

IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
BUSINESS LIST (ChD)

B E T W E E N :

(1) ARLA FOODS LIMITED

(2) ARLA FOODS HATFIELD LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO ARE, WITHOUT THE CONSENT OF THE CLAIMANTS, ENTERING OR REMAINING ON LAND AND IN BUILDINGS ON ANY OF THE SITES LISTED IN SCHEDULE 2 OF THE CLAIM FORM (“the Sites”), THOSE BEING:

a. “THE AYLESBURY SITE” MEANING ARLA FOODS LIMITED’S SITE AT AYLESBURY DAIRY, SAMIAN WAY, ASTON CLINTON, AYLESBURY HP22 5EZ, AS MARKED IN RED ON THE PLANS AT ANNEXE 1 TO THE CLAIM FORM;

b. “THE OAKTHORPE SITE” MEANING ARLA FOODS LIMITED’S SITE AT OAKTHORPE DAIRY, CHEQUERS WAY, PALMERS GREEN, LONDON N13 6BU, AS MARKED IN RED ON THE PLANS AT ANNEXE 2 TO THE CLAIM FORM;

c. “THE HATFIELD SITE” MEANING ARLA FOODS HATFIELD LIMITED’S SITE AT HATFIELD DISTRIBUTION WAREHOUSE, 4000 MOSQUITO WAY, HATFIELD BUSINESS PARK, HATFIELD, HERTFORDSHIRE AL10 9US, AS MARKED IN RED ON THE PLANS AT ANNEXE 3 TO THE CLAIM FORM; AND

d. “THE STOURTON SITE” MEANING ARLA FOODS LIMITED’S DAIRY AT PONTEFRACT ROAD, LEEDS LS10 1AX AND NATIONAL DISTRIBUTION CENTRE AT LEODIS WAY, LEEDS LS10 1NN AS MARKED IN RED ON THE PLANS AT ANNEXE 4 TO THE CLAIM FORM

(2) PERSONS UNKNOWN WHO FOR THE PURPOSE OF PROTESTING ARE OBSTRUCTING ANY VEHICLE ACCESSING FROM THE HIGHWAY THE SITES LISTED IN SCHEDULE 2 OF THE CLAIM FORM

(3) PERSONS UNKNOWN WHO FOR THE PURPOSE OF PROTESTING ARE OBSTRUCTING ANY VEHICLE ACCESSING THE HIGHWAY FROM ANY OF THE SITES LISTED IN SCHEDULE 2 OF THE CLAIM FORM

(4) PERSONS UNKNOWN WHO ARE FOR THE PURPOSE OF PROTESTING CAUSING THE BLOCKING, SLOWING DOWN, OBSTRUCTING, OR OTHERWISE INTERFERING WITH THE FREE FLOW OF TRAFFIC ON TO, OFF, OR ALONG THE ROADS LISTED AT ANNEXE 1A, 2A, 3A, AND 4A TO THE CLAIM FORM

(5) PERSONS UNKNOWN WHO ARE FOR THE PURPOSE OF PROTESTING, AND WITHOUT THE PERMISSION OF THE REGISTERED KEEPER OF THE VEHICLE, ENTERING, CLIMBING ON, CLIMBING INTO, CLIMBING UNDER, OR IN ANY WAY AFFIXING THEMSELVES ON TO ANY VEHICLE WHICH IS ACCESSING OR EXITING THE SITES LISTED IN SCHEDULE 2 OF THE CLAIM FORM

(6) PERSONS UNKNOWN WHO ARE FOR THE PURPOSE OF PROTESTING, AND WITHOUT THE PERMISSION OF THE REGISTERED KEEPER OF THE VEHICLE, ENTERING, CLIMBING ON, CLIMBING INTO, CLIMBING UNDER, OR IN ANY WAY AFFIXING THEMSELVES ON TO, ANY VEHICLE WHICH IS TRAVELLING TO OR FROM ANY OF THE SITES LISTED IN SCHEDULE 2 OF THE CLAIM FORM)

(7) 34 OTHER NAMED DEFENDANTS LISTED AT SCHEDULE 1 OF THE INJUNCTION ORDER

Defendants

**HEARSAY NOTICE PURSUANT TO SECTION 2 CIVIL EVIDENCE ACT
1995 AND CPR 33.2**

TAKE NOTICE that at the trial of this claim the Claimants intend to rely on the documents identified in the attached schedule as evidence of the truth of the matters stated.

