webpages maintained by the Claimants regarding car cruising;

(v) The Claimants' contact details; and

(vi) Details of where and how copies of the Injunction, Power of Arrest, this Order, the Documents and the Evidence may be obtained.

Such release shall be made to, but is not limited to, local print publications including the Express and Star, Chronicle Week, the Birmingham Mail, Halesowen & Dudley News and Stourbridge News; local radio stations including BBC WM, Free Radio, Signal 107, WCR FM and Heart; the website Birmingham Live (aka) BLive; and the following television stations, BBC (to include the Midlands Today programme) and ITV Central.

10. I can confirm that a media release was issued on 28 February 2024. Please see **Exhibit PB20A attached hereto** which includes the "Media release, issued 28 February 2024". There was extensive coverage in the local print and broadcast media; please see "Express & Star, 28 February 2024, Free Radio, 28 February 2024, BBC News, 28 February 2024, BBC News, 29 February 2024, Halesowen News, 29 February, 2024, BNN, 29 February 2024, Local Government Lawyer, 29 February 2024" in **Exhibit PB20A attached hereto**. There was also coverage on BBC WM, Birmingham Live and other outlets.

11. The media release was also published on the websites of the four claimants. Please see "Media release - City of Wolverhampton Council; Media release – Walsall Council; Media release – Sandwell Council; Media release – Dudley Council" in **Exhibit PB20A attached hereto**.

SOCIAL MEDIA (Paragraphs 5(b) and 7(b) of Directions Order)

12. Paragraph 5(b) of the Directions Order required Placing on the Claimants' social media including X (previously known as Twitter), Facebook and Instagram links to the above media release.
13. Paragraph 7(b) of the Directions Order required that the Claimants' social media including X (previously known as Twitter), Facebook and Instagram links to the relevant Website bearing the amended Claim Form (Version 5), Particulars of Claim (Version 6), Power of Arrest (as made 27 February) and Final Injunction (as made 27 February). I can confirm that social media was posted on the above accounts following the issuing of the media release on 28 February 2024. Please see "X/Twitter", "Facebook"; "Instagram" in **Exhibit PB20B attached hereto** for a selection of these, including posts shared via West Midlands Police on the Wolverhampton Police, Dudley Police, Sandwell Police and Walsall Police X/Twitter accounts. These posts are all dated 28 and 29 February 2024. Please note, Dudley and Walsall Council shared Instagram posts as 'stories' and so appeared for a period of 24 hours – I have therefore been unable to include screengrabs of these particular posts in the exhibit.
14. I respectfully draw attention to the posts within the social media feeds in **Exhibit PB20B attached hereto** which bear a link to the City of Wolverhampton Council's Car Cruising/Street Racing Injunction pages on its website:

[\(<https://www.wolverhampton.gov.uk/parking-and-roads/street-racing-injunction-application>\)](https://www.wolverhampton.gov.uk/parking-and-roads/street-racing-injunction-application)

where the amended Claim Form (Version 5), Particulars of Claim (Version 6), Power of Arrest (as made 27 February) and Final Injunction (as made 27 February) were uploaded on 1 March 2024.

15. Whilst technically the Councils' social media bore a link to the dedicated Car Cruising/Street Racing Injunction pages of the Councils' websites and was thus compliant with the requirements of paragraph 7(b) of the Directions Order from the date those social media posts were published (28 and 29 February), because the amended statements of case and orders were not uploaded to the Claimants' dedicated Injunction pages of their websites until 1 March (and would not thus have been visible to anyone clicking on the links to the Claimants' dedicated Car Cruising Injunction Pages of their Websites on 28 or 29 February), the Councils are content to deem 1 March (when the amended statements of case and injunction and power of arrest were added to the Councils' dedicated Car Cruising Injunction Pages of their Websites) as the date they complied with paragraph 7(b) of the order.

UPDATING WEBSITES (Paragraphs 5(c) and 7(a) of the Directions Order)

16. Paragraph 5(c) of the Directions Order required:

[By 4.00 p.m. on 15 March 2024] Updating the dedicated pages on the websites of Wolverhampton City Council, Dudley Council, Sandwell Council and Walsall Council about the Injunction and Power of Arrest and this Order:

<https://www.wolverhampton.gov.uk/street-racing-injunction>

<https://www.dudley.gov.uk/residents/parking-and-roads/roadshighways-andpavements/car-cruising-injunction>

https://www.sandwell.gov.uk/info/200284/roads_travel_and_parking/3231/street_racing

https://go.walsall.gov.uk/black_country_car_cruising_injunction

Such pages shall carry a direct link to this Order.

17. Paragraph 7(a) of the Directions Order required the Claimants to take like steps to update the dedicated Car Cruising/Street Racing Injunction pages of their websites such that those pages contained copies of the amended statements of case (claim form and particulars of claim) and injunction order and power of arrest as made on 27 February 2024, again the deadline for this was 4.00 p.m. on 15 March 2024.

18. I can confirm that the dedicated street racing pages were updated as required before 16:00 on 15 March 2024. The websites were given a 'light touch' update on 29 February 2024 to reflect the outcome of the hearing, with the required documentation added as and when it became available. See "City of Wolverhampton Council street racing page", "Walsall Council street racing page", "Sandwell Council street racing page" and "Dudley Council street racing page" in **Exhibit PB20C attached hereto**.

19. Please also see "Email trail documents uploaded to Wolverhampton City Council website" denoting confirmation of completion received at 08:44 on 1 March 2024, "Email trail documents uploaded to Sandwell Council website" denoting confirmation of completion received at 16:32 on 1 March 2024, "Email trail documents uploaded to Walsall MBC website" denoting confirmation of completion received at 12:20 on 11 March 2024, and "Email trail documents uploaded to Dudley MBC website" denoting confirmation of completion received at 10:21 on 13 March 2024, all of which can be found within **Exhibit PB20C attached hereto**. The above was also confirmed by review of the homepages on 13 March 2024.

LINKING THE HOME PAGES OF THE COUNCILS' WEBSITES TO THE DEDICATED CAR CRUISING INJUNCTION PAGES OF THE COUNCILS' WEBSITES (Paragraph 5(d) of the Directions Order)

20. Paragraph 5(d) of the Directions Order required:

Ensuring that the home (or landing) page of each of the Claimants' main websites have and retain a prominent direct link to the dedicated webpages referred to above.

21. I can confirm that each home page contains a link to the Car Cruising/Street Racing Injunction webpage. See "City of Wolverhampton Council homepage", "Dudley Council homepage", "Sandwell Council homepage" and "Walsall Council homepage" see in **Exhibit PB20D attached hereto**. This was confirmed by a visual review of the homepages by me completed on 29 February 2024, the date on which the screengrabs referred to above were taken. I confirm the four Claimant Councils are aware of the ongoing nature of this obligation.

MAKING HARD COPY DOCUMENTS AVAILABLE AT THE COUNCILS' RECEPTION DESKS (Paragraph 5(e) and 7(c) of the Directions Order)

22. Paragraph 5(e) and 7(c) of the Directions order required the Claimants:

Ensuring that copies of the Injunction and Power of Arrest, amended statements of case (version 5 of the Claim Form, Version 6 of the Particulars of Claim) are available at the front desks of the Claimants' main offices by 4.00 p.m. on 12 March 2024..

23. I can confirm that the above was completed as required. Please see "Email trail denoting documents placed at Wolverhampton City Council reception" confirming completion received at 09:40 on 1 March 2024, "Email trail denoting documents placed at Sandwell Council reception" confirming completion received at 16:32 on 1 March 2024, "Email trail denoting documents placed at Walsall Council reception" confirming completion received at 10:13 on 1 March 2024, "Email trail denoting documents placed at Dudley Council reception" confirming completion (received at 13:25 on 12 March 2024), all of which can be found within **Exhibit PB20E attached hereto**.

24. The Council notes that whilst Dudley Council did not confirm the exact date of compliance, the e-mail from Dudley Council (12 March 2024 at 13:25 hours) indicated that the Community Safety Officer caused these documents to be deposited within the required timeframe. The City of Wolverhampton Council stipulated these documents should be deposited at the Councils' reception desks by 1 March and it is therefore assumed the officer from Dudley Council met that deadline. Even if the Councils are wrong about that, in any event the e-mail from Dudley Council on 12 March 2024 at 13:25 hours confirming compliance with this step indicates that at the latest Dudley Council complied with this by 13:25 on 12 March 2024 before the 4.00 p.m. deadline that day.

SIGNAGE (Paragraph 5(f) of the Directions order)

25. Paragraph 5(f) of the Directions order required the Claimants:

Causing to be displayed at regular intervals on the Claimants' electronic road signage the words "NEW HIGH COURT INJUNCTION PROHIBITING CAR CRUISING AND STREET RACING IN FORCE IN THIS AREA"; or words to the same effect and thereafter Causing to be displayed at regular intervals on the Claimants' electronic road signage the words "NEW HIGH COURT INJUNCTION PROHIBITING CAR CRUISING AND STREET RACING IN FORCE IN THIS AREA"; or words to the same effect and thereafter.

Erecting and maintaining official road signs (fixed, and temporary) throughout the Black Country Area in locations that are, or have been, hotspots car cruising activity stating "NEW HIGH COURT INJUNCTION PROHIBITING CAR CRUISING AND STREET RACING IN FORCE IN THIS AREA";

The signage to be activated and in place by 00:01 on 15 March 2024

26. I can confirm that these requirements have been complied with. Following the granting of the interim street racing injunction in December 2022, signage was erected at various known 'hotspots' across the four Claimant Council areas in January and February 2023, while at the same time signs publicising the previous car cruising injunction, in place from 2015-2021, were replaced.

27. This signage includes large permanent metal signs installed on certain arterial routes throughout the Claimant Council areas, along with smaller foamex sign attached to lampposts at known hotspots. Additionally, electronic matrix signs along various arterial routes throughout the Claimant Council areas have been programmed to display, at regular intervals, messages notifying road users of the existence of the Injunction (see, as examples, "Street racing digital roadsigs" in **EXHIBIT PB20F attached hereto**).

28. As evidenced by the witness statements of the local government officers of each of the Claimants (see **EXHIBIT PB20F attached hereto**), by 28 February 2023, signage can be summarised as follows:

Council	Metal Signs	Foamex Signs	Digital (for all four Councils)
Wolverhampton	Black Country Route, Vulcan Road Roundabout near Bilston Town Football Club (Lamppost 151)	Black Country Route (Lamppost 29)	Waterloo Road - Inbound / Nr Whitmore Hill – Wolverhampton
	Black Country Route near Greenhous Volkswagen Van Centre (Lamppost 152)	Black Country Route (Lamppost 32)	Ring Road St Peters / From Stafford St to Waterloo Rd – Wolverhampton
	Black Country Route parallel to Lunt Road/Vulcan Road Junction (Lamppost 169)	Springvale Avenue (Lamppost 2)	Ring Rd St Andrews / From Waterloo Rd to Chapel Ash – Wolverhampton
	Black Country Route parallel to Darlaston Brook (Lamppost 200)	Springvale Avenue (Lamppost 3)	Chapel Ash Inbound / Nr to Chapel Ash Island – Wolverhampton
	Black Country Route parallel to McDonald's Off Coseley Road Island (freestanding)	Springvale Avenue (Lamppost 7)	Ring Rd St Marks / From Penn Island to Chapel Ash - Wolverhampton
	Black Country Route parallel to Nice 1 Limited off Coseley Road Island (Lamppost 62)	Springvale Avenue (Lamppost 22)	Ring Rd St Andrews / Nr to Bath Road – Wolverhampton
	Black Country Route near Brook Street (Lamppost 128)	Springvale Avenue (Lamppost 25)	Ring Road St Johns / Penn Road Island – Wolverhampton
	Black Country Route near Overfield Drive (Lamppost 17)		Stafford Road Inbound / Between Cannock Rd and

	<p>Black Country Route Northside of roundabout junction with Black Country New Road</p> <p>Black Country Route (Westbound carriageway approach junction with Black Country New Road)</p>		<p>Ring Rd – Wolverhampton</p> <p>Penn Road Inbound / Nr Mercedes Benz – Wolverhampton</p> <p>Dudley Rd I/B Nr Bell Place</p>
Dudley	<p>Duncan Edwards Way Near (Lampposts 64 and 108)</p> <p>Birmingham Road, Central Reservation</p> <p>Birmingham New Road/Bean Road Junction</p> <p>Hagley Road (A456) Central Reservation</p> <p>Merry Hill Centre, Entrance to Hop House</p> <p>Merry Hill Centre, Entrance to Waterfront East</p> <p>Merry Hill Site 3</p> <p>Merry Hill site – Off Island to Construction College</p> <p>A456 Manor Way M5 Junction 3, Exit</p> <p>A456 Manor Way, Eastbound Approach to Grange Road Roundabout</p> <p>A456 Manor Way, Westbound to Grange Road Roundabout</p>	<p>6 Signs at Car Park Cross Street/Stafford Street</p> <p>3 signs at New Mill Street/Minories</p> <p>3 signs at Flood Street Car Park</p> <p>30 Signs at various locations around the Merry Hill Centre</p>	<p>Ring Rd / St Georges</p> <p>Ring Rd / St Marks</p> <p>Ring Rd - St Johns to Snowhill Jct</p> <p>Ring Rd - St Patricks to Stafford St Jct</p> <p>Ring Rd - Stafford St to Broad St</p> <p>Ring Rd - Broad St to Bilston St Island</p> <p>Ring Rd - Bilston St Island to Broad St</p> <p>Ring Rd - Snowhill Jct to Bilston St Island</p> <p>Wolverhampton Road / Primley Avenue</p> <p>Bescot Road / Bescot Drive</p> <p>Lichfield Road / Cartbridge Lane</p> <p>Birmingham Road / Nr Charlemont Road</p>
Sandwell	<p>Axeltree Way (Retail Park Entrance), Wednesbury A41</p> <p>Black Country Route A41 (near Dreams)</p> <p>Off Junction 2 M5 (Oldbury) (towards Birchley Island)</p> <p>Kenrick Way, West Bromwich (near Glover Street in the direction of Green Street)</p> <p>Black Country Route between Hallens Drive Roundabout and Patent Drive Roundabout</p> <p>A461 Exit of Junction 9 of the M6 towards Wednesbury</p>	<p>Axeltree Way (Retail Park Entrance), Wednesbury</p> <p>Axeltree Way (Roundabout near Curry's, Lamppost 1), Wednesbury</p> <p>Axeltree Way (Roundabout near Ikea, Lamppost 12), Wednesbury</p> <p>Axeltree Way (Roundabout near Burger King, Lamppost 34), Wednesbury</p> <p>Moorcroft Drive/Hallens Drive Junction, Wednesbury (Lamppost 1)</p> <p>Patent Drive/Hallens Drive Junction, Wednesbury (Lamppost 13)</p>	<p>Darlaston Road / Nr Cemetery Road</p> <p>Green Lane /Nr Beatrice Street</p> <p>Pleck Rd / Wolve Rd – Walsall</p> <p>Bloxwich Lane – Walsall</p> <p>BCNR / Nr Wiggle – Bilston</p> <p>BCR / Nr Bilston FC Willenhall Rd O/B</p> <p>A4148 - Broadway North</p> <p>B4151 - Sutton Rd</p> <p>A4031-Walsall Rd Nr Greenside Way</p> <p>B4210-Stafford St Nr Proffit St & Hospital St</p>

		<p>Hallens Drive (Lamppost 19)</p> <p>A41 Roundabout Great Bridge Lamppost R3/5 (by Olympus)</p> <p>Brickhouse Lane South (Lamppost 7) (by Petrol Station)</p> <p>Green Street, (Lamppost 12) West Bromwich</p> <p>Kenrick Way (Lamppost 55) West Bromwich</p> <p>Off Junction 2 M5, Oldbury (Toys 'R' Us Car Park Entrance)</p> <p>Off Junction 2 M5, Oldbury (Toys 'R' Us Car Park (Centre))</p> <p>Off Junction 2 M5, Oldbury (Toys 'R' Us Junction with Wolverhampton Road)</p> <p>Wolverhampton Road, Oldbury (Lamppost 27)</p> <p>ASDA Retail Entrance (Off Great Bridge Street), Tipton</p> <p>McDonald's Car Park Entrance, Great Bridge, Tipton</p> <p>Dudley Port Junction of Sedgley Road East (before traffic lights in Great Bridge Direction) (Lamppost 34)</p> <p>Kenrick Way/Green Street Junction (towards West Bromwich) (Lamppost 12)</p> <p>Kenrick Way (near Cricketer's Arms public house) (Lamppost 55)</p> <p>Kenrick Way away from West Bromwich</p> <p>Black Lake/New Swan Lake Junction (Wednesbury direction)</p>	<p>Bilston Road / Nr Steelhouse Lane</p> <p>Wellington Road / Nr Wolverhampton Street</p> <p>Stafford Road / The Maltings</p> <p>Wednesfield Road / Nr Bowmans Harbour</p> <p>Oxford Street / Nr Hare Street – Bilston</p> <p>Horseley Fields / Nr St James Street I/B</p> <p>Penn Road / Nr Lea Road I/B</p> <p>Birmingham New Road / Nr Shaw Road I/B</p> <p>Lichfield Road / Nr Lyndale</p> <p>Wednesfield Road / Nr Lincoln Road I/B</p> <p>Cannock Road / Old Hampton Road</p> <p>Willenhall Road / Nr Vaughn Road I/B</p> <p>Stafford Road / Nr Farmbrook I/B</p> <p>Compton Road / Compton Village</p> <p>Wolverhampton Road East / Nr Dudding Road I/B</p> <p>Bilston Road / Nr Steelhouse Lane O/B</p> <p>Black Country Route / Nr The Lunt</p> <p>Penn Road / Nr Lea Road O/B</p> <p>Birmingham Road / Nr Lever Street O/B</p> <p>Stafford Road / Nr Goodyear Island I/B</p> <p>Stafford Street / Nr Nursery Street O/B</p> <p>Wednesfield Road / Nr Lincoln Street I/B</p>
Walsall	<p>A454 Little Aston Road/Chester Road Junction</p> <p>A452 Chester Road North</p>	<p>Black Country New Road, (lampposts 12, 13, 18, 19 and 35)</p>	<p>Wergs Road</p> <p>Coseley Road / BCR Link</p>

