

**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 (Exhibit No)	Document	Author	Reason the author should not be called as a witness to give oral evidence
First Witness Statement of Samantha Sage			
Exhibit 1 – Video 1	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 2	Video	The video was captured on the body worn camera of PO Robert Crofts	It would be disproportionate and contrary to the overriding objective for PO Robert Crofts to be called as a witness to give oral evidence
Exhibit 1 – Video 3	Video	The video was captured on the body worn camera of PO Robert Crofts	It would be disproportionate and contrary to the overriding objective for PO Robert Crofts to be called as a witness to give oral evidence
Exhibit 1 – Video 4	Video	The video was captured on the body worn camera of PC Alister Little	It would be disproportionate and contrary to the overriding objective for PC Alister Little to be called as a witness to give oral evidence
Exhibit 1 – Video 5	Video	The video was captured on the body worn camera of PC Alister Little	It would be disproportionate and contrary to the overriding objective for PC Alister Little to be called as a witness to give oral evidence
Exhibit 1 – Video 6	Video	The video was captured on the body worn camera of PS Alisdair McLulich	It would be disproportionate and contrary to the overriding objective for PS Alisdair McLulich to be called as a witness to give oral evidence
Exhibit 1 – Video 7	Video	The video was captured on the body worn camera of PO Helen Blackhouse	It would be disproportionate and contrary to the overriding objective for PO Helen Blackhouse to be called as a witness to give oral evidence
Exhibit 1 – Video 8	Video	The video was captured on the body worn camera of PC James Perry	It would be disproportionate and contrary to the overriding objective for PC James Perry to be called as a witness to give oral evidence
Exhibit 1 – Video 9	Video	The video was captured on the body worn camera of PO Kerry Yaxley	It would be disproportionate and contrary to the overriding objective for PO Kerry Yaxley to be called as a witness to give oral evidence

Exhibit 1 – Video 10	Video	The video was captured on the body worn camera of PO Peter Ciechan	It would be disproportionate and contrary to the overriding objective for PO Peter Ciechan 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 PO Daniel Burford	It would be disproportionate and contrary to the overriding objective for PO Daniel Burford to be called as a witness to give oral evidence
Exhibit 1 – Video 12	Video	The video was captured on the body worn camera of PC James Perry	It would be disproportionate and contrary to the overriding objective for PC James Perry to be called as a witness to give oral evidence
Exhibit 1 – Video 13	Video	The video was captured on the body worn camera of PC Tristan Jeffs	It would be disproportionate and contrary to the overriding objective for PC Tristan Jeffs to be called as a witness to give oral evidence
Exhibit 1 – Video 14	Video	The video was captured on the body worn camera of PC Andrew Johnston	It would be disproportionate and contrary to the overriding objective for PC Andrew Johnston to be called as a witness to give oral evidence
Exhibit 1 – Video 15	Video	The video was captured on the body worn camera of PO Tristan Jeffs	It would be disproportionate and contrary to the overriding objective for PO Tristan Jeffs to be called as a witness to give oral evidence
Exhibit 1 – Video 16	Video	The video was captured on the body worn camera of PO Thomas Peters	It would be disproportionate and contrary to the overriding objective for PO Thomas Peters 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 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 19	Video	The video was captured on the body worn camera of PO Tristan Jeffs	It would be disproportionate and contrary to the overriding objective for PO Tristan Jeffs to be called as a witness to give oral evidence
Exhibit 1 –	Video	The video was	It would be disproportionate and

Video 20		captured on the body worn camera of PO Tristan Jeffs	contrary to the overriding objective for PO Tristan Jeffs to be called as a witness to give oral evidence
Exhibit 1 – Video 21	Video	The video was captured on the body worn camera of PO Kerry Yaxley	It would be disproportionate and contrary to the overriding objective for PO Kerry Yaxley to be called as a witness to give oral evidence
Exhibit 1 – Video 22	Video	The video was captured on the body worn camera of PS Alisdair McLulich	It would be disproportionate and contrary to the overriding objective for PS Alisdair McLulich to be called as a witness to give oral evidence
Exhibit 1 – Video 23	Video	The video was captured on the body worn camera of PC Andrew Johnston	It would be disproportionate and contrary to the overriding objective for PC Andrew Johnston to be called as a witness to give oral evidence
Exhibit 1 – Video 24	Video	The video appears to have been captured by those associated with the Just Stop Oil 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 25	Video	The video was captured on the body worn camera of PS Matthew Thorn	It would be disproportionate and contrary to the overriding objective for PS Matthew Thorn to be called as a witness to give oral evidence
13	MG 11 Witness Statement	DS David Rogers	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for the author to attend the trial.
21	MG 11 Witness Statement	PO Mark Woodhouse	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for the author to attend the trial.
22	MG 11 Witness Statement	PO Lauren Baldwin	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for the author to attend the trial..
24	MG 11 Witness Statement	PC Joshua Bedford	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for

			the author to attend the trial.
26	MG 11 Witness Statement	PO Andrew Dunbar	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for the author to attend the trial.
27	MG 11 Witness Statement	PC Thomas Healy	The statement fully explains the author's position. It would be disproportionate and contrary to the overriding objective for the author to attend the trial.
32	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.
38	Guardian Newspaper	Matthew Weaver	It would be disproportionate and contrary to the overriding objective for the author to attend the trial.
39	Animal Rebellion Webpage	Animal Rebellion	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
40	Animal Rebellion Webpage	Animal Rebellion	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
48	Essex Police Webpage	Essex Police	The Claimants are unable to identify author of this material, such that the Claimants cannot call that person to give evidence.
49	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.
50	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.