

MASTER DAVISON
IN THE HIGH COURT OF JUSTICE
QUEENS BENCH DIVISION
BEFORE

CLAIM NO: HQ18X04020

BETWEEN:

- (1) FITZWILLIAM LAND COMPANY
(2) MILTON (PETERBOROUGH) ESTATES COMPANY
(3) SIR PHILIP VYVIAN NAYLOR – LEYLAND BT
(4) HIGHWOOD FARMS LIMITED

Claimants

and

- (1) PERSONS UNKNOWN ENTERING OR REMAINING WITHOUT THE Defendants
CONSENT OF THE CLAIMANT(S) ON THE LAND IDENTIFIED IN
ANNEX 1 TO THE PARTICULARS OF CLAIM AND NOT SUBJECT TO
PUBLIC RIGHTS OF WAY OR OPEN ACCESS WITH A VIEW TO
PROTESTING AGAINST THE FITZWILLIAM (MILTON) HUNT (“THE
HUNT”) OR OTHERWISE OBSTRUCTING THE HUNT



ORDER

PENAL NOTICE

If you the within-named Defendants or any of you, 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 his or her assets seized.

IMPORTANT NOTICE TO THE DEFENDANTS

You should read the terms of the Order very carefully. You are advised to consult a Solicitor as soon as possible.

This Order was made at a hearing without notice to all of the Defendants who have the right to apply to the Court to vary or discharge the Order as set out below.

UPON reading the Claimants' Application for a final injunction dated [25 January 2019] and the evidence filed in support of that application;

IT IS ORDERED THAT:

FINAL INJUNCTION

- 1 In relation to the land identified in the First Schedule to this Order belonging to the Claimants (the "Land") with immediate effect, the Defendants and each of them are forbidden from trespassing at all times on any part of the Land, without prejudice to their right to enter, pass, and repass only along public rights of way and Open Access land under the CROW Act 2000, identified on the Land.
- 2 This order shall continue unless it is varied or discharged by the Court.
- 3 This order shall be served by the Claimant on the Defendants in accordance with paragraph 14 of the Order of Master Davison dated 15 January 2019.

INTERPRETATION OF THIS ORDER

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

COMMUNICATIONS WITH THE COURT

All communications about this Order should be sent to:

Court Manager
High Court of Justice
Queens Bench Division
Royal Courts of Justice
Strand
London
WC2A 2LL

Name and address of Claimants' legal representatives:

Clark Willmott LLP
Blackbrook Gate
Blackbrook Park Avenue
Taunton
Somerset
TA1 1BU
Ref: LT060/1727/1727/429244.00001

07 FEB 2019

IN THE HIGH COURT OF JUSTICE
QUEENS BENCH DIVISION

Claim No: HQ18X04020

BETWEEN

FITZWILLIAM LAND COMPANY and others
and
PERSONS UNKNOWN

SCHEDULE ONE

THE LAND

1. "Map 4" – Milton Estate Land, Northern Section;
2. "Map 5" - Milton Estate Land, Central Section;
3. "Map 6" – Milton Estate Land, Southern Section.

MAP 4



Milton (Peterborough) Estates Company
Estate Office, Milton Park, Peterborough, PE3 9HD

MILTON ESTATE
Northern Section

SCALE: 1:17500 DATE: 10/11/2018

MAP FILENAME: Milton Estate_Hunt_v09_Northern



- Milton Estate
- Open Access
- Footpath
- Bridleway
- Byway

Scale:
1000m

Map data shown may contain Ordnance Survey © products supplied by
Peer Technology Services Ltd. Email: info@peertechology.co.uk
© Crown Copyright and database rights from data shown above
Ordnance Survey © licence number 100023146

Milton (Peterborough) Estates Company
Estate Office, Milton Park, Peterborough, PE3 9HD


