

B E T W E E N:

TRANSPORT FOR LONDON

Claimant

-and-

(1) PERSONS UNKNOWN DELIBERATELY CAUSING THE BLOCKING, ENDANGERING, SLOWING DOWN, OBSTRUCTING OR OTHERWISE PREVENTING THE FREE FLOW OF TRAFFIC ONTO OR ALONG THE 1) VAUXHALL BRIDGE INCLUDING VAUXHALL GYRATORY AND ALL ENTRY AND EXIT ROADS; 2) LAMBETH BRIDGE AND BOTH ADJOINING ROUNDABOUTS; 3) A1221 MILLBANK; 4) A4 - KNIGHTSBRIDGE & SCOTCH CORNER; 5) A202 ST GEORGE'S CIRCUS AND APPROACH ROADS; 6) A10 SHOREDITCH HIGH STREET, A1202 GREAT EASTERN STREET, A5201 OLD STREET; 7) A3211 VICTORIA EMBANKMENT; 8) LONDON BRIDGE AND BOTH APPROACHES; 9) TOWER BRIDGE AND BOTH APPROACHES; 10) ROTHERHITHE TUNNEL AND BOTH APPROACHES; 11) BLACKWALL TUNNEL & BOTH APPROACHES; 12) PARK LANE INCLUSIVE OF MARBLE ARCH AND HYDE PARK CORNER; 13) A302 WESTMINSTER BRIDGE BETWEEN BRIDGE STREET/VICTORIA EMBANKMENT AND WESTMINSTER BRIDGE ROAD/LAMBETH PALACE ROAD; 14) A501 EDGWARE ROAD TO OLD STREET; 15) VICTORIA ONE WAY SYSTEM; 16) ELEPHANT AND CASTLE INCLUSIVE OF ALL ENTRY AND EXIT ROADS; 17) BLACKFRIARS BRIDGE BETWEEN NEW BRIDGE STREET AND BLACKFRIARS ROAD AND SOUTHWARK STREET/STAMFORD STREET; 18) A4 TALGARTH ROAD IN THE VICINITY OF BARONS COURT TUBE STATION; 19) HANGER LANE GYRATORY INCLUSIVE OF ALL ADJOINING ENTRY AND EXIT SLIPS; 20) STAPLES CORNER; 21) CHISWICK ROUNDABOUT; 22) REDBRIDGE ROUNDABOUT; 23) KIDBROOKE INTERCHANGE, FOR THE PURPOSES OF PROTESTING ON BEHALF OF, IN ASSOCIATION WITH, UNDER THE INSTRUCTION OR DIRECTION OF, OR USING THE NAME OF, JUST STOP OIL

(2) MS ALYSON LEE AND OTHER DEFENDANTS LISTED THE SCHEDULE TO THE CLAIM FORM

Defendants

PARTICULARS OF CLAIM

1. The Claimant:

- a. is a statutory corporation created by the Greater London Authority Act 1999;
- b. is highway authority for the Transport for London Road Network (“**GLA Roads**”) pursuant to s.1(2A) of the Highways Act 1980;
- c. as highway authority, also has the GLA Roads vested in it by virtue of s.263 of the Highways Act 1980;
- d. as highway authority, is under the duty under s.130 of the Highways Act 1980 “*to assert and protect the rights of the public to the use and enjoyment of any highway for*

which they are the highway authority” including the duty to prevent “the stopping up or obstruction of” those highways.

