On behalf of: the Claimants
Made by: David Christopher Holland
Exhibit: DCH5
Made on: 4 May 2023

IN THE HIGH COURT OF JUSTICE **Claim No: PT-2022-00326**

BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES

PROPERTY TRUSTS AND PROBATE LIST

BETWEEN:

(1) ESSAR OIL (UK) LIMITED
(2) STANLOW TERMINALS LIMITED
(3) INFRANORTH LIMITED

Claimants

-and-

(1) PERSONS UNKNOWN WHO IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN ENTER OR REMAIN, WITHOUT THE FIRST CLAIMANT'S CONSENT, ON THE FIRST CLAIMANT'S LAND AT STANLOW MANUFACTURING COMPLEX, ELLESMERE PORT, CH65 4HB SHOWN EDGED RED (SAVE FOR THE AREAS HATCHED BLUE AND ORANGE) ON THE ATTACHED 'STANLOW PLAN'

(2) PERSONS UNKNOWN WHO IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN OBSTRUCT OR OTHERWISE INTERFERE WITH THE FIRST CLAIMANT'S ACCESS OVER AND ALONG THE ROAD SECTION SHOWN SHADED YELLOW ON THE ATTACHED 'STANLOW PLAN'

(3) PERSONS UNKNOWN WHO IN CONNECTION WITH THE 'EXTINCTION REBELLION CAMPAIGN' OR THE 'JUST STOP OIL CAMPAIGN' OBSTRUCT THE VEHICULAR ENTRANCE AND EXIT TO STANLOW MANUFACTURING COMPLEX, ELLESMERE PORT, CH65 4HB, WHICH ARE SHOWN MARKED "A", "B" and "C" ON THE ATTACHED 'STANLOW PLAN'

(4) PERSONS UNKNOWN WHO IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN ENTER OR REMAIN, WITHOUT THE SECOND CLAIMANT'S CONSENT, ON THE SECOND CLAIMANT'S LAND AT (A) STANLOW MANUFACTURING COMPLEX, ELLESMERE PORT, CH65 4HB SHOWN HATCHED BLUE ON THE ATTACHED 'STANLOW PLAN' (B) TRANMERE OIL TERMINAL, ST PAUL'S ROAD, BIRKENHEAD SHOWN EDGED BLUE ON THE ATTACHED 'TRANMERE PLAN'

(5) PERSONS UNKNOWN WHO IN CONNECTION WITH THE 'EXTINCTION REBELLION CAMPAIGN' OR THE 'JUST STOP OIL CAMPAIGN' OBSTRUCT THE VEHICULAR ENTRANCE AND EXIT TO TRANMERE OIL TERMINAL, ST PAUL'S ROAD, BIRKENHEAD WHICH IS SHOWN MARKED "A" ON THE 'TRANMERE PLAN'

(6) PERSONS UNKNOWN WHO IN CONNECTION WITH THE 'EXTINCTION REBELLION' CAMPAIGN OR THE 'JUST STOP OIL' CAMPAIGN ENTER OR REMAIN, WITHOUT THE THIRD CLAIMANT'S CONSENT, ON THE THIRD CLAIMANT'S LAND AT NORTHAMPTON OIL TERMINAL, 25 ST JAMES MILL ROAD, NORTHAMPTON NN5 5JN SHOWN EDGED RED (SAVE FOR THE AREAS EDGED BLUE) ON THE ATTACHED 'NORTHAMPTON PLAN'

(7) PERSONS UNKNOWN WHO IN CONNECTION WITH THE 'EXTINCTION REBELLION CAMPAIGN' OR THE 'JUST STOP OIL CAMPAIGN' OBSTRUCT THE VEHICULAR ENTRANCES OR EXITS TO NORTHAMPTON OIL TERMINAL, 25 ST JAMES MILL ROAD, NORTHAMPTON

NN5 5JN SHOWN MARKED WITH AN "A" ON THE ATTACHED 'NORTHAMPTON PLAN'

Defendants

FIFTH WITNESS STATEMENT OF DAVID CHRISTOPHER HOLLAND

I, **DAVID CHRISTOPHER HOLLAND**, of Squire Patton Boggs (UK) LLP, 6 Wellington Place, Leeds LS1 4AP will say:-

1 I am the Partner who has conduct over this matter at Squire Patton Boggs (UK) LLP. I confirm that I am duly authorised to make this Fifth Witness Statement on behalf of Essar Oil (UK) Limited and its subsidiaries in this claim.

