Made on behalf of the Claimants
Witness: James Daniel Waite
Number of Statement: First
Exhibit: JDW1
Dated: 1 June 2022

IN THE HIGH COURT OF JUSTICE **Claim No.**
QUEEN'S BENCH DIVISION

B E T W E E N:

(1) ALMACANTAR CENTRE POINT NOMINEE NO.1 LIMITED
(2) ALMACANTAR CENTRE POINT NOMINEE NO.2 LIMITED

Claimants

– and –

(1) ALEXANDER FARRELL
(2) [redacted] **[DISCONTINUED]**
(3) OWEN REECE (AKA "TRIKKSTAR")
(4) HARRY DAVIES
(5) PERSONS UNKNOWN ENTERING OR REMAINING ON THE EXTERNAL ROOFS OR STRUCTURES (EXCLUDING BALCONIES) OF CENTRE POINT (AS DESCRIBED IN PARAGRAPHS 2-4 OF THE PARTICULARS OF CLAIM) WITHOUT THE CLAIMANTS' PERMISSION
(6) PERSONS UNKNOWN ENTERING OR REMAINING AT CENTRE POINT (AS DESCRIBED IN PARAGRAPHS 2-4 OF THE PARTICULARS OF CLAIM) WITH THE INTENTION OF GAINING ACCESS TO THE ROOFS OR EXTERNAL STRUCTURES (EXCLUDING BALCONIES) AT CENTRE POINT WITHOUT THE CLAIMANTS' PERMISSION

Defendants

EXHBIT JDW1

INDEX

No.	Document	Date	Page no.
1.	'Melton student fell to death from abandoned hotel used by 'urban explorers', inquest hears' (Leicester Mercury)	23 April 2018	1 – 14
2.	'A Chinese 'Rooftopper' Has Fallen to His Death While Scaling a Skyscraper' (Time)	12 December 2017	15 – 16
3.	'Photographer, 30, Dies After Being Swept Away by Flood Waters While Taking Photos in Storm Drain' (People)	8 June 2018	17 – 21
4.	Injunction Order of Rowena Collins-Rice: (1) Teighmore Limited and (2) LBQ Fielden Limited v Persons Unknown	27 February 2020	22 – 28
5.	Injunction Order of Mr Justice Soole: (1) Multiplex Construction Europe Ltd and (2) Ludgate House Limited v Persons Unknown	30 July 2020	29 – 34
6.	Injunction Order of Roger ten Haar QC: (1) Multiplex Construction Europe Ltd (2) 30 GS Nominee 1 Limited and (3) 30 GS Nominee 2 Limited v Persons Unknown	6 May 2021	35 – 42
7.	Centre Point Incident Report (Extract)	10 April 2016	43
8.	Centre Point Incident Report (Extract)	31 December 2016	44
9.	Centre Point Incident Report (Extract)	2 January 2017	45
10.	Centre Point Incident Report (Extract)	8 July 2017	46
11.	Centre Point Incident Report (Extract)	7 October 2017	47
12.	Centre Point Incident Report	21 March 2018	48 – 54
13.	Centre Point Incident Report (Extract)	4 January 2020	55
14.	Injunction Order of The Hon Mr Justice Andrew Baker: Multiplex Construction Europe Limited and others v Alistair Law and others	19 September 2018	56 – 63
15.	Centre Point Incident Report	8 January 2022	64 – 67
16.	Centre Point: Suspected Urban Climber Intruders	Undated	68 – 72
17.	Centre Point Incident Report	10 April 2022	73 – 75
18.	Photos from 9 April 2022 Incident	9 April 2022	76 – 78

Melton student fell to death from abandoned hotel used by 'urban explorers', inquest hears

Thomas Rhodes, 19, died on Mother's Day last year

SHARE 0 COMMENTS

By **Nathan Sandhu**

16:03, 23 APR 2018 | **UPDATED** 16:47, 23 APR 2018

See news near you

In YourArea

Enter your postcode Go

Privacy

It's more important than ever to stay informed - Get free LeicestershireLive alerts direct to your inbox

Enter your email Sign up

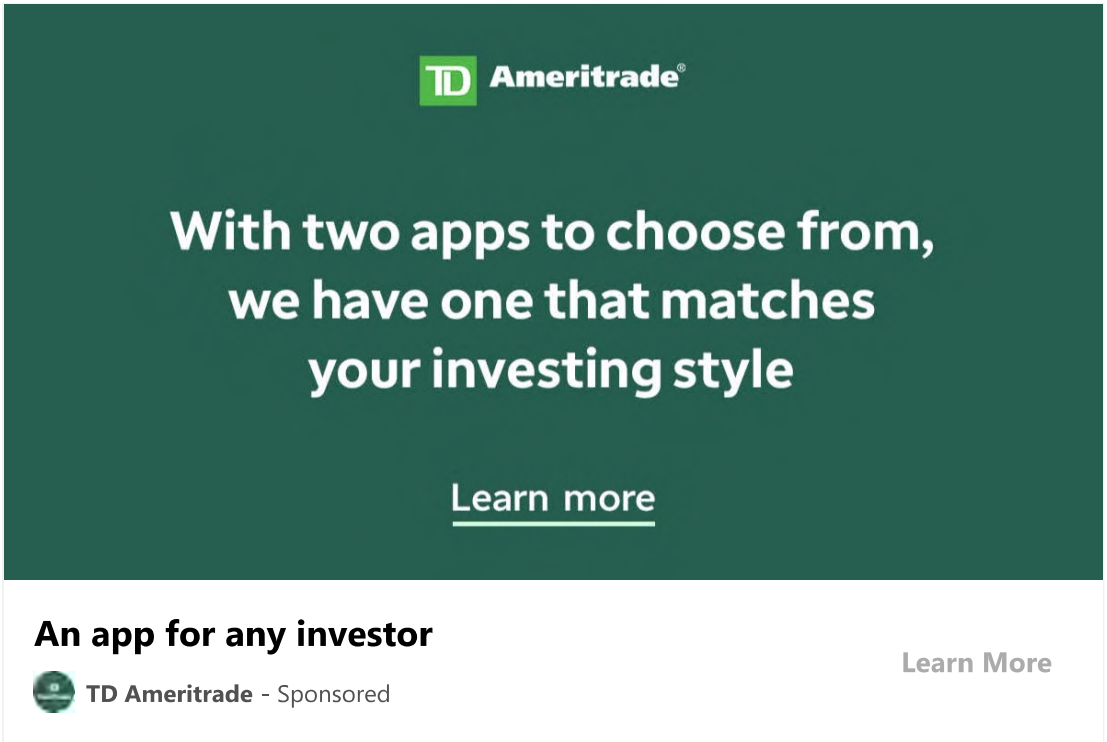
When you subscribe we will use the information you provide to send you these newsletters. Sometimes they'll include recommendations for other related newsletters or services we offer. Our Privacy Notice explains more about how we use your data, and your rights. You can unsubscribe at any time.

A teenager from **Melton** fell to his death from an abandoned hotel which had become a haven for 'urban explorers,' an inquest has heard.

Thomas Rhodes, a **university student** from Quorn Avenue, in Melton, was found dead at the front of the dilapidated building near to a fire hose which had been draped down from a height.

Concerns had been raised that intruders had gone to "extreme lengths" to access the building, including using ropes and the fire hose, an inquest heard.

ADVERTISING



Thomas, a first-year Sheffield University Geography student, fell to his death on Mother's Day, March 26 last year.

His death prompted the owners of Hallam Tower in Sheffield, South Yorkshire, to plead with "urban explorers' to stay away from the building for their own safety.

Privacy

Thomas Rhodes was found dead at around 4.15pm on Sunday, 26 March, in Hallam Tower Hotel on Manchester Road in Fulwood (Image: Other 3rd Party)

24 hour security - at a cost of £12 per hour per worker - had been advised to be introduced at the site which had laid derelict for 10 years.

Sheffield City Council had urged the owners of the building to properly secure the site to avoid intruders breaking in after receiving "multiple" reports from residents.

Privacy

throwing debris from the roof of the hotel into the road in February 2017, an inquest at Sheffield Coroner's Court heard.

The fire service also had to break down a secure gate after arsonists torched a section of the building.

Gravel had been piled against a doorway and gates were reinforced to secure the site, an inquest heard.

Six days prior to Thomas' death, a local resident sent an email and photograph to the council of a fire hose hanging out of a first-floor window.

Stephen Exley from Sheffield City Council told an inquest: "I was obviously shocked, I would still say any building is not intrinsically dangerous, but the owners had secured it to a reasonable level.

"We are a reactive service. The fire hoses were used to get out of the building rather than getting in."

He added: "We have powers to issue notices. If you don't do anything in 48 hours we can come and secure the building.

"There was not an easy access. It would appear from the end of 2012 it was relatively quiet until 2016.

"There was a report in May, a report in June and a further report in August."

Julian Arnell, a building surveyor, argued that a 'local newspaper article' which included a link to a YouTube video "glorified" breaking into the site as an adventure sport.

He said: "Where Thomas was found was at the far end of the building. A fire hose had been draped down from an elevation.

"Everytime we identified an area where someone was getting in, it was dealt with.

"That made them more determined to find another way, they took more risks to get in.

"You are cut between a rock and a hard place, all you can do is respond to reports and get the situation dealt with as soon as possible.

"It was just an ongoing situation that you were managing as well as could be."

READ MORE

Heater started fire that killed pensioner in Leicester home, inquest hears

Privacy

LOADING

Hallam Tower as it looks today (Image: other)

An application to vary the previous permissions was submitted and granted in 2012, the inquest heard.

Partial demolition of ancillary buildings preserved the planning permission but the full conversion never took place, an inquest heard.

There had been considerable discussions about demolishing the building in its entirety which the council supported but said owners would need to submit a planning application.

Fresh plans for housing at the site have since emerged.

The three-day inquest continues.

Follow @leicslive

PROMOTED STORIES

Prime Members Are Using This Hack to Avoid Amazon's Price Hike
CAPITAL ONE SHOPPING | SPONSORED

After Céline Dion's Major Weight Loss, She Confirms What We Suspected All Along
ZEN HERALD | SPONSORED

The 28 Coolest Gifts of 2020
ZANGDEAL | SPONSORED

MORE ON

Mother's Day YouTube Education Melton Mowbray

Privacy

After Céline Dion's Major Weight Loss, She Confirms What We Suspected All Along
Zen Herald

Here Are the 28 Coolest Gifts of 2020
ZangDeal

Switch and you could save. Rock on.
Progressive | Auto Insurance Quotes

Sponsored Links by Taboola

Serve Customers Virtually
Promoted by Travelers

TOP STORIES

Family 'distraught' after pet budgie bought during lockdown goes missing

IN THE NEWS

Police dog helps arrest armed group after reports of knife threats made

LEICESTER CITY FC

Solar farm spanning 200 acres planned in Leicestershire

IN THE NEWS

Special needs school shuts secondary site after staff test positive for coronavirus

CORONAVIRUS

Secondary school headteacher thanks parents after making coronavirus decision

CORONAVIRUS

Wolsey Primary School in Leicester confirms coronavirus case

CORONAVIRUS

Pupils and staff self-isolating after primary Covid-19 case

IN THE NEWS

Police in Hinckley warn of 'hefty fines' for those who breach lockdown 2 restrictions

CORONAVIRUS

Coronavirus forces Leicester school to close

CORONAVIRUS

100k meals and counting: the charity supporting vulnerable people through the pandemic

ADVERTISEMENT

TIME

A Chinese 'Rooftopper' Has Fallen to His Death While Scaling a Skyscraper

BY **LAIGNEE BARRON**

DECEMBER 12, 2017 2:15 AM EST

A Chinese climber famous for scaling skyscrapers without any safety equipment has died after falling from a 62-story building in the city of Changsha, according to his girlfriend.

The 26-year-old daredevil, Wu Yongning, fell more than a month ago on Nov. 8, but his death was only recently confirmed by his girlfriend, according to the BBC.

SUBSCRIBE: SAVE 78% NOW

After dabbling in television and film, Wu was drawn to the more lucrative endeavor of “rooftopping,” where he could put his martial arts training to use, the BBC reports.

Rooftopping, the feat of climbing high-rise buildings to take photos or perform stunts at the top, has become an increasingly popular pastime after several viral videos. The practice evolved out of the urban explorer movement, also known as “urbex.” It’s not unheard of for rooftoppers to fall to their deaths.

Wu gained a large following on the Chinese social media network Weibo — he has more than 60,000 followers at time of writing — where he had posted hundreds of photos and videos of himself atop buildings he successfully scaled. His followers began to worry when he stopped posting updates in November.

At the time of his fall, Wu was attempting a rooftopping challenge in Changsha, the capital of Hunan province, hoping to claim the 100,000 yuan ($15,000 USD) prize, according to the South China Morning *Post*.

