

On behalf of: First Claimant

Witness Statement of: Julie Galvin

No of Statement: First

Exhibits: JG1 —JG9

IN THE HIGH COURT OF JUSTICE

Claim No: HQ

QUEENS BENCH DIVISION

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND SECTION
187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

BETWEEN:

(1) HARLOW DISTRICT COUNCIL (2)
ESSEX COUNTY COUNCIL

Claimants

-and-

(1) WILLIAM MCGINLEY MCGINLEY & 39 OTHER NAMED
DEFENDANTS (LISTED IN SCHEDULE 1 ATTACHED TO THIS WITNESS
STATEMENT)

(2) PERSONS UNKNOWN

Defendants

FIRST WITNESS STATEMENT OF JULIE GALVIN

I, Julie Galvin, Legal Services Manager at Harlow District Council, The Civic Centre,
The Water Gardens, Harlow, Essex CM20 1WG WILL SAY AS FOLLOWS:

1. I make this witness statement in support of the First and Second Claimant (the "Claimants") application for various service Orders to ensure that the Defendants are deemed served with notice of the hearing and application to vary the Order in the above named matter made by Mr Justice Jay on the 14 June 2017. A copy of the said Order is attached to this witness statement at Exhibit JG1.
2. The Claimants seek a variation to a prohibitory injunction made pursuant to section 222 Local Government Act 1972 and pursuant to section 187B Town and Country Planning Act 1990. A copy of the proposed amended order is attached to this witness statement at Exhibit JG2. The draft order for the hearing is essentially in the same terms as the Order dated the 14 June 2017 save that:
 - (i) it seeks to extend the duration of the injunction and;
 - (ii) it seeks to include additional parcels of land in Schedule 2 of the injunction and to remove a number of parcels of land from the injunction.
3. No defence has ever been filed and served by any of the named defendants or persons unknown and all injunctions granted in these proceedings have been granted without notice. Further, as no defence has been served, notice of hearing has since service of the claim form been provided by advertising the same on the Council's facebook page and website, rather than service of proceedings on the named parties.

4. The Claimants accept that the Court may not be prepared to grant an injunction in the same form as previously sought, the Claimants therefore seek the following:

An injunction protecting the sites in Schedule 2 this includes, the cycle tracks around Harlow, Harlow Common, Latton Common, a small part of Harlow Football Club, the Harlow Enterprise Zone and all industrial estates within Harlow;

- (i) Alternatively, an injunction protecting all industrial estates and the Harlow's enterprise zone and cycle tracks;
 - (ii) Alternatively, an injunction protecting the Harlow Enterprise Zone and industrial estates.
5. The variation, therefore, is not seeking to maintain its borough-wide order, but a more limited order protecting areas, where there can be no justification for an unauthorised encampment to stop-up and where significant harm could be caused if encampments were to return. Further, in relation to the Enterprise Zone and Industrial Estates, there is still evidence that encampments have arrived at these locations since the injunction has been in place, however, they have been swiftly moved on when informed about the injunction.

Background

6. On 16 December 2015 J Goudie QC made a Final Order following an application by the Council concerning over 110 unauthorised encampments formed by the Defendants in the district of Harlow between October 2013 to March 2015 and 16 further encampments following the grant of an interim injunction in March 2015. The encampments included up to 280 people at times, with up to 69 caravans and associated vehicles and animals including dogs and horses. The unauthorised encampments were formed in public spaces, schools, next to schools, childrens' play areas, the Harlow Enterprise Zone, Highways, Cycle Tracks and public car parks. A copy of the Final Injunction is attached to this Witness Statement at JG3

The encampments caused significant community tension for the following

reasons:

- (i) The settled community believed that the Travellers were being allowed to flout the law;
- (ii) The encampments caused serious nuisance and annoyance to the settled community, including on 2 occasions requiring a school for children with special needs to be closed for several days;
- (iii) Those forming the encampments have left behind untreated human excrement as these Travellers were not prepared to use the toilets within their own caravans. As a consequence human excrement was found on play areas, public green spaces, cycle tracks and anywhere else the Defendants formed encampments within Harlow. This was also identified as a risk to human health in the witness statement of Michael Pitt Environment and Licensing Manager who confirmed in his witness statement at that time that "*I confirm that I consider the accumulation of untreated human faeces contained in these photographs to be prejudicial to human health in public health terms.*"

- 7. The Final Order was varied on 14 June 2017 by Mr Justice Jay attached to this witness statement at Exhibit JG1. The variation was simply to extend the injunction and to include additional sites.
- 8. The First to Thirty-Ninth Defendants have left the District since the Final Injunction was ordered and have not to the best of my knowledge returned, save for the First Defendant William McGinley Twenty First Defendant and a relative of the Twenty Eight Defendant, Mr Michael Stokes. The terms of the injunction were provided to both of these individuals and they ceased forming unlawful encampments in Harlow. Members of the Stokes family and McDonagh family attempted to form unauthorised encampments during 2017 but moved on following being served a copy of the injunction

9. During the injunction period the Council has funded and has retained ownership of two major developments at the Harlow Enterprise Zone, one of which has now reached practical completion and is with Agents who are actively marketing the site for commercial tenants to occupy. The occupation of the two buildings will significantly contribute towards the prosperity of Harlow, the Council's General Fund, and collection of Non Domestic Rates. The commercial impact to the Harlow's industrial areas and its Enterprise Zone is explained in the Witness Statement of Andrew Bramidge
10. The Council has actively sought to protect its commercial and industrial areas, including the making of Article 4 Directions across industrial areas, including Templefields to protect the local economy, attached to this witness statement at Exhibit JG4
11. The Council as a community leader has been engaged in supporting local residents and businesses in responding to the Covid-19 pandemic. Grants totaling £10,985,000 have been given to local business to assist with overheads. Examples of Covid response and public funded business grants made is contained in the Chief Executive updates of 29 May 2020 and 5 June 2020 attached to this witness statement at Exhibit JG5
12. The Council has a settled encampment sited within its District, located at Templefields, being a site managed by the Second Claimant. In addition the Council has prepared and will adopt a Negotiated Stopping Policy [substantially] in the form attached to this witness statement at Exhibit JG6
13. The Council is reviewing its Equality Impact Assessment in furtherance of its duties

under s.149 Equality Act 2010, a copy of which is attached to this witness statement at Exhibit JG7

14. To date none of the Defendants have filed a defence in any part of the injunction proceedings, nor, attempted to vary any injunction order in force from time to time. None of the Defendants have provided an address for correspondence and accordingly, it is plain that the Claimants will not be able to send them a notice of the application and hearing date for the application.
15. CPR Part 6.27 provides that the Court can order that a Defendant is served the application notice and notice of hearing by an alternative method of service and CPR Part 6.28 gives the Court an unfettered discretion to dispense with service of the application notice and notice of hearing. Accordingly, the Claimants would respectfully request that the Court either dispense with service of the notice of hearing on the First to Thirty Ninth Defendant, on the basis that the Defendants have taken no part in the proceedings to date and whose exact whereabouts at any given time is unknown. I appreciate that the Council can serve the sites referred to in the varied draft injunction order, this ought to be sufficient to bring the final hearing date to the attention of Persons Unknown, but I would respectfully submit that the service of the notice on the First to Thirty Ninth Defendants, should be dispensed with. Accordingly, the Claimants seek an order in the terms of the draft order set out in Exhibit JG8.
16. Alternatively, if the Court is not prepared to dispense with notice of the hearing, the Claimants in any event propose to post notice of the application and hearing date on their websites and request that the Court treat this as service by an alternative method and seek an order in the terms of the Order attached at Exhibit JG9.
17. I bring to the Courts attention the order granted by Mr Justice William Davis on the 30 October 2015, and the order granted by Mr Justice Jay on 26 May 2017, when the Claimants made a similar application to dispense with service on the named Defendants in this matter with notice of the hearing date for the final injunction

order. As an alternative, we sought permission for service by an alternative method, namely posting the hearing date on our website. The Judge considered it was more appropriate to grant the order to dispense with service of the notice of hearing on the following basis:

(i) the Claimants undertake to post notice of the hearing on their website; and

(iii) it was not easy for the court to conclude that that notice would come to the attention of all the named Defendants and accordingly, it considered it more appropriate to dispense with service.

18. Further, in relation to service of a notice of hearing on the sites which were protected by the injunction and the additional sites which the Claimants proposes to include in the schedule 2 of the injunction, on the basis that they are vulnerable to encampments by Persons Unknown, I would respectfully request that the Court grant permission for the Claimants to serve copies as oppose to originals of the sealed service order, should either the draft order in Exhibit JG8 or JG9 be granted. This will prevent the need for the Court Office to have to seal numerous copies of the order, which will be required to ensure that there is sufficient notice on these sites to bring the order to the attention of Persons Unknown.

19. Accordingly, I would respectfully request that the Court make the service orders attached at Exhibit JG8 of this Order, or, alternatively JG9 of this Order.

STATEMENT OF TRUTH

I believe that the facts stated in this witness 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

A handwritten signature in black ink, appearing to read "Julie Galvin". The signature is written in a cursive style with a large initial "J" and a long horizontal stroke.

Julie Galvin

This 8 day of June 2020

Schedule 1

- (1) JOSIE MCGINLEY
- (2) BRIDIE MCGINLEY
- (3) WILLIE MCGINLEY
- (4) BRIDGET CGINLEY
- (5) BRIDGET MCGINLEY
- (6) LISA MCGINLEY
- (7) NULA CGINLEY
- (8) SIMON MCGINLEY
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- (38) MARTIN MONGAN
- (39) CHRISTOPHER MONGAN
- (40) PERSONS UNKNOWN

IN THE HIGH COURT OF JUSTICE

Claim No: HQ15X00825

QUEENS BENCH DIVISION

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND
SECTION 187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

Before MR JUSTICE JAY

On the 14 day of June 2017

BETWEEN:

(1) HARLOW DISTRICT COUNCIL
(2) ESSEX COUNTY COUNCIL

Claimants

-and-

(1) WILLIAM MCGINLEY & 40 OTHER NAMED
DEFENDANTS (LISTED IN SCHEDULE 1 ATTACHED TO THIS ORDER)

(41) PERSONS UNKNOWN

Defendants



INJUNCTION ORDER

PENAL NOTICE

IF YOU THE WITHIN NAMED FIRST TO FORTIETH DEFENDANTS OR PERSONS
UNKNOWN DISOBEY THIS ORDER OR INSTRUCT OR ENCOURAGE OTHERS
TO BREACH THIS ORDER YOU MAY BE HELD IN CONTEMPT OF COURT AND
MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS 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

UPON HEARING COUNSEL FOR THE CLAIMANTS ON NOTICE TO THE DEFENDANTS

AND UPON READING THE PAPERS AND HEARING THE APPLICATION FOR THE EXTENSION OF THE INJUNCTION ORDER

IT IS ORDERED THAT:

(1) The Court of its own initiative, pursuant CPR Part 3.3(4) joins Rose Smith, Mary Keeane, Michael Kennan, Martin Mongan and Christopher Mongan to these proceedings as the Thirty-Sixth to the Fortieth Defendants. The Thirty-Sixth to Fortieth Defendants have liberty to apply to set aside or vary paragraph 1 of this Order on 72 hours notice to the Court and the Claimants.

IT IS FURTHER ORDERED THAT:

The First to the Fortieth Defendants are Forbidden from:

- (2) Setting-up an encampment on any land within the district of Harlow unless authorised to do so by the owner of the Land.
- (3) Entering and/or occupying any part of the Land for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia.
- (4) Bringing on to the Land or stationing on the Land any caravans/mobile homes other than when driving through the district of Harlow or in compliance with the Parking Orders regulating the use of car parks or with express permission from the owner of the Land.

The Forty-First Defendant is forbidden from:

- (5) Setting-up an encampment on any Land without written permission from the Local Planning Authority, or, planning permission granted by a planning inspector.
- (6) Entering and/or occupying any part of the Land identified on the attached plan for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia.

- (7) Bringing on to the Land or stationing on the Land any caravans/mobile homes other than when driving through the district of Harlow or in compliance with the Parking Orders regulating the use of car parks or with express permission from the owners of the Land.