A452 Chester Road, Shire Oak Junction	High Street, Moxley (Lampposts 12, 18 and 19)	Stourbridge Road. Penn
A34 Stafford Road, Near Yates Farm	High Street, Moxley (Lampposts 10 and 11)	Willenhall Road / Lower Horseley Fields O/B
A462 Essington Road near Kewstoke Close	Moxley Road (Lamppost 28)	Stafford Road / Nr Gorsebrook Road
A4124 Lichfield Road, near to the footpath to Highmoor Close	Birmingham New Road (Lamppost 35)	Wobaston Road /Nr Patshul Avenue
A461 Bescot Road (near the depot M6, Junction 9)	Wisemore, Walsall Stop Sign (S05)	Ring Road St Peters (A0141)
A4031 West Bromwich Road near Greenside Way	Wisemore, Walsall (Lamppost 6)	Ring Road St Andrews (A0141)
A41 Black Country New Road between Southern Way and Bull Lane	Bescot Crescent (Lampposts 24 and 38)	Ring Road St Davids (A0117)
A454 Keyway, Walsall	Brickyard Lane, Aldridge – (Lampposts 3, 6, 28 and 29)	BNR / Nr BCR
A454 Black Country Route (Westbound) (near Marshland Way)	Northgate Way Aldridge (Lampposts 1 and 2)	Dudley St / Nr the Splitter
A454 Black Country Route (Eastbound) near to Wellmans Road	Coppice Road, Brownhills (Lampposts 3, 5, 21 and 22)	Stafford Rd / Nr Oxley Moor
Black Country Route (near exit from Armstrong Way)	Maybrook Road, Brownhills (Lampposts 3, 6, 13 and 20)	

29. The Claimant Councils continue to monitor street racing activity across the Black Country area and, between 1 March 2023 and 26 February 2024, installed additional signs (as evidenced by the witness statements of local government officers within **EXHIBIT PB20F attached hereto**) at a number of locations as follows:

Council	Metal Signs	Foamex Signs
Wolverhampton	No additional metal signs	No additional foamex signs
Dudley	No additional metal signs	No additional foamex signs
Sandwell	Birmingham Road, Oldbury between junctions of Rood End Road and Malin Street, (Double-sided so visible in both directions) Kenrick Way West Bromwich at the junction with Trinity Way (Eastbound towards Smethwick) Kenrick Way West Bromwich at the junction with Trinity Way (Westbound towards West Bromwich) Kenrick Way, West Bromwich at the junction with Junction 1, M5	No additional foamex signs
Walsall	A463 Black Country Route (Eastbound) (Near to the Lunt)	Black Country New Road, Pedestrian Crossing, Lamppost 19

	A463 (Westbound) (Near to the Lunt)	
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30. I can confirm, for the avoidance of doubt, that none of the signage installed between January 2023 and 2024 has been removed.

31. All versions of the various iterations of the interim injunctions granted in this matter between December 2022 and December 2023 required the Claimant Councils to “erect and **maintain** (my emphasis) official road signs (fixed and temporary) throughout the Black Country Area in locations that are, or have been, hotspots for car cruising activity”.

32. As submitted to the Court at the Final hearing of this matter on 27 February 2024, and as evidenced by the witness statements of the local government officers within **EXHIBIT PB20F attached hereto**, the street racing signage has been subject to a regular maintenance schedule as follows:

Council	Signage Maintenance Schedule
Wolverhampton	Signs on major arterial routes – Inspect every two months Signs on minor roads – Inspect every three months Beginning 1 April 2024 <i>(Reference: Paragraph 7 witness statement of Tim Philpot (Wolverhampton City Council) dated 09 February 2024)</i>
Dudley	Signs on major arterial routes – Inspect monthly Signs on minor roads – Inspect monthly Beginning 26 February 2024 <i>(Reference: Paragraph 7 witness statement of Mark Wilson (Dudley Metropolitan Borough Council) dated 01 February 2024)</i>
Sandwell	Signs on major arterial routes – Inspect at least every six months Signs on minor roads – Inspect at least every six months <i>(Reference: Paragraph 29 witness statement of Andrew Clarke (Sandwell Metropolitan Borough Council) dated 25 January 2024)</i>
Walsall	Signs on major arterial routes – Inspect every two months Signs on minor roads – Inspect every three months Beginning 1 April 2024 <i>(Reference: Paragraph 11 witness statement of Steven Gittins (Walsall Metropolitan Borough Council) dated 5 February 2024)</i>

33. Furthermore, as submitted to the Court at the Final hearing of this matter on 27 February 2024, and as evidenced by the witness statements of the local government officers within **EXHIBIT PB20F attached hereto**, I confirm that during February 2024, each of the Claimant Councils uploaded details of the signage in their area to their respective street racing webpages and established and publicised on the same

webpage details of how members of the public could report any damaged or missing signs as follows:

Council	Reporting Mechanisms (damaged or missing signs)
Wolverhampton	<p>Telephone: 01902 551155</p> <p>https://wolverhampton.maps.arcgis.com/apps/webappviewer/index.html?id=f7be734351534608907e3162133bcb74 (map of signs on Website)</p> <p>https://www.wolverhampton.gov.uk/parking-and-roads/contact-roads (link to portal for reporting missing/damaged signs)</p> <p><i>(Reference: Paragraph 6 witness statement of Tim Philpot (Wolverhampton City Council) dated 09 February 2024)</i></p>
Dudley	<p>Telephone: 0300 555 2345 e-mail: DudleyCouncilPlus@dudley.gov.uk</p> <p><i>(Reference: Paragraph 8 witness statement of Mark Wilson (Dudley Metropolitan Borough Council) dated 01 February 2024)</i></p>
Sandwell	<p>Telephone: 0121 368 1177</p> <p>https://www.sandwell.gov.uk/streetracing (Sandwell's street racing injunction pages)</p> <p>https://www.sandwell.gov.uk/roads-travel-parking/report-problem-road-sign (link to portal for reporting missing signs)</p> <p><i>(Reference: Paragraph 30 witness statement of Andrew Clarke (Sandwell Metropolitan Borough Council) dated 25 January 2024)</i></p>
Walsall	<p>https://mymaps.walsall.gov.uk/streetracingsolo.html (maps of sign locations)</p> <p>Missing/damaged signs to be reported to Walsall MBC's Community Protection Team e-mail: CommunityProtection@walsall.gov.uk; telephone: 01922 653060</p> <p>Address: Community Protection, Walsall Council, Civic Centre, Darwall Street, Walsall, WS1 1TP</p> <p><i>(Reference: Paragraph 9 witness statement of Steven Gittins (Walsall Metropolitan Borough Council) dated 5 February 2024)</i></p>

34. Please also see "Signage reporting mechanisms, City of Wolverhampton Council", "Signage reporting mechanisms, Sandwell Council", "Signage reporting mechanisms, Walsall Council" and "Signage reporting mechanisms, Dudley Council" in EXHIBIT PB20F attached hereto.

35. With reference to paragraph 5(f) in the directions order made by the Honourable Mr Justice Julian Knowles on 27 February 2024 which required signage to be activated and in place by 00:01 on 15 March 2024, I can confirm that the large permanent metal signs, the foamex signs and the digital signage which was in place and on display as of the hearing of 27 February 2024 (as detailed in the tables above and evidenced by the witness statements of the local government officers within **EXHIBIT PB20F attached hereto**) remains in place and has not been altered in any way since the hearing of 27 February 2024.

36. The Claimants remain committed to the maintenance schedule specified above, and the reporting mechanism described above, both of which remain active.

37. I was present in Court on 27 February 2024 when the Honourable Mr Justice Julian Knowles granted the Injunction and, in doing so, sanctioned the signage that had been installed and activated throughout the Claimant Councils' areas up to that point, as well as sanctioning the maintenance and reporting regimes (as detailed above), as an effective means of publicising the injunction to Persons Unknown.

38. As the signage was in place, remains in place and the Claimant Councils remain committed to a robust maintenance and review regime, I respectfully suggest the Claimants have treated the requisite signage as being in place and activated from the day after the hearing, namely from 00:01 hours on 28 February 2024.

39. The Claimant Councils remain committed to ensuring that signage concerning the injunction is installed in appropriate places and is present at known street racing hotspots. We will monitor and install new signs at new hotspots as required and inform the court of any changes in the signage at review hearings of the injunction.

LIAISON WITH WEST MIDLANDS POLICE AND NEIGHBOURING POLICE FORCES (Paragraph 5(g) of the Directions Order)

40. Paragraph 5(g) of the Directions Order required the Claimants:

Requesting that the police forces for the West Midlands, Warwickshire, West Mercia, Staffordshire and Leicestershire post on their website and Instagram, X (previously known as Twitter), and Facebook accounts, a link to this Order.

41. I can confirm that this request was made on 29 February to the above forces and that some have shared messaging on their social channels as a result. Please see "Email to police forces" within **Exhibit PB20G attached hereto**.

SERVICE ON NAMED DEFENDANTS (Paragraphs 6 and 9 of the Directions Order)

42. Paragraphs 6 and 9 of the Directions Order required that:

The Claimants shall serve this Order, version 5 of the Claim Form, Version 6 of the particulars of Claim, the Injunction and Power of Arrest made on 27 February 2024 on the fifth sixth seventh, eighth and ninth Defendants ('the named Defendants') by email, the named Defendants having agreed to accept service by this method. Service must be completed by 16:00 on 15 March 2024.

43. I can confirm that Adam Sheen, Senior Solicitor at the City of Wolverhampton Council, completed service of the named defendants on 1 March 2024. Please see e-mails from Adam Sheen to the Fifth to Ninth Defendants and/or their solicitors to this effect and accompanying certificates of service within **Exhibit PB20H attached hereto**.

REACH OF SOCIAL MEDIA PUBLICISING THE ORDERS OF 27 FEBRUARY 2024

44. The court may wish to know that social media posts issued by the City of Wolverhampton Council on X, Facebook and Instagram between 29 February and 20 March 2024 achieved a reach of 31,070, impressions of 35,377 and an engagement rate of 0.5%.

45. Reach is described by Orlo, the social media system used by the City of Wolverhampton Council as follows: "This shows you the total number of times the posts in this campaign have been seen by different people."

46. Impressions. "This gives you the total number of times the posts in this campaign have been shown on a person's screen."
47. Engagement: "This shows the level of engagement the content you have shared has generated during the campaign."
48. Please note, the above relates only to posts issued by The City of Wolverhampton Council. Partner Claimant Councils and West Midlands Police shared a number of posts, and the data around reach and impressions gained by these will not be captured in the above.
49. Furthermore, between 28 February and 20 March 2024, the City of Wolverhampton Council's street racing webpage received 114 views, the Walsall Council street racing webpage received 30 views, the Sandwell Council street racing webpage received 96 views and the Dudley Council street racing webpage received 52 views.
50. Over and above the requirements of the order of the High Court made by the Honourable Mr Justice Julian Knowles on 27 February 2024, other actions have been completed that the Court may wish to know about.
51. A number of additional posts have been made on social media on various dates in March and April 2024, including posts reminding people of the existence and terms of the injunction and linking to the street racing information on the City of Wolverhampton Council website, and also linking to a new YouTube video which was created on 22 March 2024 and includes details of the application, the terms of the injunction and footage from street races in the Black Country and elsewhere (<https://youtu.be/sjsMbQo4Ytc>). These can be found in in **Exhibit PB20I attached hereto**, along with screengrabs from the video.
52. In addition, a further update of the dedicated webpages of the four Claimants has subsequently been completed to include the new video detailing the terms of the injunction referred to above (<https://youtu.be/sjsMbQo4Ytc>).

53. The court may also like to know that a sustained programme of communications activity is planned throughout the life of the injunction, including regular messaging to remind people of the existence of the injunction and timely news releases in the event of convictions.

54. For the above reasons stated reasons, I believe that notice of the outcome of the hearing for the application of the Injunction and Power of Arrest has been brought to the attention of the public at large, and in particular, those likely to be affected by this application, or those engaging, looking to engage, or likely to engage, in the behaviour prohibited by this application and the interim injunction if granted.

55. I will continue to ensure future steps in the Communications Plan are acted upon at the relevant time and will continue to liaise with my counterparts in Communications Teams of Dudley, Sandwell and Walsall Councils and West Midlands Police to ensure that they are disseminating the information as and when necessary.

STATEMENT OF TRUTH

I believe that the facts stated in this Witness Statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without and honest belief in its truth.

Full Name: PAUL STEVEN BROWN

Position: COMMUNICATIONS MANAGER

Name of Claimant: City of Wolverhampton Council

Signed



Print Name PAUL BROWN

Dated: 26 April 2024

Statement of:	Paul Brown
Statement no:	20
For:	Claimants
Date:	26 April 2024
Exhibits:	PB20A – PB20I

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

**CLAIM NO: KB-2022-
BHM000188**

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL**
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL**
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL**
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

- (5) Mr ANTHONY GALE**
- (6) Miss WIKTORIA SZCZUBLINSKA**
- (7) Mr ISA IQBAL**
- (8) Mr MASON PHELPS**
- (9) Ms REBECCA RICHOLD**

Defendants

EXHIBIT PB20A

This is the document referred to as "Exhibit PB20A" in the witness statement of Paul Brown dated 26 April 2024

i) Statement of: Paul Brown
ii) Statement No: 20
iii) For: Claimants
iv) Dated: 26.04.2024
v) Exhibits: PB20A-PB20I

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

CLAIM NO: KB-2022-BHM000188

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

- (5) Mr ANTHONY GALE
- (6) Miss WIKTORIA SZCZUBLINSKA
- (7) Mr ISA IQBAL
- (8) Mr MASON PHELPS
- (9) Ms REBECCA RICHOLD

Defendants

EXHIBIT PB20A

This is the document referred to as "EXHIBIT PB20A" in the twentieth statement of Paul Brown dated 26 April 2024.

High Court grants full injunction to ban street racing in region

Released: Wednesday 28 February, 2024



The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

It prohibits people from participating, as a driver, a rider or a passenger, in a gathering of two or more people at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

Unlike the interim injunction which has been in place since 2022, the full injunction also covers organisers and spectators, prohibiting people from promoting, organising or publicising gatherings, or from participating in a gathering as a spectator with the intention or expectation that some of those present will engage in street racing.

The injunction covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and anyone breaching it will be in contempt of court and could face penalties including imprisonment, a fine, or an order to have their assets seized.

Granting the final injunction at the High Court in Birmingham yesterday (Tuesday 27 February, 2024), Mr Justice Julian Knowles said: "Car cruising is a euphemism; it's organised dangerous driving and there have sadly been injuries and fatalities."

PC Mark Campbell, from the Operation Hercules team, West Midlands Police's tactical response to street racing in the West Midlands, described the injunction as "highly valuable and a tried and tested means of prevention and resolution", without which "there will be a serious collision in which people are very likely to be seriously injured or killed."

He told the court: "It is only a matter of time before the high-speed driving involved in organised races leads to another multiple fatality incident – this may be the driver of the vehicle, an innocent member of the public or any number of spectators actively taking part in the street cruising meet."

He said that he has witnessed "400-plus" vehicles at street cruises in locations like the Black Country Route in Bilston or Manor Way, Halesowen, and that the "potential for a

very serious collision is massive" because of the speeds involved. When police are called, "the street cruisers drive off in a chaotic manner, over central reservations, along footpaths, sometimes travelling the wrong way down a dual carriageway into oncoming vehicles", and that is it "only a matter of time this will result in a fatal collision".

