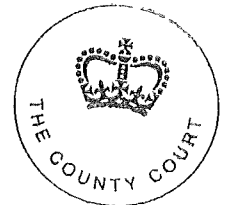


Injunction Order

Between Persons Unknown, Defendant
and Southend On Sea Borough Council, Claimant

Persons Unknown Addresses Unknown

In the County Court at Chelmsford	
Claim Number	E00CM258
Claimant (including ref)	Southend On Sea Borough Council CARCRUISER/SE55/35/5180
Defendant (including ref)	Persons Unknown



In the matter of an application for an injunction under s222 Local Government Act 1972, s2 Local Government Act 2000 and s130 Highways Act 1980

**WARNING: IF YOU DO NOT OBEY THIS ORDER YOU WILL BE GUILTY
OF CONTEMPT OF COURT AND YOU MAY BE SENT TO PRISON**

On the 11th day of April 2018, HHJ Middleton-Roy considered a claim for a final injunction dated 11th April 2018
UPON hearing Counsel for the Claimant

AND UPON the Court considering the papers and hearing oral evidence from Peter Harmsworth

AND UPON the Court accepting the undertaking given on behalf of the Claimant by Mr Harmsworth

THE COURT ORDERS THAT

1. Service of the Claim Form is dispensed with.
2. All persons are forbidden from participating in a car cruise within the area delineated black on a map attached to this Order at Schedule 1.
3. The term "car cruise" and "participating in a car cruise" have the meanings set out in Schedule 2 to this Order.
4. Any persons served with a copy of this Order may apply to the Court to vary or discharge the Order, on 48 hours' notice to the Claimant.
5. The Claimant undertakes to pay any damages sustained by a person other than the Defendant, including another party to the proceedings or any other person who may suffer loss as a consequence of the order, if the Court so orders.
6. The provisions of Schedule 3 to this Order shall apply.
7. This Order shall remain in force until 11am on 11th April 2023.

11th April 2018

You are entitled to apply to the court to reconsider the order before the day.

You may be able to get free legal aid advice. Go online at www.gov.uk/legal-aid for further information

The court office at the County Court at Chelmsford, Priory Place, New London Road, Chelmsford, Essex, CM2 0PP When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number Tel 0344 892 4000 Fax 01264347922/01264347923 Check if you can issue your claim online. It will save you time and money. Go to www.moneyclaim.gov.uk to find out more.

CLAIM No: E00CM258

Schedule 1 to the Order of 11th April 2018





Borough of Southend-on-Sea



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Scale - 1:25,000



Schedule 2 to the Order of 11th April 2018

“Car Cruise”

1. Car- Cruise means a congregation of the drivers and/ or passengers of 2 or more motor vehicles (including motor cycles and quad bikes) at any time on the public highway or at any place to which the public have access within the Borough of Southend, the boundaries of which are delineated on the map at Schedule 1 at which any such driver and/or passenger and/or driver and/or passenger of any other vehicle perform any of the activities set out at paragraph 2 below, so as, by such conduct, to cause any of the following:

- (i) excessive noise of any kind;
- (ii) danger to other road users and pedestrians;
- (iii) damage or risk of damage to any property;
- (iv) litter;
- (v) any nuisance to another person not participating in the Car- Cruise

2. The activities referred to at paragraph 1, above, are:

- (i) driving at excessive speed;
- (ii) driving in convoy;
- (iii) racing other motor vehicles (including motor cycles and quad bikes);
- (iv) performing stunts in motor vehicles (including motor cycles and quad bikes);
- (v) sounding horns or playing radios;
- (vi) dropping litter;
- (vii) shouting or swearing at, abusing or threatening or otherwise intimidating another person.

“Participating in a Car- Cruise”

3. A person participates in a Car- Cruise when he is the driver of, or passenger in, a vehicle to which paragraphs 1 and 2 above apply and the term "participating in a Car- Cruise" shall be interpreted accordingly.





CLAIM No: E00CM258

Schedule 3 to the Order of 11th April 2018

1. Service of this Order shall be effected by an officer of the Essex Police force or an employee of the Claimant who shall record the name and address of the person upon whom the Order is served and shall communicate the same, together with the time and date of service to the Claimant. Where a person served does not give any or the correct name/ address to the Officer or employee, the Officer or employee shall communicate the same to the Claimant and for the avoidance of doubt, good service shall not be dependant on the Officer or employee obtaining any, or the correct name and/or address of the person served.
2. At the same time this Order is served, the person shall be given an Explanatory Notice in the form attached to this Schedule.
3. If a correct name and address has been provided by the person served (see paragraph 1 above), or if such name can be obtained by the Claimant using all reasonable efforts, the Claimant shall serve a copy of the application for the injunction herein, together with Particular of Claim and witness statements in support, upon the persons served in accordance with the provisions of this Schedule. The Claimant shall not be required to (although it may) serve copies of any DVD evidence relied on, or to divulge to the person served the names and addresses of the witnesses whose statements are served in accordance with this paragraph.

4. Service shall be effected by first class post to the address referred to at paragraph above, or where not, or no correct address was obtained in accordance with said paragraph, to the address subsequently obtained by the Claimant and within 14 days after service of the Order, or it later, after the date on which the Claimant obtained a correct address for the person served.

CLAIM No: E00CM258

EXPLANATORY NOTICE



You have been served with an Injunction.

If you participate in a Car-Cruise anywhere within the Borough of Southend as shown on the attached map you will be in contempt of Court and you may be sent to prison.

*Failure to provide your name and address when served with this Injunction may effect whether you receive additional information.