His girlfriend reportedly called the police on Nov. 9 after he did not return

NEXT UP IN EDITOR'S PICK

Even Wars Can't Fix Relations with China

ned to propose to his girlfriend [the day after the challenge],” his step-
ng Shengliang was quoted by the *Post* as saying. “He needed the money for the wedding, and for medical treatment for his ailing mother.”

Before his fall, Wu’s Weibo videos had warned viewers not to attempt his stunts.

In October, a 44-year-old journalist and urban explorer fell to his death from a 22-story building in Chicago.

Get The Brief.

Sign up to receive the top stories you need to know right now.

Enter your email address

SIGN UP NOW

Check the box if you do not wish to receive promotional offers via email from TIME.

You can unsubscribe at any time. By signing up you are agreeing to our Terms of Use and Privacy Policy. This site is protected by reCAPTCHA and the Google Privacy Policy and Terms of Service apply.

SUBSCRIBE: SAVE 78% NOW

WRITE TO LAIGNEE BARRON AT LAIGNEE.BARRON@TIME.COM.

SHARE THIS STORY

Photographer, 30, Dies After Being Swept Away by Flood Waters While Taking Photos in Storm Drain

Rebecca Bunting and her boyfriend were taking photos in a Philadelphia storm drain on Saturday when the woman was fatally swept away during a flash flood

By **Char Adams**

June 08, 2018 10:07 AM

Friends of a beloved Philadelphia photographer are mourning the woman's death after she was fatally swept away in a storm drain during a flash flood last weekend.

Rebecca Bunting, 30, and her boyfriend were inside a sewer by Roosevelt Boulevard in Northeast Philadelphia taking photos around 6 p.m. on Saturday, June 2, when a rush of water came through and dragged them both down the system, police say.

The man was able to pull himself out, but Bunting was swept away. A neighbor told 6 ABC that he heard a man screaming for help Saturday night. He said he ran outside to find Bunting's boyfriend screaming her name by the water.

A rescue team found her body around 10:45 a.m. on Sunday, trapped under furniture left in Pennypack Creek near Philadelphia's Holmesburg neighborhood. In the wake of the death, Bunting's boyfriend remembered her in a pair of Instagram posts.

"I'm glad I got to make so many memories with her. I love you so much Becca and I'm hurting so bad right now," he wrote alongside a photo of the two posing together with wide smiles.

"Thinking back on all these memories makes me smile while these tears roll down my face. I will continue to share our memories since we had so many great ones. Please watch over your family and I, we really need it right now my love."

Police say Bunting and her boyfriend entered the storm drain without permission to take part in "Urban Exploration," in which they film their experiences while taking photos and footage at often abandoned locations.

sketchyjawns
22.6k followers

View Profile

View More on Instagram

2,123 likes

sketchyjawns

Anyone who has photos of Becca please email me them to abandonedcentral@gmail.com I'm trying to print as many as I possibly can.
This was from one of our favorite explores ever! On this trip we planned a random flight to Chicago since the flights to Atlanta that day were all booked. We flew to Chicago on a Friday afternoon and drove an hour to shoot a jail. We then were at a church Saturday morning at 7am with @tazm1 before we flew to Atlanta. We got to Atlanta that night after 2 flights, dropped our stuff off at @sloppystick house then drove right to Birmingham Alabama at 2am since we couldn't sleep. We shot all day and had an amazing time just the 2 of us. We got back to Atlanta late that night to pick up sloppy then drove a few hours to predawn this amusement park. We always ran on almost no sleep. We spent so many hours in the car together just us 2. They were some of my favorite times just driving from city to city listening to music and enjoying each other's company. We explored this spot for about 7-8 hours. I'll never forget her saying the whole time I think this is my favorite place I've explored yet. I'm glad I got to make so many memories with her. I love you so much Becca and I'm hurting so

bad right now. Thinking back on all these memories makes me smile while these tears roll down my face. I will continue to share our memories since we had so many great ones. Please watch over your family and I, we really need it right now my love😢💔 #bwordliveson

view all 304 comments

Add a comment...

"She was always trying to get really cool photos," Bunting's friend, Cristen DeDomenico, told 6 ABC. "She's really talented. She could bring out beauty in any landscape."

Bunting's Instagram is filled with artistic photos of empty churches, plane wreckage, abandoned hospitals and other spaces. She amassed more than 15,000 followers on the social media site and often wrote of her love for photography.

"My camera is my tool," she wrote alongside one Instagram photo of herself holding a camera. "Through it I give reason to everything around me."

_bword
17.4k followers

View Profile

View More on Instagram

1,122 likes

_bword

My camera is my tool. Through it I give reason to everything around me. *
*
*
#urbex #sombrexplore #urbanexploration #ig_urbex #loaded_lenses #urbexpeople #moodygrams #discarded_butnot_forgotten #decay #lostplaces #grime_lords #kings_abandoned #decay_nation #all2epic #escapetostreets #grime_nation #urbex_supreme

20

#kings_abandoned #decay_nation #allzepic #escapetostreets #grime_nation #urbex_supreme #grittyside #visualambassadors #abandonedplaces #visualcreators #murderdotcom #tour_through_desolation #abandoned #abandon_all_hope #urbxtreme #jj_urbex #gramslayers #abandonedcentral

view all 26 comments

Add a comment...

Friends have posted several tributes to Bunting on her Facebook page, and have announced a memorial for the artist scheduled for June 17.

"Words can't express the heartache I feel in this moment. The world lost a truly amazing person Rebecca Bword Bunting ..." one person wrote in a Facebook post. "Our weirdness and love for art quickly combined and you posed for a lot of MySpace worthy photoshoots (like this photo you climbed on a roof for) ha. We would spend days dressing up and taking pictures for fun."

They continued: "We climbed rocks and "keep out" fences while exploring the places most people wouldn't go. You always saw beauty in the things people took for granted. I loved having you as a neighbor and friend. You are an amazing soul that made an impact on the world through your work and existence. I'm grateful that I was able to meet such a beautiful person in my lifetime. Rest In Peace"

Claim No: QB-2018-004437

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

Before Rowena Collins-Rice (sitting as a Deputy Judge of the High Court

B E T W E E N

(1) TEIGHMORE LIMITED
(2) LBQ FIELDEN LIMITED

Claimants

and

(1)PERSON OR PERSONS UNKNOWN ENTERING IN OR REMAINING AT THE SHARD OR SHARD PLACE INCLUDING IN THE AIRSPACE IMMEDIATELY AROUND THE SHARD OR SHARD PLACE WITHOUT THE CLAIMANTS' LICENCE OR CONSENT

Defendants

ORDER FOR AN INJUNCTION

PENAL NOTICE

IF YOU, THE DEFENDANT, DISOBEYS THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANTS

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the Court to vary or discharge this order (which is explained below)

RECITALS

UPON the Claimants' application dated 19th February 2020 under its Claim for a final injunction

AND UPON HEARING Counsel for the Claimants and the Defendants not appearing

AND UPON READING the witness statements of Stuart Sherbrooke Wortley dated 19th and 25th February 2020

IT IS ORDERED THAT:

1. In respect of the Shard, the Second Defendants be restrained from:

    (b) without the licence or consent of the First Claimant, entering or remaining in or upon any part of the land shown edged red on Plan 1 appended hereto ("The Shard") including the Airspace of the Shard (as defined below) but excluding the Shard Access Areas (as defined below);

    (c) entering or remaining in or upon the Shard Access Areas in the event of the licence to enter or remain in the Shared Access Areas having been with withdrawn whether orally or in writing by the First Claimant or on its behalf.

2. In respect of Shard Place, the Second Defendants be restrained:

    a. whilst any hoardings are in place around Shard Place, from entering or remaining in or upon any part of the land shown edged red on Plan 2 appended hereto ("Shard Place") including by climbing or being on the hoardings or any external part of Shard Place without the licence or consent of the Second Claimant;

    b. once all the hoardings around Shard Place have been removed, from entering or remaining in or upon any part of the land shown edged red on Plan 2 or being in or on any external part of Shard Place,

3. Definitions:

    a. "The Envelope of the Shard" is : (1) all the area contained within the building and enclosed by walls and ceilings; and (2) at the level of the Open Viewing Platform and above, the area encompassed by: (a) a horizontal plane joining the three highest points of the Shard; and (b) the extension of the sloping planes of the Shard up to that horizontal plane.

    b. The Airspace of the Shard is:

(1) all that area within the Envelope of the Shard at the level of the open viewing platform and above; and

(2) an area of 3 metres from the Envelope of the Shard measured horizontally from the nearest point of the Envelope of the Shard.

c. The "Shared Access Areas" comprise

(2) the entrance to the offices at The Shard accessed from Joiner Street including the main reception up to the point of the security barriers;

(3) the Viewing Platforms at the 68th, 69th and 72th floors and those parts of The Shard from which access is gained to and from the Viewing Platforms but only whilst standing or sitting on the floors of those viewing platforms and not otherwise climbing or entering into any other part of the Airspace; and

(4) the entrances and lifts which are accessed from St Thomas Street and which provide access to and from the restaurants, bars and hotel;

4. Paragraphs 1 and 2 of this Order will remain in force until 26th February 2030.

VARIATION OR DISCHARGE OF THIS ORDER

The Defendants may apply to vary paragraph 4 above upon giving 48 hours' notice in writing to the Claimant's solicitors at Eversheds Sutherland (International) LLP, One Wood Street, London, EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 0969; email: stuartwortley@eversheds-sutherland.com).

INTERPRETATION OF THIS ORDER

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

It is a contempt of court for any person notified by this order knowingly to assist or permit a breach of this order. Any person doing so may be imprisoned, fined or have their assets seized.

SERVICE OF THIS ORDER

Service of this Order may be effected in the manner set out below.

1. Service of this Order may be effected on the First Defendant by sending it to him by First Class Post to
2. Service of this Order on the Second Defendants shall be by displaying notice of the Claim, the Proceedings and this Order as soon as reasonably practicable-
   (a) in a prominent position: (i) within the main reception for the offices of The Shard; (ii) outside the entrance(s) to The Shard; and (iii) in no fewer than five prominent locations around the perimeter of The Shard;

(b) whilst the hoardings remain in place around Shard Place, at no fewer than five prominent locations around the perimeter of Shard Place;

(c) once the hoardings have been removed from Shard Place, in a prominent position within the reception for Shard Place and outside the entrance(s) to Shard Place.

The said notice shall include a statement that a copy of this Order, the Claim Form, the Claimants' application notice dated 19th February 2020 and the Witness Statements of Stuart Sherbrooke Wortley dated 19th and 25th February 2020 may be viewed:

(a) at a website the URL of which is specified in the notice;

(b) at a physical location specified in the notice,

and may be obtained from the Claimants' Solicitor, whose contact details shall be specified in the notice.

COSTS

There shall be no order as to costs for the First and Second Defendants on this application.

COMMUNICATIONS WITH THE COURT

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

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

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

- The telephone number is 020 7947 6000

SCHEDULE 1

Witness Statements

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

Witness Statements of Stuart Sherbrooke Wortley dated 19th and 25th February 2020 together with the Exhibits marked "SSW13" to "SSW20 "