The Land in this Order means:

- (8) For the First to the Fortieth Defendant all land within the District of Harlow as marked in red on the Attached Map at Schedule 2 of this Order.
- (9) For the Forty-First Defendant (Persons Unknown) all land marked on the map A and cycle tracks marked on map B attached in Schedule 3 of this Order. The land marked on map A is also identified in Schedule 3 as Sites 1-322.
- (10) Service of this Order shall be by affixing a copy of this Order contained in a transparent waterproof envelope in a prominent position on the Land.
- (11) Pursuant to CPR part 6.28, and further to the undertaking given by the Claimant as set out in paragraphs 16 and 18 below, service of this Order on the First to Fortieth Defendants in the above named proceedings is dispensed with.
- (12) In the case of the Forty-First Defendant the Order shall be deemed served pursuant to CPR part 6.27 by serving a copy of the Order opposed to an original on all 322 sites identified in Schedule 3 of this Order by affixing them in a prominent place on the Land.
- (13) This Order shall remain in force until midnight on the 14th June 2020.
- (14) The Defendants may each of them (or anyone notified of this Order) apply to the Court on 72 hours written notice to the Court and the Claimants to vary or discharge this Order (or so much as it affects that person).
- (15) The First to the Fortieth Defendants shall pay the Claimants costs assessed at £73,175.

UNDERTAKINGS

- (16) The Claimants will use reasonable endeavours to locate and serve the First to Fortieth Defendants.
- (17) The Claimants will serve a copy of this Order on the Thirty-Eighth Defendant by leaving a copy of the Order at his last known addresses, being 35-35A Broadmeadow, Green Bilston, West Midlands WV146EG and 30 Kirkstall Crescent Walsall WS3 2SR
- (18) A copy of this Order will be posted on the Claimants websites.

GUIDANCE NOTES

Effect of this Order

- (19) 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.
- (20) 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 CLAIMANTS AND DEFENDANTS

Effect of this Order

- (21) 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 his assets seized.

INTERPRETATION OF THIS ORDER

- (22) In this Order, where there is more than one Defendant (unless otherwise stated) references to "the Defendants" means each or all of them.
- (23) 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.
- (24) An Order requiring "the Defendants" to do or not to do anything applies to all Defendants.

COMMUNICATIONS WITH THE COURT

All communications to the Court about this Order should be sent to Room WG08
Royal Courts of Justice, Strand, London, WC2A 2 LL (020 7947 6010).

Schedule 1

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IN THE HIGH COURT OF JUSTICE

Claim no: HQ15X00825

In the matter of the Local Government Act 1972 s222

BETWEEN

(1) HARLOW DISTRICT COUNCIL
(2) ESSEX COUNTY COUNCIL

Claimants

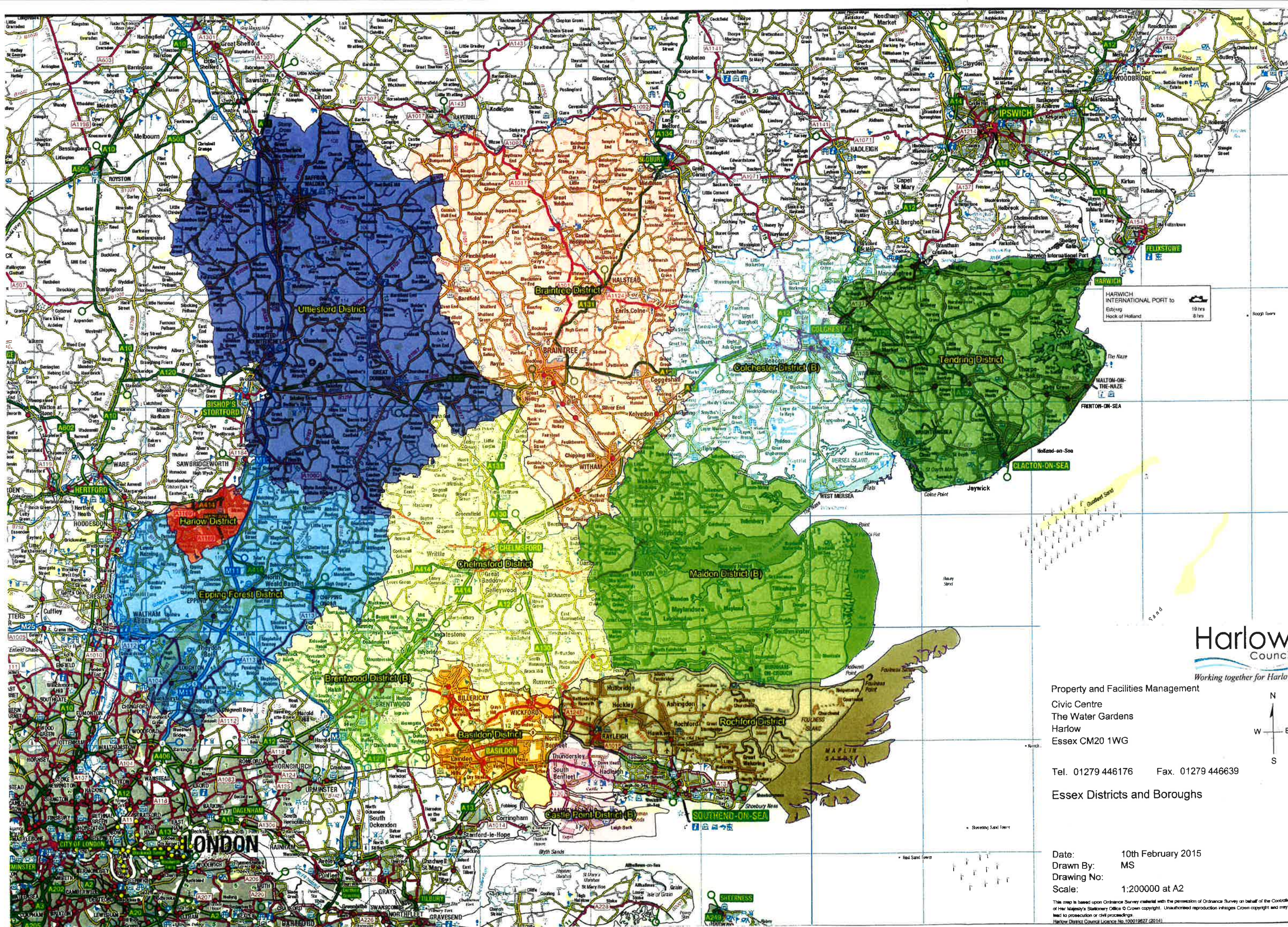
-and-

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- (41) PERSONS UNKNOWN

Defendants

SCHEDULE 2



Harlow
Council
Working together for Harlow

Property and Facilities Management
Civic Centre
The Water Gardens
Harlow
Essex CM20 1WG

Tel. 01279 446176 Fax. 01279 446639

Essex Districts and Boroughs

Date: 10th February 2015
Drawn By: MS
Drawing No:
Scale: 1:200000 at A2

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IN THE HIGH COURT OF JUSTICE

Claim no: HQ15X00825

In the matter of the Local Government Act 1972 s222

BETWEEN

(1) HARLOW DISTRICT COUNCIL
(2) ESSEX COUNTY COUNCIL

Claimants

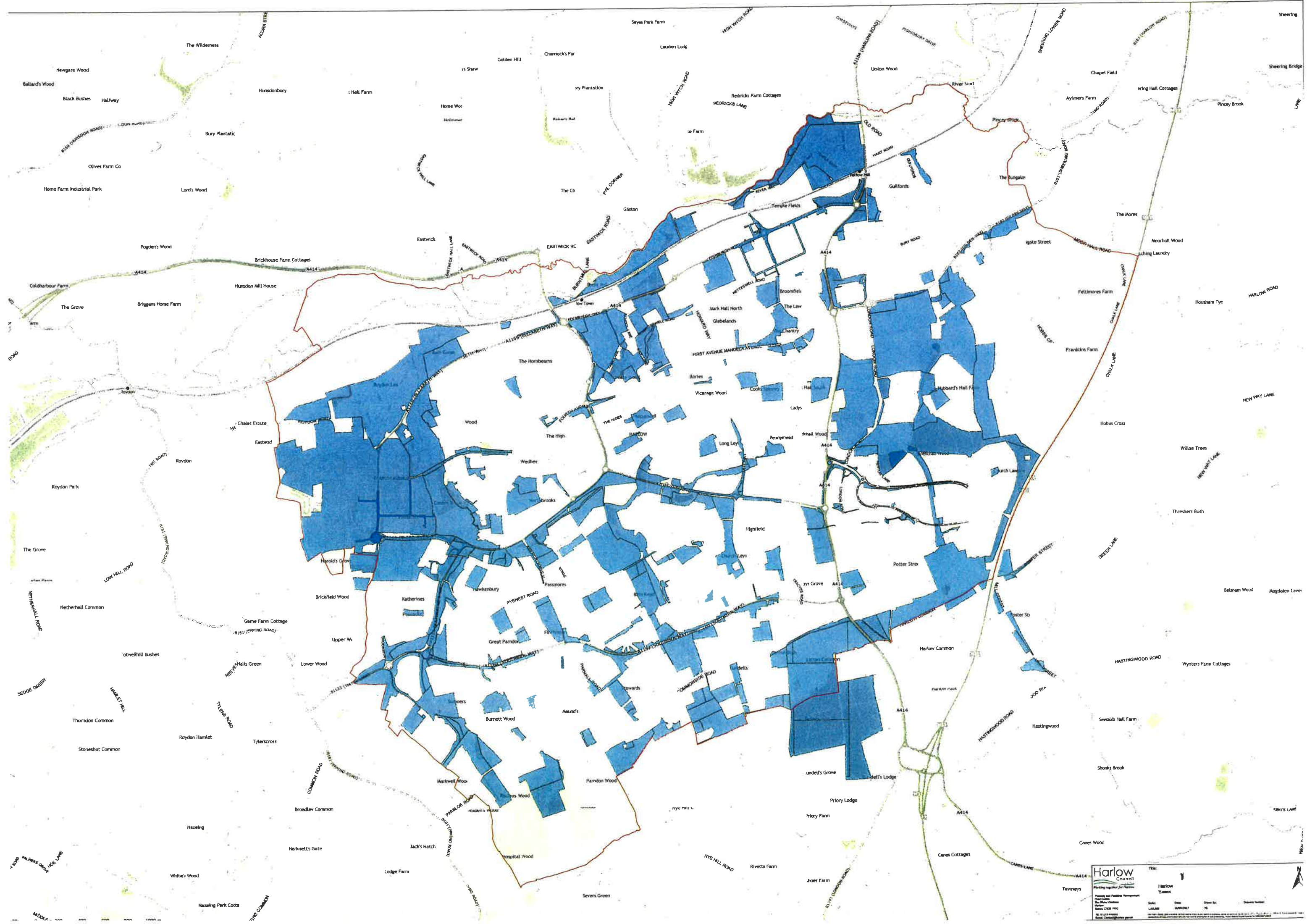
-and-

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(41) PERSONS UNKNOWN

Defendants

SCHEDULE 3



Legend

Maintain

ECC

HDC

UNKNOWN

Property and Facilities

Civic Centre

The Water Gardens

Harlow

Essex CM20 1WG

Tel. 01279 446176

Fax. 01279 446639

Cycle Paths Maintenance Responsibility
Harlow
Essex

Date: 20th November 2014

Drawn By: DJ

Drawing No:

Scale: 1:12500 at A1

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Harlow
Council
Working together for Harlow