He also highlighted the police resources needed to deal with street racing, which are "therefore not providing policing to other parts of the community." In addition, traffic, police dogs, drone teams and helicopters are often required to intervene and add support, at huge cost to taxpayers.

He added: "The price paid by communities is incalculable. They are exposed to a high level of harm, noise, intimidation, disruption and threats. I have personally spoken to members of the public who are at their wits ends. One was assaulted after approaching a group of street cruisers performing stunts, one even had suicidal thoughts of the constant noise and intimidation."

The court was shown video footage of street racing meets in the Black Country and elsewhere, including an event in Stevenage, Hertfordshire, on 18 July 2019 in which a serious collision occurred at a street racing event, resulting in one person suffering life-changing injuries and 16 others being injured. Two drivers involved were convicted of dangerous driving and PC Campbell said: "The fact that no one was killed was purely down to luck".

Mr Justice Julian Knowles said the videos "show cars racing at high speed, organised dangerous driving, with spectators watching, filming, encouraging. Spectators are putting themselves at very considerable danger."

Team Leader for Wolverhampton Anti-Social Behaviour Team Pardip Nagra, who presented evidence including statements from councillors, MPs, residents and businesses across the Black Country, told the court: "I believe it is vital that we have an injunction in place across the Black Country to enable West Midlands Police and the four councils to continue to tackle the dangerous and anti-social activity of car cruising.

"There is overwhelming support from local residents and businesses who, prior to the previous injunction being in place, had all suffered for many years and who are concerned that, without an injunction, the scale of the car cruising issue will return to the levels experienced previously."

The application was led by the City of Wolverhampton Council on behalf of Dudley Council, Sandwell Council and Walsall Council, and supported by West Midlands Police. Speaking for the claimants, Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Adults and Wellbeing, said: "We are delighted that the High Court has seen fit to grant this full and final injunction which will help us continue to tackle the menace of street racing in the Black Country.

"The wealth of evidence presented to the court makes it clear the impact this anti-social, irresponsible and highly dangerous behaviour has had on people across our region, and the tragic incidents both locally and nationally which have caused serious injuries and even fatalities, and I would like to thank everyone who has shared their experiences so candidly."

For more information about the injunction, including the Power of Arrest, the Court Order, documents and evidence, please visit the street racing pages of the applicants –

Wolverhampton (www.wolverhampton.gov.uk/street-racing-injunction), Walsall, (https://go.walsall.gov.uk/black_country_car_cruising_injunction), Sandwell (www.sandwell.gov.uk/streetracing), or Dudley (www.dudley.gov.uk/car-cruising-injunction) – which are in the process of being updated.

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

The injunction and power of arrest will remain in force for a period of at least three years, and will be subject to an annual review. It will come into force in the coming days, once the claimants have completed certain service provisions. In the meantime, the interim injunction and power of arrest remain in force.

To contact the claimants, write to: FAO: Black Country Car Cruise, Legal Services, City of Wolverhampton Council, Civic Centre, St Peter's Square, Wolverhampton WV1 1RG. Alternatively, email litigation@wolverhampton.gov.uk or call 01902 556556.

ENDS

Media release, issued 28 February 2024

Car cruising in the Black Country formally banned after High Court ruling

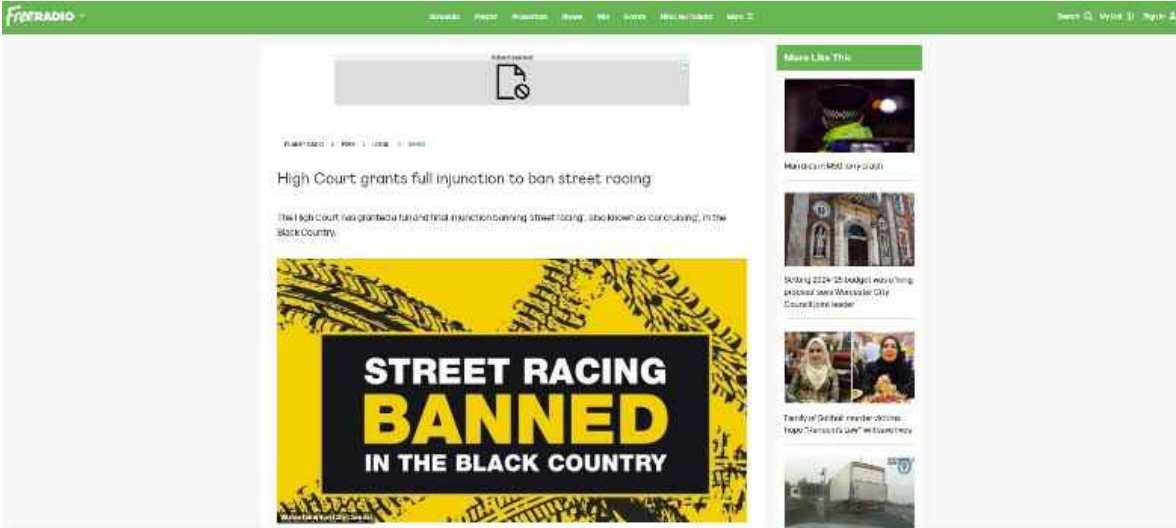
Car cruising and street racing in the Black Country has been banned after the High Court issued a full and final injunction.

By Paul Jenkins | Published Feb 28 | Last updated Feb 28 | 2 Comments



Delight: Councillor Jasbir Jaspal who has campaigned on behalf of the City of Wolverhampton Council on the issue of car cruising in the Black Country

Express & Star, 28 February 2024



Free Radio, 28 February 2024

Councils granted street cruising ban amid crackdown



Police and councils say the ban is vital to keep people safe

Josh Sandford
BBC News, West Midlands

28 February 2024

A ban on street racing across Birmingham and the Black Country has been granted by judges.

A full three-year injunction is now in place for five local authorities until 27 February 2027.

The order prohibits drivers, riders or passengers participating in racing - also known as street cruising - anywhere in Birmingham, Wolverhampton, Dudley, Sandwell and Walsall.

A number of arrests have been made under temporary injunctions, and earlier this month a senior police officer said a permanent ban would save lives.

BBC News, 28 February 2024

Residents plagued by '400 cars' before race ban



GETTY IMAGES

A police officer said he had witnessed dangerous driving at the events

Josh Sandford
BBC News, West Midlands

29 February 2024

Residents were plagued by street-racing meets of up to 400 cars before a ban on the practice, according to a police officer.

PC Mark Campbell said he witnessed a huge number of vehicles at "cruises" in locations across the Black Country.

Motorists had been seen driving erratically near the Black Country Route in Bilston, Wolverhampton, and Manor Way in Halesowen.

A ban on street racing across Birmingham and the Black Country was granted by judges this week, giving officers extra powers to crack down on drivers, riders and passengers.

BBC News, 29 February 2024

High Court ruling bans street racing in the Black Country

29th February

COURT CRIME



High Court ruling bans street racing across the Black Country (Image: Getty Images)



By Bev Holder
Chief Reporter
@StourbridgeNews

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THE High Court has granted a full and final injunction banning street racing, also known as car cruising, across the Black Country.

Halesowen News, 29 February, 2024

United Kingdom Law

High Court Bans Car Cruising in Black Country, Targets Street Racing Menace

Discover how the High Court's ban on car cruising in the Black Country boroughs is a significant step towards enhancing public safety and addressing the dangers of street racing in the community.

BNN Correspondents
28 Feb 2024 10:14 EST

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PROHIBITION ON CAR CRUISING & STREET RACING IN FORCE IN THIS AREA
Dudley Sandwell Walsley

agency-beta
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13.03.2024

Online (live)



The Regulator of Social Housing Consumer Standards & self-referral process

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Online (live)

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West Midlands authorities secure final injunctions against car cruising

February 29, 2024

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A High Court judge has granted local authorities in the West Midlands full and final injunctions barring 'street racing', also known as 'street racing'.

One injunction was obtained by the 'Black Country' boroughs of Wolverhampton, Dudley, Sandwell and Walsall, covering the whole of their areas, while the other was secured by Birmingham City Council.

At a hearing at the High Court in Birmingham earlier this week (27 February 2024), Mr Justice Julian Knowles said: "Car cruising is a

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Local Government Lawyer, 29 February 2024

High Court grants full injunction to ban street racing in region

HOME / NEWS / HIGH COURT GRANTS FULL
INJUNCTION TO BAN STREET RACING IN REGION

The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

It prohibits people from participating, as a driver, a rider or a passenger, in a gathering of 2 or more people at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

Unlike the interim injunction which has been in place since 2022, the full injunction also covers organisers and spectators, prohibiting people from promoting, organising or publicising gatherings, or from participating in a gathering as a spectator with the intention or expectation that some of those present will engage in street racing.

The injunction covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and anyone breaching it will be in contempt of court and could face penalties including



The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

Media release - City of Wolverhampton Council, 28 February 2024

High Court grants full injunction to ban street racing in region

Published on 28 February 2024

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The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.



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It prohibits people from participating, as a driver, a rider or a passenger, in a

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High Court grants full injunction to ban street racing in region

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The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

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Unlike the interim injunction which has been in place since 2022, the full injunction also covers organisers and spectators, prohibiting people from promoting, organising or publicising gatherings, or from participating in a gathering as a spectator with the intention or expectation that some of those present will engage in street racing.

The injunction covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and anyone breaching it will be in contempt of court and could face penalties including imprisonment, a fine, or an order to have their assets seized.

Granting the final injunction at the High Court in Birmingham yesterday (Tuesday 27 February, 2024), Mr



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Media release – Sandwell Council, 28 February 2024



29 FEB 2024

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High Court grants full injunction to ban street racing in region

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Media release – Dudley Council, 29 February 2024

Statement of:	Paul Brown
Statement no:	20
For:	Claimants
Date:	26 April 2024
Exhibits:	PB20A – PB20I

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

**CLAIM NO: KB-2022-
BHM000188**

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL**
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL**
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL**
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

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- (6) Miss WIKTORIA SZCZUBLINSKA**
- (7) Mr ISA IQBAL**
- (8) Mr MASON PHELPS**
- (9) Ms REBECCA RICHOLD**

Defendants

EXHIBIT PB20B

This is the document referred to as "Exhibit PB20B" in the witness statement of Paul Brown dated 26 April 2024

i) Statement of: Paul Brown
ii) Statement No: 20
iii) For: Claimants
iv) Dated: 26.04.2024
v) Exhibits: PB20A-PB20I

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

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EXHIBIT PB20B

This is the document referred to as "EXHIBIT PB20B" in the twentieth statement of Paul Brown dated 26 April 2024.

Wolves Council @WolvesCouncil

The High Court has granted a full and final Injunction banning street racing (aka car cruising) in the Black Country. Full story [wolverhampton.gov.uk/news/high-court...](#) @WalsallCouncil @sandwellcouncil @dudleymbc @WMPolice (1/5)



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It prohibits people from participating (as a driver/ride/passenger/spectator) in, or from promoting/organising/publicising, a gathering of two or more people at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving. (2/5)

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It covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and anyone breaching it will be in contempt of court and could face jail, a fine, or an order to have their assets seized. (3/5)

Wolves Council @WolvesCouncil · Feb 28
For more information about the injunction, visit the street racing pages of the applicants – Wolverhampton ([wolverhampton.gov.uk/street-racing...](#)), Walsall ([go.walsall.gov.uk/black-country...](#)), Sandwell ([sandwell.gov.uk/street-racing](#)), or Dudley ([dudley.gov.uk/car-cruising-L...](#)), which are being updated. (4/5)

dudley.gov.uk
Car cruising injunction
Car cruising is banned in the Black Country until 2021. Read about the terms of the injunction and L...

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The injunction will remain in force for a period of at least three years, and will be subject to an annual review. Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or West Midlands Police on 101. In an emergency, dial 999. (5/5)

Walsall Council @WalsallCouncil

The High Court has granted a full and final Injunction banning street racing in the Black Country! 🚫🏎️

Read more on our newsroom: [go.walsall.gov.uk/newsroom/high...](#)

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X/Twitter, 28 and 29 February 2024



The High Court has granted a full and final injunction banning street racing (aka car cruising) in the Black Country. It covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and anyone breaching it will be in contempt of court and could face jail, a fine, or an order to have their assets seized.

The new injunction prohibits people from participating (as a driver, rider, passenger or spectator) in, or from promoting, organising or publicising, a gathering of two or more people at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

The application was led by the City of Wolverhampton Council on behalf of Dudley Council, Sandwell Council and Walsall Council, and supported by West Midlands Police. Speaking on behalf of the claimants, Councillor Jasbir Jaspal, the Wolverhampton Council's Cabinet Member for Adults and Wellbeing, said: "We are delighted that the High Court has seen fit to grant this full and final injunction which will help us continue to tackle the menace of street racing in the Black Country.

"The wealth of evidence presented to the court makes it clear the impact this anti-social, irresponsible and highly dangerous behaviour has had on people across our region, and the tragic incidents both locally and nationally which have caused serious injuries and even fatalities, and I would like to thank everyone who has shared their experiences so candidly."

For more information about the injunction, please visit the street racing injunction pages of the applicants – Wolverhampton (<https://www.wolverhampton.gov.uk/street-racing-injunction>), Walsall, (https://go.walsall.gov.uk/black_country_car_cruising...), Sandwell (<https://www.sandwell.gov.uk/streetracing>), or Dudley (<https://www.dudley.gov.uk/car-cruising-injunction>). Please note, these are in the process of being updated, which will be completed in due course. Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

Full story 📄 <https://www.wolverhampton.gov.uk/.../high-court-grants...>



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Dudley borough
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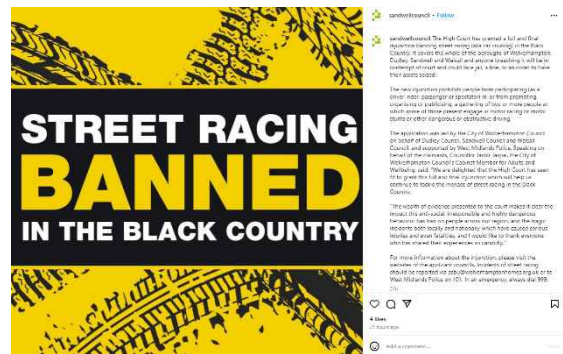
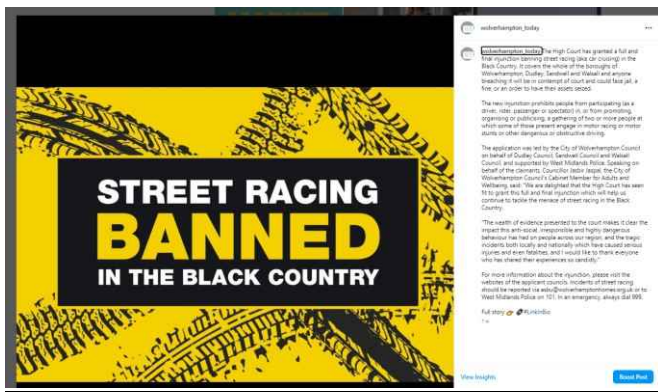
The High Court has granted a full and final injunction banning street racing (aka car cruising) in the Black Country, including Dudley borough.
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Instagram, 28 February 2024

Statement of:	Paul Brown
Statement no:	20
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**IN THE HIGH COURT OF JUSTICE
KING'S BENCH DIVISION**

**CLAIM NO: KB-2022-
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Defendants

EXHIBIT PB20C

This is the document referred to as "Exhibit PB20C" in the witness statement of Paul Brown dated 26 April 2024

i) Statement of: Paul Brown
ii) Statement No: 20
iii) For: Claimants
iv) Dated: 26.04.2024
v) Exhibits: PB20A-PB20I

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

CLAIM NO: KB-2022-BHM000188

B E T W E E N:

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Defendants

EXHIBIT PB20C

This is the document referred to as "EXHIBIT PB20C" in the twentieth statement of Paul Brown dated 26 April 2024.

High Court grants order banning street racing in the Black Country

HOME / PARKING AND ROADS / HIGH COURT GRANTS ORDER BANNING STREET RACING IN THE BLACK COUNTRY

The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

It forbids anyone who is a driver, rider or passenger in or on a motor vehicle to participate between the hours of 3pm and 7am in a gathering of two or more persons within the Black Country area at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

It also covers organisers and spectators, prohibiting people from promoting, organising or publicising gatherings, or from participating in a gathering as a spectator with the intention or expectation that some of those present will engage in street racing.



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Black Country street racing injunction

Overview

The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

The Black Country area includes all of the boroughs of Dudley, Sandwell, Walsall and Wolverhampton.

What the injunction means

It forbids anyone who is a driver, rider or passenger in or on a motor vehicle to participate between the hours of 3pm and 7am in a gathering of two or more persons within the Black Country area at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

It also covers organisers and spectators, prohibiting people from promoting, organising or publicising gatherings, or from participating in a gathering as a spectator with the intention or expectation that some of those present will engage in street racing.

