

IN THE HIGH COURT OF JUSTICE
CHANCERY DIVISION

MR JUSTICE JOS

CLAIM NO HC10C00722
DATED: WEDNESDAY THE 3RD DAY OF MARCH 2010

BETWEEN:

UNIVERSITY OF SUSSEX

Claimant

and

PERSONS (INCLUDING STUDENTS OF THE
UNIVERSITY OF SUSSEX) ENTERING OR REMAINING
ON THE CAMPUS AND BUILDINGS OF THE UNIVERSITY
OF SUSSEX IN CONNECTION WITH THE "CAMP
AGAINST CUTS" OR ANY ASSOCIATED PROTEST IN 2010
2009 (WITHOUT THE CONSENT OF THE UNIVERSITY OF
SUSSEX)

Defendants

ORDER

IMPORTANT:-

PENAL NOTICE

- (1) This Order prohibits you from doing and obliges you to do the acts set out in this Order. You should read it all carefully. You are advised to consult a Solicitor as soon as possible. You have a right to ask the Court to vary or discharge this Order.
- (2) If you disobey this Order you may be found guilty of Contempt of Court and any of your directors may be sent to prison or fined and you may be fined or your assets may be seized.

An Application was made on 03.03.10 by Counsel for the Claimant to the Judge. The Judge heard the Application and read the Witness Statement listed in Schedule 1 and accepted the undertakings in Schedule 2 at the end of this Order.

IT IS ORDERED that:

THE INJUNCTION

1. Until the earlier of trial or further order the Defendants shall not, without the prior written consent of the Claimant enter or remain upon land comprising the Claimant's campus and buildings of the campus and buildings of the University of Sussex, Falmer Hill,

Falmer, Brighton, BN1 9RH as shown edged in red on Plan 1 annexed hereto ("the Campus") for the purpose of any occupational protest action.

COSTS OF THE APPLICATION

2. The costs of this application be reserved.

SERVICE

3. Pursuant to Rule 6.8 of the Civil Procedure Rules 1998, service of the Claim Form in this action, this Order and the Witness Statement and exhibits containing the evidence relied upon by the Claimant by fixing the documents securely to posts in conspicuous places around the currently occupied area on Campus shown hatched red on Plan 2 attached.
4. The said documents shall be deemed to be served on the date of such affixation at the Land, such date to be verified by the completion of a certificate of service.

VARIATION OR DISCHARGE OF THIS ORDER

5. A Defendant may apply to the Court at any time to vary or discharge this Order but if he wishes to do so he must first inform the Claimant's Solicitors in writing at least 12 hours beforehand.

NAME AND ADDRESS OF CLAIMANT'S SOLICITORS

6. The Claimant's Solicitors are Pinsent Masons LLP, 30 Aylesbury Street, London, EC1R 0ER (Ref: MT04/506745.07117) Tel No 020 7490 4000.

INTERPRETATION OF THIS ORDER

7. In this Order the words "he" "him" or "his" include "she" or "her" and "it" or "its".
8. Where there are two or more Defendants then (unless the contrary appears)
 - (a) References to "the Defendant" mean both or all of them;
 - (b) An Order requiring "the Defendant" to do or not to do anything requires each Defendant to do or not to do it;

THE EFFECT OF THIS ORDER

9. 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 it through others acting on his behalf or on his instructions or with his encouragement.
10. A Defendant which is a corporation and which is ordered not to do something must not do it itself or by its directors, officers, employees or agents or in any other way.

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

COMMUNICATIONS WITH THE COURT

12. All communications to the Court about this Order should be sent to the High Court of Justice, Chancery Division, Strand, London WC2A 2LL quoting the case number. The office is open between 10 am and 4.00 pm Monday to Friday. The telephone number is 020 7947 6000.

SCHEDULE 1

Witness Statements

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

Witness Statement of John Leo Duffy dated 03.03.10.

SCHEDULE 2

Undertaking given to the Court by the Claimants

1. Anybody notified of this order will be given a copy of it as soon as is reasonably practicable.
2. If this order ceases to have effect the Claimant will immediately take all reasonable steps to inform in writing anyone to whom he has given notice of this order, or he has reasonable grounds for supposing may act upon this order, that it has ceased to have effect.
3. Once the Claimant has ascertained the identity of the Defendants, to use their best endeavours to serve upon them together with this Order
 - (i) Copies of the witness statements and exhibits containing the evidence relied upon by the Claimant, and any other documents provided to the Court on the making of the application

(ii) The Claim Form.
To issue the Claim Form as soon as reasonably practicable
If the Court later finds that this Order has caused loss to the Defendants and decides that the Defendants should be compensated for that loss, the Claimant will comply with any Order the Court may make.

Dated 03.03.10

CLAIM NO

HIGH COURT OF JUSTICE
CHANCERY DIVISION

UNIVERSITY OF SUSSEX

Claimant

-and-

PERSONS UNKNOWN

Defendants



~~DRAFT~~ ORDER

Pinsent Masons LLP
30 Aylesbury Street
London
EC1R 0ER
MT04/506745.07117

Signature for the Claimant