ID	Easting	Northing	Area	Perimeter	EX - Deed Name
1	546782.3	212004.5	66082.26	6769.865	EX845211
2	544772.2	210330.5	5508.19	650.356	EX853388
3	545404.5	210584.9	5982.079	516.979	EX859143
4	546018.9	210944.1	6141.446	513.52	EX854311
5	546441.1	211039.4	54363.9	1555.344	EX70556
6	546395.9	210785.8	5954.665	356.036	EX146996
7	546673.1	210894.8	6966.337	352.625	EX57878
8	546504.6	210813	7866.789	477.135	EX854045
9	546596.7	210844.2	7918.078	386.315	EX854056
10	548298.3	211784.2	2580.153	270.05	EX687313
11	548442	211822.3	34348.39	1067.112	EX859233
12	544870.1	209653	39434.09	1819.379	EX853327
13	545764.9	209414.8	14828.26	576.014	EX499832
14	545934.4	208942.3	82657.41	2385.704	EX85186
15	545546.4	209457.6	22104.62	644.864	EX853627
16	545375.8	209462	4929.385	300.627	EX853627
17	546042.8	209549.3	2321.433	229.004	EX582150
18	546043.8	209509.7	882.708	119.06	EX582150
19	546001.6	209500.1	26534.83	2634.598	EX845206
20	546754.4	209350.2	3559.014	911.111	EX572716
21	546787.3	208974.5	49470.49	989.797	EX92442
22	546711.1	209266.1	28853.92	697.875	EX92442
23	544589.4	209325.8	37590.11	995.22	EX572380
24	544573.8	209423.4	11154.29	738.647	EX572380
25	544523.2	209362.9	3308.98	689.327	EX573135
26	544787	209571.5	3685.262	601.977	EX574662
27	544473.1	209362.7	5622.309	538.797	EX572711
28	543444.8	209300.3	172941.8	2715.862	EX589088
29	543492.9	209126.8	2904.321	299.815	EX684760
30	543420.8	209131.3	17332.64	1073.181	EX684908
31	543508.3	209070.6	13668.98	757.229	EX845213
32	543569.4	209015.3	7508.676	405.518	EX851235
33	543474.1	209016.3	3402.732	235.421	EX851235
34	542764.6	209147.5	37462.09	3894.955	EX684761
35	542827.3	209144.6	5423.083	467.247	EX684908
36	543213	209902.5	162288.6	2241.824	EX439641
37	543293.7	209760.8	8530.114	750.206	EX571374
38	543555.6	209888.4	8303.8	1025.314	EX685037
39	544272.2	210164.9	746.662	132.253	EX476671
40	544330.5	210146.3	1010.22	169.131	EX476671
41	544305.3	210121.6	276.669	84.365	EX476671
42	544369.3	210182.7	671.714	108.354	EX476671
43	544386.9	210198.4	222.931	71.121	EX476671
44	543328.4	208166.7	25398.21	781.816	EX161326
45	543148.3	208209.3	30771.77	906.588	EX190164
46	543208.1	207857.6	13212.7	752.308	EX570756
47	543392.1	208036	447.941	171.703	EX576085
48	543202.8	208116.4	11710.55	1097.478	EX683639
49	542801.1	208028.6	14764.5	732.289	EX852585
50	542825.9	207923.7	46157.66	1372.599	EX852585

Type	UPRN	REF No	Transfer	Tile No
Previously Occupied		1		
Likely to be Occupied		2		
Likely to be Occupied		3		
Likely to be Occupied		4		
Likely to be Occupied		5		
Likely to be Occupied		6		
Playing Field		7		
Playing Field		8		
Playing Field		9		
Likely to be Occupied		10		
Playing Field		11		
Previously Occupied		12		
Likely to be Occupied		13		
Previously Occupied		14		
Likely to be Occupied		15		
Previously Occupied		16		
Previously Occupied		17		
Previously Occupied		18		
Previously Occupied		19		
Likely to be Occupied		20		
Playing Field		21		
Playing Field		22		
Likely to be Occupied		23		
Likely to be Occupied		24		
Likely to be Occupied		25		
Previously Occupied		26		
Previously Occupied		27		
Likely to be Occupied		28		
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Likely to be Occupied		40		
Likely to be Occupied		41		
Likely to be Occupied		42		
Likely to be Occupied		43		
Playing Field		44		
Previously Occupied		45		
Likely to be Occupied		46		
Likely to be Occupied		47		
Likely to be Occupied		48		
Likely to be Occupied		49		
Likely to be Occupied		50		

51	542915.1	207970.9	16437.84	1266.877	EX853660	Likely to be Occupied	51
52	543178.8	207798	9815.293	769.563	EX853772	Likely to be Occupied	52
53	543257.3	208050.1	10399.74	960.757	EX853817	Previously Occupied	53
55	543259.9	208240.6	12002.41	762.222	EX95084	Likely to be Occupied	54
56	543799.3	208005.1	155.392	67.039	EX115098	Likely to be Occupied	55
57	543741.4	207993.6	4624.863	516.938	EX115098	Likely to be Occupied	56
58	543904.3	208014.9	8135.864	669.296	EX150553	Likely to be Occupied	57
59	543812.2	207979.5	266.181	119.341	EX572479	Likely to be Occupied	58
60	543914.3	208057.1	1537.946	467.301	EX91290	Likely to be Occupied	59
61	544471.4	208232.5	8908.917	520.998	EX66154	Likely to be Occupied	60
62	545140	208167.7	12909.84	1227.454	EX150129	Likely to be Occupied	61
64	545242.8	208186.4	2653.815	302.696	EX150132	Likely to be Occupied	62
65	545339.3	208156.6	2621.345	464.803	EX423903	Previously Occupied	63
66	545513.1	208115	74682.66	1287.415	EX53821	Likely to be Occupied	64
67	545366.8	208295.2	16452.45	494.274	EX80191	Playing Field	65
68	545759.9	208285.9	17399.61	582.044	EX64954	Likely to be Occupied	66
69	545879.5	208391	1513.393	207.668	EX853268	Likely to be Occupied	67
70	546142.3	208491.6	18501.58	890.026	EX853254	Previously Occupied	68
301	543678.6	209282.4	13055.95	825.607	EX142780	Likely to be Occupied	297
71	546357.8	208598.1	6126.358	750.399	EX143814	Likely to be Occupied	69
72	546744.8	208138.8	129471.7	1581.268	EX63528	Previously Occupied	70
73	546861.4	208339.3	8726.594	643.14	EX63528	Previously Occupied	71
74	547073.3	208203.7	30066.68	784.734	EX63528	Previously Occupied	72
75	547137.9	207480.8	183734.6	2399.401	EX301958	Previously Occupied	73
76	546639.3	207360.9	140300.9	2099.835	EX301958	Previously Occupied	74
77	546884.1	207616.1	109668.5	1576.957	EX301958	Previously Occupied	75
78	546612.9	207845.1	139066.9	1588.56	EX63528	Previously Occupied	76
79	546471.9	208128.3	9177.178	454.838	EX63528	Previously Occupied	77
80	546378.6	208037.9	21380.99	608.729	EX88291	Likely to be Occupied	78
81	542793.9	210360.4	406655.2	4112.417	EX439641	Likely to be Occupied	79
82	543304.9	210718.8	64954.08	1124.458	EX87872	Likely to be Occupied	80
83	543951.4	211028.4	4623.689	278.349	EX570969	Likely to be Occupied	81
84	544404.3	211070.3	2938.183	428.61	EX572476	Likely to be Occupied	82
85	544113.9	210953.2	3517.457	590.608	EX573773	Likely to be Occupied	83
86	544856.6	210560.1	6086.376	312.419	EX197546	Likely to be Occupied	84
87	545227.3	210900.3	7448.185	821.342	EX572477	Likely to be Occupied	85
88	544779.8	210582.4	14786.83	668.269	EX583279	Likely to be Occupied	86
89	545053.7	210586.2	12169.41	538.105	EX62208	Likely to be Occupied	87
90	544988.5	210588.7	1098.363	168.431	EX62208	Likely to be Occupied	88
91	545305	210761.7	37798.01	1052.935	EX64953	Likely to be Occupied	89
92	545198.8	211193.7	63048.91	1534.078	EX64953	Likely to be Occupied	90
93	545036.9	210707.5	44325.87	1281.207	EX64953	Likely to be Occupied	91
94	545167.6	210844.5	18535.1	779.372	EX64953	Previously Occupied	92
95	544808.9	210898.3	110094.4	1454.524	EX64953	Previously Occupied	93
96	545516.5	211121.7	9241.689	531.335	EX64953	Likely to be Occupied	94
97	545146.5	210937.9	372.396	240.962	EX687120	Likely to be Occupied	95
98	545273	211004.2	107.582	46.236	EX687120	Likely to be Occupied	96
99	544817.3	210556.7	238.212	94.454	EX845210	Likely to be Occupied	97
100	545293	211295.9	1199.079	310.431	EX852020	Likely to be Occupied	98
101	545301.4	210621	1199.519	242.849	EX852298	Likely to be Occupied	99
102	545296.9	210648.1	3768.359	331.511	EX854770	Likely to be Occupied	100

103	544605.9	211024.6	14653.03	493.628	EX859478	Likely to be Occupied	101
104	545255.6	211422.8	83436.52	1565.533	EX64953	Likely to be Occupied	102
105	545149.5	211601.6	129216.1	2638.371	EX859778	Likely to be Occupied	103
106	546233.8	211842	351.243	106.666	EX585153	Likely to be Occupied	104
107	546221.4	211876.4	1454.444	168.868	EX585153	Likely to be Occupied	105
108	546060.3	212076	8977.933	557.978	EX585856	Previously Occupied	106
109	546411.4	212344.9	15673.57	1232.433	EX589763	Likely to be Occupied	107
110	546275.1	212253.3	11699.71	944.16	EX585856	Likely to be Occupied	108
111	546767.6	212289.3	34849.62	834.228	EX577709	Likely to be Occupied	109
112	546867.3	212813.7	34783.81	1505.296	EX599763	Likely to be Occupied	110
113	547150.6	212784.5	2575.083	357.533	EX589763	Likely to be Occupied	111
114	546801.8	212086.1	27177.42	1335.61	EX583279	Likely to be Occupied	112
115	547128.8	211952.1	17706.42	874.659	EX854848	Likely to be Occupied	113
116	547610.9	212507.9	16117.55	985.262	EX851499	Previously Occupied	114
117	546826.3	211249.3	17278.08	859.666	EX76757	Playing Field	115
118	546899.6	211441.1	42467.7	2777.391	EX854114	Likely to be Occupied	116
119	547728.5	211398.7	10980.79	416.64	EX193283	Likely to be Occupied	117
120	547838.6	211215.6	4440.256	293.817	EX570716	Likely to be Occupied	118
121	548212.6	211569.1	5727.634	331.778	EX346863	Playing Field	119
122	548063.9	211628.2	2317.698	297.181	EX859351	Likely to be Occupied	120
123	547222.7	208354.2	18706.11	701.583	EX63528	Likely to be Occupied	121
124	547237.7	208219.9	16105.79	694.461	EX63528	Likely to be Occupied	122
125	547953.3	208759.7	365517.6	9395.868	EX883207	Previously Occupied	123
126	546097.1	209778	927.835	146.681	EX854628	Likely to be Occupied	124
127	546054.6	209859.7	2831.712	541.869	EX854628	Likely to be Occupied	125
128	545128.8	208404.6	3207.759	262.025	EX851361	Likely to be Occupied	126
129	544983.3	208291.3	6177.599	633.186	EX859081	Likely to be Occupied	127
130	544450.8	209015.8	16291.86	668.804	EX859747	Playing Field	128
131	543446.8	208779.3	16073.41	807.167	EX645122	Likely to be Occupied	129
132	543375.4	207667.3	66241.64	1451.387	EX853777	Playing Field	130
133	543352.2	207441.2	13394.62	1255.948	EX266725	Likely to be Occupied	131
134	543594.4	207347.4	53828.87	1541.092	EX573143	Likely to be Occupied	132
135	543509	207529.2	9948.918	575.436	EX573143	Likely to be Occupied	133
136	543470.2	207492.4	9352.342	619.119	EX573143	Likely to be Occupied	134
137	543793.9	207187.2	22692.89	727.008	EX859223	Playing Field	135
138	543216.1	208849.8	10739.28	743.865	EX570754	Likely to be Occupied	136
139	544274	206840.8	67243.44	1490.918	EX62207	Likely to be Occupied	137
140	545624.6	207566.6	33096.6	793.362	EX851939	Playing Field	138
141	545734.1	207721.5	8952.528	605.459	EX852533	Playing Field	139
142	545818.4	207500.6	56382.48	1507.556	EX852533	Playing Field	140
143	544952.1	207170.5	72024.57	1497.837	EX851549	Previously Occupied	141
144	545316.6	207426.9	18397.01	701.723	EX859120	Likely to be Occupied	142
145	546071.9	207602.8	2849.655	212.429	EX87870	Playing Field	143
146	546018.6	20790.7	8783.716	445.983	EX220947	Playing Field	144
147	545968.7	207970.9	10434.6	475.32	EX90280	Playing Field	145
148	546338	207668.7	16610.09	910.899	EX570718	Playing Field	146
149	547897.6	209962	390092.2	21674.34	EX675537	Likely to be Occupied	147
150	546938.9	212548	261373	2495.064	Enterprise Zone	Enterprise Zone - Previously Occupied	148
151	547149.2	210311.1	240017.4	2557.68	Enterprise Zone	Previously Occupied	149
152	544772.5	208589.8	24074.55	637.861	EX104136	School Site	150
153	545855.9	207738.6	25014.12	663.671	EX104137	School Site	151