The injunction covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and has a Power of Arrest attached to it which gives the police the power to arrest anyone who breaches it. Breach of an injunction is a contempt

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Walsall Council street racing page

High Court grants full injunction to ban street racing in region

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The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

It prohibits people from participating, as a driver, a rider or a passenger, in a gathering of two or more people at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

Unlike the Interim injunction which has been in place since 2022, the full injunction also covers organisers and spectators, prohibiting people from promoting, organising or publicising gatherings, or from participating in a gathering as a spectator with the intention or expectation that some of those present will engage in street racing.

The injunction covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and anyone breaching it will be in contempt of court and could face penalties including imprisonment, a fine, or an order to have their assets seized.



Share on



Sandwell Council street racing page

Car cruising injunction

Share

Injunction bans street racing in the Black Country

The High Court has granted a full and final injunction banning 'street racing', also known as 'car cruising', in the Black Country.

It forbids anyone who is a driver, rider or passenger in or on a motor vehicle to participate between the hours of 3pm and 7am in a gathering of two or more persons within the Black Country area at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

It also covers organisers and spectators, prohibiting people from promoting, organising or publicising gatherings, or from participating in a gathering as a spectator with the intention or expectation that some of those present will engage in street racing.

The injunction covers the whole of the boroughs of Wolverhampton, Dudley, Sandwell and Walsall and has a Power of Arrest attached to it which gives the police the power to arrest anyone who breaches it. Breach of an injunction is a contempt to court and if proved the court has the power to impose a sentence of imprisonment, a fine, or an order seizing a person's assets.

For the purposes of the injunction, stunts are defined as driving manoeuvres often undertaken at such gatherings including but not limited to:

Dudley Council street racing page

Email trail documents uploaded to Wolverhampton City Council website, 1 March 2024

Email trail documents uploaded to Sandwell Council website, 1 March 2024

Email trail documents uploaded to Walsall MBC website, 11 March 2024

Email trail documents uploaded to Dudley MBC website, 13 March 2024

Adam Sheen

Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

E-Mail Trail from Wolverhampton City Council Confirming Requisite Documents (orders from the hearing on 27 February 2024) have been Uploaded to Wolverhampton City Council's Website in compliance with the Court's service directions

(1 MARCH 2024 08:44 hours)

From: Adam Sheen

Sent: Friday, March 1, 2024 9:03 AM

To: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Webmaster <Webmaster@wolverhampton.gov.uk>

Cc: levi.sunner@dudley.gov.uk; mark.wilson@dudley.gov.uk; mumtaz_bahadur@sandwell.gov.uk; lisa_callaghanbutler@sandwell.gov.uk; pardip_sandhu@sandwell.gov.uk; javed.iqbal@walsall.gov.uk; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; steve.gittins@walsall.gov.uk

Subject: RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Hi Paul,

There were two copies of plan A attached to my e-mail sending out the documents. Plan A is appended to both the injunction and power of arrest (it shows the four councils' combined area – the geographical area to which the injunction and power of arrest applies). It only needs to go on the Website once. When printed, however, it's best to put a copy of plan A behind the injunction and a further copy behind the power of arrest.

Everyone Else – I copy you into this response as you may have the same query.

Kind regards

Adam

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02092128

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This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

From: Paul Brown <Paul.Brown@wolverhampton.gov.uk>

Sent: Friday, March 1, 2024 8:46 AM

To: Webmaster <Webmaster@wolverhampton.gov.uk>; Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Subject: RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

@Adam Sheen please see below query from Chris?

(And thanks Chris!)

Kind regards

Paul Brown
Communications Manager
City of Wolverhampton Council
01902 555497

www.wolverhampton.gov.uk/news
www.facebook.com/wolverhamptontoday
www.twitter.com/wolvescouncil
www.youtube.com/wolverhamptontoday

From: Webmaster <Webmaster@wolverhampton.gov.uk>
Sent: Friday, March 1, 2024 8:44 AM
To: Paul Brown <Paul.Brown@wolverhampton.gov.uk>
Subject: Re: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

Hi Paul

No problem, all done. Just to note 2 of the pdfs seemed to be identical so I have only added 8, is that correct?

How's this - <https://www.wolverhampton.gov.uk/parking-and-roads/street-racing-injunction-application>

Thank you
Chris

From: Paul Brown <Paul.Brown@wolverhampton.gov.uk>
Date: Friday, 1 March 2024 at 07:48
To: Webmaster <Webmaster@wolverhampton.gov.uk>
Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

Please can you action this today?

We will look to tidy up the downloads section in the next couple of weeks to hide the old stuff...

Kind regards

Paul Brown
Communications Manager
City of Wolverhampton Council
01902 555497

www.wolverhampton.gov.uk/news
www.facebook.com/wolverhamptontoday
www.twitter.com/wolvescouncil
www.youtube.com/wolverhamptontoday

From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: Thursday, February 29, 2024 5:28 PM
To: levi.sunner@dudley.gov.uk; mark.wilson@dudley.gov.uk; mumtaz_bahadur@sandwell.gov.uk;
lisa_callaghanbutler@sandwell.gov.uk; pardip_sandhu@sandwell.gov.uk; javed.iqbal@walsall.gov.uk;
steve.gittins@walsall.gov.uk
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra
<Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

Sensitivity: PROTECT

Hi Everyone,

Please find attached sealed orders from the hearing 27 February 2024.

These are:

1. The Final Injunction
2. 1st Appendix to injunction – Indices
3. 2nd Appendix to injunction – Plan A
4. The Final Power of arrest
5. 1st Appendix to the Power of Arrest – Plan A
6. Directions to Accompany the Final Injunction and Power of Arrest
7. Order joining Ms Rebecca Richold as Ninth Defendant
8. Amended Claim Form (Adding Ms Richold as a party)
9. Amended Particulars of Claim (Adding Ms Richold as a party)

These documents need adding to the dedicated car cruising injunction pages of your Websites. These documents also need to be printed and hard copies made available with the other documents that are available at your front desks. Please can you do that by **4.00 p.m. tomorrow (1 March)**.

In the coming weeks, we can discuss streamlining websites and documents left at front desks. However, for now because of 12 March deadline for making injunction and power of arrest available at front desks and 15 March for everything else, please just add these to your folders of documents left at front desks and on Websites.

Please let Paul Brown (Wolverhampton Comms) know when you have done this as he will have to produce a statement evidencing our compliance here (compliance with paragraphs 5 to 9 in the directions order

(attached)). I will serve on all named Defendants by e-mail to their solicitors (and Mr Phelps himself) all of the documents 1-9 above and I will complete certificates of service which I will forward to Paul, which Paul can then exhibit. I will do that **by 4.00 p.m. tomorrow (1 March)**.

Paul – Please can you request the neighbouring police forces (listed in paragraph 5(g) of the directions order, to publicise a link to the items 1 to 6 above or a link to our dedicated injunction pages. Can you request the Webmaster uploads all these attached documents by 4.00 p.m. tomorrow to the dedicated car cruising injunction pages of our Website please? If the neighbouring police want to link to our car cruising injunction pages rather than uploading all these documents to their website(s), that's fine.

I will forward a copy of this e-mail and ask Business Support to make a hard copy of these documents available at our Business Reception desk by **4.00 p.m. tomorrow (1 March)** and confirm to Paul when this has been done.

I will send power of arrest final injunction and appendices to PC Mark Campbell and copy in Pardip N. Pardip – if PC Campbell isn't around, please can I leave it with you to liaise with Police to get this power of arrest and injunctions on their systems as the police would with any other power of arrest.

Unless, I have missed anything in the directions., that should then fulfil our obligations in the directions order.

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02091927

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Adam Sheen

Subject: FW: [EXTERNAL EMAIL] Service Requirements - Black Country Car Cruising Injunction 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Excerpts of non-legally privileged E-Mail trail from Dudley MBC Confirming Dudley MBC's Website is compliant with order of 27 February 2024 (that is requisite documents have been uploaded to the Website and homepage of Dudley MBC's Website contains a prominent link to the Car Cruising Injunction pages of Dudley MBC's Website

(13 MARCH 2024 10:21 hours)

From: Levi Sunner (Law and Governance) <Levi.Sunner@dudley.gov.uk>
Sent: Wednesday, March 13, 2024 10:21 AM
To: Mark Wilson (Community Safety) <Mark.Wilson@dudley.gov.uk>; Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Cc: Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Mushtaq Ahmed-Khan <Mushtaq.Ahmed-Khan@wolverhampton.gov.uk>; Michael Singleton <michael.singleton@stiveschambers.co.uk>
Subject: RE: [EXTERNAL EMAIL] Service Requirements - Black Country Car Cruising Injunction 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Hi Adam,

DMBC's website should now be compliant- we're advised that all links from WCC's webpage have been copied (as we simply mirror yours).

Regards,

Levi Sunner
Solicitor/Barrister

Law & Governance - Community Safety
Finance & Legal
Dudley Council
4 Ednam Road, Dudley, DY1 1HL
01384 815429
www.dudley.gov.uk



From: Adam Sheen
Sent: Tuesday, March 12, 2024 2:33 PM
To: Levi Sunner (Law and Governance <Levi.Sunner@dudley.gov.uk>); Mark Wilson (Community Safety <Mark.Wilson@dudley.gov.uk>
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: FW: [EXTERNAL EMAIL] Service Requirements - Black Country Car Cruising Injunction 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

<https://www.dudley.gov.uk/residents/parking-and-roads/roads-highways-and-pavements/car-cruising-injunction/>

Hi Levi,

Sorry to be a pain. Could I ask a favour of you please? Having just had a look at the car cruising pages on your Website (please see link above), I cannot see that the attached documents are showing on those Webpages. Please could you chase the people in charge of making changes to Dudley MBC's Website to get the attached documents uploaded by 4 .00 p.m. Friday 15 March 2024 per the court directions of 27 February?

Many thanks.

Kind regards

Adam

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

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This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: Tuesday, March 12, 2024 9:12 AM
To: Levi Sunner (Law and Governance) <Levi.Sunner@dudley.gov.uk>; Mark Wilson (Community Safety) <Mark.Wilson@dudley.gov.uk>
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: [EXTERNAL EMAIL] Service Requirements - Black Country Car Cruising Injunction 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Sensitivity: PROTECT

Good morning Levi and Mark,

Black Country Car Cruising Injunction – Orders of 27 February 2024

Please can you confirm that, in accordance with the service requirements in the above mentioned order, that you have uploaded a copy of the documents from the hearing of 27 February namely:

1. the injunction order;
2. power of arrest;
3. amended claim form;
4. amended particulars of claim; and
5. directions order (service directions)

to your Website and made copies available at your front desks. We have confirmation from all the other Claimant authorities that this has been done. If this has not been done, please could this be addressed as a matter of urgency as we have until 4 p.m. Friday 15 March to do this.

I should be grateful if you would reply by 2 p.m. today please.

Kind regards

Adam

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

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Adam Sheen

Subject: FW: II2-RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

E-Mail Trail from Sandwell Metropolitan Borough Council Confirming Requisite Documents (orders from the hearing on 27 February 2024) have been deposited at the Reception Desk in Sandwell Metropolitan Borough Council Offices and made available on the Website of Sandwell Metropolitan Borough Council in compliance with the Court's service directions

(1 MARCH 2024 16:32 hours)

From: Mumtaz Bahadur <mumtaz_bahadur@sandwell.gov.uk>
Sent: Friday, March 1, 2024 4:32 PM
To: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Cc: Lisa CallaghanButler <lisa_callaghanButler@sandwell.gov.uk>
Subject: II2-RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

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Hello Adam, just to confirm that the orders have been uploaded onto the website and hard copies placed in reception.

Mumtaz

From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: 29 February 2024 17:28
To: levi.sunner@dudley.gov.uk; Mark Wilson (Community Safety) <Mark.Wilson@dudley.gov.uk>; Mumtaz Bahadur <mumtaz_bahadur@sandwell.gov.uk>; Lisa CallaghanButler <lisa_callaghanButler@sandwell.gov.uk>; Pardip Sandhu <Pardip_Sandhu@sandwell.gov.uk>; javed.iqbal@walsall.gov.uk; steve.gittins@walsall.gov.uk
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

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Sensitivity: PROTECT

Hi Everyone,

Please find attached sealed orders from the hearing 27 February 2024.

These are:

1. The Final Injunction
2. 1st Appendix to injunction – Indices
3. 2nd Appendix to injunction – Plan A
4. The Final Power of arrest
5. 1st Appendix to the Power of Arrest – Plan A
6. Directions to Accompany the Final Injunction and Power of Arrest
7. Order joining Ms Rebecca Richold as Ninth Defendant
8. Amended Claim Form (Adding Ms Richold as a party)
9. Amended Particulars of Claim (Adding Ms Richold as a party)

These documents need adding to the dedicated car cruising injunction pages of your Websites. These documents also need to be printed and hard copies made available with the other documents that are available at your front desks. Please can you do that by **4.00 p.m. tomorrow (1 March)**.

In the coming weeks, we can discuss streamlining websites and documents left at front desks. However, for now because of 12 March deadline for making injunction and power of arrest available at front desks and 15 March for everything else, please just add these to your folders of documents left at front desks and on Websites.

Please let Paul Brown (Wolverhampton Comms) know when you have done this as he will have to produce a statement evidencing our compliance here (compliance with paragraphs 5 to 9 in the directions order (attached)). I will serve on all named Defendants by e-mail to their solicitors (and Mr Phelps himself) all of the documents 1-9 above and I will complete certificates of service which I will forward to Paul, which Paul can then exhibit. I will do that **by 4.00 p.m. tomorrow (1 March)**.

Paul – Please can you request the neighbouring police forces (listed in paragraph 5(g) of the directions order, to publicise a link to the items 1 to 6 above or a link to our dedicated injunction pages. Can you request the Webmaster uploads all these attached documents by 4.00 p.m. tomorrow to the dedicated car cruising injunction pages of our Website please? If the neighbouring police want to link to our car cruising injunction pages rather than uploading all these documents to their website(s), that's fine.

I will forward a copy of this e-mail and ask Business Support to make a hard copy of these documents available at our Business Reception desk by **4.00 p.m. tomorrow (1 March)** and confirm to Paul when this has been done.

I will send power of arrest final injunction and appendices to PC Mark Campbell and copy in Pardip N. Pardip – if PC Campbell isn't around, please can I leave it with you to liaise with Police to get this power of arrest and injunctions on their systems as the police would with any other power of arrest.

Unless, I have missed anything in the directions., that should then fulfil our obligations in the directions order.

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

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Adam Sheen

Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

E-Mail Trail from Walsall Metropolitan Borough Council Confirming Requisite Documents (orders from the hearing on 27 February 2024) have been uploaded to Walsall Metropolitan Borough Council's Website in compliance with the Court's service directions

(11 MARCH 2024 12:20 hours)

From: Communications <Communications@walsall.gov.uk>
Sent: Monday, March 11, 2024 12:20 PM
To: Communications <Communications@walsall.gov.uk>; Paul Brown <Paul.Brown@wolverhampton.gov.uk>
Subject: RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

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Hi Paul

To confirm, this has now been actioned

Natasha Mann
Communications Business Partner (Social & Economic Regeneration)
Walsall Council
07732 825926
01922 563425
www.walsall.gov.uk



Walsall Council

PROUD OF OUR PAST, OUR PRESENT AND FOR OUR FUTURE

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From: Communications <Communications@walsall.gov.uk>
Sent: Monday, March 11, 2024 11:25 AM
To: Paul Brown <Paul.Brown@wolverhampton.gov.uk>
Cc: Communications <Communications@walsall.gov.uk>
Subject: RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Hi Paull

I have passed on your email to our web team to action

Kind regards

Natasha Mann
Communications Business Partner (Social & Economic Regeneration)
Walsall Council
07732 825926
01922 563425
www.walsall.gov.uk



Walsall Council

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From: Paul Brown <Paul.Brown@wolverhampton.gov.uk>
Sent: Monday, March 11, 2024 11:18 AM
To: PressOffice <PressOffice@dudley.gov.uk>; Communications <Communications@walsall.gov.uk>
Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

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Sensitivity: PROTECT

Hi all

Hope you are well. Counsel says that these documents haven't been added to your street racing

pages yet as required by the High Court– please can you liaise with your webteams to get this completed and please can you confirm via email when they have been uploaded?

Thanks very much

Kind regards

Paul Brown
Communications Manager
City of Wolverhampton Council
01902 555497

www.wolverhampton.gov.uk/news
www.facebook.com/wolverhamptontoday
www.twitter.com/wolvescouncil
www.youtube.com/wolverhamptontoday

From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: Thursday, February 29, 2024 5:28 PM
To: levi.sunner@dudley.gov.uk; mark.wilson@dudley.gov.uk; mumtaz_bahadur@sandwell.gov.uk; lisa_callaghanbutler@sandwell.gov.uk; pardip_sandhu@sandwell.gov.uk; javed.iqbal@walsall.gov.uk; steve.gittins@walsall.gov.uk
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

Sensitivity: PROTECT

Hi Everyone,

Please find attached sealed orders from the hearing 27 February 2024.