- e. is traffic authority for GLA Roads pursuant to s.121A(1A) of the Road Traffic Regulation Act 1984;
 - f. as traffic authority, is under a duty under s.16 of the Traffic Management Act 2004, to manage its road network with a view to securing "*the expeditious movement of traffic*" which includes the "*avoidance, elimination or reduction of road congestion or other disruption to the movement of traffic on their road network or a road network for which another authority is the traffic authority*"
2. The Claimant is entitled as highway authority for GLA Roads and/or as their owner, to take steps to prevent trespass and public and/or private nuisance to the use of, and access to, GLA Roads and to assert and protect the rights of the public to the use and enjoyment of them.
 3. Those Defendants who to date have been identified and joined individually as Defendants to these proceedings are set out in Annex 1 to the Claim Form. Where necessary the Defendants whose names appear in Annex 1 are referred to as “the Named Defendants”, whilst reference to “the Defendants” includes both the Named Defendants and Persons Unknown who have not yet been individually identified.
 4. The Defendants have- on behalf of, in association with, under the instruction or direction of, or using the name of, ‘Just Stop Oil’ and/or ‘Just Stop Oil Coalition’ (“**JSO**”)- taken part in a series of deliberately disruptive protests. JSO has formal and informal links with similar groups such as Insulate Britain and Extinction Rebellion, and there is also an overlap in the individuals who protest on behalf of them.
 5. JSO’s protests began on or around 13 March 2022 and have been happening continually or near continually ever since; occurring daily during some periods, and less frequently during others. JSO’s protests on GLA Roads first occurred on or around 14 April 2022 when JSO protesters blocked Chiswick roundabout. From 1 October 2022 to date, JSO protests have intensified and focused on London, often in the form of blocking roads in London including GLA Roads.
 6. The specific GLA Roads in relation to which relief is specifically sought, first on an interim and then on a final basis, are set out in Annex 2 to the Claim Form (“**the JSO Roads**”). The JSO Roads are not residential premises. GLA Roads are the most strategically important roads in London, and the JSO Roads are some of the most strategically important of those GLA Roads.

7. On 18 October 2022, the Claimant obtained an urgent without notice interim injunction granted by Yip J preventing the unlawful use of the first 17 of the JSO Roads by Named Defendants and Persons Unknown “*deliberately causing the blocking, endangering, slowing down, obstructing or otherwise preventing the free flow of traffic onto or along*” the JSO Roads if doing so *for the purposes of protesting on behalf of, in association with, under the instruction or direction of, or using the name of, Just Stop Oil*”. This was maintained, as varied (including the addition of 6 further JSO Roads), by Freedman J at an adjourned on-notice return date hearing on 31 October 2022.
8. Other interim injunctions have also been granted against JSO protesters since Spring 2022 upon application by local authorities (Thurrock Council, Essex County Council, North Warwickshire BC) and energy companies (ExxonMobil, Navigator Thames, and Valero Energy Limited). One of more of those interim injunctions have since been breached by JSO protesters, with committal proceedings subsequently having been brought, many of which have resulted in the imposition of sanctions for findings of contempt of court.

The JSO Protests

9. The JSO protests involve protesters- on behalf of, in association with, under the instruction or direction of, or using the name of JSO- obstructing roads in London with their physical presence, including GLA Roads and JSO Roads. They normally do this by sitting down in the road on the carriageway surface, with some also gluing themselves to the carriageway surface and/or ‘locking on’ to each other, in order to make their removal from the road more difficult and time consuming. JSO protests deliberately target GLA Roads, including the JSO Roads, because of their strategic importance in order to cause maximum disruption to the Claimant and the public.
10. The above is in addition to other JSO protests which include *inter alia*: its actions designed to disrupt oil terminals/facilities across the country; its blocking of the entrance/exit to petrol stations and the damaging of their petrol pumps; and its intentionally ‘headline grabbing’ disruptive protests at major sporting events (e.g. Premier League matches, Silverstone racetrack), the BAFTAs, in art galleries, and other prominent locations such as New Scotland Yard, Harrods Department Store, Madame Tussauds, Department for Business, Energy and Industrial Strategy, the Home Office, the MI5 building, The Bank of England, the headquarters of News Corp in London Bridge, and Downing Street.

11. JSO protesters, including some of the Named Defendants, have in the course of JSO protests obstructed the following roads in London:

- a. on 14 April 2022, JSO protesters blocked an oil tanker by blocking the road at Chiswick roundabout (a GLA Road and a JSO Road);
- b. on 1 October 2022, JSO protesters formed part of a group of thousands of protesters who marched to Westminster where they blocked Waterloo Bridge, Westminster Bridge (a GLA Road and a JSO Road), Lambeth Bridge (a GLA Road and a JSO Road), and Vauxhall Bridge (a GLA Road and a JSO Road), by sitting down in the road at those locations;
- c. on 2 October 2022, hundreds of JSO protesters blocked Waterloo Bridge by sitting in the road;
- d. on 4 October 2022, around 60 JSO protesters blocked Parliament Square by sitting in the road on all four side of it;
- e. On 5 October 2022, around 30 JSO protesters sat down on the approach roads to Lambeth Bridge (Milbank) (a GLA Road and a JSO Road);
- f. On 6 October 2022, around 35 JSO protesters blocked roads near Trafalgar Square by sitting down in them and gluing themselves to the road surface;
- g. On 7 October 2022, around 25 JSO protesters blocked two roads leading to Vauxhall Bridge (a GLA Road and a JSO Road) by sitting down on them and gluing themselves to the road surface. Those two roads were Vauxhall Bridge Road at the junction of Gillingham Street (a GLA Road; the protest itself was probably located outside of the nearby JSO Road) and Albert Embankment at the junction of Glasshouse Walk (a GLA Road; the protest itself was probably located outside of the nearby JSO Road);
- h. On 8 October 2022, around 40 JSO protesters blocked the A501 Marylebone Road (a GLA Road and a JSO Road) at its junction with Edgware Road, Gloucester Place and Station Approach;
- i. On 9 October 2022, around 45 JSO protesters established, by sitting down in the road with many of them gluing themselves to the road, four roadblocks near Piccadilly Circus stopping traffic in all directions;
- j. On 10 October 2022, 30 JSO protesters blocked The Mall near Buckingham Palace by sitting down in the road
- k. On 11 October 2022, 32 JSO protesters established 3 roadblocks on Knightsbridge and Brompton Road (a GLA Road and a JSO Road) stopping traffic in both directions by sitting down in the road and with some gluing themselves to the road surface;

- l. On 12 October 2022, 9 JSO protesters established a roadblock on the Horseguards Road entrance to Downing Street by sitting in the road and gluing themselves to the road surface;
- m. On 13 October 2022, 26 JSO protesters blocked St. George's Circus in Southwark (a GLA Road and a JSO Road) by sitting down in the roads, and with some gluing themselves to the road surface, which immediately approach it: the A201 Blackfriars Road (a GLA Road and a JSO Road), the A23 Westminster Bridge Road (a GLA Road and a JSO Road) and the A3202 Borough Road;
- n. On 14 October 2022, 31 JSO protesters established a roadblock on Victoria Embankment in front of New Scotland Yard (a GLA Road and a JSO Road), by sitting in the road and gluing themselves to the road surface;
- o. On 15 October 2022, 29 JSO protesters established a roadblock on Shoreditch High Street (a GLA Road and a JSO Road) at its junction of Great Eastern Street, by sitting in the road and gluing themselves to the road surface;
- p. On 16 October 2022, 14 JSO protesters blocked Park Lane (a GLA Road and a JSO Road) by sitting down in the road, with some gluing themselves to the road surface and others glued themselves together;
- q. on 17 October 2022, JSO protesters sat down in and blocked Victoria Road outside of Department for Business, Energy and Industrial Strategy;
- r. on 18 October 2022, 30 JSO protesters blocked the A4 Talgarth Road near Barons Court tube station (a GLA Road and a JSO Road) by sitting down in the road, with some gluing themselves to the road surface and others 'locked themselves on' to each other;
- s. On 19 October 2022, 25 JSO protesters blocked the A4 on the Cromwell Road (a GLA Road and a JSO Road) at the junction with Exhibition Road, in central London, by sitting down in the road, with some gluing themselves to the road surface and others 'locked themselves on' to each other;
- t. On 20 October 2022, 20 JSO protesters blocked Knightsbridge (a GLA Road and a JSO Road) by sitting down in the road, with some gluing themselves to the road surface and others 'locked themselves on' to each other;
- u. On 21 October 2022, 22 JSO protesters blocked the junction of High Holborn and Kingsway by sitting down in the road, with some gluing themselves to the road surface;
- v. On 22 October 2022, 20 JSO protesters blocked Upper Street (a GLA Road) next to Islington Green by sitting down in the road, with some gluing themselves to the road surface and others 'locked themselves on' to each other;

