

IN THE HIGH COURT OF JUSTICE  
KING'S BENCH DIVISION

Claim No: KB-2025-002184

BEFORE THE HONOURABLE MR JUSTICE CALVER  
DATED 24 JUNE 2025

B E T W E E N:

**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.**

**RUSHMOOR BOROUGH COUNCIL**

**-and-**



**KB-2025-002184**

**PERSONS UNKNOWN WHO ARE FORMING UNAUTHORISED  
ENCAMPMENTS IN THE BOROUGH OF RUSHMOOR**

**Defendant**

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**INJUNCTION**

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**IMPORTANT NOTICE TO THE DEFENDANTS**

**This Order prohibits you from doing the acts set out in this Order. You should read it very carefully. You are advised to consult a solicitor as soon as possible. You have the right to ask the Court to vary or discharge this Order.**

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

**UPON HEARING** Counsel for the Claimant, Ms Sioned Davies

**AND UPON** the Claimant's without notice application by Application Notice dated 23 June 2025

**AND UPON** the Claimant's confirmation that this Order is not intended to prohibit lawful use of the application land

**IT IS ORDERED THAT:**

**A. INJUNCTION ORDER**

1. The Defendants and each of them are ordered to remove any caravans or mobile homes and to cease the storage of any vehicles, caravans, and residential paraphernalia on the Injunction Land, by **10 am on 25 June 2025**.
2. After 10am on 25 June 2025 and until 23 September 2025 unless varied, discharged or extended by further order, the Defendants and each of them are forbidden from doing the following:
  - a. Entering and/or occupying any part of the Land (as defined below) for residential purposes (temporary or otherwise) including the occupation of caravans or mobile homes and the storage of vehicles, caravans and residential paraphernalia, except where the Land is occupied in accordance with a lawful planning permission from the Local Planning Authority, or the Secretary of State, or Written Permission from the Local Planning Authority (as defined below) or in accordance with statutory permitted development rights.
  - b. Setting-up an encampment on any part of the Land (as defined below) unless authorised to do so by the owner of the Land and provided the encampment does not breach planning control, except where the encampment is authorised by Written Permission from the Local Planning Authority (as defined below).
  - c. Setting-up an encampment on any part of the Land (as defined below) without Written Permission from the Local Planning Authority (as defined below), or planning permission granted by the Secretary of State or in accordance with statutory permitted development rights.
  - d. Bringing on to any part of the Land (as defined below) or stationing on any part of the Land any caravans or mobile homes other than when driving through the highways on the Land or in compliance with parking orders regulating the use of car parks or with the express permission from the owner of the Land, except where the Land is occupied in accordance with a lawful planning permission from the Local Planning Authority, or the Secretary of State, or Written Permission from the Local Planning Authority (as defined below) or in accordance with statutory permitted development rights.
  - e. Depositing or causing to be deposited, Controlled Waste (as defined below) in or on any part of the Land (as defined below) unless a waste management licence or environmental permit is in force and the deposit is in accordance with the licence or permit.
3. There shall be a power of arrest attached to paragraphs 2(a) to (e) (inclusive) of this Order
4. The 'Land' in this Order means all land within the Borough of Rushmoor marked within the redline on the attached map in Schedule 1 of the Order
5. The 'Injunction Website' means a website hosted at: [www.rushmoor.gov.uk/injunctionapplication](http://www.rushmoor.gov.uk/injunctionapplication). The Injunction Website shall have a QR Code link.

## **B. SERVICE**

6. Pursuant to CPR r6.27 and r.8.14:
  - a. The Claimant shall serve this Order upon the Defendants by each of the following methods:
    - i. Personal service as described in paragraph 6b below.
    - ii. Advertising the existence of this Order in the Hampshire Independent and in particular, with a link to the Injunction Website, which will contain a direct link to this Order and the accompanying documents.

- iii. The Claimant shall use reasonable endeavours to place advertisements on local notice boards managed by the Claimant which shall contain a direct link to this Order and the accompanying documents.
  - iv. Publishing social media posts on the Claimant's Facebook and LinkedIn pages, providing a link to the Injunction Website which will contain a direct link to the Order and the accompanying documents.
  - v. Affixing copies (as opposed to originals) of this Order in a transparent envelope, or laminated copy, in a prominent position on or close to all adopted highway entry points within the area marked with the red line on the map attached at Schedule 1 with a notice to Persons Unknown that a copy of the supporting evidence can be obtained from Rushmoor Borough Council, Council Offices,
  - vi. Advertising the existence of this Order in a prominent location on the Injunction Website, together with a link to download an electronic copy of this Order.
- b. Service of this Order on Defendants in occupation on the Injunction Land may be effected by personal service where practicable and/or posting a copy of this Order through the letterbox. If there is no letterbox, then a package containing this Order may be affixed to or left at the front door or other prominent feature marked with a notice drawing the recipient's attention to the fact that the package contains a court order and should be read urgently. The notices shall be given in prominent lettering in the form set out in Schedule 2. It is open to any Defendant to contact the Claimants to identify an alternative place for service and, if they do so, it is not necessary for a notice or package to be affixed or left at the front door or other prominent feature.