These are:

1. The Final Injunction
2. 1st Appendix to injunction – Indices
3. 2nd Appendix to injunction – Plan A
4. The Final Power of arrest
5. 1st Appendix to the Power of Arrest – Plan A
6. Directions to Accompany the Final Injunction and Power of Arrest
7. Order joining Ms Rebecca Richold as Ninth Defendant
8. Amended Claim Form (Adding Ms Richold as a party)
9. Amended Particulars of Claim (Adding Ms Richold as a party)

These documents need adding to the dedicated car cruising injunction pages of your Websites. These documents also need to be printed and hard copies made available with the other documents that are available at your front desks. Please can you do that by **4.00 p.m. tomorrow (1 March)**.

In the coming weeks, we can discuss streamlining websites and documents left at front desks. However, for now because of 12 March deadline for making injunction and power of arrest available at front desks and 15 March for everything else, please just add these to your folders of documents left at front desks and on Websites.

Please let Paul Brown (Wolverhampton Comms) know when you have done this as he will have to produce a statement evidencing our compliance here (compliance with paragraphs 5 to 9 in the directions order (attached)). I will serve on all named Defendants by e-mail to their solicitors (and Mr Phelps himself)all of the documents 1-9 above and I will complete certificates of service which I will forward to Paul, which Paul can then exhibit. I will do that **by 4.00 p.m. tomorrow (1 March)**.

Paul – Please can you request the neighbouring police forces (listed in paragraph 5(g) of the directions order, to publicise a link to the items 1 to 6 above or a link to our dedicated injunction pages. Can you request the Webmaster uploads all these attached documents by 4.00 p.m. tomorrow to the dedicated car cruising injunction pages of our Website please? If the neighbouring police want to link to our car cruising injunction pages rather than uploading all these documents to their website(s), that's fine.

I will forward a copy of this e-mail and ask Business Support to make a hard copy of these documents available at our Business Reception desk by **4.00 p.m. tomorrow (1 March)** and confirm to Paul when this has been done.

I will send power of arrest final injunction and appendices to PC Mark Campbell and copy in Pardip N. Pardip – if PC Campbell isn't around, please can I leave it with you to liaise with Police to get this power of arrest and injunctions on their systems as the police would with any other power of arrest.

Unless, I have missed anything in the directions., that should then fulfil our obligations in the directions order.

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02091927

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The City of Wolverhampton Council works flexibly to meet the needs of the services we provide, so you could be receiving this email at any time. However, we do not expect you to read and respond to this email outside of your own working arrangements.

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Statement of:	Paul Brown
Statement no:	20
For:	Claimants
Date:	26 April 2024
Exhibits:	PB20A – PB20I

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

**CLAIM NO: KB-2022-
BHM000188**

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL**
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL**
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL**
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

- (5) Mr ANTHONY GALE**
- (6) Miss WIKTORIA SZCZUBLINSKA**
- (7) Mr ISA IQBAL**
- (8) Mr MASON PHELPS**
- (9) Ms REBECCA RICHOLD**

Defendants

EXHIBIT PB20D

This is the document referred to as "Exhibit PB20D" in the witness statement of Paul Brown dated 26 April 2024

i) Statement of: Paul Brown
ii) Statement No: 20
iii) For: Claimants
iv) Dated: 26.04.2024
v) Exhibits: PB20A-PB20I

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

CLAIM NO: KB-2022-BHM000188

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

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2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

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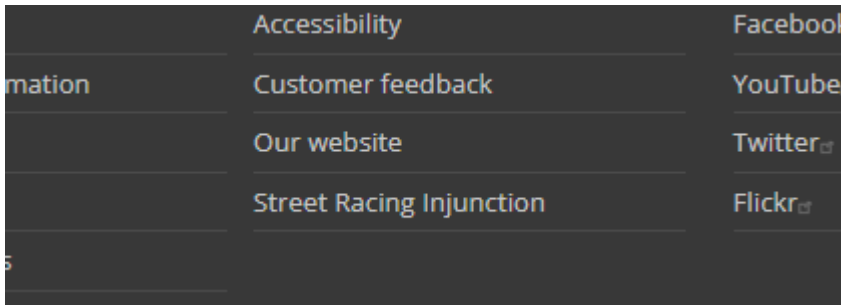
4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

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- (6) Miss WIKTORIA SZCZUBLINSKA
- (7) Mr ISA IQBAL
- (8) Mr MASON PHELPS
- (9) Ms REBECCA RICHOLD

Defendants

EXHIBIT PB20D

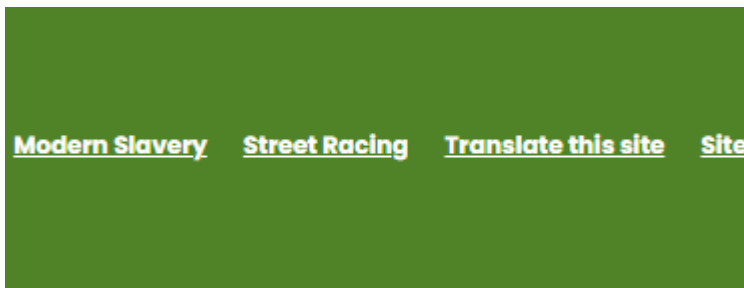
This is the document referred to as "EXHIBIT PB20D" in the twentieth statement of Paul Brown dated 26 April 2024.



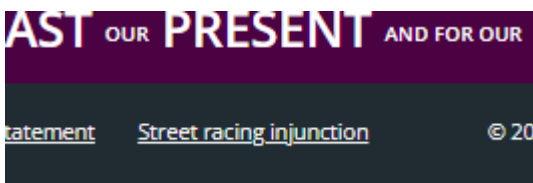
City of Wolverhampton Council homepage, 29 February 2024



Dudley Council homepage, 29 February 2024



Sandwell Council homepage, 29 February 2024



Walsall Council homepage, 29 February 2024

Statement of:	Paul Brown
Statement no:	20
For:	Claimants
Date:	26 April 2024
Exhibits:	PB20A – PB20I

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

**CLAIM NO: KB-2022-
BHM000188**

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL**
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL**
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL**
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

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- (5) Mr ANTHONY GALE**
- (6) Miss WIKTORIA SZCZUBLINSKA**
- (7) Mr ISA IQBAL**
- (8) Mr MASON PHELPS**
- (9) Ms REBECCA RICHOLD**

Defendants

EXHIBIT PB20E

This is the document referred to as "Exhibit PB20E" in the witness statement of Paul Brown dated 26 April 2024

i) Statement of: Paul Brown
ii) Statement No: 20
iii) For: Claimants
iv) Dated: 26.04.2024
v) Exhibits: PB20A-PB20I

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

CLAIM NO: KB-2022-BHM000188

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

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- (7) Mr ISA IQBAL
- (8) Mr MASON PHELPS
- (9) Ms REBECCA RICHOLD

Defendants

EXHIBIT PB20E

This is the document referred to as "EXHIBIT PB20E" in the twentieth statement of Paul Brown dated 26 April 2024.

Email trail denoting documents placed at Wolverhampton City Council reception, 1 March 2024

Email trail denoting documents placed at Sandwell Council reception, 1 March 2024

Email trail denoting documents placed at Walsall Council reception, 1 March 2024

Email trail denoting documents placed at Dudley Council reception, 12 March 2024

Adam Sheen

Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Attachments: 2091936 - Plan A (Sealed) 27 February 2024.pdf; 2091934 - Indices (Sealed) 27 February 2024.pdf; 2091936 - Plan A (Sealed) 27 February 2024.pdf; 2091933 - Final Orders - Power of Arrest (Black Country) (Sealed).pdf; 2091931 - Final Injunction (Black Country) (Sealed) 27 February 2024.pdf; 2091930 - Directions Accompanying Final Order (Black Country) (Sealed) 27 February 2024.pdf; 2091929 - Amended Particulars of Claim (Version 6) (Sealed) 27 February 2024.pdf; 2091928 - Amended Claim Form (Version 6) (Sealed) 27 February 2024.pdf; 2091935 - Order joining Rebecca Richold as a party (Sealed) 27 February 2024.pdf

Importance: High

E- Mail Trail from Wolverhampton City Council Confirming Requisite Documents (orders from the hearing on 27 February 2024) have been deposited at the Reception Desk in Wolverhampton City Council's Offices in compliance with the Court's service directions

(1 MARCH 2024 09:40 hours)

From: Sean Coughlan <Sean.Coughlan@wolverhampton.gov.uk>
Sent: Friday, March 1, 2024 9:40 AM
To: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>; Paul Brown <Paul.Brown@wolverhampton.gov.uk>
Cc: Steve Galloway <Steve.Galloway@wolverhampton.gov.uk>
Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

Sensitivity: PROTECT

Morning Adam / Paul,

I can confirm that all of the attached documents have now been placed at Business Reception.

Kind Regards

Sean Coughlan
Business Support Administrator
Central Resources
Tel. Office: 01902 552415

[E-mail: sean.coughlan@wolverhampton.gov.uk](mailto:sean.coughlan@wolverhampton.gov.uk)
City of Wolverhampton Council

From: Business Support – Central Resources <Central.Resources.BSU@wconline.onmicrosoft.com>
Sent: Friday, March 1, 2024 8:49 AM
To: Sean Coughlan <Sean.Coughlan@wolverhampton.gov.uk>

Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

Sensitivity: PROTECT

Morning Sean,

Any chance you can print the attached off for storing on Business Reception please?

Thanks,

Steve Galloway
Business Support Team Leader
Central Resources
Tel. Office: 01902 554284

[E-mail: Steve.Galloway@wolverhampton.gov.uk](mailto:Steve.Galloway@wolverhampton.gov.uk)
City of Wolverhampton Council

From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: Thursday, February 29, 2024 5:38 PM
To: Business Support – Central Resources <Central.Resources.BSU@wcconline.onmicrosoft.com>
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>
Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

Sensitivity: PROTECT

Hi Everyone,

Please could you print, single-sided and in colour and hole-punch the attached documents in the order below.

1. The Final Injunction
2. 1st Appendix to injunction – Indices
3. 2nd Appendix to injunction – Plan A
4. The Final Power of arrest
5. 1st Appendix to the Power of Arrest – Plan A
6. Directions to Accompany the Final Injunction and Power of Arrest
7. Order joining Ms Rebecca Richold as Ninth Defendant
8. Amended Claim Form (Adding Ms Richold as a party)
9. Amended Particulars of Claim (Adding Ms Richold as a party)

Once printed, please place at the front of volume one of the car cruising files (in front of the index) that is left at our Business Reception desk. In the coming weeks, I will advise on streamlining the documents left at our front desks. However, we have a tight deadline in a court order to get hard

copies of these documents left at our front desks (Business Reception is the front desk for these purposes) **by 4.00 p.m. tomorrow - 1 March.**

Please can you let me and Paul Brown know when this has been done (very brief confirmation e-mail will do).

Any queries in the matter, please call me.

Kind regards

Adam

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02091983

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Wolverhampton City Council does not accept service of documents by email or fax.
This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

From: Adam Sheen

Sent: Thursday, February 29, 2024 5:28 PM

To: levi.sunner@dudley.gov.uk; mark.wilson@dudley.gov.uk; mumtaz_bahadur@sandwell.gov.uk; lisa_callaghanbutler@sandwell.gov.uk; pardip_sandhu@sandwell.gov.uk; javed.iqbal@walsall.gov.uk; steve.gittins@walsall.gov.uk

Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra

<Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk

Subject: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Importance: High

Hi Everyone,

Please find attached sealed orders from the hearing 27 February 2024.

These are:

1. The Final Injunction
2. 1st Appendix to injunction – Indices
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9. Amended Particulars of Claim (Adding Ms Richold as a party)

These documents need adding to the dedicated car cruising injunction pages of your Websites. These documents also need to be printed and hard copies made available with the other documents that are available at your front desks. Please can you do that by **4.00 p.m. tomorrow (1 March)**.

In the coming weeks, we can discuss streamlining websites and documents left at front desks. However, for now because of 12 March deadline for making injunction and power of arrest available at front desks and 15 March for everything else, please just add these to your folders of documents left at front desks and on Websites.

Please let Paul Brown (Wolverhampton Comms) know when you have done this as he will have to produce a statement evidencing our compliance here (compliance with paragraphs 5 to 9 in the directions order (attached)). I will serve on all named Defendants by e-mail to their solicitors (and Mr Phelps himself) all of the documents 1-9 above and I will complete certificates of service which I will forward to Paul, which Paul can then exhibit. I will do that **by 4.00 p.m. tomorrow (1 March)**.

Paul – Please can you request the neighbouring police forces (listed in paragraph 5(g) of the directions order, to publicise a link to the items 1 to 6 above or a link to our dedicated injunction pages. Can you request the Webmaster uploads all these attached documents by 4.00 p.m. tomorrow to the dedicated car cruising injunction pages of our Website please? If the neighbouring police want to link to our car cruising injunction pages rather than uploading all these documents to their website(s), that's fine.

I will forward a copy of this e-mail and ask Business Support to make a hard copy of these documents available at our Business Reception desk by **4.00 p.m. tomorrow (1 March)** and confirm to Paul when this has been done.

I will send power of arrest final injunction and appendices to PC Mark Campbell and copy in Pardip N. Pardip – if PC Campbell isn't around, please can I leave it with you to liaise with Police to get this power of arrest and injunctions on their systems as the police would with any other power of arrest.

Unless, I have missed anything in the directions., that should then fulfil our obligations in the directions order.

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02091927

Please note: these details do not constitute a digital signature.
Wolverhampton City Council does not accept service of documents by email or fax.
This e-mail is sent by or on behalf of Tracey Christie, Head of Legal Services.

Adam Sheen

Subject: FW: [EXTERNAL EMAIL] Service Requirements - Black Country Car Cruising Injunction 27 February 2024 - YOUR URGENT ATTENTION PLEASE

E-Mail from Dudley MBC Confirming Requisite Documents (orders from the hearing on 27 February 2024) have been deposited at the Reception Desk in Dudley Metropolitan Borough Council's Offices in compliance with the Court's service directions

(12 MARCH 2024 13:25 hours)

From: Levi Sunner (Law and Governance) <Levi.Sunner@dudley.gov.uk>
Sent: Tuesday, March 12, 2024 1:25 PM
To: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>; Mark Wilson (Community Safety) <Mark.Wilson@dudley.gov.uk>
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: RE: [EXTERNAL EMAIL] Service Requirements - Black Country Car Cruising Injunction 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

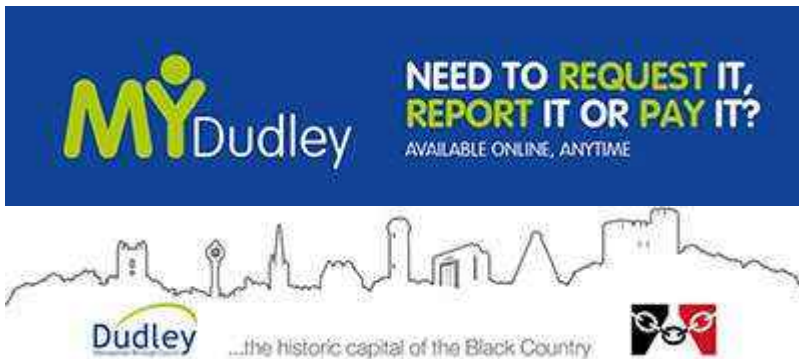
Hi Adam,

Yes, these steps have been complied with- whilst on leave, Mark contacted the relevant departments and circulated the relevant docs.

Regards,

Levi Sunner
Solicitor/Barrister

Law & Governance - Community Safety
Finance & Legal
Dudley Council
4 Ednam Road, Dudley, DY1 1HL
01384 815429
www.dudley.gov.uk



From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: Tuesday, March 12, 2024 9:12 AM
To: Levi Sunner (Law and Governance) <Levi.Sunner@dudley.gov.uk>; Mark Wilson (Community Safety) <Mark.Wilson@dudley.gov.uk>
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: [EXTERNAL EMAIL] Service Requirements - Black Country Car Cruising Injunction 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Sensitivity: PROTECT

Good morning Levi and Mark,

Black Country Car Cruising Injunction – Orders of 27 February 2024

Please can you confirm that, in accordance with the service requirements in the above mentioned order, that you have uploaded a copy of the documents from the hearing of 27 February namely:

- (i) the injunction order;
- (ii) power of arrest;
- (iii) amended claim form;
- (iv) amended particulars of claim; and
- (v) directions order (service directions)

to your Website and made copies available at your front desks. We have confirmation from all the other Claimant authorities that this has been done. If this has not been done, please could this be addressed as a matter of urgency as we have until 4 p.m. Friday 15 March to do this.