SCHEDULE 2

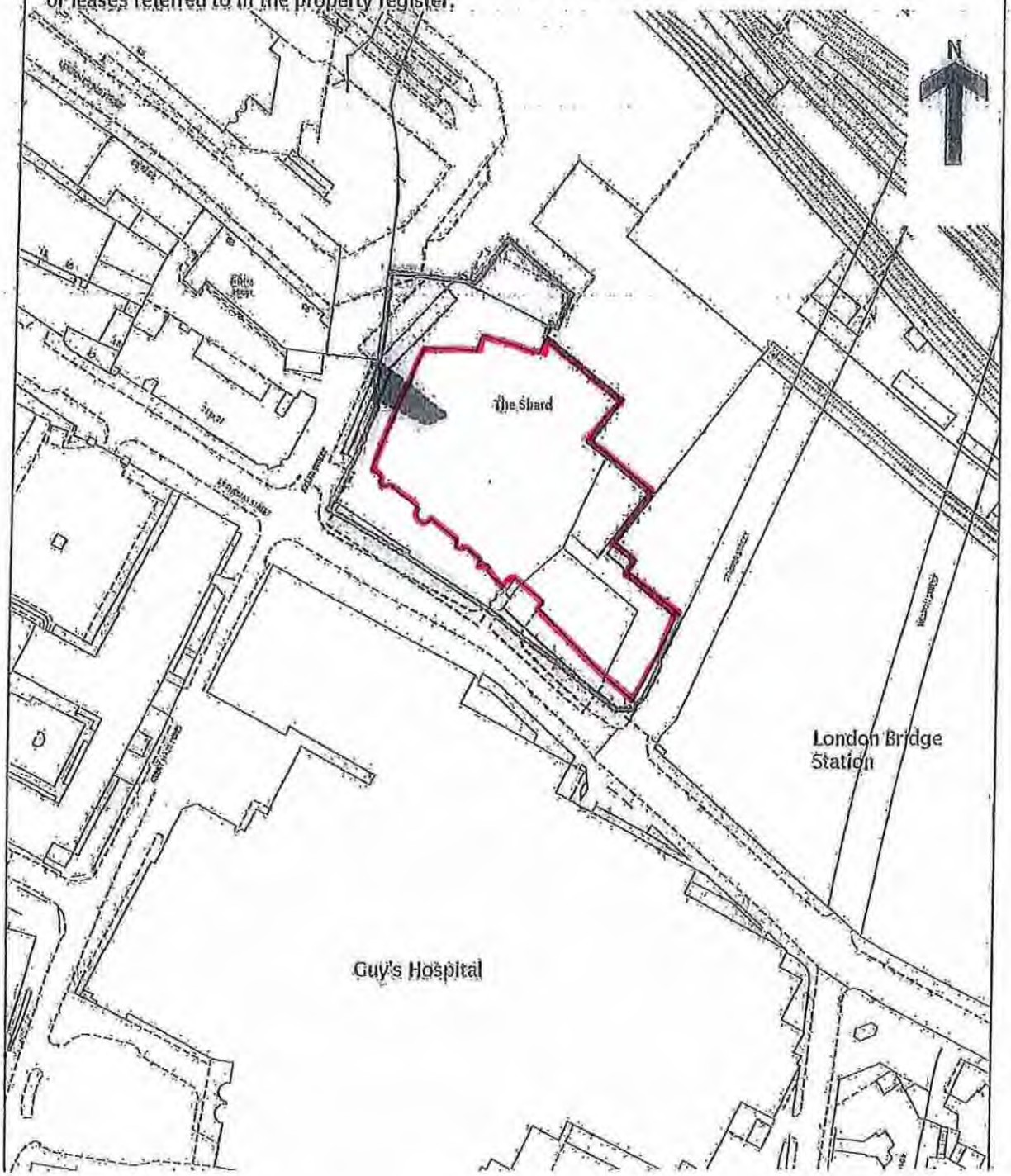
Plans

Land Registry Official copy of title plan

Title number **TGL386845**
Ordnance Survey map reference **TQ3280SE**
Scale **1:1250**
Administrative area **Southwark**

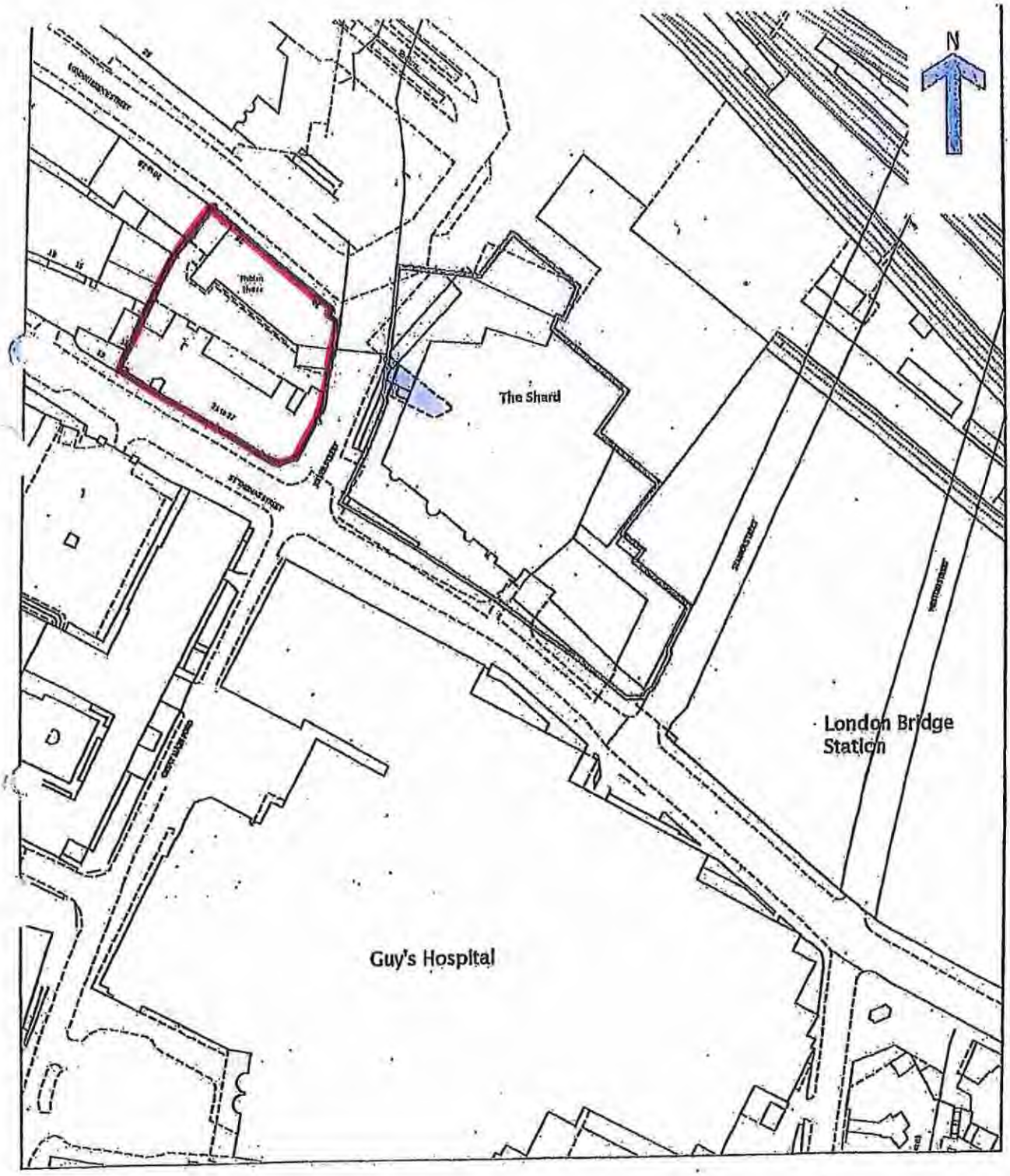
© Crown copyright and database rights 2014 Ordnance Survey 100026316. You are not permitted to copy, sub-license, distribute or sell any of this data to third parties in any form.

The land in this title lies within the area edged red hereon and is more particularly described in the lease or leases referred to in the property register.



This official copy is incomplete without the preceding notes page.

Plan 1



Plan 2

CLAIM NO: QB-2020-002633

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

Mr Justice Soole

30 July 2020

B E T W E E N:

(1) MULTIPLEX CONSTRUCTION EUROPE LTD

(2) LUDGATE HOUSE LIMITED (INCORPORATED IN JERSEY)

Claimants

and

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

Defendants

HIGH COURT OF JUSTICE
31 Jul 2020
QUEEN'S BENCH DIVISION
QB-2020-002633

ORDER FOR AN INJUNCTION

PENAL NOTICE

IF YOU, THE DEFENDANTS DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANTS

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this order (which is explained below)

RECITALS

UPON the Claimants' application notice dated 27 July 2020 for a without notice interim injunction

AND UPON HEARING Counsel for the Claimants and the Defendants not appearing

AND UPON READING the witness statement of Martin Philip Wilshire dated 27 July 2020

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

IT IS ORDERED THAT:

THE INJUNCTION

(1) Until 4pm 29 January 2021, or further order, the Defendants must not without the consent of the Claimants, enter or remain upon any part of the construction site at Blackfriars Road, London SE1 9UY ("Bankside Yards") as shown edged red on the plan at Schedule 3 to this Order as demarcated from time to time by hoarding or security fencing.

VARIATION OR DISCHARGE OF THIS ORDER

(2) The Defendants may apply to vary or discharge this Order upon giving 48 hours' notice in writing to the Claimant's solicitors at Eversheds Sutherland (International) LLP, One Wood Street, London, EC2V 7WS (Ref: Stuart Wortley tel: 020 7919 0969; email: stuartwortley@eversheds-sutherland.com).

INTERPRETATION OF THIS ORDER

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

SERVICE OF THIS ORDER

(4) Service of this Order may be effected in the manner set out in paragraphs (5) and (6) below and personal service of the order is dispensed with.

(5) The Claimant shall post notice of the existence of this Order by 4pm, 5 August 2020:-

(a) at all main entrances to the Bankside Yards construction site;

(b) at a minimum of 5 prominent locations around the perimeter of the Bankside Yards construction site.

(6) The said notice shall include a statement that copies of this Order, the Claim Form, the Particulars of Claim, the Claimant's application notice dated 27 July 2020 and the Witness Statement (with exhibits) of Mr Wilshire submitted to the Court in support of the Claim, may be viewed:

(a) at a website the URL of which is specified in the notice;

(b) at a physical location which is specified in the notice,

and may be obtained from the Claimant's Solicitor, whose contact details shall be included.

ISSUE AND SERVICE OF CLAIM WITHOUT NAMED DEFENDANTS

(7) For the avoidance of doubt, the Claimant is granted retrospective permission (if the same is required) pursuant to CPR 8.2A to issue this claim without naming a defendant.

(8) Pursuant to CPR 6.15, the steps identified in paragraphs (5) and (6) shall stand as good service of the Claim Form and Particulars of Claim upon any person who shall, by knowingly breaching the terms of this Order, automatically become a defendant to this action.

(9) Save as set out above, pursuant to CPR 6.16 service of the Claim Form, Response Pack, Application and Witness Statements in support are dispensed with in respect of any person who shall become a defendant to this Claim as aforesaid.

COMMUNICATIONS WITH THE COURT

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

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

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

- The telephone number is 020 7947 6000
- The email address is qbjudgeslistingoffice@justice.gov.uk

SCHEDULE 1

Witness Statements

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

Witness Statement of Martin Philip Wilshire dated 27 July 2020 together with the Exhibits marked “MPW1” - “MPW7”.

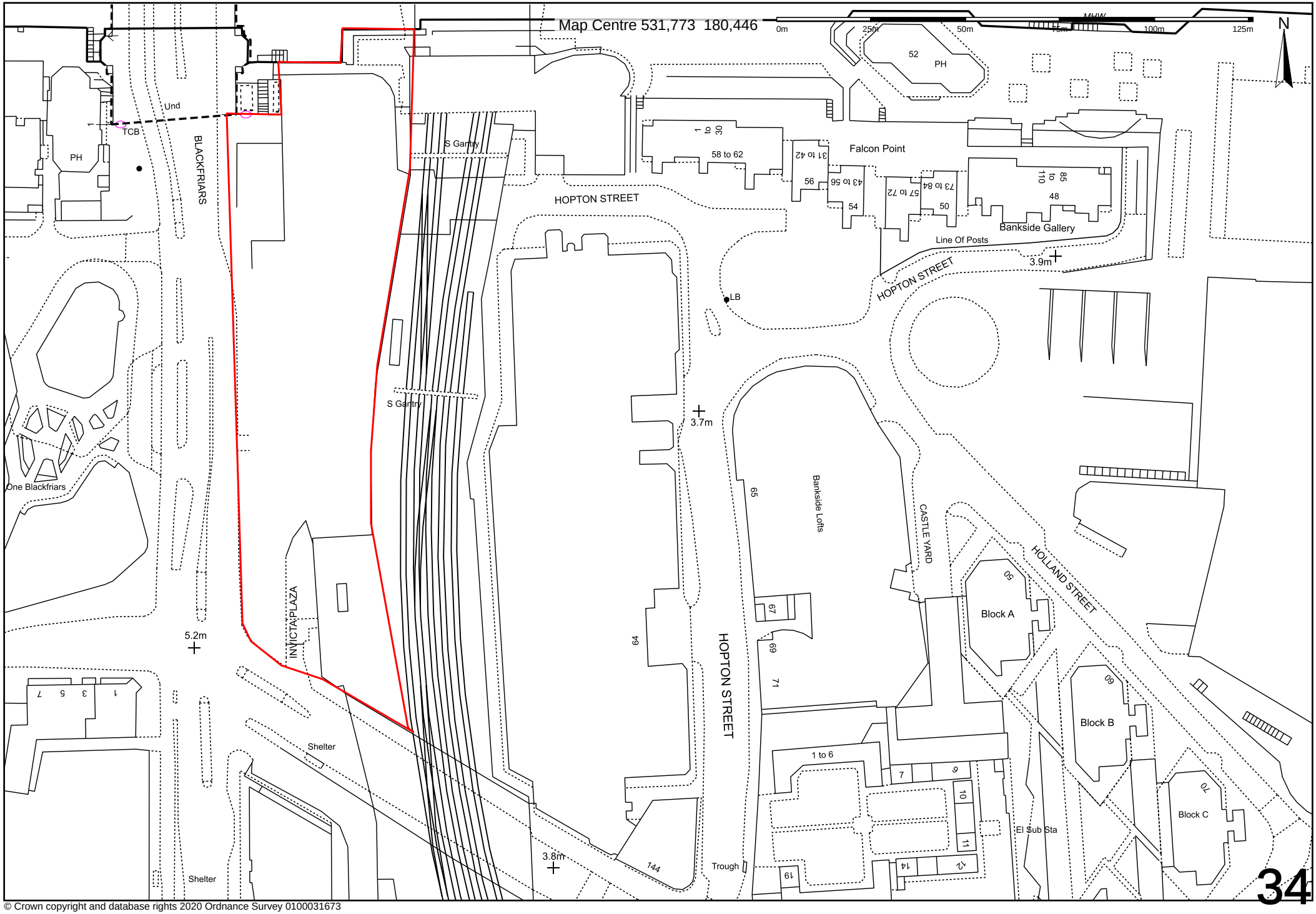
SCHEDULE 2

Undertakings given to the Court by the Claimants

To pay any damages which the Defendants (or any other party served with or notified of this Order) shall sustain which the Court considers the Claimants should pay.