- w. On 23 October 2022, 4 JSO protesters blocked Abbey Road, London. They re-created the iconic Beatles' Abbey Road album cover by posing on the zebra crossing, read out a statement, and then glued themselves to the crossing;
- x. On 25 October 2022, 6 JSO protesters blocked Horseferry Road at the junction with Tufton Street, by sitting down in the road, with some also gluing themselves to the road surface while others locked themselves together;
- y. On 26 October 2022, 16 JSO protesters blocked Piccadilly near Green Park tube station by sitting down in the road, with some also gluing themselves to the road surface;
- z. On 27 October 2022, 31 JSO protesters blocked Cannon Street, Queen Victoria Street, and Garlick Hill near Mansion House tube station by sitting down in the road, with some also gluing themselves to the road surface while others locked themselves together;
- aa. on 29 October 2022, 61 JSO protesters blocked Charing Cross Road, High Street Kensington, Harleyford Street (a GLA Road; the protest itself was probably located outside of the nearby JSO Road), and Blackfriars Road (a GLA Road; the protest itself was probably located outside of the nearby JSO Road) by sitting down in the road, with some also gluing themselves to the road surface while others locked themselves together;
- bb. on 30 October 2022, 15 JSO protesters blocked Commercial Street (a GLA Road and a JSO Road) near Spitalfields market by sitting down in the road, with some also gluing themselves to the road surface while others locked themselves together;
- cc. on 1 November 2022, JSO protesters swarmed towards the entrance to Downing Street on Whitehall and attempted to scale the gates. A further group blocked Whitehall by sitting down in the road, with some gluing themselves to the road surface. 22 JSO protesters were involved overall.

12. JSO and/or its individual protesters have made multiple public written and oral statements admitting the obstruction caused (and intended to be caused) by the admitted JSO protests on the roads specified above. JSO and/or its individual protesters have also made similar admissions about the other JSO protests mentioned above at §10.

13. On multiple occasions since at least 2 April 2022, and every day since 1 October 2022, JSO and/or its individual protesters have made public written and/or oral statements to the effect that JSO's protests will continue until its demands have been met. These statements have frequently also specified that JSO's protests will not be stopped by injunctions granted by the Court.

14. The JSO protests, and the commitment to carry them on unless their demands are met, have continued notwithstanding the arrest of JSO protesters, the imposition of police bail conditions on some of those who have been arrested, the grant of interim injunctions against many of them (including in this Claim), committal proceedings brought and sanctions imposed for breaches of some of those injunctions, prosecutions brought for offences committed in the course of JSO protests, and convictions imposed pursuant to those prosecutions.

The Defendants

15. The Defendants have all participated in JSO protests, some of whom in JSO protests on GLA Roads and the JSO Roads, and they threaten to continue to participate in similar unlawful protest action to GLA Roads including the JSO Roads.

16. To the extent that it has been possible to identify named defendants participating in JSO protests, including on GLA Roads such as the JSO Roads, they have been named in these proceedings as Named Defendants.

12. The Claimant also claims against Persons Unknown, as defined in this Claim by reference to conduct that is unlawful. That conduct has been defined using non-technical language and is clear in its scope and application. In respect of those Defendants who have not yet been identified, the Claimant will- pursuant to its undertaking to identify and apply to add individuals as Named Defendants in order to ensure fairness of the proceedings and uphold the authority of the Court's interim injunction in this Claim- continue during these proceedings to identify and name them as soon as reasonably practicable, whilst also continuing to seek relief against Persons Unknown as defined in this Claim.

Trespass and Nuisance (public and/or private)

13. As stated above, the Claimant is the freehold owner and highway authority for GLA Roads, including the JSO Roads, and in which the highway is vested pursuant s.263 Highways Act 1980.

14. The JSO protests, on the occasions specified above at §11 which involved some of the Named Defendants, involved trespass and public and/or private nuisance to roads in London, including GLA Roads and JSO Roads. The trespass and nuisance occurs through the obstruction of the free flow of motor traffic along them and through extensive disruption to the use of them by ordinary highway users.