I should be grateful if you would reply by 2 p.m. today please.

Kind regards

Adam

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

LIJ017753P/02099341

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Please consider the environment - do you need to print this e-mail?

Adam Sheen

Subject: FW: II2-RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

E-Mail Trail from Sandwell Metropolitan Borough Council Confirming Requisite Documents (orders from the hearing on 27 February 2024) have been deposited at the Reception Desk in Sandwell Metropolitan Borough Council Offices and made available on the Website of Sandwell Metropolitan Borough Council in compliance with the Court's service directions

(1 MARCH 2024 16:32 hours)

From: Mumtaz Bahadur <mumtaz_bahadur@sandwell.gov.uk>
Sent: Friday, March 1, 2024 4:32 PM
To: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Cc: Lisa CallaghanButler <lisa_callaghanButler@sandwell.gov.uk>
Subject: II2-RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

Sensitivity: PROTECT

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Hello Adam, just to confirm that the orders have been uploaded onto the website and hard copies placed in reception.

Mumtaz

From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: 29 February 2024 17:28
To: levi.sunner@dudley.gov.uk; Mark Wilson (Community Safety) <Mark.Wilson@dudley.gov.uk>; Mumtaz Bahadur <mumtaz_bahadur@sandwell.gov.uk>; Lisa CallaghanButler <lisa_callaghanButler@sandwell.gov.uk>; Pardip Sandhu <Pardip_Sandhu@sandwell.gov.uk>; javed.iqbal@walsall.gov.uk; steve.gittins@walsall.gov.uk
Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra <Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

CAUTION: This email originated from outside of the Council / Children's Trust. Do not click links or open attachments

Sensitivity: PROTECT

Hi Everyone,

Please find attached sealed orders from the hearing 27 February 2024.

These are:

1. The Final Injunction
2. 1st Appendix to injunction – Indices
3. 2nd Appendix to injunction – Plan A
4. The Final Power of arrest
5. 1st Appendix to the Power of Arrest – Plan A
6. Directions to Accompany the Final Injunction and Power of Arrest
7. Order joining Ms Rebecca Richold as Ninth Defendant
8. Amended Claim Form (Adding Ms Richold as a party)
9. Amended Particulars of Claim (Adding Ms Richold as a party)

These documents need adding to the dedicated car cruising injunction pages of your Websites. These documents also need to be printed and hard copies made available with the other documents that are available at your front desks. Please can you do that by **4.00 p.m. tomorrow (1 March)**.

In the coming weeks, we can discuss streamlining websites and documents left at front desks. However, for now because of 12 March deadline for making injunction and power of arrest available at front desks and 15 March for everything else, please just add these to your folders of documents left at front desks and on Websites.

Please let Paul Brown (Wolverhampton Comms) know when you have done this as he will have to produce a statement evidencing our compliance here (compliance with paragraphs 5 to 9 in the directions order (attached)). I will serve on all named Defendants by e-mail to their solicitors (and Mr Phelps himself) all of the documents 1-9 above and I will complete certificates of service which I will forward to Paul, which Paul can then exhibit. I will do that **by 4.00 p.m. tomorrow (1 March)**.

Paul – Please can you request the neighbouring police forces (listed in paragraph 5(g) of the directions order, to publicise a link to the items 1 to 6 above or a link to our dedicated injunction pages. Can you request the Webmaster uploads all these attached documents by 4.00 p.m. tomorrow to the dedicated car cruising injunction pages of our Website please? If the neighbouring police want to link to our car cruising injunction pages rather than uploading all these documents to their website(s), that's fine.

I will forward a copy of this e-mail and ask Business Support to make a hard copy of these documents available at our Business Reception desk by **4.00 p.m. tomorrow (1 March)** and confirm to Paul when this has been done.

I will send power of arrest final injunction and appendices to PC Mark Campbell and copy in Pardip N. Pardip – if PC Campbell isn't around, please can I leave it with you to liaise with Police to get this power of arrest and injunctions on their systems as the police would with any other power of arrest.

Unless, I have missed anything in the directions., that should then fulfil our obligations in the directions order.

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

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Adam Sheen

Subject: FW: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

E-Mail Trail from Walsall Metropolitan Borough Council Confirming Requisite Documents (orders from the hearing on 27 February 2024) have been deposited at the Reception Desk in Walsall Metropolitan Borough Council's Offices in compliance with the Court's service directions

(1 MARCH 2024 10:13 hours)

From: Davinder Dhesi <Davinder.Dhesi@walsall.gov.uk> **On Behalf Of** Javed Iqbal
Sent: Friday, March 1, 2024 10:13 AM
To: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Subject: RE: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Hi Adam,

I hope you are well and great job on the street racing injunction.

I have printed off copies of the documents and placed them in a folder at the Reception Desk at the Council House.

Kind regards.

Davinder Dhesi
Senior Legal Support Officer

Walsall Council
01922 654819

www.walsall.gov.uk



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From: Adam Sheen <Adam.Sheen@wolverhampton.gov.uk>
Sent: 29 February 2024 17:28
To: levi.sunner@dudley.gov.uk; mark.wilson@dudley.gov.uk; mumtaz_bahadur@sandwell.gov.uk;
lisa_callaghanbutler@sandwell.gov.uk; pardip_sandhu@sandwell.gov.uk; Javed Iqbal <Javed.Iqbal@walsall.gov.uk>;
Steve Gittins <Steve.Gittins@walsall.gov.uk>

Cc: Paul Brown <Paul.Brown@wolverhampton.gov.uk>; Pardip Nagra
<Pardip.Nagra@wolverhamptonhomes.org.uk>; michael.singleton@stiveschambers.co.uk
Subject: Final Sealed Orders from Hearing 27 February 2024 - YOUR URGENT ATTENTION PLEASE
Importance: High

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Hi Everyone,

Please find attached sealed orders from the hearing 27 February 2024.

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3. 2nd Appendix to injunction – Plan A
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5. 1st Appendix to the Power of Arrest – Plan A
6. Directions to Accompany the Final Injunction and Power of Arrest
7. Order joining Ms Rebecca Richold as Ninth Defendant
8. Amended Claim Form (Adding Ms Richold as a party)
9. Amended Particulars of Claim (Adding Ms Richold as a party)

These documents need adding to the dedicated car cruising injunction pages of your Websites. These documents also need to be printed and hard copies made available with the other documents that are available at your front desks. Please can you do that by **4.00 p.m. tomorrow (1 March)**.

In the coming weeks, we can discuss streamlining websites and documents left at front desks. However, for now because of 12 March deadline for making injunction and power of arrest available at front desks and 15 March for everything else, please just add these to your folders of documents left at front desks and on Websites.

Please let Paul Brown (Wolverhampton Comms) know when you have done this as he will have to produce a statement evidencing our compliance here (compliance with paragraphs 5 to 9 in the directions order (attached)). I will serve on all named Defendants by e-mail to their solicitors (and Mr Phelps himself) all of the documents 1-9 above and I will complete certificates of service which I will forward to Paul, which Paul can then exhibit. I will do that by **4.00 p.m. tomorrow (1 March)**.

Paul – Please can you request the neighbouring police forces (listed in paragraph 5(g) of the directions order, to publicise a link to the items 1 to 6 above or a link to our dedicated injunction pages. Can you request the Webmaster uploads all these attached documents by 4.00 p.m. tomorrow to the dedicated car cruising injunction pages of our Website please? If the neighbouring police want to link to our car cruising injunction pages rather than uploading all these documents to their website(s), that's fine.

I will forward a copy of this e-mail and ask Business Support to make a hard copy of these documents available at our Business Reception desk by **4.00 p.m. tomorrow (1 March)** and confirm to Paul when this has been done.

I will send power of arrest final injunction and appendices to PC Mark Campbell and copy in Pardip N. Pardip – if PC Campbell isn't around, please can I leave it with you to liaise with Police to get this power of arrest and injunctions on their systems as the police would with any other power of arrest.

Unless, I have missed anything in the directions., that should then fulfil our obligations in the directions order.

Adam Sheen
Solicitor-Advocate (Civil & Criminal)
Tel. 01902 554926
Email: adam.sheen@wolverhampton.gov.uk

Legal Services
Wolverhampton City Council
Civic Centre
St Peters Square
Wolverhampton
WV1 1RG

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Statement of:	Paul Brown
Statement no:	20
For:	Claimants
Date:	26 April 2024
Exhibits:	PB20A – PB20I

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

**CLAIM NO: KB-2022-
BHM000188**

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL**
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL**
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL**
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

- (5) Mr ANTHONY GALE**
- (6) Miss WIKTORIA SZCZUBLINSKA**
- (7) Mr ISA IQBAL**
- (8) Mr MASON PHELPS**
- (9) Ms REBECCA RICHOLD**

Defendants

EXHIBIT PB20F

This is the document referred to as "Exhibit PB20F" in the witness statement of Paul Brown dated 26 April 2024

i) Statement of: Paul Brown
ii) Statement No: 20
iii) For: Claimants
iv) Dated: 26.04.2024
v) Exhibits: PB20A-PB20I

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

CLAIM NO: KB-2022-BHM000188

B E T W E E N:

- (1) WOLVERHAMPTON CITY COUNCIL
- (2) DUDLEY METROPOLITAN BOROUGH COUNCIL
- (3) SANDWELL METROPOLITAN BOROUGH COUNCIL
- (4) WALSALL METROPOLITAN BOROUGH COUNCIL

Claimants

and

1. PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SOME OF THOSE PRESENT ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

2 PERSONS UNKNOWN WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

3. PERSONS UNKNOWN PROMOTING ORGANISING PUBLICISING (BY ANY MEANS WHATSOEVER) ANY GATHERING BETWEEN THE HOURS OF 3:00PM AND 7:00AM OF 2 OR MORE PERSONS WITH THE INTENTION OR EXPECTATION THAT SOME OF THOSE PRESENT WILL ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED)

4. PERSONS UNKNOWN BEING DRIVERS, RIDERS OR PASSENGERS IN OR ON MOTOR VEHICLE(S) WHO PARTICIPATE BETWEEN THE HOURS OF 3:00PM AND 7:00AM IN A GATHERING OF 2 OR MORE PERSONS WITHIN THE BLACK COUNTRY AREA SHOWN ON PLAN A (ATTACHED) AT WHICH SUCH DEFENDANTS ENGAGE IN MOTOR RACING OR MOTOR STUNTS OR OTHER DANGEROUS OR OBSTRUCTIVE DRIVING

- (5) Mr ANTHONY GALE
- (6) Miss WIKTORIA SZCZUBLINSKA
- (7) Mr ISA IQBAL
- (8) Mr MASON PHELPS
- (9) Ms REBECCA RICHOLD

Defendants

EXHIBIT PB20F

This is the document referred to as "EXHIBIT PB20F" in the twentieth statement of Paul Brown dated 26 April 2024.



Street racing digital roadsigns

The injunction is advertised by signs in key places on the highway, these signs can be seen in the Downloads section. Here you can find the locations of these signs. If signs are missing or damaged, please report this on 01902 551155 or [Contact Roads](#).

Signage reporting mechanisms, City of Wolverhampton Council

If you spot street racing injunction signs are damaged or missing, please [report damaged or missing signs online to the council](#) or call the highways team on **0121 368 1177**.

Signage reporting mechanisms, Sandwell Council

Street racing signage

You can view the location of street racing signage around the borough in our map.

To reveal the location of a sign, click or tap on the green or pink circle icons.

You can also search using the hamburger menu (three lines at top left of the map).

Click or tap the menu, then enter your postcode. The map will zoom to your location and show where your nearest street racing sign is.

To report any issues with the signs please [contact the community protection team](#).

Signage reporting mechanisms, Walsall Council

The injunction is advertised by signs in key places on the highway, these signs can be seen in the Downloads section. Here you can find the locations of these signs. If signs are missing or damaged, please report this on 01902 551155

Signage reporting mechanisms, Dudley Council

i) Statement of: Paul Brown
ii) Statement No: 1
iii) For: Claimants
iv) Dated: 16.9.2022
v) Exhibits: PB1

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

CLAIM NO:

B E T W E E N:

**(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

PERSONS UNKNOWN

Defendants

WITNESS STATEMENT OF PAUL STEVEN BROWN

I, PAUL STEVEN BROWN of the City of Wolverhampton Council, Civic Centre, St Peter's Square, Wolverhampton, WV1 1RG WILL SAY AS FOLLOWS:

1. Except where indicated to the contrary, the facts in this statement are within my knowledge and are true. Where the facts in this statement are not within my direct knowledge, they are based on the source indicated and are true to the best of my information and belief.
2. The City of Wolverhampton Council is the authority which is leading the joint application of the Councils of Wolverhampton, Dudley, Sandwell and Walsall (hereinafter referred to as the "Black Country Boroughs") seeking injunctive relief to restrain street racing in the Black Country Boroughs.

3. I have been employed since 25 June 2007 as a Senior Communications Adviser and latterly Communications Manager in the communications team of the City of Wolverhampton Council.
4. In collaboration with my colleagues Pardip Nagra (ASB Team Leader) and Adam Sheen (Senior Solicitor, Legal Services) a communications plan has been developed, with the initial steps implemented, initially to raise awareness of the application to the High Court for a new street racing injunction for the Black Country Area and, should the court be minded to grant this, to promote the existence of the injunction, and the power of arrest, once it is formally in place.
5. Recognising this is a joint enterprise, I have been liaising closely with my counterparts in the communications teams of Dudley, Sandwell and Walsall Councils and West Midlands Police.
6. For ease of reference, the communications plan is attached as "**Exhibit PB1**", with associated appendices.

STATEMENT OF TRUTH

I believe that the facts stated in this Witness Statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without and honest belief in its truth

Full Name: PAUL STEVEN BROWN Position: COMMUNICATIONS
MANAGER

Name of Claimant: City of Wolverhampton Council

Signed



Print Name **PAUL STEVEN BROWN**

Dated **16/9/2022**

i) Statement of: Paul Brown
ii) Statement No: 1
iii) For: Claimants
iv) Dated: 16.9.2022
v) Exhibits: PB1

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

CLAIM NO:

B E T W E E N:

**(1) WOLVERHAMPTON CITY COUNCIL
(2) DUDLEY METROPOLITAN BOROUGH COUNCIL
(3) SANDWELL METROPOLITAN BOROUGH COUNCIL
(4) WALSALL METROPOLITAN BOROUGH COUNCIL**

Claimants

and

PERSONS UNKNOWN

Defendants

EXHIBIT PB1

This is the document referred to as "**Exhibit PB1**" in the witness statement of Paul Brown dated 16 September 2022.

Councils and police seek new ban on street racing in region

Released: Monday 4 July, 2022



Wolverhampton, Dudley, Sandwell and Walsall councils have announced they will be applying for a new High Court injunction to ban "street racing" in the Black Country.

Working in partnership with West Midlands Police, they will return to the High Court later this year to seek a ban on street racing, also known as car cruising, across the four boroughs.

If granted, the injunction would forbid people from participating in, attending, promoting, organising or publicising a street racing event. Anyone ignoring the injunction could be arrested, face penalties such as up to two years' imprisonment or an unlimited fine, or have their assets seized.

The councils are expected to issue proceedings in a few weeks' time, with a court date likely to be later this summer or early autumn.

For the purposes of the application, street racing is defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles.

A similar injunction had previously been in force in the Black Country for a period of six years, and had helped dramatically reduce instances of street racing across the region in that time.

The new application is once again being led by the City of Wolverhampton Council on behalf of the four Black Country local authorities and West Midlands Police.

Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Public Health and Wellbeing, said: "Street racing is noisy, dangerous and illegal and some events have resulted in serious injuries and even death.

"Over the last few years, we and the police have received hundreds of complaints about dangerous driving, excessive noise, littering and people and vehicles obstructing highways and residential or business properties.

"Law abiding drivers can also feel intimidated when, through no fault of their own, they inadvertently find themselves in the middle of a street race.

"The previous Black Country-wide injunction proved incredibly effective in reducing instances of street racing across the region. However, the problem still persists in some areas, and has started to grow again since the original injunction expired.

"It is important that the authorities have the powers they need to crack down on street racing as and when it occurs and so we are pleased to be in a position where we will shortly launch new proceedings and are hopeful that we can secure an injunction as soon as possible."

People are invited to submit comments and observations regarding street racing and the application for a new injunction by emailing litigation@wolverhampton.gov.uk. Comments received may be presented as evidence to the High Court.

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

ENDS

Notes to editors:

1/ For more information or to arrange an interview, please contact Paul Brown, Communications Manager, on 01902 555497 or email paul.brown@wolverhampton.gov.uk.