SCHEDULE 3

Plan



© Crown copyright and database rights 2020 Ordnance Survey 0100031673

CLAIM NO: QB-2021-001584

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

Roger ter Haar QC, sitting as a Deputy High Court Judge

6 May 2021

B E T W E E N:

(1) MULTIPLEX CONSTRUCTION EUROPE LIMITED

(2) 30 GS NOMINEE 1 LIMITED

(3) 30 GS NOMINEE 2 LIMITED

Claimants

and

PERSONS UNKNOWN ENTERING IN OR REMAINING AT

THE 30 GROSVENOR SQUARE CONSTRUCTION SITE

WITHOUT THE CLAIMANTS' PERMISSION

Defendants

HIGH COURT OF JUSTICE
07 May 2021
QUEEN'S BENCH DIVISION
QB-2021-001584

ORDER FOR AN INJUNCTION

PENAL NOTICE

IF YOU, THE DEFENDANTS DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

IMPORTANT NOTICE TO THE DEFENDANTS

This Order prohibits you from doing certain acts. You should read this Order very carefully. You are advised to consult a solicitor as soon as possible.

If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or your assets seized.

You have the right to apply to the court to vary or discharge this order (which is explained below)

RECITALS

UPON the Claimants' application made within its application notice dated 27 April 2021 ("the Application Notice");

AND UPON it appearing to the Court that there is good reason for the Claimants not having given 3 clear days' notice of its application to the Defendants, and for bringing their application on a 'without notice' basis;

AND UPON HEARING Counsel for the Claimants and no other party appearing;

AND UPON READING the witness statements of Martin Philip Wilshire dated 27 April 2021 and Stuart Sherbrooke Wortley dated 27 April 2021;

AND UPON Court accepting from the First Claimant the undertaking set out in Schedule 2 to this Order;

IT IS ORDERED THAT:

THE INJUNCTION

(1) **the Defendants must not without the consent of the Claimants, enter or remain upon any part of the construction site which is within the hoardings, security fencing and gates from time to time surrounding 30 Grosvenor Square, London, W1A 1AE as shown edged red on the plan at Schedule 3 to this Order (the "30 Grosvenor Square Construction Site").**

(2) **Unless otherwise varied, discharged or renewed at some sooner time and date:**

(i) Paragraph (1) of this Order will be reconsidered by this court at 10:30 am on 5 May 2023 at the Royal Courts of Justice, Strand, London.

(ii) Paragraph (1) of this Order shall continue in force until midnight on 5 May 2023.

DURATION, VARIATION OR DISCHARGE OF THIS ORDER

(3) Any person may apply to vary or discharge this Order upon giving 48 hours' notice in writing to the First Claimant's solicitors at Eversheds Sutherland (International)

LLP, One Wood Street, London, EC2V 7WS (Ref: Stuart Wortley tel: 0771 288 1393; email: stuartwortley@eversheds-sutherland.com).

INTERPRETATION OF THIS ORDER

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

(5) It is recorded that any person who breaches paragraph (1) of this order knowing of the existence of this Order will automatically become a defendant to these proceedings.

DISPENSING WITH SERVICE OF THE APPLICATION

(6) Pursuant to CPR 23.4, the Court directs that the Claimants' application may be heard with without notice to the Defendants or any other person.

ISSUE AND SERVICE OF CLAIM WITHOUT NAMED DEFENDANTS

(7) For the avoidance of doubt, the Claimants are granted permission (if the same is required) pursuant to CPR 8.2A to issue this claim without naming a defendant.

SERVICE OF THIS ORDER AND THE PROCEDINGS

(8) Service of this Order and of the proceedings may be effected in the manner set out in paragraphs (9) to (12) below which, pursuant to CPR 6.15 and 6.27, shall stand as good service of the Claim Form and the Particulars of Claim upon any person who shall become a defendant to this Claim in the manner described in paragraph (4) of this Order.

(9) Save as set out above, service of the Claim Form, Particulars of Claim, Response Pack, Application Notice and Witness Statements in support of the Claimants' application are dispensed with in respect of any person who shall become a defendant to this Claim in the manner described in paragraph (4) of this Order.

(10) The First Claimant shall maintain on a website ("the Service Website") downloadable copies of the following documents:

(i) This Order;

(ii) The Application Notice;

(iii) The Claim Form;

(iv) The Particulars of Claim;

(v) The witness statements submitted to the Court in support of the Claimants' application for this Order;

(vi) A brief record of the hearing at which this Order was made.

(Hereinafter, "the Proceedings")

(11) The First Claimant shall post notice of the existence of this Order and of this Claim ("the Notice") as soon as reasonably practicable:-

(b) at all main entrances to the 30 Grosvenor Square Construction Site; and

(c) at not less than 10 prominent locations around the perimeter of the 30 Grosvenor Square Construction Site.

(12) The First Claimant shall maintain copies of the Proceedings at an office at, or within a reasonable distance of 30 Grosvenor Square.

(13) The Notice shall include a statement that copies of this Order, the Claim Form, the Particulars of Claim, the Claimants' application notice dated 27 April 2021 and the Witness Statements in support of the Claim, may be viewed:

(a) at the Service Website (the URL of which shall be stated); and

(b) at the physical location referred to in paragraph (12) of this Order,

and that copies may also be obtained from the First Claimant's Solicitor, whose contact details shall be included.

(14) The First Claimant, through its solicitor, shall provide a copy of all the documents listed in paragraph (10) of this order free of charge to any individual who requests one.

COMMUNICATIONS WITH THE COURT

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

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

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

- The telephone number is 020 7947 6000

SCHEDULE 1

Witness Statements

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

Witness Statement of Martin Philip Wilshire dated 27 April 2021 together with the Exhibits marked “MPW1-MPW6”

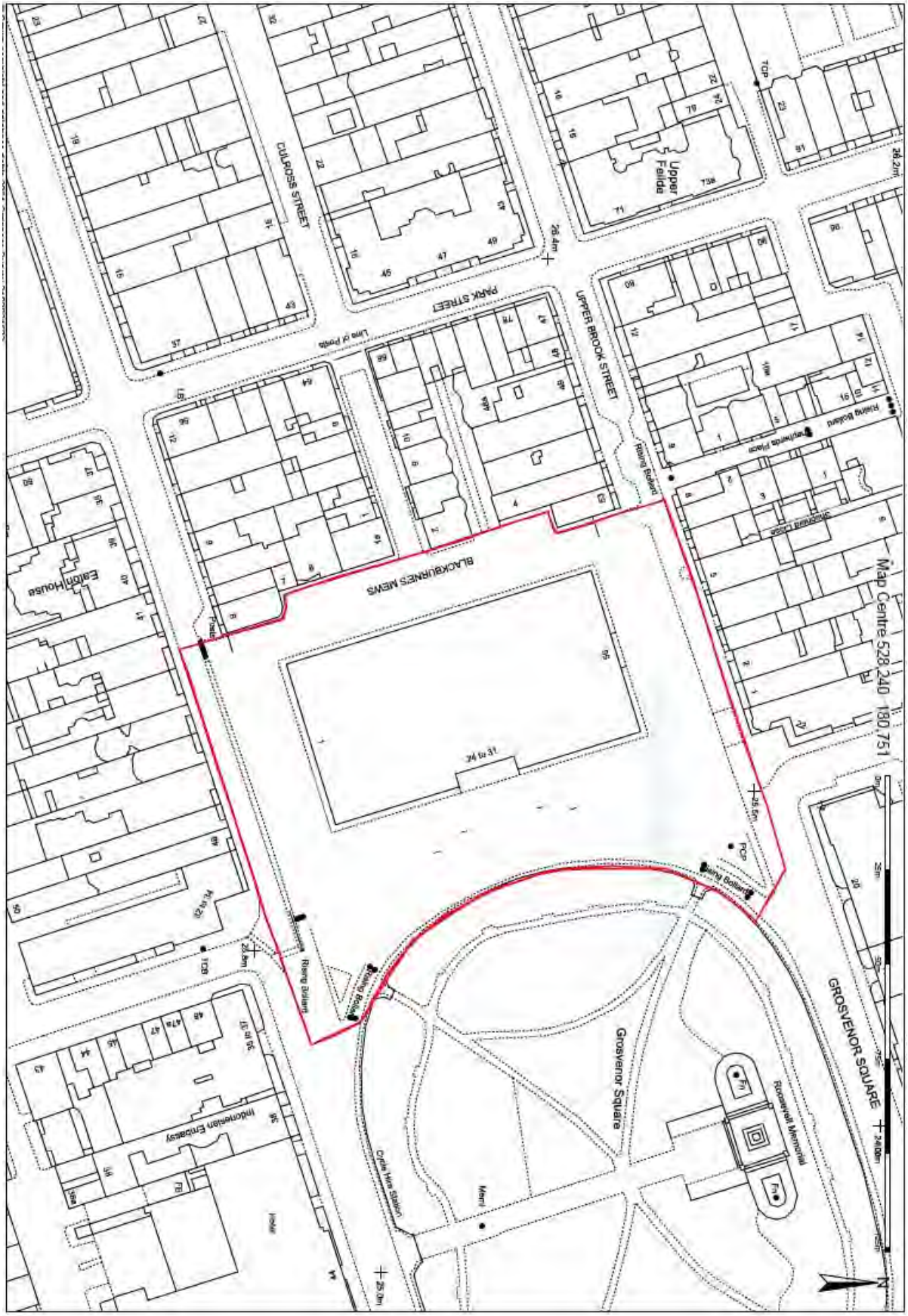
Witness Statement of Stuart Sherbrooke Wortley dated 27 April 2021 together with the Exhibits marked “SSW1-SSW8”

SCHEDULE 2

Undertaking given to the Court by the First Claimant

To pay any damages which the Defendants (or any other party served with or notified of this Order) shall sustain which the Court considers the Claimants should pay.

SCHEDULE 3


GROSVENOR SQUARE
Grosvenor Square
Roosevelt Memorial
Indonesian Embassy
Eaton House
BLACKBURNES MEWS
UPPER BROOK STREET
PARK STREET
CULROSS STREET
Upper Feilde
Rising Bollard
Map Centre 528,240 180,751

Please see below, in relation to the incident this evening, received from site, the CCTV system footage is available and clearly shows the offenders.

"At about 19:07hrs on 10/04/2016, two male young adults jumped over the Hera's fence opposite gate 5 onto the Tawer side of the site.

This incident was captured by a rotating camera and security reacted pretty quickly by following them and calling police simultaneously.

One security went in by gate 7 and the other by gate 8 and cornered the intruder in the Tawer and brought them to the security reception awaiting the police who arrived almost shortly.

These intruder had on them a professional camera and a video recorder. They claimed their intention was to go to the top of the Tawer and take photographs and make vodeo.

Their identity profiles are as follows:

Ruly Yoen, DOB- 14/02/1997

Address- 87 Spring Close, RM8 1SR

Ali Muhammed Hussain, DOB- 12/09/1996

Address- 83 Manor Road, E10 7HN.

The police let them go after a verbal warning and their details taken.

It is important to recognise that the site is exposed by the height of the Hera's fence at that particular spot. Video footage of the incident is forwarded herein."

2016-12-31

At about 17:40hrs today, the 31st of December, 2016, security saw boys jumping in from gate 7, before they could reach gate 7 via the new site entrance, the boys were already in.

Two security guards went in to search for them, the Guard at the Centre Point residence was called to support. As they were searching for the boys, the security at the reception watching the CCTV called the police.

About twenty minutes or so the Guards cornered the intruders in the tower and brought them to the security reception and almost simultaneously the police arrived. They were 14 and 15 year old boys. They had taken a few photographs.

The police interrogated them, took their details and they were asked to delete the pictures they had taken. The police warned them not to trespass again or come back here and asked them to go.

Please, find two pictures of the police talking to the boys. This is for your kind attention, please.

2017-01-02

At about 20:40hrs today, the 2nd of January, 2017, security on patrol saw two boys from the underground jumping in from gate 6, he quickly alerted the other Guards but the boys had ran into the tower.

Every effort to find them was futile. Police was called at 20:45. However, the intruders were seen from the outside climbing the stairs up the tower. While they were going they were seen taking pictures. We were also in touch with Phoenix Security Control and mobile team.