2 I make this statement in support of the Claimants' application for a renewal of its interim injunctive relief (the "**Application**"). An interim injunction was granted by Mrs Justice Bacon by order dated 21 April 2022 (the "**April 2022 Order**") and continued by Mr Justice Adam Johnson by order dated 11 May 2022 (the "**May 2022 Order**"). The injunction expires on 11 May 2023, pursuant to paragraphs 1-7 of the May 2022 Order.

3 The facts and matters set out in this statement are within my own knowledge unless otherwise stated and I believe them to be true. Where I refer to information supplied by others, the source of the information is identified. Facts and matters derived from other sources are true to the best of my knowledge and belief.

4 There is now produced and shown to me a paginated bundle of true copy documents marked **"DCH5"**. All references to documents in this statement are to **Exhibit DCH5** unless otherwise stated.

Service of the Order

5 Pursuant to paragraph 12(a) to (d) of the May 2022 Order, the Claimants served that Order on the Defendants by the methods of alternative service specified, namely:

5.1 On 17 May 2022, provided copies of the May 2022 Order (together with a notice which stated that copies of the May 2022 Order could be viewed at the weblink referred to below and at paragraph 12(b) of the May 2022 Order) in clear transparent sealed containers at:

5.1.1 Each of the vehicular entrances and exits to the Stanlow Terminal, the Tranmere Terminal and the Northampton Terminal, marked "A" on the Stanlow Plan, the Tranmere Plan and the Northampton Plan at Schedule 2 to the May 2022 Order; and

5.1.2 One other prominent location at each of the Terminals.

5.2 On 12 May 2022, posted copies of the Order at www.essaroil.co.uk under the heading "*Legal Proceedings*".

5.3 On 13 May 2022, fixed warning notices, in a size of not less than A2, which:

5.3.1 In the case of the Stanlow Terminal, were in the form set out in the 'Stanlow Notice' at Schedule 3 to the May 2022 Order and placed at the vehicular entrances and exits to the Stanlow Terminal (shown marked with an "A" on the 'Stanlow Plan' at Schedule 2 to the May 2022 Order);

5.3.2 In the case of the Tranmere Terminal, were in the form set out in the 'Tranmere Notice' at Schedule 3 to the May 2022 Order and placed at the vehicular entrances and exits to the Tranmere Terminal (shown marked with an "A" on the 'Tranmere Plan' at Schedule 2 to the May 2022 Order); and

5.3.3 In the case of the Northampton Terminal, were in the form set out in the 'Northampton Notice' at Schedule 3 to the May 2022 Order and placed at the vehicular entrance and exit to the Northampton Terminal (shown marked with an "A" on the 'Northampton Plan' at Schedule 2 to the May 2022 Order).

5.4 On 12 May 2022 our firm sent an email to the following email addresses (copies of which are appended at pages 1-2 of **DCH5**) to state that copies of the May 2022 Order could be viewed at the weblink referred to above:

5.4.1 juststopoil@protonmail.com

5.4.2 enquiries@extinctionrebellion.uk

5.4.3 xr-legal@riseup.net

5.4.4 XRMidlands@protonmail.com

5.4.5 support@xrnorth.org

6 Pursuant to paragraph 13 of the May 2022 Order, I confirm that we provided a note of the judgment of Mr Justice Adam Johnson dated 11 May 2022 to the Defendants by the methods of service specified in paragraph 12 (b) and (d) of the May 2022 Order (and specified at paragraphs 5.2 and 5.4 above) within 7 days of the May 2022 Order. The note of the judgment of Mr Justice Adam Johnson was emailed to the Defendants, and uploaded to the website, on 16 May 2022. The emails sent to the above email addresses, which attached the note of the judgment, are appended at pages 3-4 of **DCH5**.

7 Following such service, I confirm that I filed Certificates of Service with the Court, as required by paragraph 14 of the May 2022 Order. These Certificates of Service are exhibited at pages 5-14 of **DCH5**.

Statement of Truth

I believe that the facts stated in this statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signed: Dated: 4 May 2023

David Christopher Holland

On behalf of: the Claimants

Made by: David Christopher Holland

Exhibit: DCH5

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OR REMAIN, WITHOUT THE THIRD CLAIMANT'S CONSENT, ON THE THIRD CLAIMANT'S LAND AT NORTHAMPTON OIL TERMINAL, 25 ST JAMES MILL ROAD, NORTHAMPTON NN5 5JN SHOWN EDGED RED (SAVE FOR THE AREAS EDGED BLUE) ON THE ATTACHED 'NORTHAMPTON PLAN'

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Defendants

FIFTH WITNESS STATEMENT OF DAVID CHRISTOPHER HOLLAND

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