7. Service of this Order shall be:

- a. Verified by certificates of service to be filed with the Court; and
- b. Be good and sufficient service of this Order on the Defendants and each of them.

**C. LIBERTY TO APPLY**

8. The Defendants or anyone notified of this Order may each of them apply to the Court on 48 hours prior written notice (without prejudice to the right of that person to apply to shorten the time for service) to both the Court and the Claimants to vary or discharge this Order (or so much of it as affects that person). The contact details for both the Court and the Claimant can be found in paragraphs 21-22 below.

**D. RENEWAL OF THIS ORDER**

9. This Order against the Defendants will expire by effluxion of time at 00:00 hrs on 24<sup>th</sup> September 2025. The Claimants may, if so advised, apply for the renewal of the Order against the Defendants ("the Renewal Application"). Any Renewal Application and evidence in support must be filed and served in accordance with paragraph 4 above by 4pm on **2<sup>nd</sup> September 2025**
10. A hearing shall be listed on **19 September 2025** with a time estimate of 1 day, at which the Renewal Application shall be considered. If the Claimants do not make a Renewal Application,

they must notify the Court as soon as reasonably practicable and seek to vacate the hearing. If the time estimate for the hearing should change the Court must be immediately notified of that fact.

11. Any person other than the Claimant who would like to participate in the hearing of the Renewal Application must also file on the Claimant any evidence upon which they seek to rely at the hearing of the Renewal Application by 4pm on **12 September 2025**.

#### **E. COSTS**

12. No order as to costs.

### **GUIDANCE NOTES**

#### **EFFECT OF THIS ORDER**

13. A Defendant who is an individual who is ordered not to do something must not do it himself or herself or in any other way. He or she must not do it through others acting on his or her behalf or on his or her instructions or with his or her encouragement.
14. 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.

#### **PARTIES OTHER THAN THE CLAIMANT AND DEFENDANTS**

#### **EFFECT OF THIS ORDER**

15. 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 sent to prison, fined, or have their assets seized.

#### **INTERPRETATION OF THIS ORDER**

16. In this Order, where there is more than one Defendant, unless otherwise stated, references to “the Defendants” means each or all of them.
17. A requirement to serve on “the Defendants” means on each of them, unless an Order of the Court specifies otherwise. The Order is, however, effective against any Defendant on whom it is served.
18. An Order requiring the Defendants to do or not to do anything applies to all Defendants.
19. ‘**Controlled waste**’ has the same meaning as within s.75(4) of the Environmental Protection Act 1990.
20. ‘**Written Permission from the Local Planning Authority**’ includes, but is not limited to, written permission granted pursuant to any negotiated stopping agreement, policy or procedure.

#### **COMMUNICATIONS WITH THE COURT**

21. All communication to the Court about this Order should be sent to [kbjudgeslistingoffice@justice.gov.uk](mailto:kbjudgeslistingoffice@justice.gov.uk), The Royal Courts of Justice, Strand, London WC2A 2LL. The telephone number is 020 3938957. 21.
22. All communications to the Claimants about this Order should be sent to [legal@rushmoor.gov.uk](mailto:legal@rushmoor.gov.uk)

N110A

# Power of arrest

Name of defendant

Persons Unknown

Defendant's address

N/A

Name of court  
High Court of Justice

Claim No.

Claimant's name (including ref.)  
Rushmoor Borough Council (Ref. ME/4957)

Defendant's name (including ref.)  
Persons Unknown

Seal

Date order made

2 3 / 6 / 2 0 2 5

Name of judge

Order made under  
(insert statutory  
provision)

s222 of the Local Government Act 1972 and s187B of the Town and Country Planning Act 1990

This order includes a power of arrest under (insert statutory provision)

s27 of the Police and Justice Act 2006

The relevant paragraphs of the order to which a power of arrest has been attached are:  
(set out those paragraphs of the order to which the power of arrest is attached, if necessary continue on a separate sheet)

Paragraphs 1(a) to 1(e) of the Order of the Honourable Mr Justice Calver of 24 June 2025