Eventually we strongly believed they were going to the top, while one was watching them two Guards went to the roof via the hoist and waited for them. It wasn't long before the two intruders walked up to the roof and met the Guards waiting for them and the security brought them down by the hoist to the security reception.

The police didn't come for 45 minutes and security searched them, recorded their details from their driving licence. The pictures they had taken were all deleted and security let them go. Find attached the photos of the boys and their details are as follows:

COWARD, ALEXANDER JAMES
DOB - 07/05/1993

GORDON, JACK LEE
DOB - 08/05/1992

Police Ref. No. - 6351

This is for your kind attention, please.

2017-07-08

At about 04:00:14 hours of today, 08/07/2017, three white males, about the ages of 25 and 30 jumped in on site at Earnshaw street. Security saw them, quickly went to block them from the inside before they could gain access to the building.

On approaching to enter the building, they saw two security and security told them not to run or jump back onto the road for their own safety but one of them clearly of eastern European accent persuaded them to run quickly otherwise they will be handed over to the police. They all took to their heels, jumped off the site the way they came and ran towards St. Giles street and disappeared.

However, as that was going on, the night manager was informed, he came immediately. Security reviewed the three only functioning cameras, one captured part of the incident and that clip is herein forwarded for your kind attention, please.

2017-10-07

At about 17:53 hours on 07/10/2017, two men with rucksack each on their back jumped in on site by gate 7. These men were seen by Security on patrol five minutes earlier at the Center Point Residence entrance area looking at the bin door but were asked to leave by Security.

They went via Earnshaw Street into New Oxford Street and jumped in near gate 7 and the Security on the CCTV alerted everyone. The intruders went straight into the Tower. Security called the police and they arrived in five minutes.

Security and the Police went into the Tower looking for them. Two Security Guards and two Policemen went to the roof via the hoist while another two Security Guards and two Policemen were in the Tower searching.

While at the roof the police said they could not get into the roof because it was not safe for them. The police decided to make their way down via the steps from 33rd floor checking the floors as they were coming down. Security made a brief search on the roof, found nothing and went down via the hoist to the ground.

For about an hour this was going on, Security stayed in the yard waiting while the police were in the building. About 19:04 hours the intruders came out from the Tower the same way they went in and were intercepted by the Security. They claimed to have gone to the roof to take pictures and make video recordings of the city.

One was aggressive, he had a GoPro camera on his head. He forced his way through the Heras fence and ran away on realising Security was calling the police. The police in the building came out and briefly detained the intruder that didn’t run. He was searched and all on him in the rucksack were his stuff. His name was David Wallace. The police took his details and cautioned him.

The police concluded it was trespass and let him go. The email on his business card was DavidWallaceShoots@gmail.com, his Instagram account on the card reads DavidWallaceShoots.com.

The man who ran was with the camera they recorded on the roof. Security asked the police to request them to delete any pictures/videos taken on the roof. We are not certain they will do this. The police gave Security their email (Simon.King@met.pnn.police.uk) in the event any issues came out of the pictures/videos they made.

The Crime Reference Number is 6758/07/10/2017. Find attached pictures and videos of this event for your kind attention, please.

FRANKTON

INCIDENT REPORT DATED 21 MARCH 2018

1. **GENERAL INFORMATION**

DESCRIPTION	DETAILED INFORMATION	
REGION	SITE NAME	SPECIFIC AREA
LONDON	Centre Point	PERIMETER (South Side-St Giles High St)
DATE	DATE AND TIME INCIDENT COMMENCED	DATE AND TIME INCIDENT CEASED
12 MAR 18	21 MAR 18 21:42	21 MAR 18 21:50
AGENCIES INVOLVED	INTERNAL	EXTERNAL
	CLIENT REPRESENTATIVE CONCIERGE	FRANKTON MANAGEMENT (THE POLICE WERE NOT CALLED)

FRANKTON

2. TYPE OF INCIDENT

DESCRITION	YES/NO	ADDITIONAL COMMENTS
THEFT		
FIRE		
HARM TO PERSONNEL		
DAMAGED EQUIPMENT		
INFRASTRUCTURE DAMAGE		
ATTEMPTED SITE BREACH	YES	A perimeter breach was made to enter the site by three unknown persons
PERSON(S) GAINING INFORMATION ON THE SITE		
INCIDENT INVOLVING SECURITY TEAM		
JOURNEY MANAGEMENT INCIDENT		
ROAD TRAFFIC ACCIDENT		
VEHICLE DAMAGE		
SAFETY INCIDENT WHERE SECURITY WERE INVOLVED		
SECURITY STAFF INCIDENT		
PHYSICAL ATTACK ON MEMBER OF STAFF		
EXTERNAL ISSUE NEARBY		
TECHICAL ISSUE		
OTHER		

3. **DESCRIPTION OF THE INCIDENT:** At 22:42 three young males entered St Giles High Street and approached the Centre Point House entrance (see fig 1). Their presence had caught the attention of the Security Supervisor who had observed them from the Ops Room. A few seconds later the youths made their way toward the site perimeter and began to squeeze themselves between the fencing and the building wall. This area is just out of sight of the CCTV however, as the first intruder began to emerge on the inside of the perimeter hoarding he came into view of camera 12 and the security supervisor crashed the QRF as well as putting all security on high alert. The intruders struggled to get past the perimeter fencing and their relaxed nature implies they were unaware of being watched. The QRF made their way around the building via Earnshaw Street and to the breach location only a few seconds after the intruders had accomplished getting their third person inside. The on-scene guard shouted to the intruders who then began to run North along the footpath. At the Northern end of the footpath the youths then scaled the fence on the left hand side leading into the construction yard. Hastily trying to find an exit they made the natural choice of the delivery gate unaware there was a guard stationed at that location who was being updated of the culprit's movements and was awaiting their arrival. As they arrived at the delivery gate the intruders were confronted by the guard. 2 of the intruders quickly scaled the fence and made their escape by running past the guard and along New Oxford Street. The third male when confronted stopped his ascent of the hoarding and began to plea with the security. Once joined by the other available guards the situation was now under control and a security guard entered the delivery gate to help contain the intruder. There was a short period of questioning from the guard but as the intruder was informed that the police would be called he panicked and began to run again. His new chosen route was South through the site and over the fence at the same point of entry. There were no further siting's.

4. **FOLLOW ON ACTIONS:** The site was searched by the remaining guards who then returned to their duties while a brief situation report was sent to the Security Consultant along with short video images taken from the Ops room monitor. The Consultant was given a full brief from the supervisor upon his arrival and reviewed the video footage to assess the actions and responses of the manned guard. The on-scene guards were questioned to ascertain a description of the 3 assailants (see fig 3) and reports were formed. The actions and responses of the guard were put to the supervisor and ways to improve a repeat situation were discussed. A phoenix manager arrived on site on the morning of the 22nd March 18 and was given a full brief by the Security Consultant. The site management were also briefed and a meeting between the Consultant and the Concierge Manager was held to give an update of the situation and look at possible ways to combine efforts in the future.

FRANKTON

5. **RECOMMENDATIONS/LESSONS LEARNT:** The total time between perimeter breach and a guard challenging the intruders was 72 Seconds. This is a good reaction time and the team have been commended as such. The follow-on actions and command and control of the situation were of a good standard. Points raised with the supervisor were the possibility of leaving a guard at the breach location to secure the site and the improvement of updates over the radio from the Ops Room. Over all the objective was achieved with a good standard of professionalism displayed by all parties. No injuries were obtained by either side and the intruders were removed from the site. The speedy interception of the intruders and their inability to escape easily will hopefully prevent them from trying to unlawfully enter the Centre Point location in the future.

SIGNED –

NAME – Grant Hibbert

DATE – 22 March 2018

FRANKTON

Fig 1

FRANKTON

Fig 2

FRANKTON

DESCRIPTION OF INTRUDERS

1) Caucasian Male
Aged 20-25 years of age
Thin build
Thick dark hair
Approx. 5'10
Dress : Dark Hoodie
White Trousers
Dark Shoes

2) Black Male
Aged 20-25 years of age
Muscular Build
Short hair
Approx. 5.'8
Dress : Blue Baseball Cap
Dark Hoodie
Blue Jeans
Red Trainers

3) Black Male
Aged 20 -25 years of age
Thin Build
Short hair
Approx. 5'8
Dress : Black Coat
Yellow Trousers
White Trainers

Fig 3

2020-01-04

We had a couple of incidents of intruders on Saturday evening, both of which we suspect as people trying to access our roof as they had recording GoPro’s on them.

Our team had intercepted both attempts and escorted them off of the premises, however this has highlighted some weak points with which we need to sort out, one of which is the Arcade access doors, as the first attempt was through their premises and into ours. I have a meeting with Thierry this afternoon to discuss this and put in a preventative measure.

The second attempt was directly through our ground floor NE doors (the ones which we have constantly had locking problems on), and this group literally just forced the door open. We will be reporting this to MPX as the defect has clearly not been fixed, however I will also be securing this door until this is fixed with a fire emergency management plan attached until its is resolved.

This is a testament to our team for stopping both of these attempts and I am very glad were did not end up in the Sunday papers.

CLAIM NO: HQ18X02657

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

The Hon Mr Justice Andrew Baker

19 September 2018

B E T W E E N:

(1) MULTIPLEX CONSTRUCTION EUROPE LIMITED AND OTHERS

Claimants

and

(1) ALISTAIR LAW
(2) RIKKE BREWER
(3) DYLAN RHODES
(4) USAMA QURAISHI
(5) [claim discontinued]
(6) IMOGEN ANDERSON
(7) [claim discontinued]
(8) PERSONS UNKNOWN ENTERING IN OR REMAINING AT THE CLAIMANTS' PROPERTIES WITHOUT THE CLAIMANTS' PERMISSION

Defendants

FINAL ORDER (INJUNCTION)

PENAL NOTICE

IF YOU, THE FIRST, SECOND, THIRD OR FOURTH DEFENDANT DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS OR ANY OF THEM TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.

UPON considering the Directions Order of His Honour Judge Bidder QC (sitting as a High Court Judge) dated 31 July 2018;

AND UPON considering the witness statement of Stuart Sherbrooke Wortley dated 11 September 2018 and the exhibit referred to therein;

AND UPON the Court having accepted the undertaking of the Sixth Defendant dated 31 July 2018;

IMPORTANT NOTICE TO THE DEFENDANTS

This order prohibits you from doing certain things. If you disobey this Order you may be found guilty of contempt of court and you may be sent to prison or have your assets seized.

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

IT IS ORDERED, as follows:-

THE INJUNCTION

1. The First, Second, Third and Fourth Defendants be restrained from entering in or remaining on any part of the land shown edged red on the Plans appended hereto.

2. The First, Second, Third and Fourth Defendants be restrained from entering or remaining on any part of the land shown shaded blue on the Plans which is separated from the public highway by hoardings, gates or other barriers.

3. The Eighth Defendant be restrained from entering or remaining on any part of the land shown edged red or shaded blue on the Plans as demarcated by hoardings, gates or other barriers from time to time.

4. Paragraphs 1, 2 and 3 of this Order will remain in force until 31 July 2020.

5. The further hearing herein on 5 October 2018 shall be, and is hereby, vacated.

INTERPRETATION OF THIS ORDER

A Defendant who is ordered not to do something must not do it himself / herself, nor in any other way. He / she must not do it through another person acting on his / her behalf or on his / her instructions or with his/her encouragement.

SERVICE OF THIS ORDER

Service of this Order may be effected on the First, Second, Third and Fourth Defendants by sending it by first class post to the postal addresses (where applicable) and email addresses provided in the table below:-

ALISTAIR LAW	1 Hepworth Close, Southampton, SO19 0ST
	allyylaww@gmail.com
RIKKE BREWER	20 Belle Vue Road, Aldershot, GU1R 4RX
	rikkebrewer@outlook.com
DYLAN RHODES	
	herby.rhodes@gmail.com
USAMA QURAISHI	
	qadarproducations@gmail.com

Service of this Order may be effected on the Eighth Defendant by posting notice of this Order (including a web link to it and a place where copies can be inspected) at regular intervals on the hoarding at the properties and/or by giving notice through social media.

6. The First, Second, Third and Fourth Defendants shall pay the Claimants' costs, to be the subject of detailed assessment.

COMMUNICATIONS WITH THE COURT

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

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

The Court office is open between 10am and 4.30pm Monday to Friday (except Bank Holidays).