154	543890.8	208393.2	24463.92	642.9	EX104227	School Site	152
155	545077.2	208816	10220.39	411.655	EX115183	School Site	153
156	545158.1	208846.3	7905.859	366.715	EX115797	School Site	154
157	544207.9	208551.7	6605.919	373.765	EX120408	School Site	155
158	544703	207801	7362.123	411.577	EX127675	School Site	156
159	547177.1	209869.9	16556.7	597.45	EX452134	School Site	157
160	545486.1	210233.8	16971.01	564.129	EX53120	School Site	158
161	546292.1	211273.3	33362.29	755.022	EX53121	School Site	159
162	546357.9	210401.4	27842.45	678.862	EX53122	School Site	160
163	544114.8	209601	23362.56	650.324	EX53125	School Site	161
164	545031.6	209966.8	19848.09	794.766	EX53126	School Site	162
165	547056.2	208738.1	24650.17	636.957	EX53127	School Site	163
166	545540.9	208978.9	23292.35	628.496	EX53128	School Site	164
167	546343.4	208883.4	24605.37	704.206	EX53129	School Site	165
168	546243.4	208268.7	24147.47	658.898	EX59694	School Site	166
169	544901.4	208968.1	126242.2	1472.648	EX805228	School Site - Previously Occupied	167
170	543085.1	207544.2	26515.94	719.309	EX829407	School Site	168
171	544136.8	207703.6	5433.475	366.797	EX833257	School Site	169
172	544941.1	207757.8	24684.04	639.326	EX833283	School Site	170
173	545163.9	208713.1	54427.51	1178.832	EX892199	School Site	171
174	545033.1	210160.2	2816.349	276.78	EX149099	Estate with Demolished Garage Bli	172
175	547292.9	211922.3	2568.445	305.535	EX851760	Estate with Demolished Garage Bli	173
176	543586.9	209476.1	1348.76	264.305	EX142780	Estate with Demolished Garage Bli	174
177	546597.5	210789.7	1707.676	305.983	EX140179	Estate with Demolished Garage Bli	175
178	545777.3	210531.2	2907.556	421.297	EX149068	Estate with Demolished Garage Bli	176
180	546596.6	211445.9	1363.78	210.077	EX149076	Estate with Demolished Garage Bli	177
181	545422.9	208954.9	1967.702	179.341	EX148007	Estate with Demolished Garage Bli	178
182	545356.4	208667.1	6074.271	623.31	EX148603	Estate with Demolished Garage Bli	179
183	542277.4	210294.5	71639.44	1602.026	EX439641	Estate with Demolished Garage Bli	180
184	542982.8	210076.8	13183.62	691.097	EX461224	Likely to be Occupied	181
185	543624.6	209728.9	8812.829	579.906	EX76461	Likely to be Occupied	182
186	544027	209440.9	48979.14	1094.84	EX63529	Playing Field	183
187	543848.5	209232.6	17223.85	571.796	EX97423	Playing Field	184
188	543243.4	210208	11655.59	464.957	EX91606	Playing Field	185
189	545175.9	210200.7	20313.57	601.643	EX70168	Playing Field	186
190	545752.8	209927.6	21923.48	643.605	EX69351	Playing Field	187
191	544647.3	208571.1	8703.989	397.508	EX859315	Playing Field	188
192	544307.4	208423.3	44525.25	935.031	EX76687	Previously Occupied	189
193	544073.8	208264.5	8764.776	373.86	EX859279	Playing Field	190
194	544047.6	208317.7	2480.677	240.226	EX859654	Playing Field	191
195	543664.4	208793.9	23197.93	624.914	EX91665	Playing Field	192
196	543422.1	208578.6	4271.67	340.992	EX116096	Playing Field	193
197	543468.4	208553.3	852.989	137.135	EX115445	Playing Field	194
198	543098.6	208478.9	5327.002	336.066	EX197461	Playing Field	195
199	543787.6	207677.9	34079.38	909.994	EX858927	Playing Field	196
200	544005.7	207440.8	5548.591	369.87	EX70350	Likely to be Occupied	197
201	544653.4	207373.4	11108.6	427.922	EX859052	Playing Field	198
202	544591.9	207410.3	1791.607	313.01	EX572466	Playing Field	199
203	546398.7	208805.9	3159.453	262.828	EX69214	Playing Field	200
204	545381.4	208934.3	4823.525	482.635	EX853619	Playing Field	201
205	547751.7	209520.3	14058.62	845.979	EX728210	Likely to be Occupied	202

206	546113.6	210517.5	21678.63	596.583 EX68308	Playing Field	203
207	546776.3	210442.4	34526.01	819.766 EX57882	Playing Field	204
208	546332.1	209891.1	15251.63	535.607 EX85388	Playing Field	205
209	544361.4	209674.8	8625.283	773.119 EX149838	Likely to be Occupied	206
210	543991.3	210509.3	12921.83	521.903 824	Likely to be Occupied	207 2nd
211	544383.5	211231.4	9157.647	452.974 365	Likely to be Occupied	208 Land Origir Abstract - 1931
212	543300.6	210261.7	9152.251	467.825 EX171621	Playing Field	209
213	543648.5	209930.7	4554.729	830.318 986	Likely to be Occupied	210 1st
214	543725.5	209920.8	2483.905	502.416 44	Likely to be Occupied	211 1st
215	543574.9	209921.5	3461.647	291.319 986	Likely to be Occupied	212 1st
216	543594.5	209832.3	3399.244	307.929 783	Likely to be Occupied	213 1st
217	543484.9	209522.6	25908.53	961.138 466/965	Likely to be Occupied	214 1st
218	542607.5	208932.3	34514.04	772.882 EX859441	Likely to be Occupied	215
219	542636.1	208739.9	13401.1	470.834 382	Likely to be Occupied	216 Land Origir Conveyance 22-02-1977
220	543759.3	209882.2	3971.054	572.136 783/44	Likely to be Occupied	217 1st
221	544224.1	209020	43842.89	1849.65 44/881	Previously Occupied	218 1st
222	544053.5	209027.1	25727.78	1598.252 881	Previously Occupied	219 1st
223	543854.4	208990.5	16341.69	778.131 846	Previously Occupied	220 1st
224	543895.9	208921.4	6101.977	452.582 No Deed Packet - 2nd Transfer	Previously Occupied	221 2nd
225	543900.4	208968	3360.173	318.483 764	Previously Occupied	222 1st
226	543686.2	208996.5	11992.4	543.955 978/764/912	Previously Occupied	223 1st
227	543365.6	208866.2	30919.21	1735.212 919/978/935/926/932	Previously Occupied	224 1st
228	543388.6	208663.3	24963.89	1029.206 978	Previously Occupied	225 1st
229	543498.7	208930.6	10155.37	630.439 978	Likely to be Occupied	226 1st
230	542859	208154.9	13265.52	825.345 919/978/935/926/932	Likely to be Occupied	227 1st
231	543158	208481.2	2179.021	189.062 918	Playing Field	228 1st
232	543856.9	208060.4	5235.247	433.618 976	Likely to be Occupied	229 1st
233	543628.1	208005.1	2144.299	309.335 976	Playing Field	230 1st
234	543783.8	206989.7	41110.64	902.399 979	Likely to be Occupied	231 2nd
235	544311.8	207059.2	60571.97	1332.634 209	Playing Field	232 Land Origir Conveyance 28-04-1969
236	545029.5	207302.9	3289.779	234.354 EX159981	Previously Occupied	233
237	545056.4	207591.8	4966.425	369.673 975	Playing Field	234 Land Originally
238	545039.8	207643.8	5326.709	311.035 252/632	Playing Field	235 1st
239	545448.1	207456.4	3864.575	310.712 No Deed Packet - 2nd Transfer	Likely to be Occupied	236 2nd
240	544946.5	208046.3	32563.73	1851.397 975	Previously Occupied	235 Land Originally
241	544626.3	208243.3	3689.007	264.407 EX227504	Playing Field	238
242	545647.4	207724.3	15501.09	612.854 953	Likely to be Occupied	239 2nd
243	545451.6	208267	2734.718	228.707 No Deed Packet - 1st transfer	Likely to be Occupied	240 1st
244	545566.6	208298.5	7163.202	873.762 973/791	Likely to be Occupied	241 1st
245	545271.9	208391.3	6872.232	373.503 225	Likely to be Occupied	70, 71
246	545289.5	208709.1	23694.32	971.894 No Deed Packet - 2nd Transfer	Likely to be Occupied	242 Land Origir Conveyance 23-09-1969
247	545138.5	209100.7	90661.23	2652.594 903/945/901/846/849/833	Previously Occupied	243 2nd
248	545666.5	209066.8	2677.082	233.275 EX76522	Playing Field	244 1st
249	545759.9	208597.7	3898.798	308.324 117	Playing Field	245
293	543810.6	208002.6		216.14 976/751	Likely to be Occupied	246 Land Origir No Conveyance, some information found
294	545875.4	208443.3	2892.743	274.745 EX139423	Previously Occupied	289 1st
250	546302.1	208539	2550.696	279.792 EX148304	Likely to be Occupied	290
251	546731.4	208294.6	4133.052	1010.428 EX63528	Likely to be Occupied	247
252	546318.8	208094.8	945.361	149.667 EX572523	Likely to be Occupied	248
253	546438.1	207640.9	7526.01	373.396 76	Previously Occupied	249
254	546476.3	207259	13634.57	882.01 EX301958	Likely to be Occupied	250 Common Conveyance 17-07-1968
						251