MILTON ESTATE
Central Section

SCALE: 1:17500 DATE: 10/11/2018

MAP FILENAME: Milton Estate_Hunt_v09_Central

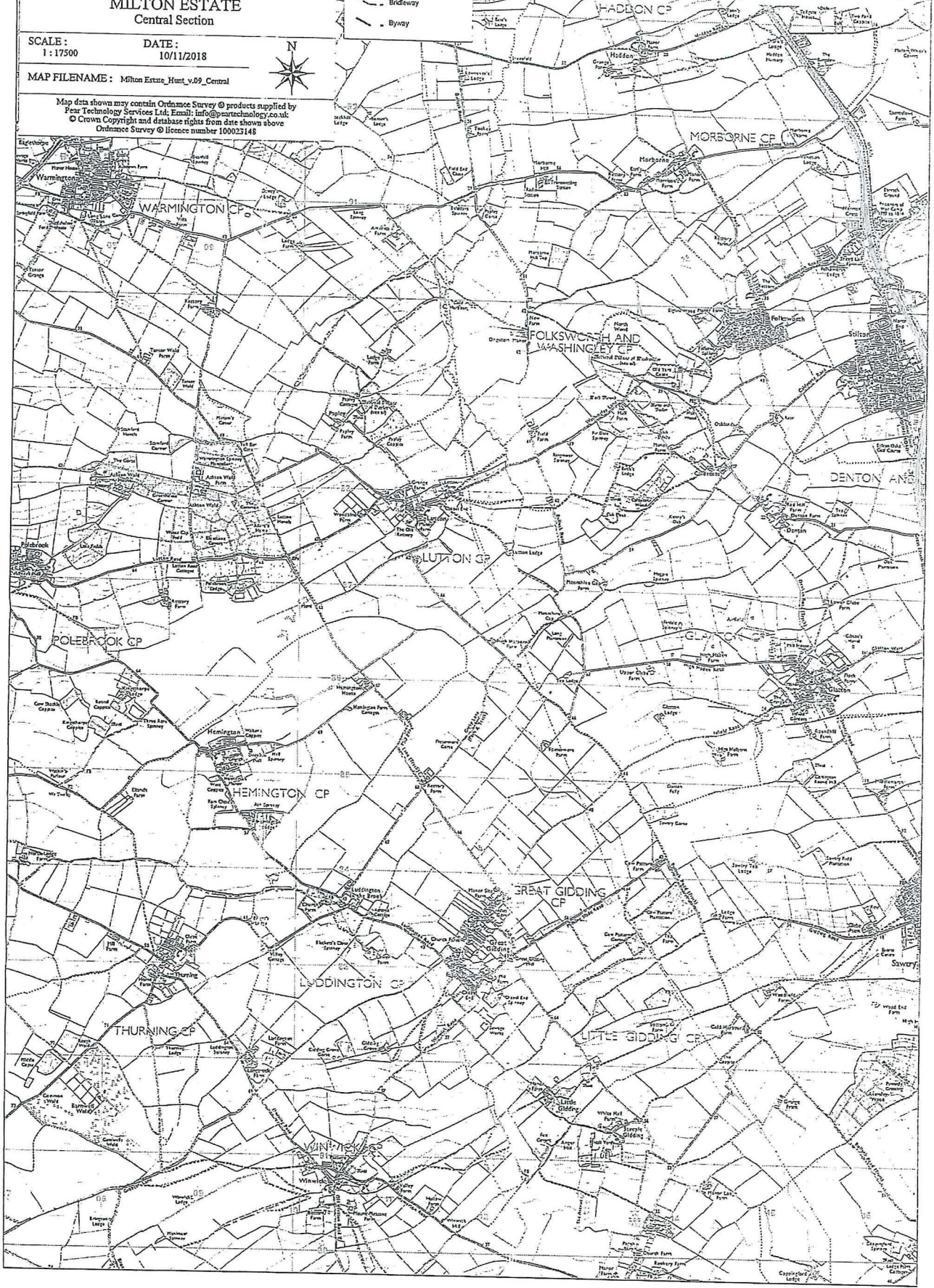


Map data shown may contain Ordnance Survey © products supplied by
Peer Technology Services Ltd. Email: info@partechtechnology.co.uk
© Crown Copyright and database rights from data shown above
Ordnance Survey © licence number 100023148