The telephone number is: 020 7947 6000

Schedule 1

Witness Statements

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

1. Witness Statement of Stuart Wortley dated 11 September 2018 together with the Exhibit **"SSW1"**

Schedule 2

The Plans

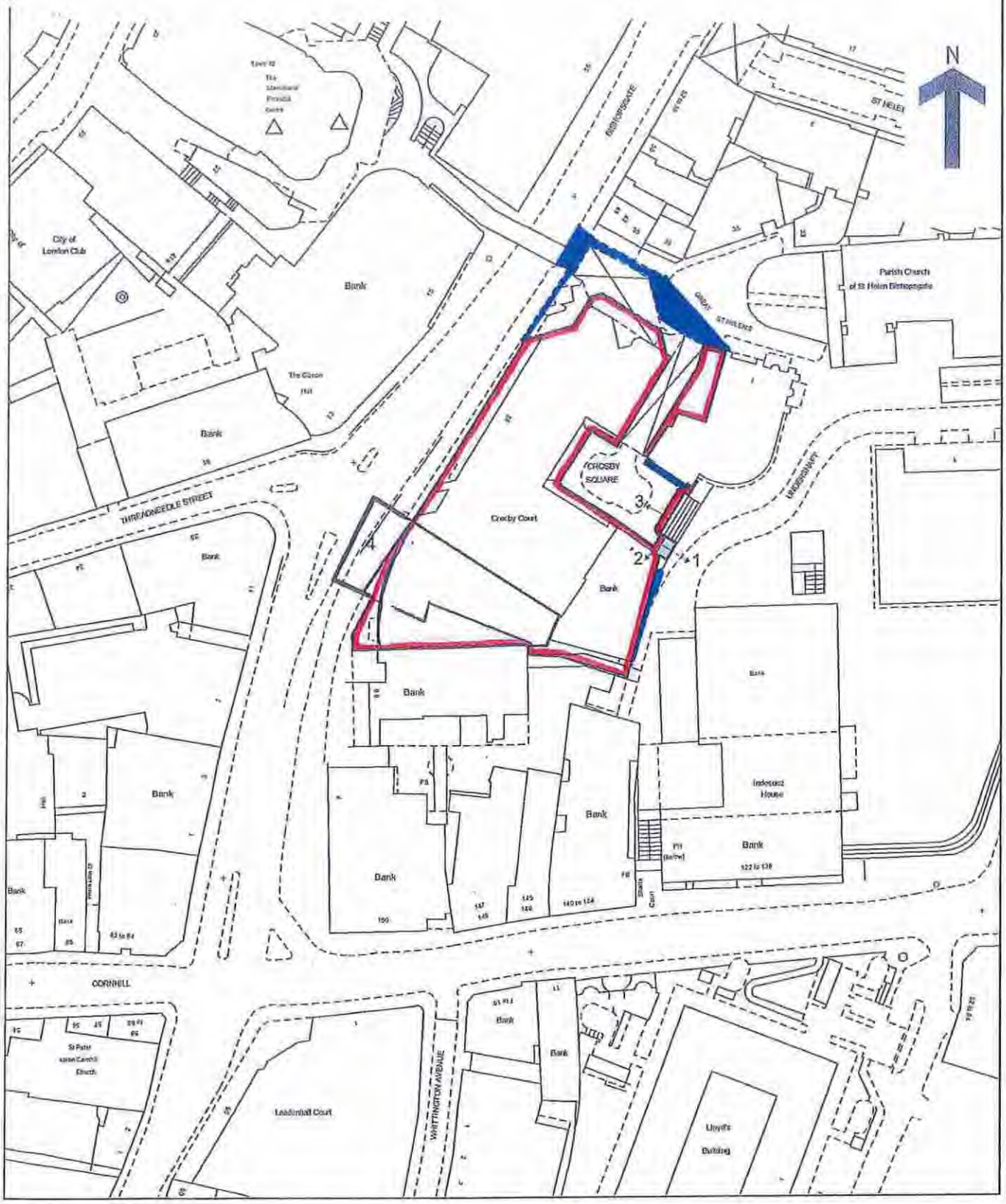
INDEX

Plan 1 – 22 Bishopsgate

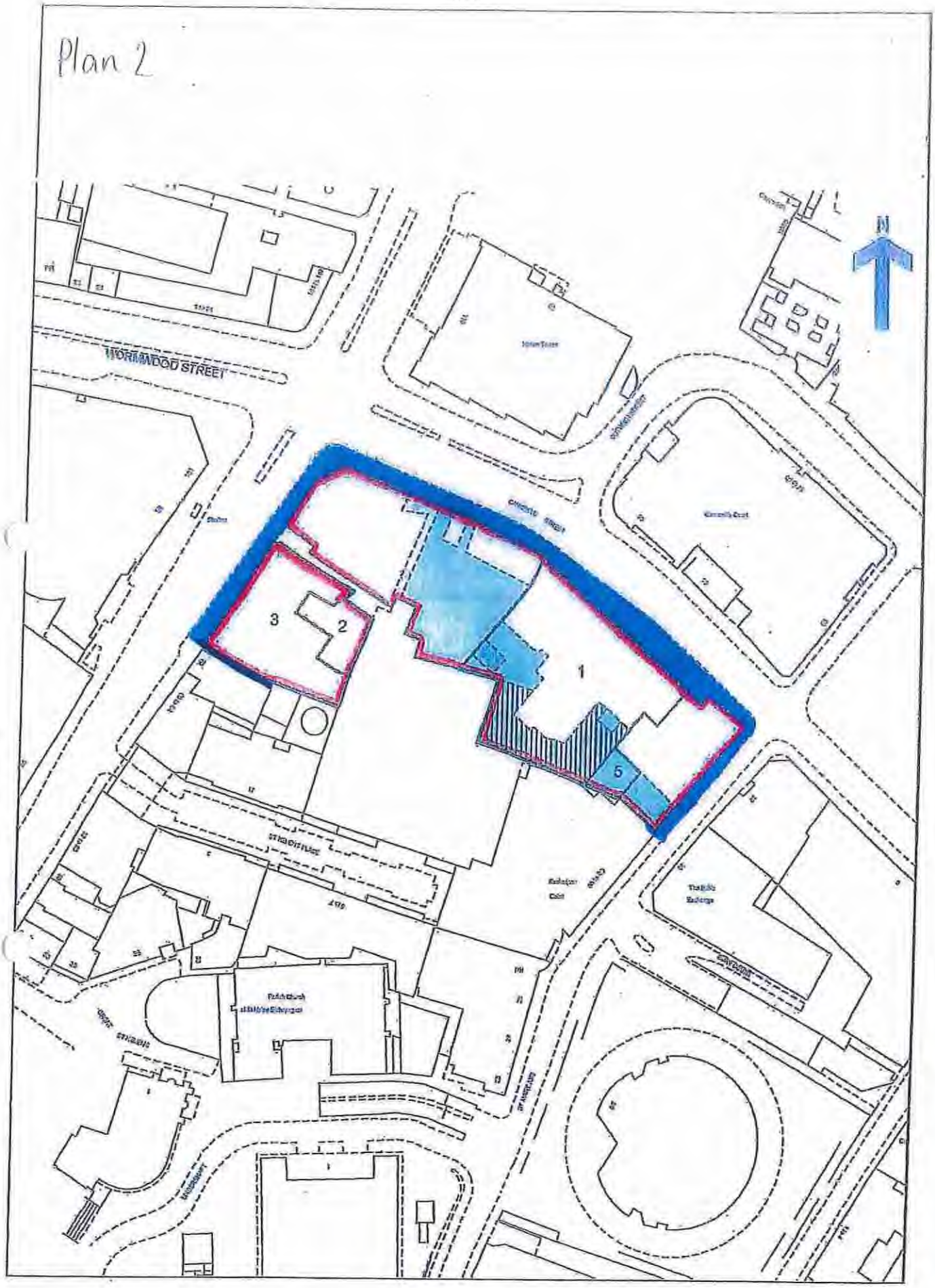
Plan 2 – 100 Bishopsgate

Plan 3 – Principal Place Residential

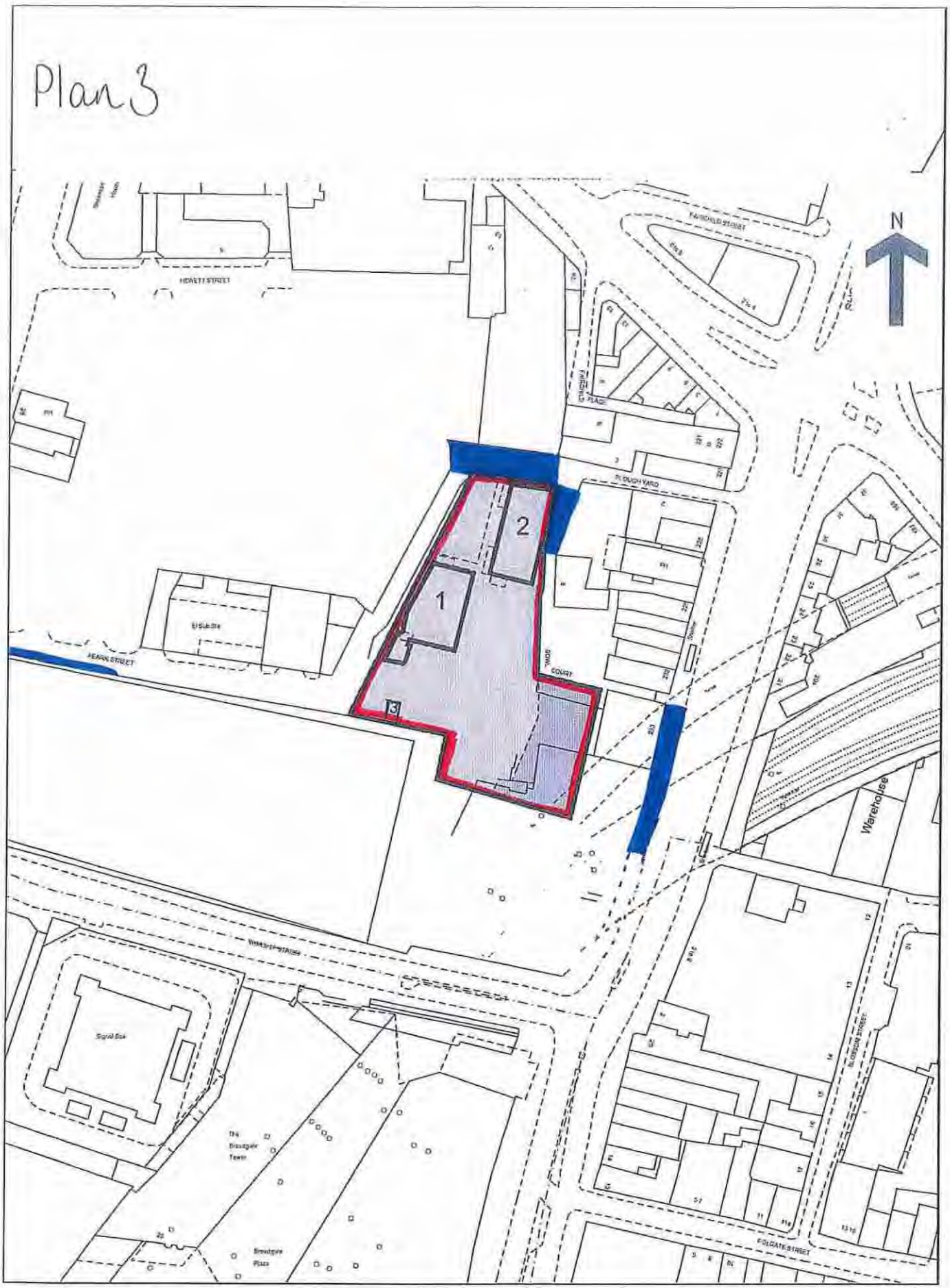
Plan 1.


N
BISHOPSGATE
ST HELEN
GREAT ST HELENS
City of London Club
Bank
The Gresham Hall
Parish Church of St Helen Bishopsgate
CROSBY SQUARE
Crosby Court
THREADNEEDLE STREET
UNDERSHAFT
Indesuez House
CORNHILL
St Peter upon Cornhill Church
Leadenhall Court
WHITTINGTON AVENUE
Lloyd's Building

Plan 2



Plan 3


N
HEWETT STREET
FAIRFIELD STREET
FAIRFIELD PLACE
SLOUGH YARD
2
1
3
HERON STREET
COURT
Warehouse
WINSFORD STREET
Signal Box
The Broadgate Tower
Broadgate Place
FOLGATE STREET
SLOUGH STREET

CENTRE POINT
RESIDENCES WC1

INCIDENT/ACCIDENT INVESTIGATION REPORT

Please print clearly or type in BOLD and complete all relevant sections

SEND THIS COMPLETED REPORT TO:	
1st reporting line by DM: Dan Faillace Dan.faillace@centrepointlondon.com Alex Putintsev Alex.Putintsev@centrepointlondon.com Valeria Mecea Valeria.Mecea@centrepointlondon.com Elisa Keating Elisa.Keating@rendallandrittner.co.uk	2nd reporting line by GM: James Waite James.Waite@Almacantar.com Jonathan Evans Jonathan.Evans@Almacantar.com Harry Chichester Harry.Chichester@Almacantar.com

Residence	CENTRE POINT	**Residence telephone**	07594090411	**Residence facsimile**	-
Residence address	101-103 New Oxford Street, London, WC1A 1DB				
Manager dealing with this incident	Alex Putintsev	**Direct contact tel. no.**	07594090411	**Today's date**	08/01/2022
Date of incident	07/01/2022	**Time of incident**	17:30	**Report number**	RR2021

CONTACTS

General Manager	Dan Faillace	**Direct contact no.**		**Mobile**	07738 104201
Deputy GM	Alex Putintsev	**Direct contact no.**		**Mobile**	07738 105887
FOH Manager	Valeria Mecea	**Direct contact no.**		**Mobile**	07763 556448
Duty Manager	Alex Putintsev	**Direct contact no.**		**Mobile**	07594 090411

TYPE OF INCIDENT

Fire		**Flood**		**Death**		**Drowning**		**Bomb threat**		**Loss of Service**		**Other Serious**	x

BRIEF INCIDENT DETAILS

11 intruders came in two attempts and managed to get up onto the CPT roof, police came, checked the roof and confirmed that 11 teenagers were safely removed of premises.