This power of arrest was ordered on

2 3 / 6 / 2 0 2 5

and expires on the

2 3 / 9 / 2 0 2 5

## Note to Arresting Officer

Where the defendant is arrested under the power given by section 155 of the Housing Act 1996, or section 27 of the Police and Justice Act 2006; or section 43 of the Policing and Crime Act 2009; or section 4 of the Anti-Social Behaviour, Crime and Policing Act 2014:-

- the defendant shall be brought before the judge within the period of 24 hours beginning at the time of their arrest;
- a constable shall inform the person on whose application the injunction was granted, forthwith where the defendant is arrested under the power given by section 155 of the Housing Act 1996 or as soon as reasonably practicable where the defendant is arrested under the power given by section 27 of the Police and Justice Act 2006 or section 43 of the Policing and Crime Act 2009 or section 4 of the Anti-Social Behaviour, Crime and Policing Act 2014.

Nothing in section 155 of the Housing Act 1996 or section 27 of the Police and Justice Act 2006 or section 43 of the Policing and Crime Act 2009 or section 4 of the Anti-Social Behaviour, Crime and Policing Act 2014, shall authorise the detention of the respondent after the expiry of the period of 24 hours beginning at the time of their arrest.

In calculating any period of 24 hours, no account shall be taken of Christmas Day, Good Friday or any Sunday.

Name of Claimant

Rushmoor Borough Council

Claimant's address

Council Offices, Farnborough Road, Farnborough,  
GU14 7JU

Claimant's phone number

01252 398 399

Print form

Reset form

**IN THE HIGH COURT OF JUSTICE  
KING'S BENCH DIVISION**

**Claim No: KB-2025-002184**

**BEFORE THE HONOURABLE MR JUSTICE CALVER  
DATED 24 JUNE 2025**

**B E T W E E N:**

**RUSHMOOR BOROUGH COUNCIL**

**Claimant**

**-and-**

**PERSONS UNKNOWN WHO ARE FORMING UNAUTHORISED  
ENCAMPMENTS IN THE BOROUGH OF RUSHMOOR**

**Defendant**

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**POWER OF ARREST**

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This power of arrest applies to the Defendant (Persons Unknown who are forming unauthorised encampments in the Borough of Rushmoor).

The relevant paragraphs of the order to which the power of arrest has been attached are paragraphs 2(a)-(e) (inclusive) of the Order of the Honourable Mr Justice Calver dated 24 June 2025:

Until and including 23<sup>rd</sup> September 2025, the Defendants are **forbidden** from:

- a. Entering and/or occupying any part of the Land (as defined below) for residential purposes (temporary or otherwise) including the occupation of caravans or mobile homes and the storage of vehicles, caravans and other residential objects, except where the Land is occupied in accordance with a lawful planning permission from the Local Planning Authority, or the Secretary of State, or Written Permission from the Local Planning Authority (as defined below) or in accordance with statutory permitted development rights.
- b. Setting-up an encampment on any part of the Land (as defined below) unless authorised to do so by the owner of the Land and provided the encampment does not breach planning control, except where the encampment is authorised by Written Permission from the Local Planning Authority (as defined below).
- c. Setting-up an encampment on any part of the Land (as defined below) without Written Permission from the Local Planning Authority (as defined below), or planning permission

granted by the Secretary of State or in accordance with statutory permitted development rights.

- d. Bringing on to any part of the Land (as defined below) or stationing on any part of the Land any caravans or mobile homes other than when driving through the highways on the Land or in compliance with the parking orders regulating the use of car parks or with the express permission from the owner of the Land, except where the Land is occupied in accordance with a lawful planning permission from the Local Planning Authority, or the Secretary of State, or Written Permission from the Local Planning Authority (as defined below) or in accordance with statutory permitted development rights.
- e. Depositing or causing to be deposited, Controlled Waste (as defined below) in or on any part of the Land (as defined below) unless a waste management licence or environmental permit is in force and the deposit is in accordance with the licence or permit.

2. There shall be a power of arrest attached to paragraphs 2(a) to (e) (inclusive) of this Order.

3. The 'Land' in this Order means all land within the Borough of Rushmoor marked within the red line on the attached map in Schedule 1 to this Order.