- **Issued by the City of Wolverhampton Council's Corporate Communications Team.**
- **For more information, please call 01902 555439.**
- **More news from the City of Wolverhampton Council is available at:**
 - www.wolverhampton.gov.uk/news
 - www.twitter.com/wolvescouncil
 - www.facebook.com/wolverhamptontoday
 - www.youtube.com/wolverhamptontoday



Wolverhampton Today
Published by Orlo · 4 July ·

Wolverhampton, Dudley, Sandwell and Walsall councils and West Midlands Police have announced they will be applying for a new High Court injunction to ban "street racing" in the Black Country.

If granted, the injunction would forbid people from participating in, attending, promoting, organising or publicising a street racing event. Anyone ignoring the injunction could be arrested, face penalties such as up to 2 years' imprisonment or an unlimited fine, or have their assets s... [See more](#)

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Lisa Tromans
Yeah yeah
Like Reply Hide 4 w

Shaun Baggott
It pisses me off, When the police class car enthusiasts the same as boy racers. We pull up on a car

Comment as Wolverh...

Wolves Council [@WolvesCouncil](#)

[@WolvesCouncil](#), [@dudleymbc](#), [@sandwellcouncil](#), [@WalsallCouncil](#) & [@WMPolice](#) have announced they will be applying for a new High Court injunction to ban "street racing" in the Black Country. Full story: orlo.uk/bjPia



12:47 PM · Jul 4, 2022 · Orlo

Sandwell Council [@sandwellcouncil](#) · Jul 4

We're joining forces with [@dudleymbc](#), [@WalsallCouncil](#), [@WolvesCouncil](#) and [@WMPolice](#) to apply for a new High Court injunction to ban "street racing" in the Black Country 📢

Wolves Council [@WolvesCouncil](#) · Jul 4


[@WolvesCouncil](#), [@dudleymbc](#), [@sandwellcouncil](#), [@WalsallCouncil](#) & [@WMPolice](#) have announced they will be applying for a new High Court injunction to ban "street racing" in the Black Country. Full story: orlo.uk/bjPia



1 7 15

Sandwell [@sandwellcouncil](#) · Jul 4

We're joining forces with Wolverhampton, Dudley and Walsall councils and West Midlands Police to apply for a new High Court injunction to ban "street racing" in the Black Country 📢




Wolverhampton Today
4 July ·

Wolverhampton, Dudley, Sandwell and Walsall councils and West Midlands Police have announced they will be applying for a new High Court injunction to ban "stree... [See more](#)

78 11 comments 5 shares

Our Walsall [@ourwalsall](#) · Jul 4

Read more about the new High Court injunction application to ban 'street racing' in the Black Country 📢



Wolverhampton Today
4 July ·

Wolverhampton, Dudley, Sandwell and Walsall councils and West Midlands Police have announced they will be applying for a new High Court injunction to ban "stree... [See more](#)

10

Walsall Council [@WalsallCouncil](#) · Jul 4

Read more about the new High Court injunction application to ban 'street racing' in the Black Country 📢

Wolves Council [@WolvesCouncil](#) · Jul 4

[@WolvesCouncil](#), [@dudleymbc](#), [@sandwellcouncil](#), [@WalsallCouncil](#) & [@WMPolice](#) have announced they will be applying for a new High Court injunction to ban "street racing" in the Black Country. Full story: orlo.uk/bjPia



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Wolverhampton Today
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Wolverhampton, Dudley, Sandwell and Walsall councils and West Midlands Police have announced they will be applying for a new High Court injunction to ban "stree... [See more](#)

4

1 share

28 1 comment 5 shares

Street racing reports filed as councils build case for new injunction

Released: Monday 25 July, 2022



Authorities have been inundated with reports of street racing after it was announced that councils in the Black Country are set to seek a new ban on the activity.

Wolverhampton, Dudley, Sandwell and Walsall councils, together with West Midlands Police, will return to the High Court this autumn to apply for a new injunction prohibiting street racing, defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles.

And the City of Wolverhampton Council, which is leading on the application, has received numerous comments from residents and businesses after it invited observations regarding street racing from members of the public.

Reports have been filed of street racing activities at Waterfront Business Park in Merry Hill, on Mill Race Lane, Stourbridge, on the Halesowen bypass, on West Bromwich Road in Walsall, on Blackwood Avenue, Wednesfield and on Trinity Way, West Bromwich.

The council has also received reports of street racing activities in Aldridge, on Spring Vale Business Park, Bilston, on Essington Road, New Invention and along the A34 between Walsall and Broadway.

The council is expected to issue proceedings for the new injunction in the next few weeks, with a court date likely to be later this summer or early autumn.

A similar injunction had previously been in force in the Black Country between 2015 and 2021 and helped dramatically reduce instances of street racing across the region.

Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Public Health and Wellbeing, said: "The sheer number of comments we have received over the last couple of weeks shows just how much of an issue street racing continues to be in the Black Country, and why it is so important that we seek a fresh injunction to ban it.

"Let's be very clear, street racing is anti-social, noisy and dangerous, and from the feedback we are getting we can very clearly see the impact it is having on people and businesses that have to put up with it.

"The previous Black Country-wide injunction proved very effective in reducing instances of street racing across the region. But the problem still persists in some areas and is starting to grow once more.

"We want to ensure that the authorities, whether that is the police or local councils, have the powers they need to crack down on street racing as and when it occurs.

"The evidence we have received since announcing our intention to seek a new injunction is helping us to build our case, and I would encourage anyone who has witnessed incidents of street racing in the Black Country to get in touch and share their experiences, if they haven't already."

People are invited to submit comments and observations regarding street racing and the application for a new injunction by emailing litigation@wolverhampton.gov.uk. Comments received may be presented as evidence to the High Court.

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

ENDS

Notes to editors:

1/ For more information or to arrange an interview, please contact Paul Brown, Communications Manager, on 01902 555497 or email paul.brown@wolverhampton.gov.uk.

- **Issued by the City of Wolverhampton Council's Corporate Communications Team.**
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Wolverhampton Today
 Published by Orlo · 25 July at 15:11 · ...

The council has been inundated with reports of street racing after it was announced that authorities in the Black Country are set to seek a new ban on the activity.

The four local councils, together with West Midlands Police, will return to the High Court this autumn to apply for a new injunction prohibiting street racing, defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles.

Since announcing the news, authorities have...
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Wolves Council
 @WolvesCouncil

We have been inundated with reports of street racing after we announced that we, @dudleymbc, @sandwellcouncil, @WalsallCouncil and @WMPolice are seek a new ban on the activity. Full story: orlo.uk/KmGcM (1/4)

3:12 PM · Jul 25, 2022 · Orlo

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Sandwell
 8 August at 12:39 · ...

Wolverhampton Today
 25 July · ...

The council has been inundated with reports of street racing after it was announced that authorities in the Black Country are set to seek a new ban on the activ... See more

24 · 22 comments · 4 shares

Our Walsall
 25 August at 14:39 · ...

Wolverhampton Today
 25 August at 13:01 · ...

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Dudley borough
 3 August · ...

We're working with our fellow Black Country authorities to apply for a new injunction to prohibit street racing

Wolverhampton Today
 25 July · ...

The council has been inundated with reports of street racing after it was announced that authorities in the Black Country are set to seek a new ban on the activ... See more

24 · 21 comments · 1 share



Dudley Council @dudleymbc · Aug 3

We're working with our fellow Black Country authorities to apply for a new injunction to prohibit **street racing**

Wolves Council @WolvesCouncil · Jul 25

We have been inundated with reports of street racing after we announced that we, @dudleymbc, @sandwellcouncil, @WalsallCouncil and @WMPolice are seek a new ban on the activity. Full story: orfo.uk/KmGcM (1/4)

[Show this thread](#)



Councils and police in application for new street racing ban

Released: Thursday 25 August, 2022



The four Black Country local authorities and West Midlands Police are in the process of applying for a new High Court injunction to ban "street racing" in the Black Country.

The final touches are currently being put to paperwork and will be filed with the High Court in the next few weeks, with a hearing date likely this autumn.

The application is being led by the City of Wolverhampton Council and will seek a ban on street racing, also known as car cruising, across the four boroughs.

If granted, the injunction would forbid people from participating in, attending, promoting, organising or publicising a street racing event. Anyone ignoring the injunction could be arrested, face penalties such as up to two years' imprisonment or an unlimited fine, or have their assets seized.

For the purposes of the application, street racing is defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles.

A similar injunction was previously in force in the Black Country for a six year period, and helped dramatically reduce instances of street racing across the region in that time.

Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Public Health and Wellbeing, said: "Street racing is noisy, dangerous and illegal and some events have resulted in serious injuries and even death.

“Over the last few years, we and the police have received hundreds of complaints about dangerous driving, excessive noise, littering and people and vehicles obstructing highways and residential or business properties.

“The previous Black Country-wide injunction proved incredibly effective in reducing instances of street racing across the region but, since it lapsed in 2021, the problem has started to grow once more.

“We are pleased that we will shortly be in a position to issue proceedings to seek a new injunction which, if granted, will once again give councils and the police the powers they need to crack down on street racing as and when it occurs.

“This is a very important piece of work, and we are working closely with our council and police colleagues across the Black Country to ensure the case for a new injunction that we will put to the High Court is as robust as it can possibly be.”

People are invited to submit comments and observations regarding street racing and the application for a new injunction by emailing litigation@wolverhampton.gov.uk. Comments received may be presented as evidence to the High Court.

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

Full details of the application will be published at www.wolverhampton.gov.uk/street-racing-injunction in due course.

ENDS

Notes to editors:

1/ For more information or to arrange an interview, please contact Paul Brown, Communications Manager, on 01902 555497 or email paul.brown@wolverhampton.gov.uk.

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A screenshot of a Facebook post from "Wolverhampton Today" published on August 25 at 13:01. The post text reads: "The four Black Country local authorities and West Midlands Police are in the process of applying for a new High Court injunction to ban street racing, also known as car cruising, in the Black Country. The final touches are currently being put to paperwork and will be filed with the High Court in the next few weeks, with a hearing date likely this autumn. The proposed injunction would forbid people from participating in, attending, promoting, organising or publicising a stre... See more". It shows 23 likes, 11 comments, and 10 shares. Comments from "Ash Best" and "Mark R Pile" are visible.

A screenshot of a Facebook post from "Sandwell" published on September 1 at 11:46. The post features the "STREET RACERS NOT WELCOME IN THE BLACK COUNTRY" graphic and logos for Sandwell, Dudley, Walsall Council, and City of Wolverhampton Council. The text below the logos reads: "Wolverhampton Today 25 August at 13:01 The four Black Country local authorities and West Midlands Police are in the process of applying for a new High Court injunction to ban street racing, also know... See more". It shows 7 likes and 15 comments.

A screenshot of a tweet from "Our Walsall" on August 25 at 14:35. It features the "STREET RACERS NOT WELCOME IN THE BLACK COUNTRY" graphic and logos for Sandwell, Dudley, Walsall Council, and City of Wolverhampton Council. The text below the logos reads: "Wolverhampton Today 25 August at 13:01 The four Black Country local authorities and West Midlands Police are in the process of applying for a new High Court injunction to ban street racing, also know... See more". It shows 3 likes, 3 comments, and 4 shares.

A screenshot of a tweet from "Walsall Council Retweeted" on August 25. It features the "STREET RACERS NOT WELCOME IN THE BLACK COUNTRY" graphic and logos for Sandwell, Dudley, Walsall Council, and City of Wolverhampton Council. The text reads: "Wolves Council @WolvesCouncil · Aug 25 We, @dudleymbc, @sandwellcouncil, @WalsallCouncil & @WMPolice are in the process of applying for a new High Court injunction to ban street racing, also known as car cruising, in the Black Country. Full story: orlo.uk/Kk5Wu #streetracing #carcruising #injunction". It shows 2 replies, 7 retweets, and 7 likes.

A screenshot of a tweet from "Dudley Council Retweeted" on August 25. It features the "STREET RACERS NOT WELCOME IN THE BLACK COUNTRY" graphic and logos for Sandwell, Dudley, Walsall Council, and City of Wolverhampton Council. The text reads: "Wolves Council @WolvesCouncil · Aug 25 We, @dudleymbc, @sandwellcouncil, @WalsallCouncil & @WMPolice are in the process of applying for a new High Court injunction to ban street racing, also known as car cruising, in the Black Country. Full story: orlo.uk/Kk5Wu #streetracing #carcruising #injunction". It shows 2 replies, 7 retweets, and 7 likes.

Councils and police in court to seek new ban on street racing

Released: TBC



The four Black Country councils and West Midlands Police will appear before the High Court on (DATE) to apply for a new injunction to ban "street racing" across the region.

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event, also known as car cruising, anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

Anyone ignoring the injunction could be arrested, face penalties such as up to two years' imprisonment or an unlimited fine, or have their assets seized.

For the purposes of the application, street racing is defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles.

A similar injunction had previously been in force in the Black Country between 2015 and 2021, and had helped dramatically reduce instances of street racing across the region in that time.

The new application is once again being led by the City of Wolverhampton Council on behalf of the four Black Country councils and West Midlands Police.

Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Public Health and Wellbeing, said: "We are pleased to be returning to the High Court on (DATE) to seek a new injunction against street racing in the Black Country.

“Street racing, also sometimes described as car cruising, is noisy, dangerous and illegal and some events have resulted in serious injuries and even death.

"The previous Black Country-wide injunction proved incredibly effective in reducing instances of street racing across the region. However, the problem still persists in some areas, and has started to grow again since the original injunction expired.

“Since announcing our intention to seek a new injunction, we have been inundated with comments from residents and businesses whose lives are still being blighted by street racing, with evidence of dangerous driving, excessive noise, littering and people and vehicles obstructing highways and properties. These have helped us build what we believe to be an overwhelming case for the injunction.

"It is important that the authorities have the powers they need to crack down on street racing as and when it occurs and so we are naturally hopeful that we can secure this new injunction as soon as possible."

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit <http://bit.ly/street-racing-injunction>.

People are invited to submit comments and observations regarding street racing and the application for a new injunction by emailing litigation@wolverhampton.gov.uk.

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

ENDS

Notes to editors:

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DRAFT



Social media to accompany media release announcing High Court hearing date

TWITTER

We, together with @dudleymbc, @sandwellcouncil, @WalsallCouncil & @WMPolice are applying for new High Court injunction to ban "street racing" in the Black Country. Full story: XXXX (1/3)

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (AKA car cruising), anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall. (2/3)

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction. (3/3)

FACEBOOK

The four Black Country councils and West Midlands Police are applying for new High Court injunction to ban "street racing" in the region.

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (also known as car cruising), anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

Councillor Jasbir Jaspal, Cabinet Member for Public Health and Wellbeing, said: "Street racing, also sometimes described as car cruising, is noisy, dangerous and illegal and some events have resulted in serious injuries and even death.

"A previous Black Country-wide injunction proved incredibly effective in reducing instances of street racing across the region. However, the problem still persists in some areas, and has started to grow again since the original injunction expired and so we are naturally hopeful that we can secure this new injunction as soon as possible."

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction. Read more here: (LINK TO NEWS STORY)

INSTAGRAM

The four Black Country councils and West Midlands Police are applying for new High Court injunction to ban "street racing" in the region.

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (also known as car cruising), anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction. Read more here: (LINK TO NEWS STORY)

DRAFT

Councils and police seek street racing an in court next week

Released: TBC



The four Black Country councils and West Midlands Police will appear before the High Court next week to apply for a new injunction to ban "street racing" across the region.

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event, also known as car cruising, anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

Anyone ignoring the injunction could be arrested, face penalties such as up to two years' imprisonment or an unlimited fine, or have their assets seized.

For the purposes of the application, street racing is defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles.

A similar injunction had previously been in force in the Black Country between 2015 and 2021, and had helped dramatically reduce instances of street racing across the region in that time.

The new application is once again being led by the City of Wolverhampton Council on behalf of the four Black Country councils and West Midlands Police.

Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Public Health and Wellbeing, said: "We are pleased to be returning to the High Court on (DATE) to seek a new injunction against street racing in the Black Country.

“Street racing, also sometimes described as car cruising, is noisy, dangerous and illegal and some events have resulted in serious injuries and even death.

"The previous Black Country-wide injunction proved incredibly effective in reducing instances of street racing across the region. However, the problem still persists in some areas, and has started to grow again since the original injunction expired.

“Since announcing our intention to seek a new injunction, we have been inundated with comments from residents and businesses whose lives are still being blighted by street racing, with evidence of dangerous driving, excessive noise, littering and people and vehicles obstructing highways and properties. These have helped us build what we believe to be an overwhelming case for the injunction.

"It is important that the authorities have the powers they need to crack down on street racing as and when it occurs and so we are naturally hopeful that we can secure this new injunction as soon as possible."