AFFECTED PERSONS

Resident		**Visitor**		**Staff**		**Contractor**		**Other**		**None**	x

Surname	N/A	**Forenames**	N/A
Private address	N/A		

Nationality	N/A	**Age / DOB**	N/A	**Occupation**	N/A	**Date of arrival**	N/A

EMERGENCY SERVICES INVOLVEMENT	**Yes**	**DEPARTMENT**	**999 - Police**

Names of police /Fire/Ambulance officers attending	CAD5273/07012022		**Address of station**		
Time called	17:40	**Time arrived**	18:20	**follow-up visit**	TBC – awaiting report

INCIDENT/ACCIDENT INVESTIGATION REPORT

INCIDENT DESCRIPTION			
Location	Centre Point Tower	**Cause**	Intruders – Urban Climbers
Detailed description/ Sketch plan of location / Any other useful information	In total 11 intruders came in via the Centre Point House entrance and over to our demise via the fire escape routes. 2 suspects managed to operate the Lift #1 from the top of the car, by forcing into to the lift shaft, to assist the rest of the group to access the top floor. They allegedly forced and damaged the electric connections to the north Roof hatch and managed to open it. Once police arrived part of the group escaped via the South Roof Hatch and out of the building the same way they got in. The rest were safely escorted out by Police. Further details below.		

ACTION TAKEN

Around 17:05 7 teenagers entered the CPH via residents entrance by following the resident, who left the building, they followed the fire escape routes and were spotted going up the North staircase via Mezz level, where they were spotted first. 5 of them were chased by Security and escorted out at around 17:25.

We were not aware that 2 intruders managed to stay behind and further investigations showed that they managed to got on top of the Lift #1 car top inside the lift shaft on level 9N by opening the lift shaft doors manually. This was the only lift lobby with failed access control, which they managed to access. Later we can see them coming out of the lift shaft from the top of the car lift on Level 33N. How they operated the lift is still under investigation.

Later around 17:35 we noticed them running through the car park from NE doors to Lift #1. They came through the same way as 30 minutes before. They called the lift #1 from the basement, went inside the lift, doors closed and the 2 remaining intruders called the lift from Level 33N, so that it took them up without the access control card.

By the time Security and Dan (GM) reached the top floor, the intruders already managed to get out to the roof through the half-open hatch. They allegetly damaged to metal cover, broke and disconnected a fw cables from the hatch and forced it open.

I called Police again and informed them that we have about 10 teenagers broke out to the roof. 2 officers arrived and I escorted them up where they took over. Dan stayed with them. Police called the helicopter to infra-red / thermo scan the roof and confirmed that no one was left on the roof.

When Police arrived part of the intruders managed to force open the South roof hatch and escape. They left via faulty access control to the PH lobby - lift #4 to basement - car park and out.

After the event the North roof hatch was successfully closed and secured. The South hatch didn't close by the key, as it was open almost flat out. Barriers were put in pace and Jaguar repaired and secured the hatch on Saturday 09/01/22.

Police took the details of some intruders and we are expecting their report.

Further investigations shows that supposedly there were 4 known urban climbers in London amongst the group of 11 people. CCTV images available and sent to Police accordingly.

Area /cause made safe	Centre Point Tower roof	**Cause repaired/rectified**	Yes

CLEAN UP OPERATION

Nature of clean-up work	N/A				**Damage Assessment**		Under investigation: Roof hatches repair, extra CCTV cameras and security measures to be implemented to prevent similar incidents.
Area(s) returned to full operational status	CPT Roof access hatches secured and locked	**Date**	08/01/22	**Time**	12:00	**Comment**	Further actions required and ongoing.

INCIDENT/ACCIDENT INVESTIGATION REPORT

OTHER NOTES / PHOTOGRAPHS

North Roof hatch

South Roof hatch

INCIDENT/ACCIDENT INVESTIGATION REPORT

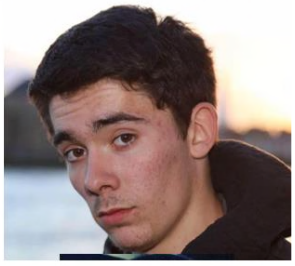
Suspected known Urban Climbers, who match the CCTV footage:

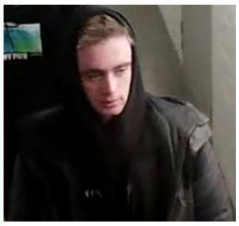
ALEX FARREL
Age: 21
Location: Fleet, Hampshire
Interest: Urban exploring/ Free-running

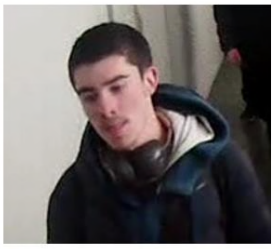
[redacted]

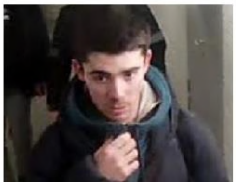
OWEN REECE 'TRIKKSTAR'
Location: East London
Interests: Urban exploring

HARRY DAVIES
Location: South East London
Interests: Photography, Urban exploring

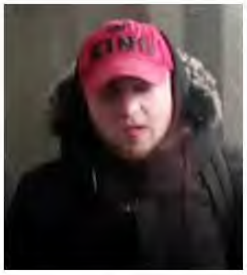


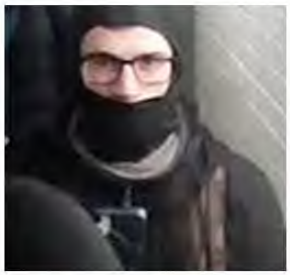


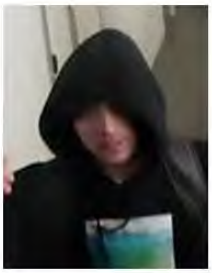


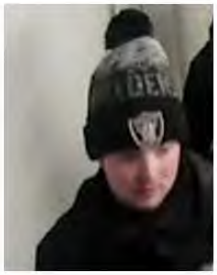


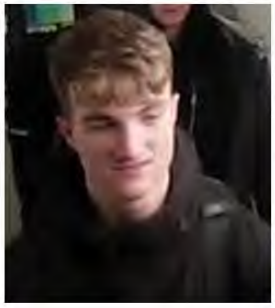
CCTV images of the other intruders, including last two, who entered the lift shaft:









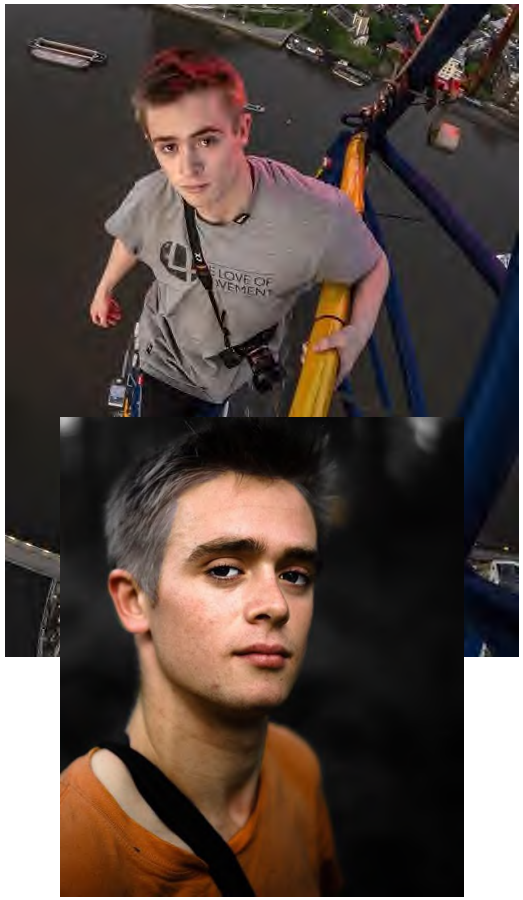


LAST TWO IMAGES SHOW TWO OF THEM GOING ON TO / FROM THE TOP OF LIFT #1 CAR ON LEVEL 9N & 33N

To be signed and dated by person completing this form:			
Name	Alex Putintsev		
Position	Deputy General Manager		
Signature	*Alex Putintsev*	**Date**	12/01/2022

ALEX FARREL

Age: 21
Location: Fleet, Hampshire
Interest: Urban exploring/ Free-running



Alexander.Farrell.39

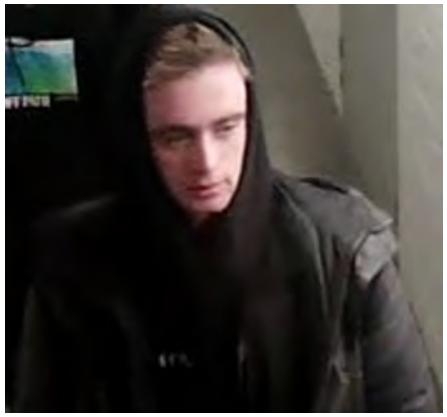
@Alexanderfarrell1999
(30.8k followers)

alexfarrell1999

Alex FARRELL has an active presence on Instagram, he regularly posts pictures of him urban exploring in London on skyscrapers, but also climbs internationally in places such as Dubai, Paris, Italy.

Has a small business selling some of his photography prints on: https://alexanderfarrell1999.bigcartel.com/

CENTRE POINT 7TH OF JAN 2022



Points of interest:

- Regularly climbs in London, Bristol, across Europe, and Internationally (recently Dubai)
- Friends with Dylan RHODES, and Ally LAW

Known associates

Ally Law
- https://www.instagram.com/mrallylaw/

Usama Hayach
- https://www.instagram.com/usamalama_/

Dylan Rhodes
- https://www.instagram.com/_fukq/?hl=en

ALL these individuals have a large sociall media following, and are considered as additional subjects of interest.

[redacted]

CENTRE POINT 7TH OF JAN 2022

[redacted]

OWEN REECE 'TRIKKSTAR'

Location: East London
Interests: Urban exploring

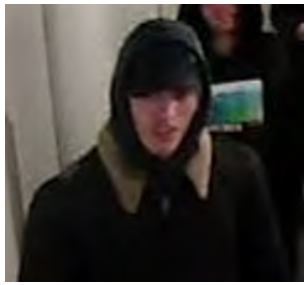
Owen.reece.14

@trikkstar69
@mrowenreece

Owen Reece

@mrowenreece

CENTRE POINT 7TH OF JAN 2022



Points of interest:

- Appears to have an interest in climbing iconic buildings and cranes.
- Predominantly focuses on climbs within the UK, and more specifically London.
- Owen REECE is a rising urban explorer who appears to carry out a lot of his climbs with Usama HAYACH and Alexander FARRELL.