255	547070.9	208631.6	6005.869	353.218	90	Playing Field	252 Land Origir Conveyance 24-12-1973
256	546937.8	209362.8	1869.882	228.262	No Deed Packet - 1st Transfer	Previously Occupied	253 1st
257	546908.3	209388.2	1699.024	180.13	EX572489	Previously Occupied	51
258	547544.7	209263.5	3196.01	658.051	EX675537	Likely to be Occupied	Letter from CNT confirming that land can be transferred as part of 3rd transfer
259	547401.4	209383.2	795.31	123.073	EX659068	Likely to be Occupied	255
260	548326.9	209666.3	4108.22	261.982	EX727210	Playing Field	256
261	548417	209237.2	24245.31	1084.666	EX750453	Likely to be Occupied	257
262	548609.2	209704.3	67571.08	1891.678	EX728210	Likely to be Occupied	258
263	546005.5	209709.2	22884.06	1327.532	903	Likely to be Occupied	259
264	545478.2	209611.8	4848.473	281.634	947	Likely to be Occupied	260 1st
265	545161.9	209687.1	22348.27	1199.485	903	Likely to be Occupied	261 1st
266	545395	209534.9	10797.64	503.491	903	Likely to be Occupied	262 1st, Land O 40, Conveyance 19-12-1952
267	546102.9	209743.5	2038.41	182.537	3	Likely to be Occupied	263 1st
268	546149	209779.6	5678.389	316.704	799/862	Likely to be Occupied	264 1st
269	546048.4	209934.6	7322.264	672.833	867	Previously Occupied	265 1st
270	544945	211076	34539.86	899.226	163	Likely to be Occupied	266 1st
271	545009.9	210833.2	2763.838	213.75	80	Likely to be Occupied	267 1st
272	546121.8	211688.8	6603.206	324.966	EX561849	Likely to be Occupied	267 Land Origir Conveyance 17-10-1964
273	545575.8	211880	26577.21	785.113	EX500326	Likely to be Occupied	268 Land Origir Conveyance 29-06-1965
274	547233	211911.4	1256.878	162.601	983	Likely to be Occupied	269
275	547260.5	212003.5	15231.46	543.405	264A	Likely to be Occupied	270
276	547231.3	212178.4	2496.319	223.894	264	Likely to be Occupied	271 Other
277	547459.8	211236.9	8562.711	648.336	198	Likely to be Occupied	272 Land Origir Agreement 18-08-1972
278	547901.4	211186.6	9930.953	669.914	899	Likely to be Occupied	273 Land Origir Conveyance 27-07-1974
279	547904	211394.5	6548.423	357.933	No Deed Packet - 1st Transfer	Likely to be Occupied	274 Land Origir Abstract
280	548275.8	211751.5	2464.512	268.196	No Deed Packet - 2nd Transfer	Likely to be Occupied	275 2nd
281	546973.2	211787.6	4588.217	273.28	982	Likely to be Occupied	276 1st
282	546395.2	211388	6164.158	532.712	EX854619	Likely to be Occupied	277 2nd
283	547179.7	212022.4	2923.135	247.679	ECC Owned	Likely to be Occupied	278 Other
284	547177.3	212091.3	4608.883	338.027	ECC Owned	Likely to be Occupied	279
285	547124.9	212125.1	5901.5	450.67	ECC Owned	Previously Occupied	280
286	544735.6	210619.9	1625.323	354.67	EX686403	Likely to be Occupied	281
287	544524.4	211006.3	276.683	99.358	EX855079	Likely to be Occupied	282
288	544611.6	210941.8	2232.01	355.606	EX686403	Likely to be Occupied	283
289	542753.6	209195.6	443.058	195.456	Highway Verge	Likely to be Occupied	284
290	546975.9	209652.2	507.642	261.607	Highway Verge	Likely to be Occupied	285
291	546986.2	209692.2	969.72	323.199	Highway	Previously Occupied	286
292	546272.8	209848.1	2308.514	356.272	2nd Transfer	Previously Occupied	287
293	545426.2	209450.4	658.442	134.968	903	Likely to be Occupied	288
294	544271.3	208928.5	15746.09	525.233	793	Likely to be Occupied	291 2nd
295	544685.8	210366.2	2574.376	655.643	Highway Verge	Likely to be Occupied	292 1st
296	544420.8	208030.3	1037.162	225.406	EX572460	Playing Field	293 1st
297	544431.5	208018.1	1104.325	228.285	EX150785	Likely to be Occupied	46, 57
298	542678	209563	1224183	8139.526	Pinnacles Industrial Estate	Previously Occupied	294
299	547683.4	210163.5	26379.68	757.416	Newhall	Previously Occupied	295
300	548238.5	210227	134144	2104.152	EX759381	Previously Occupied	296
301	547512.1	210873.4	541881.3	6173.313	EX615728	Newhall	298
302	547339.3	210465	18008.75	992.955	EX615728	Newhall	299
303	547723.2	210458	30471.5	1005.096	EX75746	Newhall	300
304	547833.8	210331.8	19650.16	629.071	EX346186	Newhall	301
305	547403.4	211161.4	18071.2	607.273	EX626023	Newhall	302
306							303
307							304
308							305

[illegible]

On behalf of:	The First Claimant
Witness	Julie Galvin
No of Statement	First
Dated	
Exhibit	JG2

IN THE HIGH COURT OF JUSTICE

Claim no:

In the matter of the Local Government Act 1972 s222

BETWEEN

- (1) HARLOW DISTRICT COUNCIL
- (2) ESSEX COUNTY COUNCIL

Claimants

-and-

**1) WILLIAM MCGINLEY & 39 OTHER NAMED
DEFENDANTS (LISTED IN SCHEDULE 1 ATTACHED TO
THIS ORDER)**

**(41) PERSONS UNKNOWN FORMING
UNAUTHORISED ENCAMPMENTS WITHIN
THE DISTRICT OF HARLOW**

Defendants

EXHIBIT JG2 TO WITNESS STATEMENT OF Julie Galvin

Draft Order

IN THE HIGH COURT OF JUSTICE

Claim No: HQ

QUEENS BENCH DIVISION

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND
SECTION 187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

Before

On the day of 2020

BETWEEN:

(1) HARLOW DISTRICT COUNCIL
(2) ESSEX COUNTY COUNCIL

Claimants

-and-

(1) WILLIAM MCGINLEY & 39 OTHER NAMED
DEFENDANTS (LISTED IN SCHEDULE 1 ATTACHED TO THIS ORDER)

(41) PERSONS UNKNOWN FORMING
UNAUTHORISED ENCAMPMENTS WITHIN
THE DISTRICT OF HARLOW

Defendants

INJUNCTION ORDER

PENAL NOTICE

IF YOU THE WITHIN NAMED FIRST TO FORTIETH DEFENDANTS A N D / OR
PERSONS UNKNOWN DISOBEY THIS ORDER OR INSTRUCT OR ENCOURAGE
OTHERS TO BREACH THIS ORDER YOU MAY BE HELD IN CONTEMPT OF
COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS 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

UPON HEARING COUNSEL MISS CAROLINE BOLTON FOR THE CLAIMANTS AND THE DEFENDANTS NOT ATTENDING

AND UPON READING THE PAPERS AND HEARING THE APPLICATION FOR THE VARIATION OF THE INJUNCTION

IT IS ORDERED THAT:

Until 14 June 2022, The First to Forty-First Defendants are forbidden from:

1. Setting-up an encampment on any land identified on the attached map and list of sites without written permission from the local planning authority, or, planning permission granted by the Secretary of State
2. From entering and/or occupying any part of the land identified on the attached map and list of sites for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia
3. From bringing onto the Land or stationing on the Land any caravans/mobile homes other than when driving through the administrative boundaries of Harlow District Council or in compliance with the parking orders regulating the use of car parks or with express permission from the owners of the land.
4. Deposit or cause to be deposited, controlled waste in or on the Land unless a waste management license or environmental permit is in force and the deposit is in accordance with the license or permit.

5. There be a power of arrest attached to prohibitions 1-4 of this order

The Land in this order means:

6. All the land marked on the map at Schedule 2 of this further details of which are contained on the list at Schedule 3 of this Order.
7. Service of this Order shall be by affixing a copy of this Order in a transparent envelope, or laminated copy, in a prominent position on the land.
8. The Defendants may each of them, or anyone notified of this Order, apply to the Court on 72 hours written notice to the Court and the Claimant to vary or discharge this order (or so much of it as affects that person)
9. Costs to be assessed in the sum of £20,000

Service

10. Pursuant to CPR part 6.28, and further to the undertaking given by the Claimant as set out in Schedule A below, service of this Order on the First to Fortieth Defendants in the above named proceedings is dispensed with.
11. In the case of the Forty-First Defendant the Order shall be deemed served pursuant to CPR part 6.27 by serving a copy of the Order opposed to an original on the Land by affixing a copy of the Order in a prominent place on each parcel of Land.
- 12 This Order shall remain in force until midnight on the 14 June 2022, with a review of the order to be fixed by the Court on the first available date after the 14 June

2021

13 The Defendants may each of them (or anyone notified of this Order) apply to the Court on 72 hours written notice to the Court and the Claimants to vary or discharge this Order (or so much as it affects that person).

14 The Defendants shall pay the Claimants costs assessed at £20,000

UNDERTAKINGS

15 The Claimants will use reasonable endeavours to locate and serve the First to Fortieth Defendants.

16 A copy of this Order will be posted on the First Claimants website and Facebook page.

GUIDANCE NOTES

Effect of this Order

17 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.

- 18 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 CLAIMANTS AND DEFENDANTS Effect of
this Order**

- 19 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 his assets seized.

INTERPRETATION OF THIS ORDER

20. In this Order, where there is more than one Defendant (unless otherwise stated) references to "the Defendants" means each or all of them.
21. 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.
22. An Order requiring "the Defendants" to do or not to do anything applies to all Defendants.

COMMUNICATIONS WITH THE COURT

23. All communications to the Court about this Order should be sent to Room WG08 Royal Courts of Justice, Strand, London, WC2A 2 LL (020 7947 6010).

Schedule 1

- (1) JOSIE MCGINLEY
- (2) BRIDIE MCGINLEY
- (3) WILLIE MCGINLEY
- (4) BRIDGET MCGINLEY
- (5) BRIDGET MCGINLEY
- (6) LISA MCGINLEY
- (7) NULA MCGINLEY
- (8) SIMON MCGINLEY
- (9) MICHAEL MCGINLEY
- (10) PATRICK DONOVAN
- (11) CAROLINE DONOVAN
- (12) DANIEL DONOVAN
- (13) ALISHA DONOVAN (O'BRIEN)
- (14) LUCY MALONEY
- (15) PHILOMENA ROCHFORD
- (16) KATIE TORREN
- (17) MADONNA O'DRISCOL
- (18) MICHAEL DOHERTY
- (19) MARK DOHERTY
- (20) SIMON DOHERTY
- (21) BEN WALKER
- (22) HARRY McDONAGH
- (23) WILLIE TORRENCE
- (24) MIRANDA TORRENCE
- (25) MARTIN TORRENCE
- (26) SEAN MALONE
- (27) BARBARA STOKES
- (28) MARGRET MCGINLEY
- (29) BEN MCGINLEY
- (30) CHRISTOPHER MCGINLEY
- (31) ANNE MCGINLEY
- (32) PATRICK MCGINLEY
- (33) JOHN MAUGH
- (34) MICHAEL MCDONAGH
- (35) ROSE SMITH
- (36) MARY KEEANE
- (37) MICHAEL KENNAN
- (38) MARTIN MONGAN
- (39) CHRISTOPHER MONGAN
- (40) PERSONS UNKNOWN

IN THE HIGH COURT OF JUSTICE

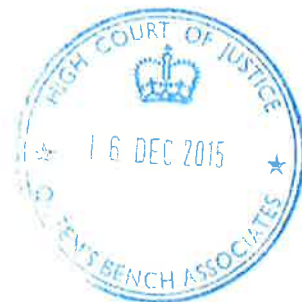
Claim No: HQ15X00825

QUEENS BENCH DIVISION

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND
SECTION 187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

Before Mr J Goudie QC (Sitting as a Judge of the High Court)

On the 16th day of December 2015



BETWEEN:

(1) HARLOW DISTRICT COUNCIL

(2) ESSEX COUNTY COUNCIL

-and-

- (1) WILLIAM MCGINLEY
- (2) JOSIE MCGINLEY
- (3) BRIDIE MCGINLEY
- (4) WILLIE MCGINLEY
- (5) BRIDGET MCGINLEY
- (6) BRIDGET MCGINLEY
- (7) LISA MCGINLEY
- (8) NULA MCGINLEY
- (9) SIMON MCGINLEY
- (10) MICHAEL MCGINLEY
- (11) PATRICK DONOVAN
- (12) CAROLINE DONOVAN
- (13) DANIEL DONOVAN
- (14) ALISHA DONOVAN (O'BRIEN)
- (15) LUCY MALONEY
- (16) PHILOMENA ROCHFORD
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- (22) BEN WALKER

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(26) MARTIN TORRENCE
(27) SEAN MALONE
(28) BARBARA STOKES
(29) MARGRET McGINLEY
(30) BEN McGINLEY
(31) CHRISTOPHER McGINLEY
(32) ANNE McGINLEY
(33) PATRICK McGINLEY
(34) JOHN MAUGH
(35) MICHAEL MCDONAGH
(36) PERSONS UNKNOWN

Defendants

INJUNCTION ORDER

PENAL NOTICE

IF YOU THE WITHIN NAMED FIRST TO THIRTY FIFTH DEFENDANTS OR PERSONS UNKNOWN DISOBEY THIS ORDER OR INSTRUCT OR ENCOURAGE OTHERS TO BREACH THIS ORDER YOU MAY BE HELD IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS 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

UPON HEARING COUNSEL FOR THE CLAIMANTS ON NOTICE TO THE DEFENDANTS

AND UPON READING THE PAPERS AND HEARING THE APPLICATION FOR AN INJUNCTION

IT IS ORDERED THAT:

The First to the Thirty Fifth Defendants are Forbidden from:

- (1) Setting-up an encampment on any land within the district of Harlow unless authorised to do so by the owner of the Land.
- (2) Entering and/or occupying any part of the Land for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia.
- (3) Bringing on to the Land or stationing on the Land any caravans/mobile homes other than when driving through the district of Harlow or in compliance with the Parking Orders regulating the use of car parks or with express permission from the owner of the Land.