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction

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ENDS

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DRAFT



Social media to accompany media release a week before High Court hearing

TWITTER

We, together with @dudleymbc, @sandwellcouncil, @WalsallCouncil & @WMPolice are applying for new High Court injunction to ban "street racing" in the Black Country next week. Full story: XXXX (1/3)

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (AKA car cruising), anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall. (2/3)

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction. (3/3)

FACEBOOK

The four Black Country councils and West Midlands Police will be at the High Court next week to seek an injunction to ban "street racing" in the region.

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (also known as car cruising), anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

Councillor Jasbir Jaspal, Cabinet Member for Public Health and Wellbeing, said: "Street racing, also sometimes described as car cruising, is noisy, dangerous and illegal and some events have resulted in serious injuries and even death.

"A previous Black Country-wide injunction proved incredibly effective in reducing instances of street racing across the region. However, the problem still persists in some areas, and has started to grow again since the original injunction expired and so we are naturally hopeful that we can secure this new injunction as soon as possible."

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction. Read more here: (LINK TO NEWS STORY)

INSTAGRAM

The four Black Country councils and West Midlands Police will be at the High Court next week to seek an injunction to ban "street racing" in the region.

If successful, the injunction will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (also known as car cruising), anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

The application will be heard at Birmingham High Court on (DATE). For more information, including details of full terms of the proposed injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction. Read more here: (LINK TO NEWS STORY)

DRAFT

Street racing banned in Black Country by High Court

Released: TBC



The High Court has today (DATE) granted an injunction banning “street racing” across the Black Country.

The injunction prohibits people from participating in, attending, promoting, organising or publicising a street racing event, also known as car cruising, anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized.

For the purposes of the application, street racing is defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles. The injunction will come into effect on (DATE) and is valid for a period of three years.

Granting the injunction, which is served against ‘persons unknown’, His Honour XXX, sitting as a High Court Judge, said: “XXXXXXXXXX”

The application was led by the City of Wolverhampton Council on behalf of Dudley Council, Sandwell Council, Walsall Council and West Midlands Police.

Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Public Health and Wellbeing, said: "We are delighted that the High Court has granted this injunction, which will help tackle the menace of street racing in the Black Country.

“A similar injunction was in force between 2015 and 2021 which helped dramatically reduce instances of street racing across the region – and we are very confident this new injunction will have the same positive effect.

“Street racing, also sometimes described as car cruising, is noisy, dangerous and illegal and some events have resulted in serious injuries and even death.

"After announcing our intention to seek a new injunction earlier this summer, we were inundated with comments from residents and businesses whose lives are still being blighted by street racing, with evidence of dangerous driving, excessive noise, littering and people and vehicles obstructing highways and properties.

“These helped us build what the High Court has recognised to be an overwhelming case for this injunction, which will give the authorities the powers they need to crack down on street racing as and when it occurs.”

QUOTE FROM WEST MIDLANDS POLICE

For more information, including details of full terms of the injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction.

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

ENDS

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 - www.facebook.com/wolverhamptontoday
 - www.youtube.com/wolverhamptontoday



Social media to accompany media release upon granting of injunction

Twitter

The High Court has today (DATE) granted an injunction banning “street racing”, also known as car cruising, across the Black Country. Full story: [LINK TO MEDIA RELEASE](#)

It will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (AKA car cruising) anywhere within the @WolvesCouncil, @dudleymbc, @sandwellcouncil, @WalsallCouncil areas. (2/4) @WMPolice

Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized. It comes into effect on DATE. (3/4)

For more information, including details of full terms of the injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction. (4/4)

FACEBOOK

The High Court has today granted an injunction banning “street racing”, also known as car cruising, across the Black Country.

It will prohibit people from participating in, attending, promoting, organising or publicising a street racing event (also sometimes called car cruising) anywhere within Wolverhampton, Dudley, Sandwell or Walsall.

Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized. It comes into effect on DATE.

The application was brought by the City of Wolverhampton Council on behalf of the four Black Country councils and West Midlands Police. Councillor Jasbir Jaspal, Cabinet Member for Public Health and Wellbeing, said: "We are delighted that the High Court has granted this injunction, which will help tackle the scourge of street racing in the Black Country.

"We have been inundated with comments from residents and businesses whose lives are being blighted by street racing, and these helped us build an overwhelming case for this injunction which will give the authorities the powers they need to crack down on street racing as and when it occurs."

Please click [LINK TO MEDIA RELEASE](#) to read the full story. For more information, including details of full terms of the injunction and evidence in support of the application, please visit www.wolverhampton.gov.uk/street-racing-injunction.

INSTAGRAM

"Street racing", also known as "car cruising", will be banned across the Black Country after the High Court granted a new injunction.

It will prohibit people from participating in, attending, promoting, organising or publicising a street racing event anywhere within Wolverhampton, Dudley, Sandwell or Walsall. Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized. It comes into effect on DATE.

Please click [LINK TO MEDIA RELEASE](#) to read the full story. For more information, including details of full terms of the injunction and evidence in support of the application, click www.wolverhampton.gov.uk/street-racing-injunction.

STREET RACING BANNED IN THE BLACK COUNTRY

**Street racing injunction
now in force across
Dudley, Sandwell,
Walsall and
Wolverhampton.**

www.wolverhampton.gov.uk/street-racing-injunction



Walsall Council

CITY OF
WOLVERHAMPTON
COUNCIL
G 113

Street racing, also known as '**car cruising**', is banned across the Black Country by a High Court injunction which came into effect on: XXXXXXXXXXXX

The injunction forbids people from participating in or promoting, organising or publicising a 'street racing' event anywhere within the Black Country. Anyone suspected of breaching it will be at risk of being in contempt of court, for which an adult can face up to two years in prison and a fine.

*Anyone who witnesses a street racing event on the public highway or publicly accessible place is asked to call the **West Midlands Police on 101** or email asbu@wolverhamptonhomes.org.uk. **In an emergency, dial 999.***

INJUNCTION - *The injunction states:*

IT IS FORBIDDEN to participate between the hours of 3pm and 7am in a gathering of two or more persons within the Black Country Area at which some of those present engage in motor racing or motor stunts or other dangerous or obstructive driving.

IT IS FORBIDDEN to participate between the hours of 3pm and 7am in a gathering of two or more persons within the Black Country Area with the intention or expectation that some of those present will engage in motor racing or motor stunts or other dangerous or obstructive driving.

IT IS FORBIDDEN to promote, organise or publicise (by any means whatsoever) any gathering between the hours of 3pm and 7am of two or more persons with the intention or expectation that some of those present will engage in motor racing or motor stunts or other dangerous or obstructive driving within the Black Country Area.

Stunts are driving manoeuvres often undertaken at such gatherings including:

- a) **“Burnouts”**, causing a vehicle to destroy its tyres by applying power to the drive wheels while braking so as to remain in place while the wheels revolve at speed;
- b) **“Donuts/Donutting”**, causing a vehicle to rotate around a fixed point (normally the front axle) while not moving-off causing noise, smoke and tyre marks to be created;
- c) **“Drifting”**, turning by placing the vehicle in a skid so that most sideways motion is due to the skid not any significant steering input; and
- d) **“Undertaking”**, passing a vehicle on its nearside so as to overtake in circumstances not permitted by the Highway Code.

A power of arrest applies to the injunction. The injunction and power of arrest came into effect on XXXXXXXXXXXX and is valid for three years.

*The full injunction and map showing the defined **Black Country Area** is available at www.wolverhampton.gov.uk/street-racing-injunction and at council offices.*

Street racing ban comes into force in Black Country

Released: TBC



“Street racing” has been officially banned in the Black Country after a High Court injunction came into force today (DATE).

The injunction prohibits people from participating in, attending, promoting, organising or publicising a street racing event, also known as car cruising, anywhere within the boroughs of Wolverhampton, Dudley, Sandwell or Walsall.

Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized.

For the purposes of the application, street racing is defined as the act of drivers of cars, motorbikes or quadbikes meeting to race or show off in their vehicles. It is also sometimes known as car cruising.

The application for the injunction was led by the City of Wolverhampton Council on behalf of Dudley Council, Sandwell Council, Walsall Council and West Midlands Police.

Councillor Jasbir Jaspal, the City of Wolverhampton Council's Cabinet Member for Public Health and Wellbeing, said: "We are delighted that this injunction is now in force, and are confident it will have an immediate effect in helping to tackle what is becoming a growing problem in the Black Country.

“A similar injunction was in force between 2015 and 2021, and helped dramatically reduce instances of street racing across the region. Since it expired, more and more cases have been reported to the authorities, and this injunction gives local councils and the police the tools they need to deal with the perpetrators.”

She added: “Street racing, also sometimes described as car cruising, is noisy,

dangerous and illegal and some events have resulted in serious injuries and even death.

“The injunction makes it very clear that anyone participating in a street race, whether as a participant, spectator, organiser or promoter, will be in contempt of court and will face very severe penalties.”

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

For more information about the injunction, which is in place for XXX years, please visit www.wolverhampton.gov.uk/street-racing-injunction

Incidents of street racing should be reported via asbu@wolverhamptonhomes.org.uk or to West Midlands Police on 101. In an emergency, always dial 999.

ENDS

Notes to editors:

1/ For more information or to arrange an interview, please contact Paul Brown, Communications Manager, on 01902 555497 or email paul.brown@wolverhampton.gov.uk.

- **Issued by the City of Wolverhampton Council’s Corporate Communications Team.**
- **For more information, please call 01902 555439.**
- **More news from the City of Wolverhampton Council is available at:**
 - www.wolverhampton.gov.uk/news
 - www.twitter.com/wolvescouncil
 - www.facebook.com/wolverhamptontoday
 - www.youtube.com/wolverhamptontoday



Social media to accompany media release issued at time injunction comes into force

"Street racing", also sometimes called "car cruising" is now officially banned in the Black Country after a High Court injunction came into force today (DATE). Full story: [LINK TO MEDIA RELEASE](#) (1/4)

The injunction, secured with support from @WMPolice, prohibits people from participating in, attending, promoting, organising or publicising a street racing event anywhere within the @WolvesCouncil, @dudleymbc, @sandwellcouncil, @WalsallCouncil areas. (2/4)

Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized. (3/4)

For more information about the injunction, which is in place for XXX years, please visit www.wolverhampton.gov.uk/street-racing-injunction. (4/4)

FACEBOOK

"Street racing", also known as car cruising, is now officially banned in the Black Country after a High Court injunction came into force today (DATE).

The injunction prohibits people from participating in, attending, promoting, organising or publicising a street racing event anywhere within Wolverhampton, Dudley, Sandwell or Walsall.

Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized.

The application was brought by the City of Wolverhampton Council on behalf of the four Black Country councils and West Midlands Police. Councillor Jasbir Jaspal, Cabinet Member for Public Health and Wellbeing, said: "We are delighted that this injunction is now in force, and are confident it will have an immediate effect in helping to tackle what is becoming a growing problem in the Black Country.

"Street racing is noisy, dangerous and illegal and some events have resulted in serious injuries and even death. The injunction makes it very clear that anyone participating in a street race, whether as a participant, spectator, organiser or promoter, will be in contempt of court and will face very severe penalties."

Please click [LINK TO MEDIA RELEASE](#) to read the full story. For more information about the injunction, which is in place for XXX years, please visit www.wolverhampton.gov.uk/street-racing-injunction.

INSTAGRAM

"Street racing", also known as "car cruising", is now officially banned across the Black Country after a new High Court injunction came into force today (DATE).

It prohibits people from participating in, attending, promoting, organising or publicising a street racing event anywhere within Wolverhampton, Dudley, Sandwell or Walsall. Anyone ignoring the injunction could be arrested or face penalties such as up to two years' imprisonment, an unlimited fine or have their assets seized.

Please click [LINK TO MEDIA RELEASE](#) to read the full story. For more information about the injunction, which is in place for XXX years, please visit www.wolverhampton.gov.uk/street-racing-injunction

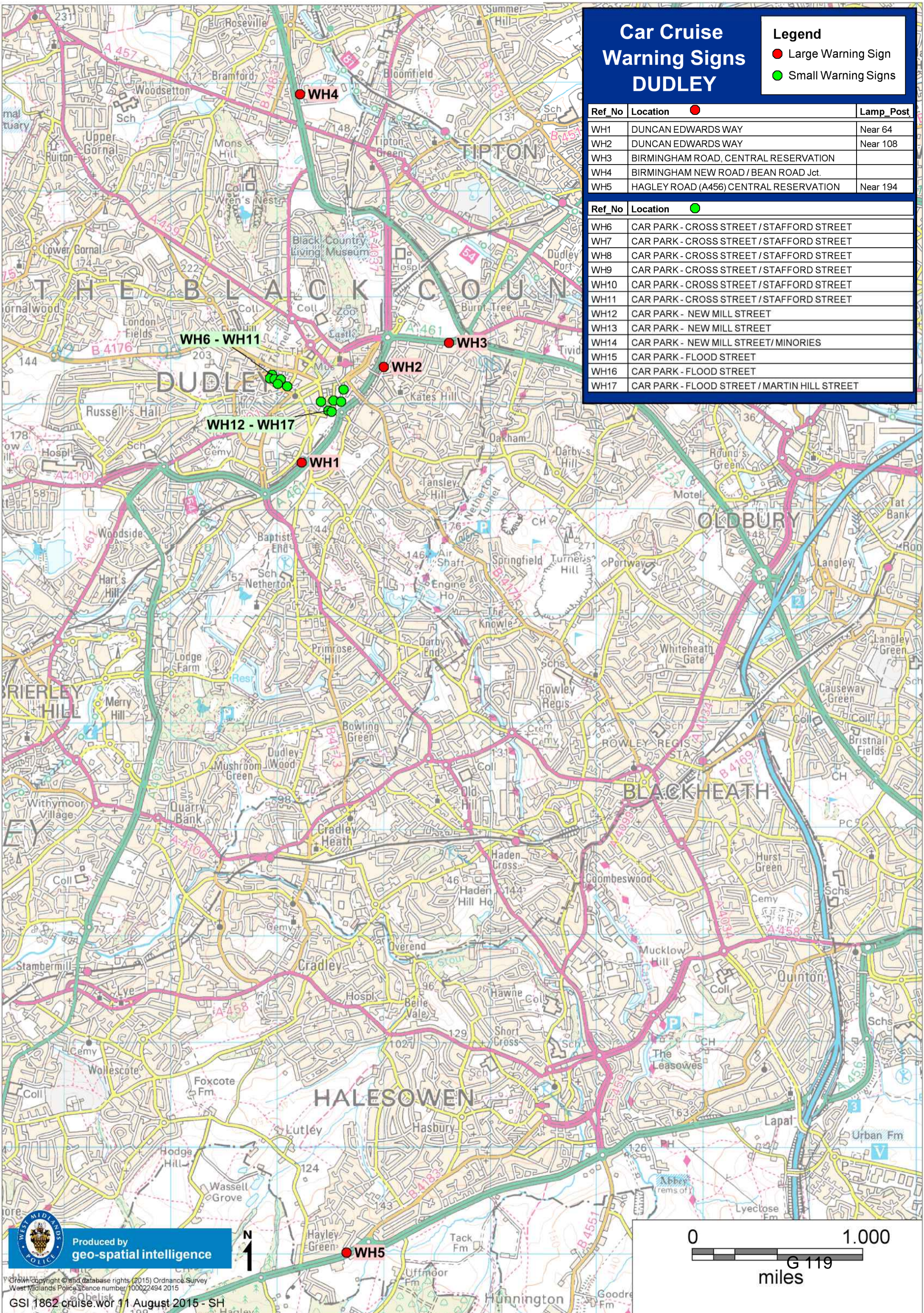
Car Cruise Warning Signs DUDLEY

Legend

- Large Warning Sign
- Small Warning Signs

Ref_No	Location	Lamp_Post
WH1	DUNCAN EDWARDS WAY	Near 64
WH2	DUNCAN EDWARDS WAY	Near 108
WH3	BIRMINGHAM ROAD, CENTRAL RESERVATION	
WH4	BIRMINGHAM NEW ROAD / BEAN ROAD Jct.	
WH5	HAGLEY ROAD (A456) CENTRAL RESERVATION	Near 194

Ref_No	Location
WH6	CAR PARK - CROSS STREET / STAFFORD STREET
WH7	CAR PARK - CROSS STREET / STAFFORD STREET
WH8	CAR PARK - CROSS STREET / STAFFORD STREET
WH9	CAR PARK - CROSS STREET / STAFFORD STREET
WH10	CAR PARK - CROSS STREET / STAFFORD STREET
WH11	CAR PARK - CROSS STREET / STAFFORD STREET
WH12	CAR PARK - NEW MILL STREET
WH13	CAR PARK - NEW MILL STREET
WH14	CAR PARK - NEW MILL STREET / MINORIES
WH15	CAR PARK - FLOOD STREET
WH16	CAR PARK - FLOOD STREET
WH17	CAR PARK - FLOOD STREET / MARTIN HILL STREET



Produced by
geo-spatial intelligence