15. In particular, those JSO protests:

- a. create an immediate threat to life, putting at risk the lives of those protesting and ordinary highway users, as well as those reliant on the movement of emergency services vehicles;
- b. create an immediate risk of violence/disorder between JSO protesters and ordinary highway users, particularly when the latter seek by force to remove the former from obstructing the highway;
- c. cause widespread and serious disruption to ordinary highway users' ability to exercise their ordinary highway rights, causing inconvenience, anxiety, and distress to them, particularly where they are at risk of missing or delaying arrival at important life events (such as weddings, funerals, important meetings, medical appointments, onward transport for holidays etc.) or obligations (such as picking up children, elderly relatives etc.);
- d. cause considerable public expense and economic damage;
- e. intentionally cause this obstruction and nuisance, as part of a co-ordinated campaign for the purposes of effecting a specific political outcome.

15. Further, those JSO protests:

- a. exceeds the rights of the public to use the public highway and, by intentionally and directly causing immediate obstruction and disruption to the highway without justification, are trespassing on the Claimant's GLA Roads including the JSO Roads;
- b. endanger the life, health, property, comfort or convenience of the public and/or obstructs the public in the exercise or enjoyment of rights common to all His Majesty's subjects, such that a public nuisance is created. In respect of the GLA Roads including the JSO Roads, the Claimant has suffered particular damage over and above the general inconvenience and injury suffered by the public;
- c. cause an unreasonable interference with the Claimant's reasonable use of its GLA Roads including the JSO Roads, amounting to a private nuisance by obstructing their use.

16. By reason of the matters set out herein there is, unless restrained, a real and imminent risk of trespass and public and/or private nuisance continuing to be committed on GLA Roads especially, or at least including, the JSO Roads.

17. Further, by reason of the unlawful behaviour set out herein, the Claimant has suffered loss and damage.

AND THE CLAIMANT CLAIMS:

- (1) An Order that the Defendants, and each of them, are forbidden from:
 - a. Blocking, slowing down, obstructing or otherwise interfering with the flow of traffic onto or along or off the JSO Roads for the purpose of protesting.
 - b. Blocking, slowing down, obstructing or otherwise interfering with access to or from the JSO Roads for the purpose of protesting which has the effect of slowing down or otherwise interfering with the flow of traffic onto or along or off the Roads
 - c. Causing, assisting or encouraging any other person to do any act prohibited by sub-paragraphs **a-b** above.
 - d. Continuing any act prohibited by sub-paragraphs **a-c** above.
 - e. The activities prohibited by sub-paragraphs **a-b** above include, but are not limited to, the following when done for the purpose of protesting and with the deliberate effect of blocking, slowing down, obstructing or otherwise interfering with the flow of traffic onto or along or off the JSO Roads:
 - i. Affixing themselves (“locking on”) to any other person or object on the JSO Roads or to the surface of the JSO Roads
 - ii. Erecting any structure on the JSO Roads.
 - iii. Tunnelling in the vicinity of the JSO Roads.
 - iv. Abandoning any vehicle or item on the JSO Roads with the intention of causing an obstruction.
 - v. Causing damage to the surface of or to any apparatus on or around the JSO Roads or any structure supporting the JSO Roads including but not limited to painting, damaging by fire, or affixing any item or structure thereto.
- (2) Declaratory relief that the use of GLA Roads, including the JSO Roads, by the Defendants for the purposes of protest which causes an obstruction of the public highway is unlawful, a trespass, and a public and/or private nuisance in that it exceeds the lawful right of the public to use the highway and interferes unreasonably with and obstructs the use of the highway by other members of the public entitled to use it and endangers the public’s life, health, property, comfort and convenience;
- (3) Damages to be assessed;
- (4) Interest under s.35A Senior Courts Act 1981 on the amount found to be due to the Claimant at such rate and for such period as the court thinks fit;
- (5) Further or other relief; and

(6) Costs

ANDREW FRASER-URQUHART KC

CHARLES FORREST

Francis Taylor Building

Temple, EC4Y 7BY

Dated this 1st day of November 2022

STATEMENT OF TRUTH

The Claimant believes that the facts stated in this Particulars of Claim are true. 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.'

Signed:



Full name: Abbey Ameen

Position held: Principal Corporate Solicitor at and to TfL

Dated: 1 November 2022

Claimant's address for service

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Our ref: Rule 6 JSO Abbey

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