The Thirty Sixth Defendant IS forbidden from:

- (4) Setting-up an encampment on any Land without written permission from the Local Planning Authority, or, planning permission granted by a planning inspector.
- (5) Entering and/or occupying any part of the Land identified on the attached plan for residential purposes (temporary or otherwise) including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia.
- (6) Bringing on to the Land or stationing on the Land any caravans/mobile homes other than when driving through the district of Harlow or in compliance with the Parking Orders regulating the use of car parks or with express permission from the owners of the Land.

The Land in this Order means:

- (7) For the First to the Thirty Fifth Defendant all land within the District of Harlow as marked in red on the Attached Map at Schedule 1 of this Order.
- (8) For the Thirty Sixth Defendant (Persons Unknown) all land marked on the map A and cycle tracks marked on map B attached in Schedule 2 of this Order. The land marked on map A is also identified in Schedule 2 as Sites 1-321.
- (9) Service of this Order shall be by affixing a copy of this Order contained in a transparent waterproof envelope in a prominent position on the Land.
- (10) Pursuant to CPR part 6.28, and further to the undertaking given by the Claimant as set out in paragraphs 14 and 15 below, service of this Order on the First to Thirty Fifth Defendants in the above named proceedings is dispensed with.
- (11) In the case of the Thirty Sixth Defendant the Order shall be deemed served pursuant to CPR part 6.27 by serving a copy of the Order opposed to an

original on all 321 sites identified in Schedule 2 of this Order by affixing them in a prominent place on the Land.

- (12) This Order shall remain in force until midnight on the 16th June 2017.
- (13) The Defendants may each of them (or anyone notified of this Order) apply to the Court on 72 hours written notice to the Court and the Claimants to vary or discharge this Order (or so much as it affects that person).
- (14) The Defendants shall pay the Claimants costs assessed at £94,541.50.

UNDERTAKINGS

- (15) The Claimants will use reasonable endeavours to locate and serve the First to Thirty Fifth Defendants.
- (16) A copy of this Order will be posted on the Claimants websites.

GUIDANCE NOTES

Effect of this Order

- (17) 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.
- (18) 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 CLAIMANTS 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 his 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.

COMMUNICATIONS WITH THE COURT

All communications to the Court about this Order should be sent to Room WG08 Royal Courts of Justice, Strand, London, WC2A 2 LL (020 7947 6010).

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND
SECTION 187B TOWN AND COUNTRY PLANNING ACT 1990.

BETWEEN

(1) HARLOW DISTRICT COUNCIL
(2) ESSEX COUNTY COUNCIL

Claimants

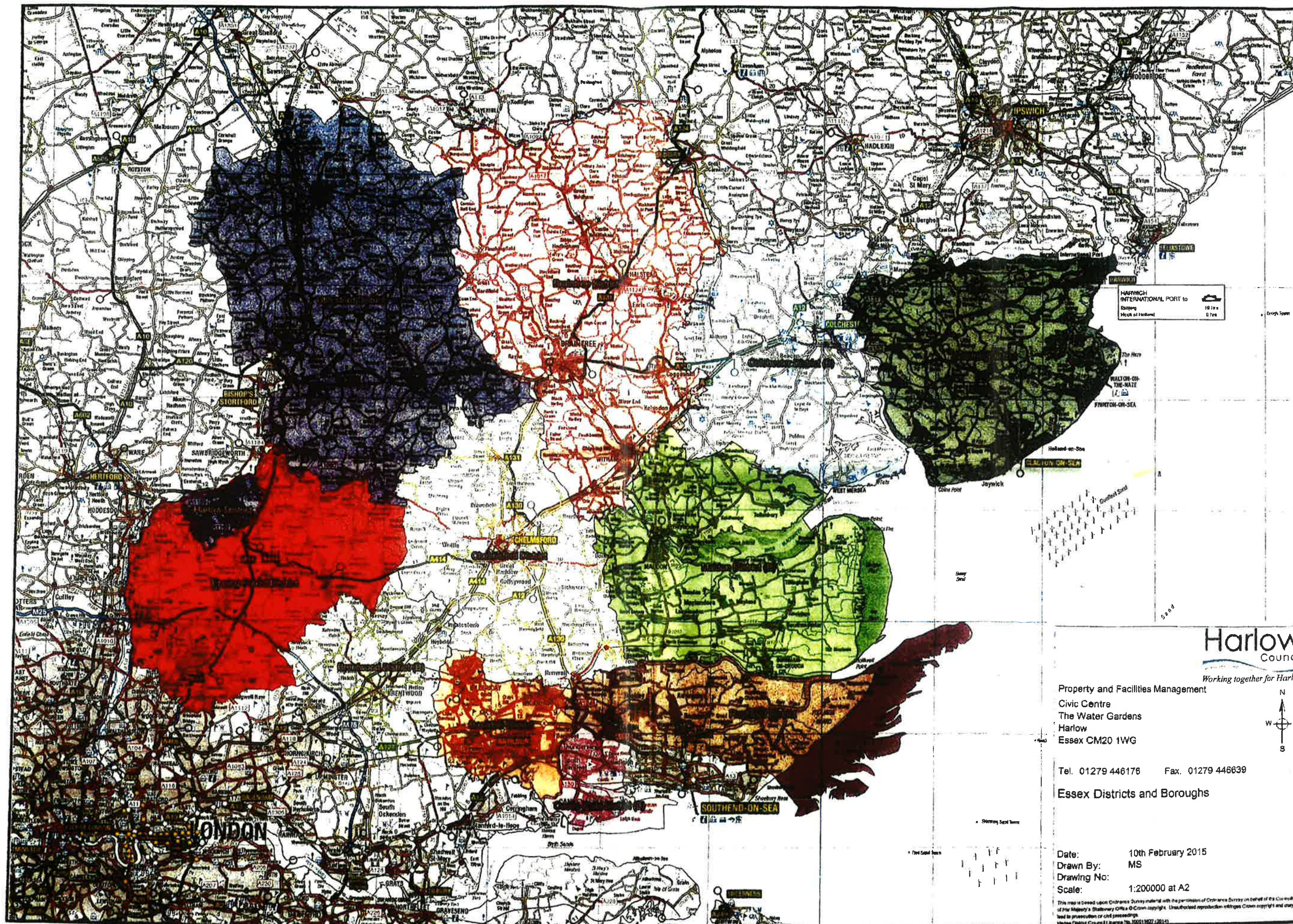
-and-

(1) WILLIAM MCGINLEY
(2) JOSIE MCGINLEY
(3) BRIDIE MCGINLEY
(4) WILLIE MCGINLEY
(5) BRIDGET MCGINLEY
(6) BRIDGET MCGINLEY
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(9) SIMON MCGINLEY
(10) MICHAEL MCGINLEY
(11) PATRICK DONOVAN
(12) CAROLINE DONOVAN
(13) DANIEL DONOVAN
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(15) LUCY MALONEY
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(31) CHRISTOPHER McGINLEY
(32) ANNE McGINLEY
(33) PATRICK McGINLEY
(34) JOHN MAUGH
(35) MICHAEL MCDONAGH
(36) PERSONS UNKNOWN

Defendants

Schedule 1



Harlow Council

Working together for Harlow

Property and Facilities Management

Civic Centre
The Water Gardens
Harlow
Essex CM20 1WG

Tel. 01279 446176 Fax. 01279 446639

Essex Districts and Boroughs

Date: 10th February 2015
Drawn By: MS
Drawing No:
Scale: 1:200000 at A2

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Harlow Council and Essex Districts and Boroughs 10/02/2015

IN THE HIGH COURT OF JUSTICE

Claim no: HQ15X00825

QUEENS BENCH DIVISION

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND
SECTION 187B TOWN AND COUNTRY PLANNING ACT 1990.

BETWEEN

(1) HARLOW DISTRICT COUNCIL
(2) ESSEX COUNTY COUNCIL

Claimants

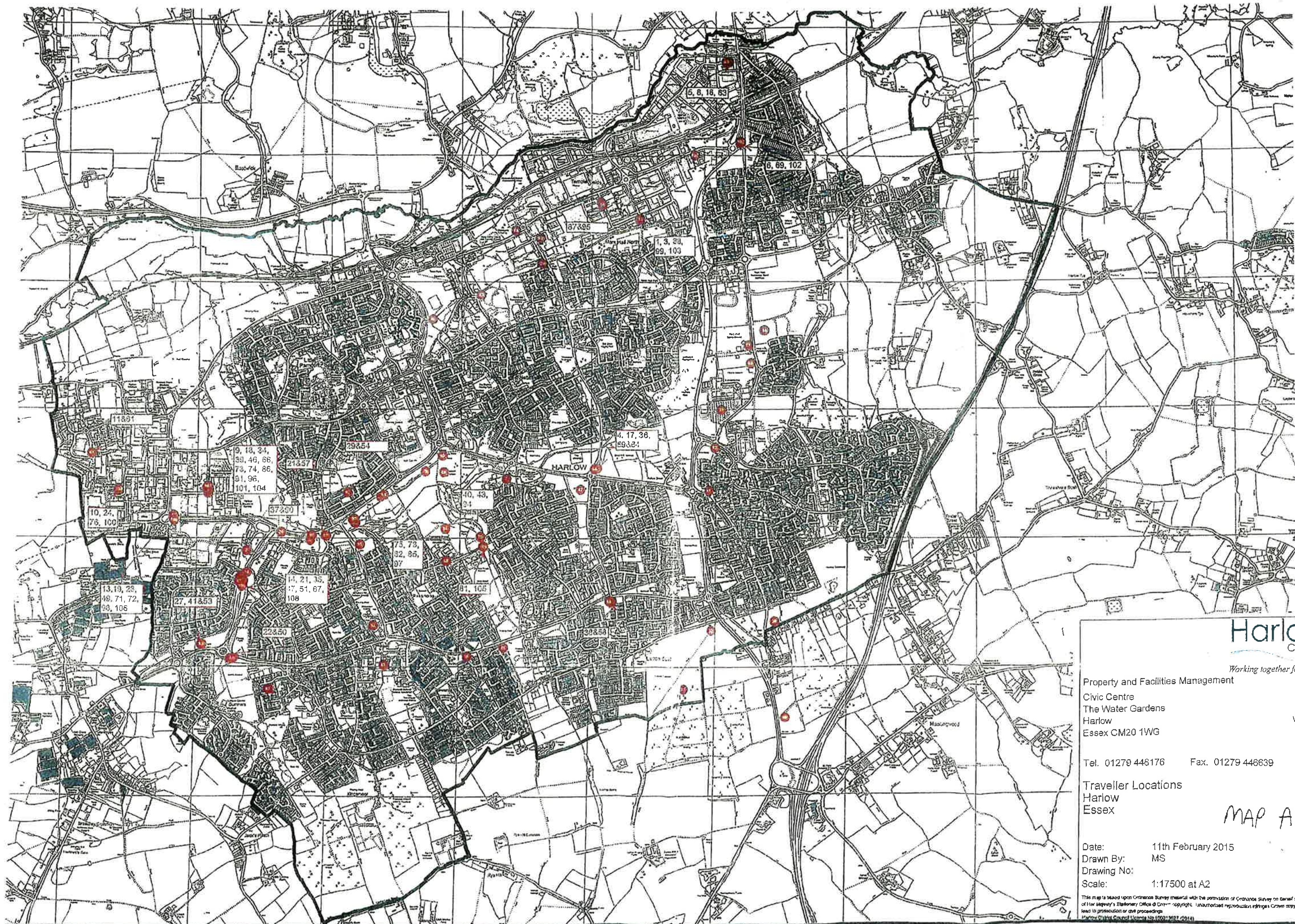
-and-

(1) WILLIAM MCGINLEY
(2) JOSIE MCGINLEY
(3) BRIDIE MCGINLEY
(4) WILLIE MCGINLEY
(5) BRIDGET MCGINLEY
(6) BRIDGET MCGINLEY
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(8) NULA MCGINLEY
(9) SIMON MCGINLEY
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(13) DANIEL DONOVAN
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(27) SEAN MALONE
(28) BARBARA STOKES