IN THE HIGH COURT OF JUSTICE  
KING’S BENCH DIVISION

Claim No: KB-2025-002184

BEFORE THE HONOURABLE MR JUSTICE CALVER  
DATED 24 JUNE 2025

B E T W E E N:

RUSHMOOR BOROUGH COUNCIL

Claimant

-and-

PERSONS UNKNOWN WHO ARE FORMING UNAUTHORISED  
ENCAMPMENTS IN THE BOROUGH OF RUSHMOOR

Defendant

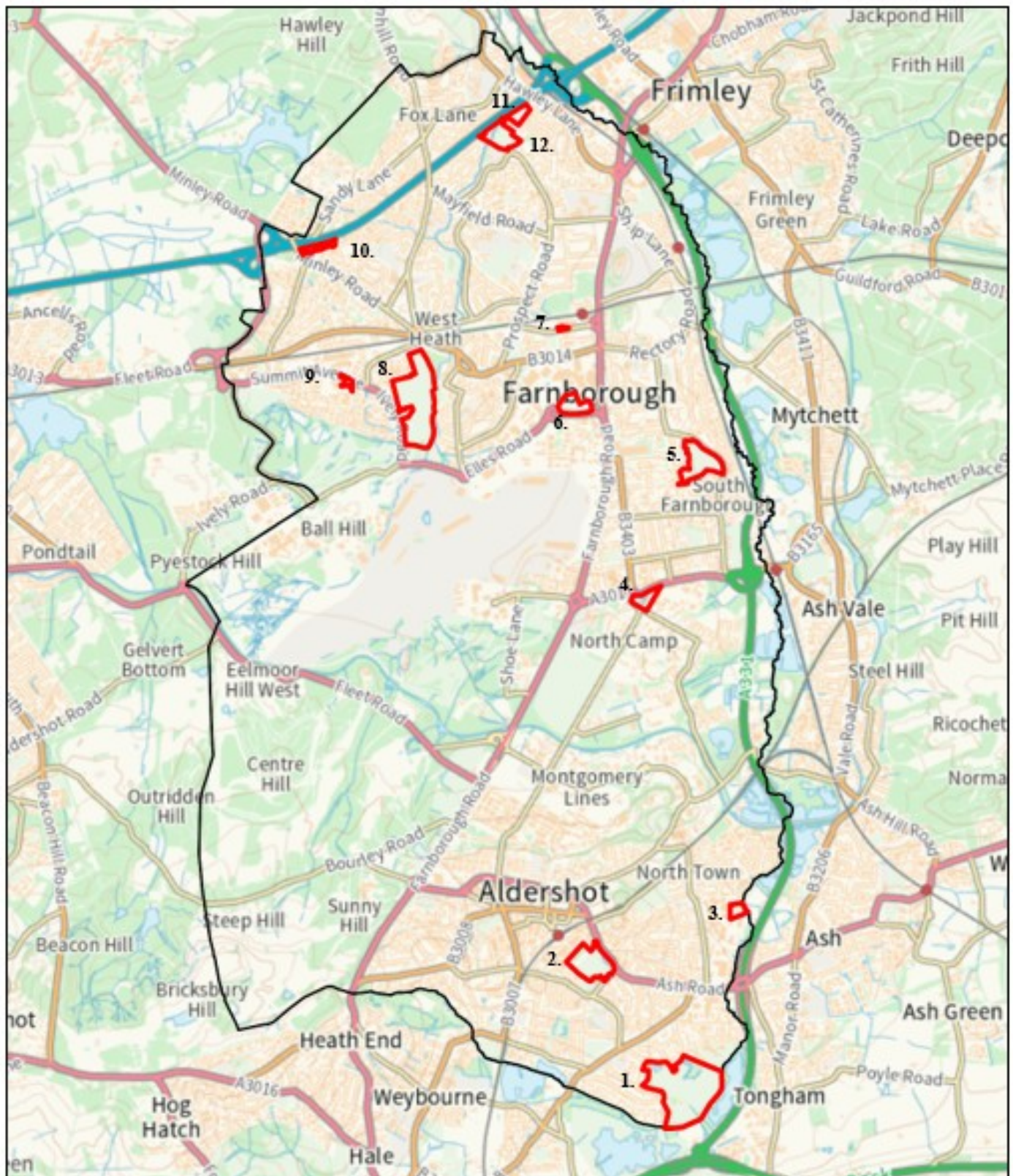
SCHEDULE 1: SITE ADDRESSES AND RED LINE PLANS



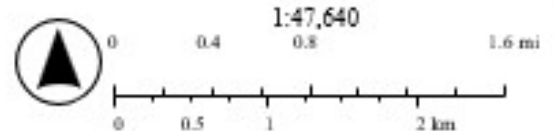
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	Site Address
1	Land at Aldershot Park, Guildford Road, Aldershot (including Aldershot Park, Aldershot Pools Complex & Lido, Aldershot Crematorium, Aldershot Cricket Club)
2	Manor Park, Church Hill, Aldershot
3	Ivy Road Recreation Ground, Ivy Road, Aldershot
4	Napier Gardens and Car Park, Redvers Buller Road, Aldershot
5	King George V Playing Field, Sycamore Road, Farnborough
6	Farnborough Leisure Centre car park, Westmead, Farnborough
7	Union Street West car park, Union Street, Farnborough
8	Southwood County Park, Playing Fields, Car parks, Ively Road, Farnborough
9	Southwood Village Green, Summit Avenue, Farnborough
10	Nightingale Close, Farnborough (Land to the east of Minley Road)
11	Land at Hawley Lane, Farnborough
12	Moor Road Playing Field, Moor Road, Farnborough