-  Open Access Land
-  Milton Estate
-  Footpath
-  Bridleway
-  Byway

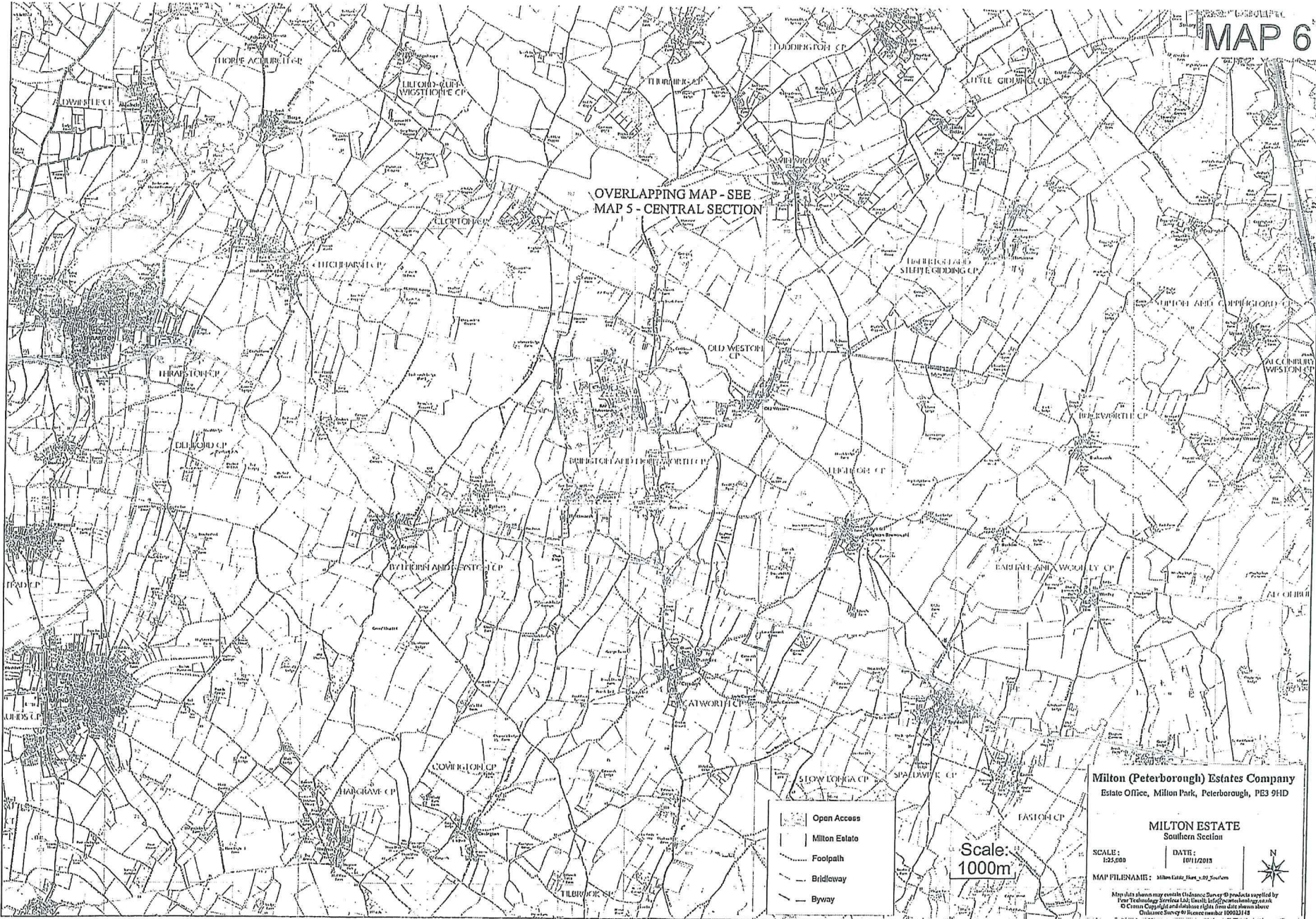
Scale:
1000m

MAP 5



MAP 6

OVERLAPPING MAP - SEE
MAP 5 - CENTRAL SECTION



- Open Access
- Milton Estate
- Footpath
- Bridleway
- Byway

Scale:
1000m

Milton (Peterborough) Estates Company
Estate Office, Milton Park, Peterborough, PE3 9HD

MILTON ESTATE
Southern Section

SCALE: 1:25,000
DATE: 10/11/2018

MAP FILENAME: Milton Estate_South_01_South.mxd



Any data shown may consist of Ordnance Survey © products supplied by
First Technology Services Ltd. (www.1sttechnology.co.uk)
© Crown Copyright and database rights from data sources
Ordnance Survey © Licence number 100021142