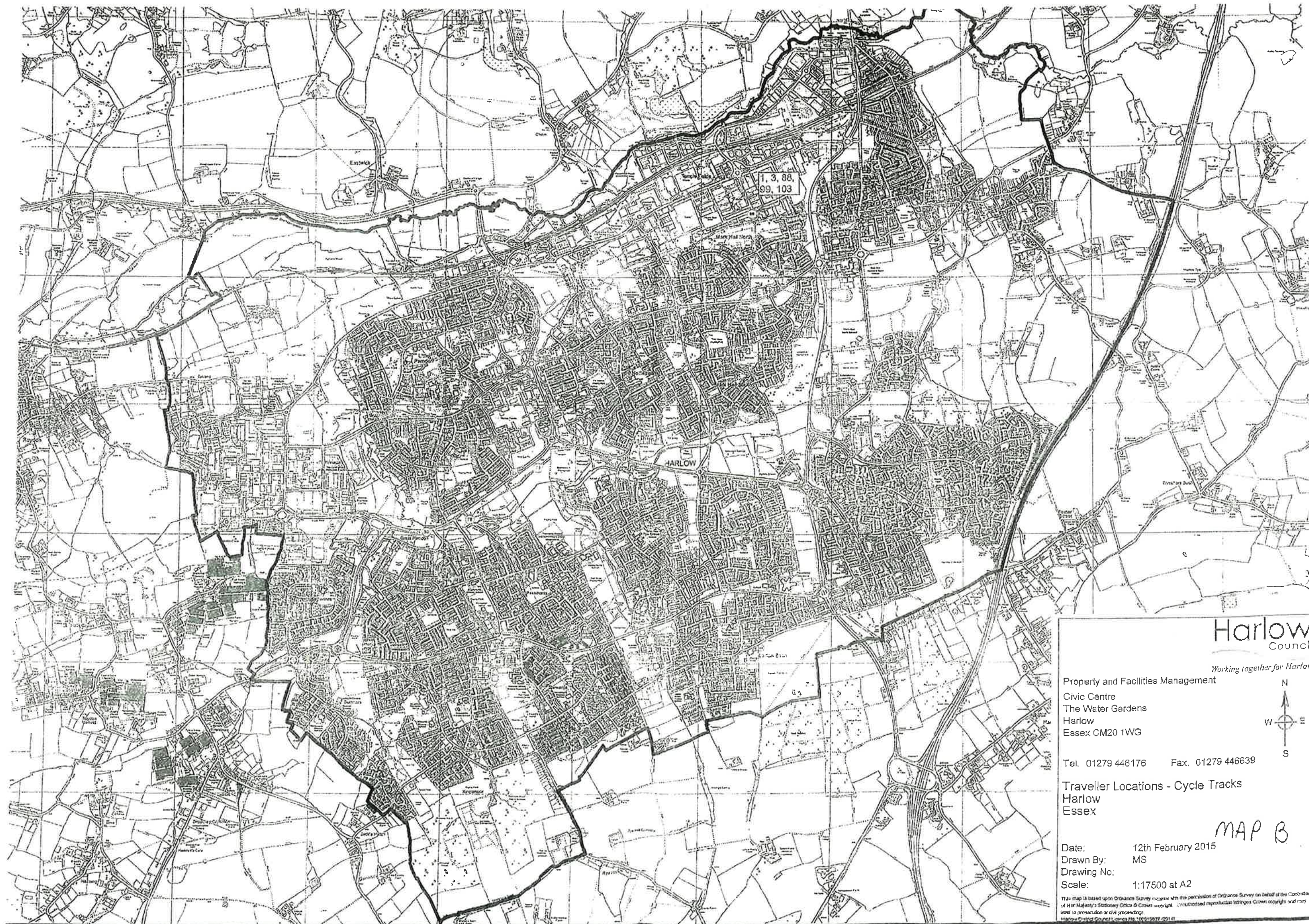
- (29) MARGRET McGINLEY
- (30) BEN McGINLEY
- (31) CHRISTOPHER McGINLEY
- (32) ANNE McGINLEY
- (33) PATRICK McGINLEY
- (34) JOHN MAUGH
- (35) MICHAEL MCDONAGH
- (36) PERSONS UNKNOWN

Defendants

Schedule 2



MAP A



Harlow
Council

Working together for Harlow

Property and Facilities Management

Civic Centre
The Water Gardens
Harlow
Essex CM20 1WG

Tel. 01279 446176 Fax. 01279 446639

Traveller Locations - Cycle Tracks
Harlow
Essex

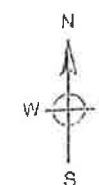
Date: 12th February 2015

Drawn By: MS

Drawing No:

Scale: 1:17500 at A2

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Harlow Council 15/02/2015



MAP B

ID	Eastings	Northing	Area	Perimeter	EX - Deed rName	Type	UPRN	REF No	Transfer	Title No
1	546782.3	212004.5	66082.26	6769.865	EX845211	Previously Occupied		1		
2	544772.2	210330.5	5508.19	650.356	EX853388	Likely to be Occupied		2		
3	545404.5	210584.9	5982.079	516.979	EX859143	Likely to be Occupied		3		
4	546018.9	210944.1	6141.446	513.52	EX854311	Likely to be Occupied		4		
5	546441.1	211039.4	54363.9	1555.344	EX70556	Likely to be Occupied		5		
6	546395.9	210785.8	5954.665	356.036	EX146996	Likely to be Occupied		6		
7	546673.1	210894.8	6966.337	352.625	EX57878	Playing Field		7		
8	546504.6	210813	7866.789	477.135	EX854045	Playing Field		8		
9	546596.7	210844.2	7918.078	386.315	EX854056	Playing Field		9		
10	548298.3	211784.2	2580.153	270.05	EX687313	Likely to be Occupied		10		
11	548442	211822.3	34348.39	1067.112	EX859233	Playing Field		11		
12	544870.1	209653	39434.09	1819.379	EX853327	Previously Occupied		12		
13	545764.9	209414.8	14828.26	1576.014	EX499832	Likely to be Occupied		13		
14	545934.4	208942.3	82657.41	2385.704	EX85186	Previously Occupied		14		
15	545546.4	209457.6	22104.62	644.864	EX853627	Likely to be Occupied		15		
16	545375.8	209462	4929.385	300.627	EX853627	Previously Occupied		16		
17	546042.8	209549.3	2321.433	229.004	EX582150	Previously Occupied		17		
18	546043.8	209509.7	882.708	119.06	EX582150	Previously Occupied		18		
19	546001.6	209500.1	26534.83	2634.598	EX845206	Previously Occupied		19		
20	546754.4	209350.2	3559.014	911.111	EX572716	Previously Occupied		20		
21	546787.3	208974.5	49470.49	989.797	EX92442	Likely to be Occupied		21		
22	546711.1	209266.1	28853.92	697.875	EX92442	Playing Field		22		
23	544589.4	209325.8	37590.11	995.22	EX572380	Likely to be Occupied		23		
24	544573.8	209423.4	11154.29	738.647	EX572380	Likely to be Occupied		24		
25	544523.2	209362.9	3308.98	689.327	EX573135	Likely to be Occupied		25		
26	544787	209571.5	3685.262	601.977	EX574662	Previously Occupied		26		
27	544473.1	209362.7	5622.309	538.797	EX572711	Previously Occupied		27		
28	543444.8	209300.3	172941.8	2715.862	EX589088	Likely to be Occupied		28		
29	543492.9	209126.8	2904.321	299.815	EX84760	Likely to be Occupied		29		
30	543420.8	209131.3	17332.64	1073.181	EX848498	Likely to be Occupied		30		
31	543508.3	209070.6	13668.98	757.229	EX845213	Previously Occupied		31		
32	543569.4	209015.3	7508.676	405.518	EX851235	Likely to be Occupied		32		
33	543474.1	209016.3	3402.732	235.421	EX851235	Likely to be Occupied		33		
34	542764.6	209147.5	37462.09	3894.955	EX684761	Likely to be Occupied		34		
35	542827.3	209144.6	5423.083	467.247	EX684908	Previously Occupied		35		
36	543213	209902.5	162288.6	2241.824	EX439641	Likely to be Occupied		36		
37	543293.7	209760.8	8530.114	750.206	EX571374	Likely to be Occupied		37		
38	543555.6	209888.4	8303.8	1025.314	EX685037	Likely to be Occupied		38		
39	544272.2	210164.9	746.662	132.253	EX476671	Likely to be Occupied		39		
40	544330.5	210146.3	1010.22	169.131	EX476671	Likely to be Occupied		40		
41	544305.3	210121.6	276.669	84.365	EX476671	Likely to be Occupied		41		
42	544369.3	210182.7	671.714	108.354	EX476671	Likely to be Occupied		42		
43	544386.9	210198.4	222.931	71.121	EX476671	Likely to be Occupied		43		
44	543328.4	208166.7	25398.21	781.816	EX161326	Playing Field		44		
45	543148.3	208209.3	30771.77	906.588	EX190164	Previously Occupied		45		
46	543208.1	207857.6	13212.7	752.308	EX570756	Likely to be Occupied		46		
47	543392.1	208036	447.941	171.703	EX576085	Likely to be Occupied		47		
48	543202.8	208116.4	11710.55	1097.478	EX683639	Likely to be Occupied		48		
49	542801.1	208028.6	14764.5	732.289	EX852585	Likely to be Occupied		49		

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50	542825.9	207923.7	46157.66	1372.599	EX852585	Likely to be Occupied	50
51	542915.1	207970.9	16437.84	1266.877	EX853660	Likely to be Occupied	51
52	543178.8	207798	9815.293	769.563	EX853772	Likely to be Occupied	52
53	543257.3	208050.1	10399.74	960.757	EX853817	Previously Occupied	53
55	543259.9	208240.6	12002.41	762.222	EX99084	Likely to be Occupied	54
56	543799.3	208005.1	155.392	67.039	EX115098	Likely to be Occupied	55
57	543741.4	207993.6	4624.863	516.938	EX115098	Likely to be Occupied	56
58	543904.3	208014.9	8135.864	669.296	EX150553	Likely to be Occupied	57
59	543812.2	207979.5	266.181	119.341	EX572479	Likely to be Occupied	58
60	543914.3	208057.1	1537.946	467.301	EX91290	Likely to be Occupied	59
61	544471.4	208232.5	8908.917	520.998	EX66154	Likely to be Occupied	60
62	545140	208167.7	12909.84	1227.454	EX150129	Likely to be Occupied	61
64	545242.8	208186.4	2653.815	302.696	EX150132	Likely to be Occupied	62
65	545339.3	208156.6	2621.345	464.803	EX423903	Likely to be Occupied	63
66	545513.1	208115	74682.66	1287.415	EX53821	Previously Occupied	64
67	545366.8	208295.2	16452.45	494.274	EX80191	Likely to be Occupied	65
68	545759.9	208285.9	17399.61	582.044	EX64954	Playing Field	66
69	545879.5	208391	1513.393	207.668	EX853268	Likely to be Occupied	67
70	546142.3	208491.6	18501.58	890.026	EX653254	Likely to be Occupied	68
301	543678.6	209282.4	13055.95	825.607	EX142780	Previously Occupied	297
71	546357.8	208598.1	6126.358	750.399	EX143814	Likely to be Occupied	69
72	546744.8	208138.8	129471.7	1581.268	EX63528	Likely to be Occupied	70
73	546861.4	208339.3	8726.594	643.14	EX63528	Previously Occupied	71
74	547073.3	208203.7	30066.68	784.734	EX63528	Previously Occupied	72
75	547137.9	207480.8	183734.6	2399.401	EX301958	Previously Occupied	73
76	546639.3	207360.9	140300.9	2099.835	EX301958	Previously Occupied	74
77	546884.1	207616.1	109688.5	1576.957	EX301958	Previously Occupied	75
78	546612.9	207845.1	139066.9	1588.56	EX63528	Previously Occupied	76
79	546471.9	208128.3	9177.178	454.838	EX63528	Previously Occupied	77
80	546378.6	208037.9	21380.99	608.729	EX88291	Likely to be Occupied	78
81	542793.9	210360.4	406655.2	4112.417	EX439641	Likely to be Occupied	79
82	543304.9	210718.8	64954.08	1124.458	EX87872	Likely to be Occupied	80
83	543951.4	211028.4	4623.689	278.349	EX570969	Likely to be Occupied	81
84	544404.3	211070.3	2938.183	428.61	EX572476	Likely to be Occupied	82
85	544113.9	210953.2	3517.457	590.608	EX573773	Likely to be Occupied	83
86	544856.6	210560.1	6086.376	821.342	EX572477	Likely to be Occupied	84
87	545227.3	210900.3	7448.185	312.419	EX197546	Likely to be Occupied	85
88	544779.8	210582.4	14786.83	668.269	EX583279	Likely to be Occupied	86
89	545053.7	210586.2	12169.41	538.105	EX62208	Likely to be Occupied	87
90	544988.5	210588.7	1098.363	158.431	EX62208	Likely to be Occupied	88
91	545305	210761.7	37798.01	1052.935	EX64953	Likely to be Occupied	89
92	545198.8	211193.7	63048.91	1534.078	EX64953	Likely to be Occupied	90
93	545036.9	210707.5	44325.87	1281.207	EX64953	Likely to be Occupied	91
94	545167.6	210844.5	18535.1	779.372	EX64953	Previously Occupied	92
95	544808.9	210898.3	110094.4	1454.524	EX64953	Previously Occupied	93
96	545516.5	211121.7	9241.689	531.335	EX64953	Likely to be Occupied	94
97	545146.5	210937.9	372.396	240.962	EX687120	Likely to be Occupied	95
98	545273	211004.2	107.582	46.236	EX687120	Likely to be Occupied	96
99	544817.3	210556.7	238.212	94.454	EX845210	Likely to be Occupied	97
100	545293	211295.9	1199.079	310.431	EX852020	Likely to be Occupied	98