Known Associates

Alexander Farrell
- https://www.instagram.com/alexanderfarrell1999

Mr Ally Law
- https://www.instagram.com/mrallylaw/

Rikke Brewer
- https://www.instagram.com/rikkebrewer/

Usama Hayach
- https://www.instagram.com/usamalama_/

HARRY DAVIES

Location: South East London
Interests: Photography, Urban exploring

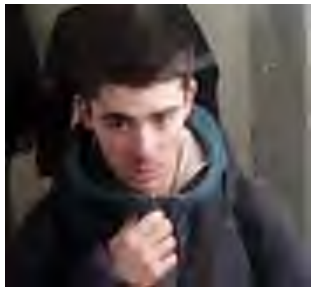
Harry.Davies1042

@harrydaviesldn
@harrydavies.bts

Davies Vlog

@harry_parkour

CENTRE POINT 7TH OF JAN 2022



Points of interest:

- He appears to be the photographer for a number of well established urban explorers
- Travels internationally to partake in climbs
- There is a professional element to his climbs, appears to use it as a business
- Harry DAVIES also appears to sell merchandise via his site:https://hdofficial.bigcartel.com/?fbclid=IwAR18LB63QUiUwSH13XcVpTlcAaR0nVcanIzSLerg2oWtf6g7RYkiZ5INRSc
- Has been arrested previously for urban exploring

Known Associates

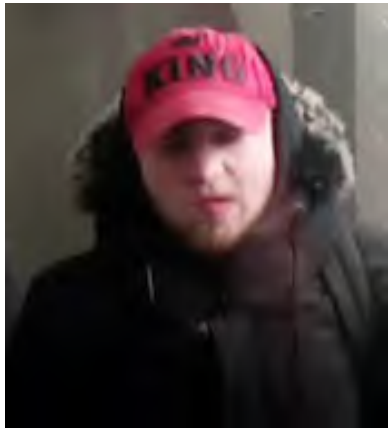
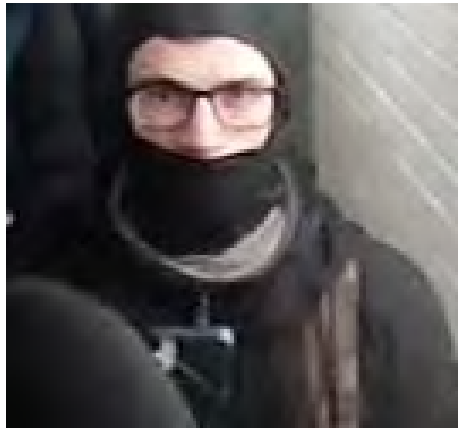
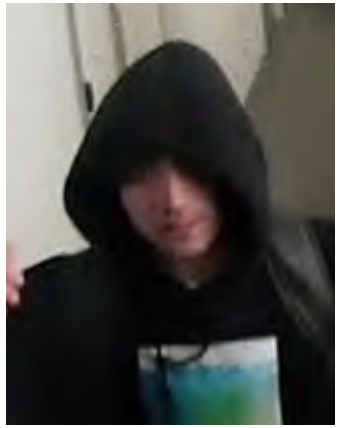
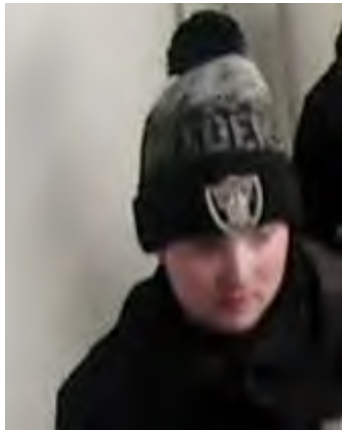
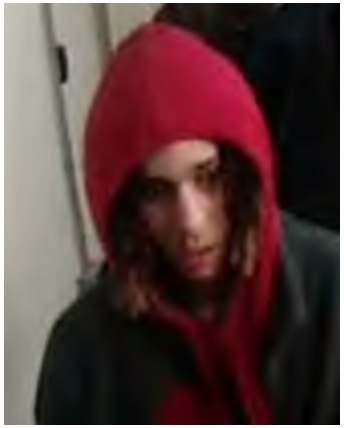
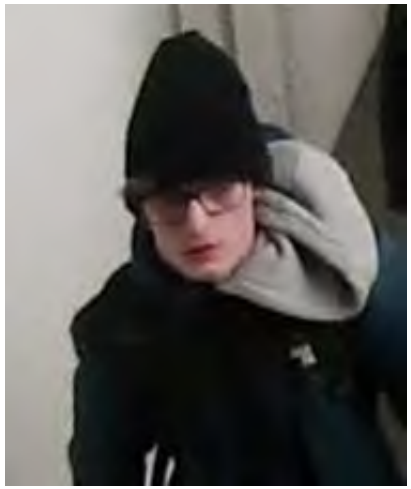
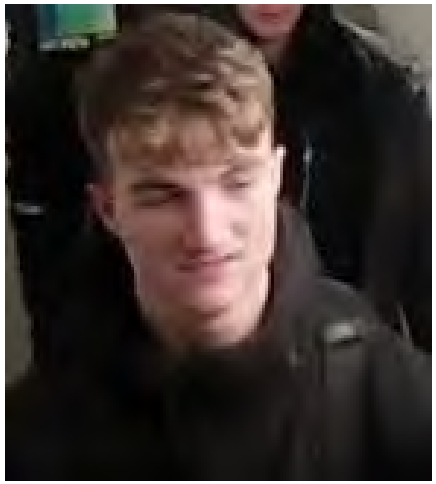
Alexander Farrell
- https://www.instagram.com/alexanderfarrell1999

Owen Reece 'Trikkstar'
- https://www.instagram.com/trikkstar69/?hl=en

Mr Ally Law
- https://www.instagram.com/mrallylaw/

Usama Hayach
- https://www.instagram.com/usamalama_/

CENTRE POINT 7TH OF JAN 2022 – INTRUDERS – ADDITIONAL CCTV IMAGES

LAST TWO IMAGES SHOW TWO OF THEM GOING ON TO / FROM THE TOP OF LIFT #1 CAR ON LEVEL 9N & 33N

CENTRE POINT

RESIDENCES WC1

INCIDENT/ACCIDENT INVESTIGATION REPORT

Please print clearly or type in BOLD and complete all relevant sections

SEND THIS COMPLETED REPORT TO:	
1st reporting line by DM:	2nd reporting line by GM:
Dan Faillace dan.faillace@centrepointlondon.com	James Waite James.Waite@Almacantar.com
Alex Putintsev Alex.Putintsev@centrepointlondon.com	Jonathan Evans Jonathan.Evans@Almacantar.com
Valeria Mecea Valeria.Mecea@centrepointlondon.com	Harry Chichester Harry.Chichester@Almacantar.com
Elisa Keating Elisa.Keating@rendallandrittner.co.uk	

Residence	CENTRE POINT	**Residence telephone**	07594090411	**Residence facsimile**	-
Residence address	101-103 New Oxford Street, London, WC1A 1DB				
Manager dealing with this incident	Paul Njoku	**Direct contact tel. no.**	07594090411	**Today's date**	10/04/2022
Date of incident	09/04/2022	**Time of incident**	19:58	**Report number**	

CONTACTS

General Manager	Dan Faillace	**Direct contact no.**		**Mobile**	07738 104201
Deputy GM	Alex Putintsev	**Direct contact no.**		**Mobile**	07738 105887
FOH Manager	Valeria Mecea	**Direct contact no.**		**Mobile**	07763 556448
Duty Manager		**Direct contact no.**		**Mobile**	

TYPE OF INCIDENT

Fire		**Flood**		**Death**		**Drowning**		**Bomb threat**		**Loss of Service**		**Other Serious**	x

BRIEF INCIDENT DETAILS

Intruders accessed Centre Point Tower and exited the building through the reception entrance door.

AFFECTED PERSONS

Resident		**Visitor**		**Staff**		**Contractor**		**Other**		**None**	x

Surname		**Forenames**	N/A
Private address			

Nationality		**Age / DOB**		**Occupation**		**Date of arrival**	

EMERGENCY SERVICES INVOLVEMENT	**No**	**DEPARTMENT**	**N/A**

Names of police /Fire/Ambulance officers attending	N/A		**Address of station**	N/A	
Time called	N/A	**Time arrived**	N/A	**follow-up visit**	N/A

INCIDENT/ACCIDENT INVESTIGATION REPORT

INCIDENT DESCRIPTION			
Location	CPT	**Cause**	Intruders
Detailed description/ Sketch plan of location / Any other useful information	At approximately 19:58hrs, we were almost completing the handover when we noticed a group of 4 young men come from the fire staircase on the North Side of Centre Point Tower Mezzanine area. We immediately identified they were intruders and requested to know who they are and what their purpose was. They ignored us and left the building via the reception revolving door.		

ACTION TAKEN

As soon as they left, we started investigating how they accessed the building. We established through the CCTV that at approximately 18:14, the 4 males were waiting outside Centre Point House and pressing the buzzer in the hope that someone will open the entrance door for them. A resident opened the door for them, and they entered through Centre Point House entrance and made their way through the lobby to the fire door on Centre Point Level 2 North side.

Once they gained entrance into level 2 North Side lobby, they forced the double doors open and somehow opened RO3 BOH doors and entered Kajima. Once inside Kajima, they made their way through to the Fire Door linking RO3 to the club and pressed the release button to access the club at approximately 18:43hrs. They then made their way to the North roof hatch through the stairs.

They exited the building at approximately 19:58hrs through the North Fire staircase, down to the mezzanine area and through the reception door.

All the doors have been secured, except the Level 2 BOH double doors which needs to be repaired for it to lock. The North side and South Side roof hatch have been checked and is secure. No cable was cut.

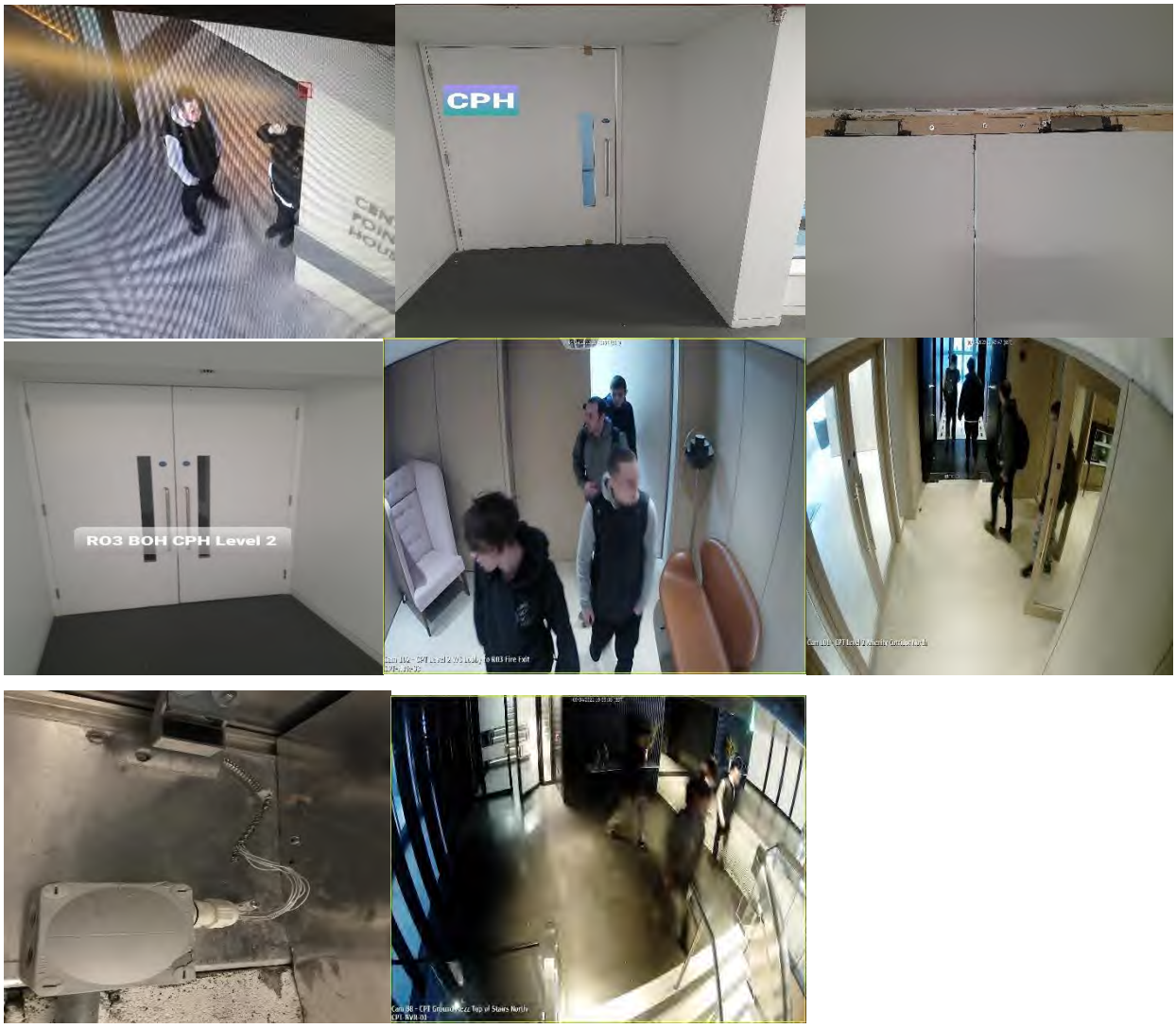
Area /cause made safe	Yes	**Cause repaired/rectified**	In Progress

CLEAN UP OPERATION

Nature of clean-up work	N/A				**Damage Assessment**		In Progress
Area(s) returned to full operational status	Yes	**Date**	09/04/2022	**Time**		**Comment**	

OTHER NOTES / PHOTOGRAPHS

INCIDENT/ACCIDENT INVESTIGATION REPORT



To be signed and dated by person completing this form:			
Name	Paul Njoku		
Position	Duty Manager		
Signature	*Ugochukwu Paul Njoku*	**Date**	10/04/2022

09/04/2022 18:43:34 (BST)
2 WC Lobby to R03 Fire Exit

09/04/2022 18:43:47 (BST)
2 Amenity Corridor North

RE POIN