AND that the authors of the documents identified in the attached schedule should not be called as a witness to give oral evidence because of the reasons given in the attached schedule.

Dated17 May 2024.....

.....Walker Morris LLP.....

Solicitor for Claimants

Served on 17 May 2024 by the Claimants' Solicitors, Walker Morris LLP

Schedule

Reference	Document	Author	Reason the author should not be called as a witness to give oral evidence
Second Witness Statement of Melanie Savage			
Exhibit 1 – video 5	Video	The video was captured by Mr Sajmir Xhepmetaj, an employee of XPO logistics Limited	It would be disproportionate and contrary to the overriding objective for Sajmir Xhepmetaj to be called as a witness to give oral evidence
Exhibit 1 – video 6	Video	The video was captured by Ms Daniella Remenyi an employee of the First Claimant	It would be disproportionate and contrary to the overriding objective for Ms Remenyi to be called as a witness to give oral evidence
Exhibit 1 – video 7	Video	The video was captured by Mr Warren Potter an employee of the First Claimant	It would be disproportionate and contrary to the overriding objective for Mr Potter to be called as a witness to give oral evidence
Exhibit 1 – video 8	Video	The video appears to have been captured by those associated with the Animal Rebellion Group	The Claimants are unable to identify the person who captured the video, such that the Claimants cannot call that person to give evidence
Exhibit 1 – video 9	Video	The video was captured by Ms Daniella Remenyi an employee of the First Claimant	It would be disproportionate and contrary to the overriding objective for Ms Remenyi to be called as a witness to give oral evidence
Exhibit 1 – video 11	Video	The video was captured on the body worn camera of PC David Vass	It would be disproportionate and contrary to the overriding objective for PC David Vass to be called as a witness to give oral evidence
Exhibit 1 – video 17	Video	The video appears to have been captured by those associated with the Animal Rebellion Group	The Claimants are unable to identify the person who captured the video, such that the Claimants cannot call that person to give evidence
Exhibit 1 – video 18	Video	The video was captured by Ms Daniella Remenyi an employee of the First Claimant	It would be disproportionate and contrary to the overriding objective for Ms Remenyi to be called as a witness to give oral evidence

Exhibit 1 – video 22	Video	The video appears to have been captured by those associated with the Animal Rebellion Group	The Claimants are unable to identify the person who captured the video, such that the Claimants cannot call that person to give evidence
Exhibit 1 – video 23	Video	The video appears to have been captured by those associated with the Animal Rebellion Group	The Claimants are unable to identify the person who captured the video, such that the Claimants cannot call that person to give evidence
Exhibit 1 – video 24	Video	The video appears to have been captured by those associated with the Animal Rebellion Group	The Claimants are unable to identify the person who captured the video, such that the Claimants cannot call that person to give evidence
Exhibit 1 – video 26	Video	The video was captured by Mr Bruno Hill, an employee of UK Trucks Limited (a supplier to the First Claimant).	It would be disproportionate and contrary to the overriding objective for Mr Hill to be called as a witness to give oral evidence
Exhibit 1 – video 27	Video	The video was captured by Ms Daniella Remenyi an employee of the First Claimant	It would be disproportionate and contrary to the overriding objective for Ms Remenyi to be called as a witness to give oral evidence
Exhibit 1 – video 28	Video	The video was captured by Ms Daniella Remenyi an employee of the First Claimant	It would be disproportionate and contrary to the overriding objective for Ms Remenyi to be called as a witness to give oral evidence
Exhibit 2	Arrest Information	Hertfordshire Constabulary	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
Exhibit 5	MG 11 Witness Statement	PC Jack Marzec	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for PC Jack Marzec to attend the trial.
Exhibit 11	MG 11 Witness Statement	PC David Gibb	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for PC David Gibb to

			attend the trial.
Exhibit 13	Witness Statement	Sadie Scully	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for Sadie Scully to attend the trial.
Exhibit 14	Witness Statement	Ireneusz Sokolowski	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for Ireneusz Sokolowski to attend the trial.
Exhibit 16	Just Stop Oil Webpage	Just Stop Oil	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
Exhibit 17	Cambridgeshire Constabulary Webpage	Cambridgeshire Constabulary	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
Exhibit 18	BBC webpage	BBC News	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
Exhibit 19	Animal Rising Webpage	Animal Rising	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
Exhibit 20	Animal Rising Webpage	Animal Rising	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.