## ArcGIS Web Map

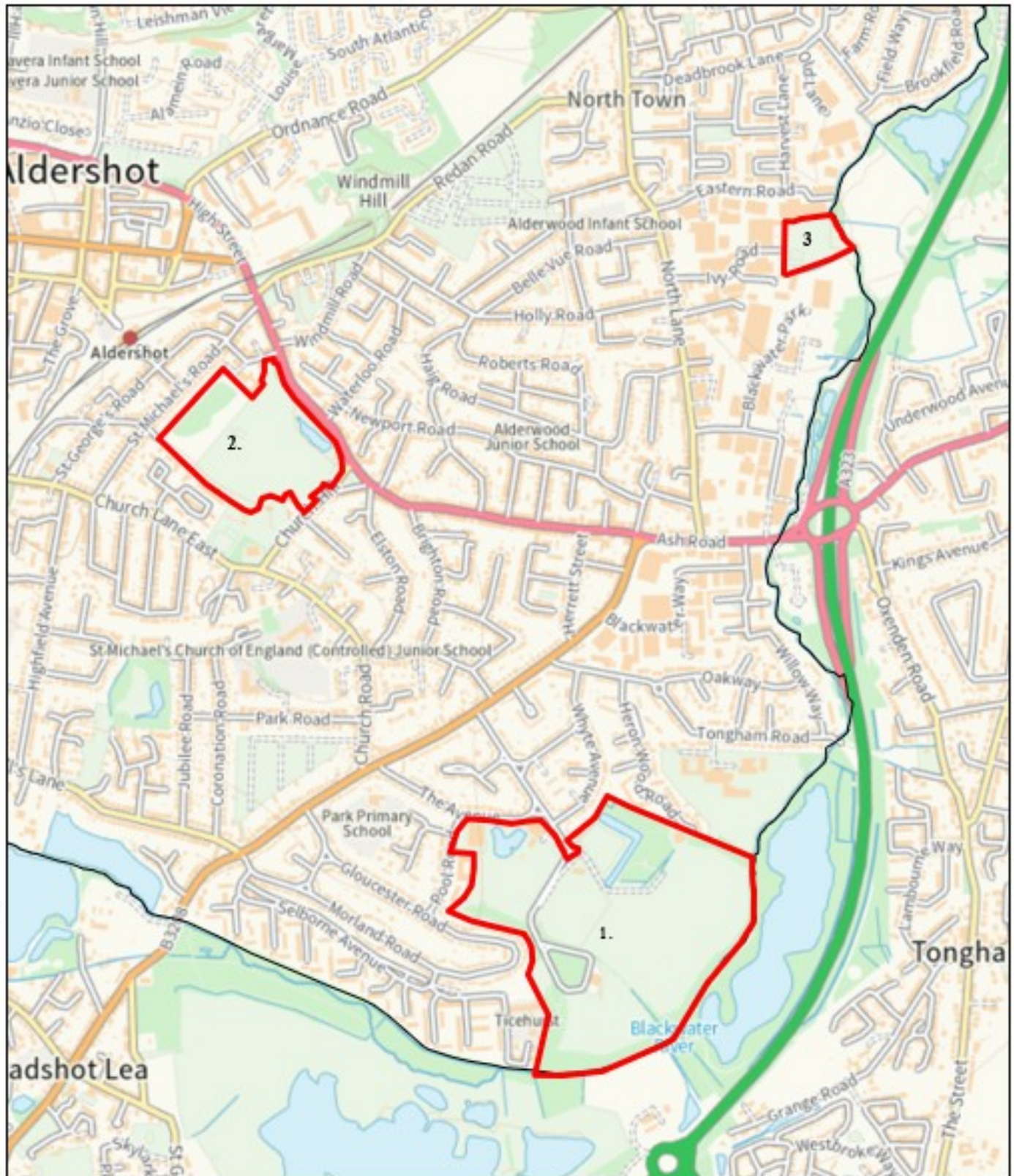


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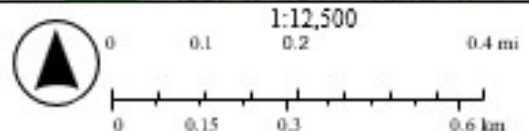




