

Claim No KB-2025-001476

IN THE HIGH COURT OF JUSTICE
KINGS BENCH DIVISION

Before: The Honourable Mr Justice Eyre



B E T W E E N:

EAST HAMPSHIRE DISTRICT COUNCIL

-and-

(1) MR PETER WENMAN
(2) MR DAVID ALAN SCARD
(3) MR BILLY WENMAN
(4) MS CRYSTAL CHLOE ANN ALLGOOD
(5) PERSONS UNKNOWN RESIDENTIALLY OCCUPYING OR
UNDERTAKING DEVELOPMENT AS DEFINED BY SECTION 55 OF THE
TOWN AND COUNTRY PLANNING ACT 1990 ON TO THE LAND WEST
OF REDWOOD FARM, JENNIE GREEN LANE, MEDSTEAD GU34 5PA

Defendants

INJUNCTION ORDER

IMPORTANT NOTICE TO ALL DEFENDANTS

IF YOU DO NOT COMPLY WITH THIS ORDER YOU MAY BE HELD IN CONTEMPT OF COURT AND IMPRISONED OR FINED OR YOUR ASSETS MAY BE SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS YOU TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED

IF YOU DO NOT UNDERSTAND ANYTHING IN THIS ORDER YOU SHOULD GO TO A SOLICITOR LEGAL ADVICE CENTRE OR A CITIZEN ADVICE BUREAU

On the 30th April 2025 before The Honourable Mr Justice Eyre

UPON hearing Counsel for the Claimant and the Defendants not being given notice of this hearing

UPON reading the witness statement of Mr Luke Galloway filed on behalf of the Claimant

UPON the Court being satisfied that it is appropriate to deal with the application in the first instance without notice to the Defendants

UPON the Court not being satisfied that it is appropriate to grant relief against an unnamed Defendant

IT IS ORDERED that:

1. The names of the 1st and 3rd Defendants as set out on the face of the claim form are amended to "Mr Peter Wenman" and "Mr Billy Wenman" respectively:

re-service dispensed with.

2. Until further order, the 1st – 4th Defendants shall **not** on THE LAND WEST OF REDWOOD FARM, JENNIE GREEN LANE, MEDSTEAD GU34 5PA delineated in red on the attached plan ("the Land") without the grant of planning permission or the written consent of the Claimant's solicitor whether by themselves or encouraging, instructing or allowing another:
 - a) Materially change the use of the Land or undertake any engineering operation; erect any building/structure; bring on to the Land any further caravans/mobile homes; import or deposit any material; or excavate the Land.
 - b) Live on the Land

- c) Permit any person to live on the Land. Any person who is not living on the Land at the time of the service of this order may not live on the Land after service of this order.
- d) Station a caravan or mobile home on the Land which was not there at the time of the service of this order.
- e) Replace any caravan or mobile home on the Land with another caravan/mobile home.

3. If the 1st or 2nd Defendant sells or leases the Land, he shall:

- a) Provide a copy of this order to the prospective purchaser/tenant before the Land (or any part therein) is transferred or contracts exchanged;
- b) Provide the full name and contact details of the new owner/tenant to the Claimant's solicitor within 48 hours of the transfer / exchange of contracts.

4. If the 1st or 2nd Defendant have already sold or leased the Land, he shall provide a copy of this order to the purchaser/tenant and provide the full name and contact details of the purchaser/tenant to the Claimant's solicitor by 4pm on 7th May 2025.

5. The Claimant shall immediately attempt to personally serve the 1st, 2nd, 3rd and 4th Defendants with a copy of this order together with the application, claim form and evidence.

6. In the event that the Council is unable to personally serve the 1st, 2nd, 3rd or 4th Defendants, it is permitted to serve them by the following means:

- a) On the 1st Defendant at 30 Kings Hill, Beech, Hampshire GU34 4AL by first class post with deemed service in accordance with CPRr6.14 and by sending by first class post a copy of this order together with the application, claim form and evidence to Mr Brian Wood, WS Planning and Architecture (5 Poole Avenue, Bancroft Road, Reigate, Surrey RH2 7RP).
- b) On the 2nd Defendant at 64 Cherry Way, Alton, Hampshire GU34 2AX by first class post with deemed service in accordance with CPRr6.14.
- c) On 3rd and 4th Defendants by:
 - i) attaching a copy of this order together with the application, claim form and evidence in a clear plastic envelope at the entrance to the Land so that it comes to the attention of any visitors; and
 - ii) attaching a copy of this order together with the application, claim form and evidence in a clear plastic envelope on the door of every caravan/vehicle on the Land so that it comes to the attention of any occupiers; and

- iii) loading up on to its website a copy of this order together with the application, claim form and evidence.
7. Permission to the Defendants to apply to set aside or vary this order upon written notice to the Claimant.
8. The matter shall return to Court at 10.30am on 8th May 2025 with a time estimate of 2 hours. At this hearing, the Court shall reconsider whether the interim order was properly made and whether its terms ought to be varied or discharged. If the Defendants wish to rely upon any evidence to contest the claim, they shall file and serve it by 4pm on 6th May 2025.
9. Costs reserved.

Dated: 30th April 2025



Land on south west side of Jennie Green L² ledstead, Alton.



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Printed on: 2025-04-23 10:11:51

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