# ArcGIS Web Map

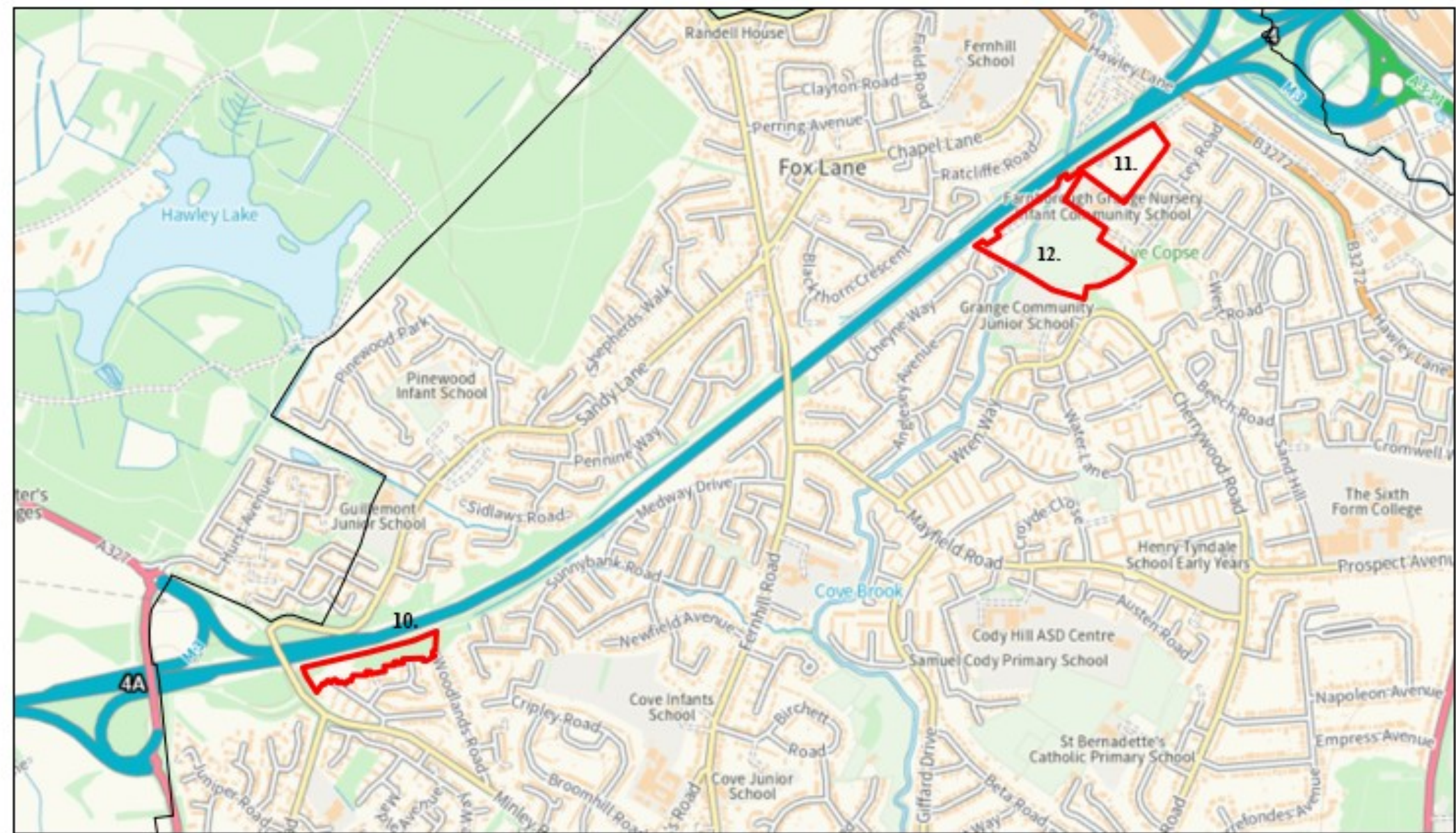


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


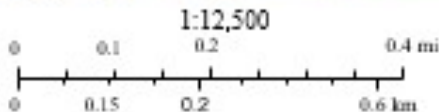


ArcGIS Web Map

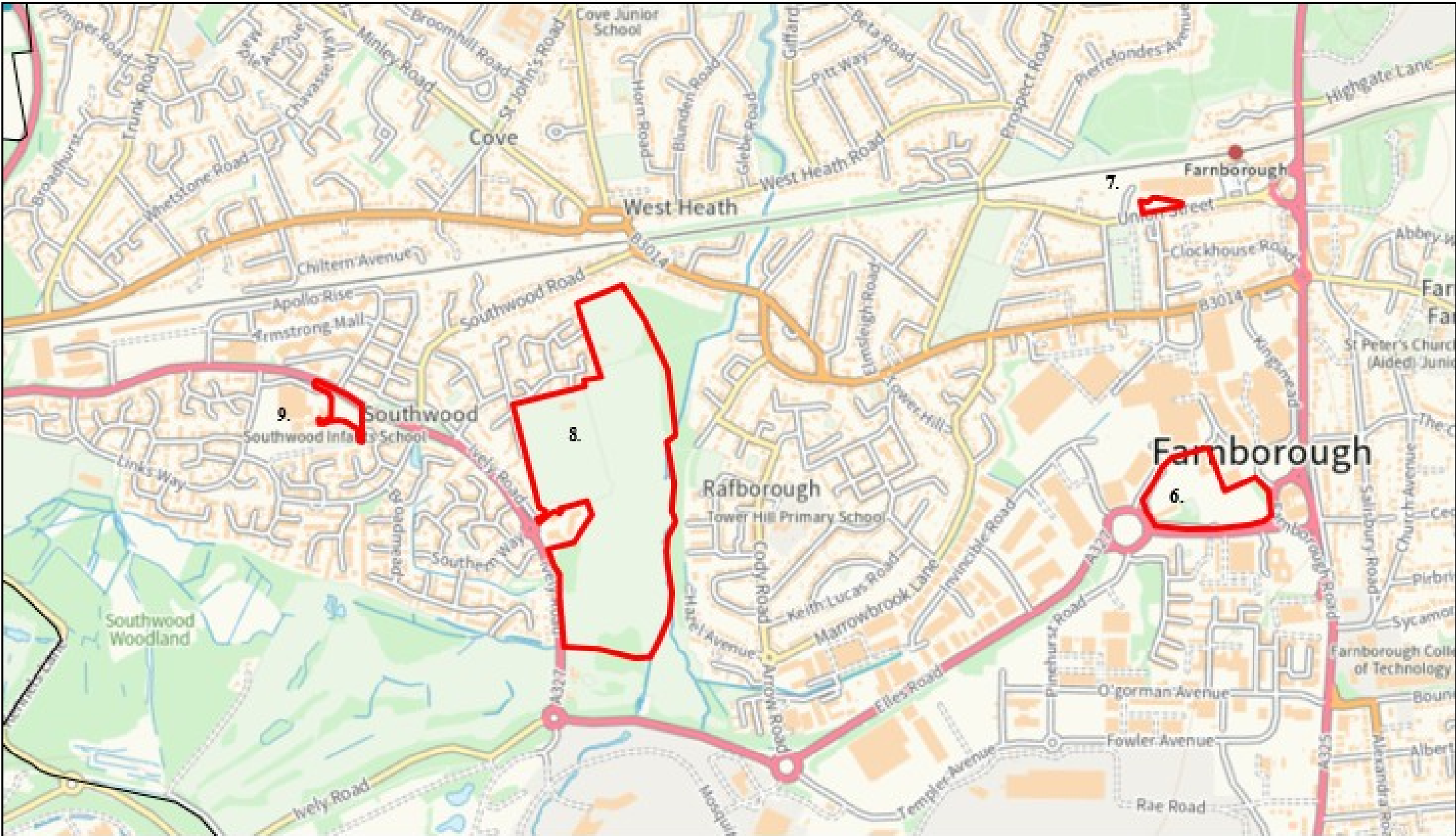


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 Rushmoor Boundary

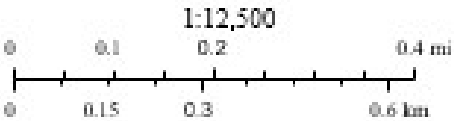


# ArcGIS Web Map



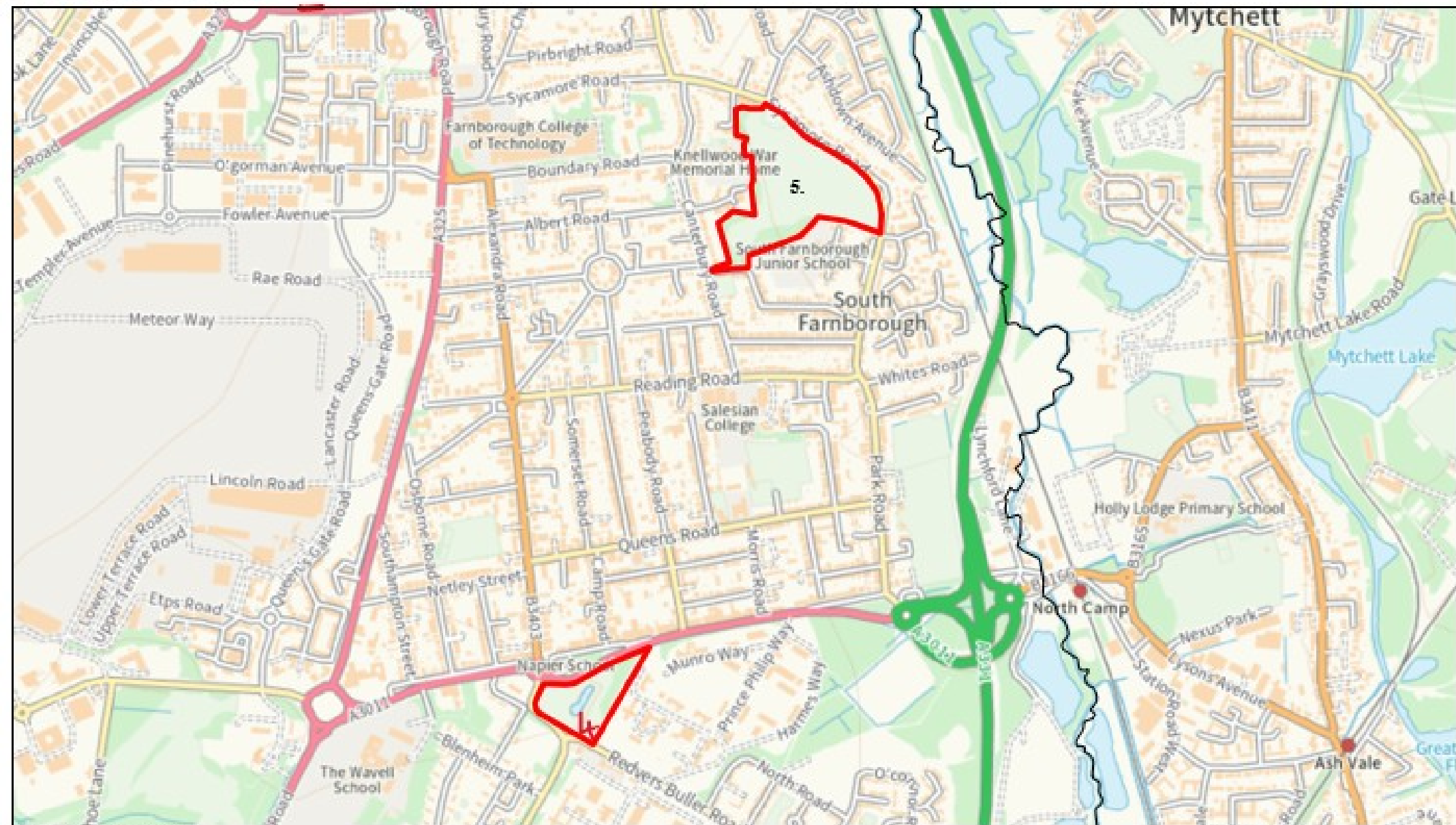
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 Rushmoor Boundary



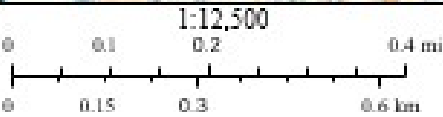


# ArcGIS Web Map



6/23/2025, 10:11:27 AM

 Rushmoor Boundary



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**B E T W E E N:**

**RUSHMOOR BOROUGH COUNCIL**

**Claimant**

**-and-**

**PERSONS UNKNOWN WHO ARE FORMING UNAUTHORISED  
ENCAMPMENTS IN THE BOROUGH OF RUSHMOOR**

**Defendant**

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**SCHEDULE 2: WORDING FOR NOTICES**

The wording for notices [On the package containing the Order] shall read:

“VERY URGENT: THIS PACKAGE CONTAINS AN ORDER OF THE HIGH COURT AND YOU SHOULD READ IT IMMEDIATELY AND SEEK LEGAL ADVICE. IF YOU NEED ANOTHER COPY PLEASE CONTACT FAO: LEGAL SERVICES AT RUSHMOOR BOROUGH COUNCIL, COUNCIL OFFICES, FARNBOROUGH ROAD, FARNBOROUGH, GU14 7JU

E: [legal@rushmoor.gov.uk](mailto:legal@rushmoor.gov.uk)

T: 01252 398399

All documents relating to these proceedings and this Order may be downloaded at :  
[www.rushmoor.gov.uk/injunctionapplication](http://www.rushmoor.gov.uk/injunctionapplication)”