101	545301.4	210621	1199.519	242.849	EX852298	Likely to be Occupied	99
102	545296.9	210648.1	3768.359	331.511	EX854770	Likely to be Occupied	100
103	544605.9	211024.6	14653.03	493.628	EX859478	Likely to be Occupied	101
104	545255.6	211422.8	83436.52	1565.533	EX64953	Likely to be Occupied	102
105	545149.5	211601.6	129216.1	2638.371	EX859778	Likely to be Occupied	103
106	546233.8	211842	351.243	106.666	EX585153	Likely to be Occupied	104
107	546221.4	211876.4	1454.444	168.868	EX585153	Likely to be Occupied	105
108	546060.3	212076	8977.933	557.978	EX585856	Previously Occupied	106
109	546411.4	212344.9	15673.57	1232.433	EX589763	Likely to be Occupied	107
110	546275.1	212253.3	11699.71	944.16	EX585856	Likely to be Occupied	108
111	546767.6	212289.3	34849.62	834.228	EX572709	Likely to be Occupied	109
112	546867.3	212813.7	34783.81	1505.296	EX589763	Likely to be Occupied	110
113	547150.6	212784.5	2575.083	357.533	EX589763	Likely to be Occupied	111
114	546801.8	212086.1	27177.42	1335.61	EX583279	Likely to be Occupied	112
115	547128.8	211952.1	17706.42	874.659	EX854848	Previously Occupied	113
116	547610.9	212507.9	16117.55	985.262	EX851499	Playing Field	114
117	546826.3	211249.3	17278.08	859.666	EX76757	Likely to be Occupied	115
118	546899.6	211441.1	42467.7	2777.391	EX854114	Likely to be Occupied	116
119	547728.5	211398.7	10980.79	416.64	EX193283	Likely to be Occupied	117
120	547838.6	211215.6	4440.256	293.817	EX570716	Likely to be Occupied	118
121	548212.6	211569.1	5727.634	331.778	EX346863	Playing Field	119
122	548063.9	211628.2	2317.698	297.181	EX859351	Likely to be Occupied	120
123	547222.7	208354.2	18706.11	701.583	EX63528	Likely to be Occupied	121
124	547237.7	208219.9	16105.79	594.461	EX63528	Likely to be Occupied	122
125	547953.3	208759.7	36551.76	9395.868	EX883207	Previously Occupied	123
126	546097.1	209778	927.835	146.681	EX854628	Likely to be Occupied	124
127	546054.6	209859.7	2831.712	541.869	EX854628	Likely to be Occupied	125
128	545128.8	208404.6	3207.759	262.025	EX851361	Likely to be Occupied	126
129	544983.3	208291.3	6177.599	633.186	EX859081	Likely to be Occupied	127
130	544450.8	209015.8	16291.86	668.804	EX859747	Playing Field	128
131	543446.8	208779.3	16073.41	807.167	EX645122	Likely to be Occupied	129
132	543375.4	207667.3	66241.64	1451.387	EX853777	Playing Field	130
133	543352.2	207441.2	13394.62	1255.948	EX266725	Likely to be Occupied	131
134	543594.4	207347.4	53828.87	1541.092	EX573143	Likely to be Occupied	132
135	543509	207529.2	9948.918	575.436	EX573143	Likely to be Occupied	133
136	543470.2	207492.4	9352.342	619.119	EX573143	Likely to be Occupied	134
137	543793.9	207187.2	22692.89	727.008	EX859223	Playing Field	135
138	543216.1	208849.8	10739.28	743.865	EX570754	Likely to be Occupied	136
139	544274	206840.8	67243.44	1490.918	EX62207	Likely to be Occupied	137
140	545624.6	207566.6	33096.6	798.362	EX851939	Playing Field	138
141	545734.1	207721.5	8952.528	605.459	EX852533	Playing Field	139
142	545818.4	207500.6	56382.48	1507.556	EX852533	Playing Field	140
143	544952.1	207170.5	72024.57	1497.837	EX851549	Previously Occupied	141
144	545316.6	207426.9	18397.01	701.723	EX859120	Likely to be Occupied	142
145	546071.9	207602.8	2849.655	212.429	EX87870	Playing Field	143
146	546018.6	207790.7	8783.716	445.983	EX220947	Playing Field	144
147	545968.7	207970.9	10434.6	475.32	EX90280	Playing Field	145
148	546338	207668.7	16610.09	910.899	EX570718	Playing Field	146
149	547897.6	209962	390092.2	21674.34	EX675537	Likely to be Occupied	147
150	546938.9	212548	261373	2495.064	Enterprise Zone	Enterprise Zone - Previ	148

151	547149.2	210311.1	240017.4	2557.68	Enterprise Zone	Previously Occupied	149
152	544772.5	208589.8	24074.55	637.861	EX104136	School Site	150
153	545855.9	207738.6	25014.12	663.671	EX104137	School Site	151
154	543890.8	208393.2	24463.92	642.9	EX104227	School Site	152
155	545077.2	208816	10220.39	411.655	EX115183	School Site	153
156	545158.1	208846.3	7905.859	366.715	EX115797	School Site	154
157	544207.9	208551.7	6605.919	373.765	EX120408	School Site	155
158	544703	207801	7362.123	411.577	EX127675	School Site	156
159	547177.1	209869.9	16556.7	597.45	EX452134	School Site	157
160	545486.1	210233.8	16971.01	564.129	EX53420	School Site	158
161	546292.1	211273.3	33362.29	755.022	EX53121	School Site	159
162	546357.9	210401.4	27842.45	678.862	EX53122	School Site	160
163	544114.8	209601	23362.56	650.324	EX53125	School Site	161
164	545031.6	209966.8	19848.09	794.766	EX53126	School Site	162
165	547056.2	208738.1	24650.17	636.957	EX53127	School Site	163
166	545540.9	208978.9	23292.35	628.496	EX53128	School Site	164
167	546343.4	208883.4	24605.37	704.206	EX53129	School Site	165
168	546243.4	208268.7	24147.47	658.898	EX59694	School Site	166
169	544901.4	208968.1	126242.2	1472.648	EX805228	School Site - Previously	167
170	543085.1	207544.2	26515.94	719.309	EX829407	School Site	168
171	544136.8	207708.6	5433.475	366.797	EX833257	School Site	169
172	544941.1	207757.8	24684.04	639.326	EX833283	School Site	170
173	545163.9	208713.1	54427.51	1178.832	EX892199	School Site	171
174	545033.1	210160.2	2816.349	276.78	EX149099	Estate with Demolish	172
175	547292.9	211922.3	2568.445	305.535	EX851760	Estate with Demolish	173
176	543586.9	209476.1	1348.76	264.305	EX142780	Estate with Demolish	174
177	546597.5	210789.7	1707.676	305.983	EX140179	Estate with Demolish	175
178	545777.3	210531.2	2907.556	421.297	EX149068	Estate with Demolish	176
180	546596.6	211445.9	1363.78	210.077	EX149076	Estate with Demolish	177
181	545422.9	208954.9	1967.702	179.341	EX148007	Estate with Demolish	178
182	545335.6	208667.1	6074.271	623.31	EX148603	Estate with Demolish	179
183	542277.4	210294.5	71639.44	1602.026	EX439641	Likely to be Occupied	180
184	542982.8	210076.8	13183.62	691.097	EX461224	Likely to be Occupied	181
185	543624.6	209728.9	8812.829	579.906	EX76461	Playing Field	182
186	544027	209440.9	48979.14	1094.84	EX63529	Playing Field	183
187	543848.5	209232.6	17223.85	571.796	EX97423	Playing Field	184
188	543243.4	210208	11655.59	464.957	EX91606	Playing Field	185
189	545175.9	210200.7	20313.57	601.643	EX70168	Playing Field	186
190	545752.8	209927.6	21923.48	643.605	EX69351	Playing Field	187
191	544647.3	208571.1	8703.989	397.508	EX859315	Playing Field	188
192	544307.4	208423.3	44525.25	935.031	EX76687	Previously Occupied	189
193	544073.8	208264.5	8764.776	373.86	EX859279	Playing Field	190
194	544047.6	208317.7	2480.677	240.226	EX859654	Playing Field	191
195	543664.4	208793.9	23197.93	624.914	EX91665	Playing Field	192
196	543422.1	208578.6	4271.67	340.992	EX116096	Playing Field	193
197	543468.4	208553.3	852.989	137.135	EX115445	Playing Field	194
198	543098.6	208478.9	5327.002	336.066	EX197461	Playing Field	195
199	543787.6	207677.9	34079.38	909.994	EX858927	Playing Field	196
200	544005.7	207440.8	5548.591	369.87	EX70350	Likely to be Occupied	197
201	544653.4	207373.4	11108.6	427.922	EX859052	Playing Field	198

202	544591.9	207410.3	1791.607	313.01 EX572466	Playing Field	199
203	546398.7	208805.9	3159.453	262.828 EX69214	Playing Field	200
204	545381.4	208934.3	4823.525	482.635 EX853619	Playing Field	201
205	547751.7	209520.3	14058.62	845.979 EX728210	Likely to be Occupied	202
206	546113.6	210517.5	21678.63	596.583 EX68308	Playing Field	203
207	546776.3	210442.4	34526.01	819.766 EX57882	Playing Field	204
208	546332.1	209891.1	15251.63	535.607 EX85388	Playing Field	205
209	544361.4	209674.8	8625.283	773.119 EX149838	Likely to be Occupied	206
210	543991.3	210509.3	12921.83	521.903 824	Likely to be Occupied	207 2nd
211	544383.5	211231.4	9157.647	452.974 365	Likely to be Occupied	208 Land Origir Abstract - 1931
212	543300.6	210261.7	9152.251	467.825 EX171621	Playing Field	209
213	543648.5	209930.7	4554.729	830.318 985	Likely to be Occupied	210 1st
214	543725.5	209920.8	2483.905	502.416 44	Likely to be Occupied	211 1st
215	543574.9	209921.5	3461.647	291.319 986	Likely to be Occupied	212 1st
216	543594.5	209892.3	3399.244	307.929 785	Likely to be Occupied	213 1st
217	543484.9	209522.6	25908.53	961.138 465/965	Likely to be Occupied	214 1st
218	542607.5	208932.3	34514.04	772.882 EX859421	Likely to be Occupied	215
219	542636.1	208739.9	13401.1	470.824 382	Likely to be Occupied	216 Land Origir Conveyance 22-02-1977
220	543759.3	209882.2	3971.054	572.136 785/44	Likely to be Occupied	217 1st
221	544224.1	209020	43842.89	1849.65 44/881	Previously Occupied	218 1st
222	544033.5	209027.1	25727.78	1598.252 881	Previously Occupied	219 1st
223	543854.4	208990.5	16341.69	778.131 846	Previously Occupied	220 1st
224	543895.9	208921.4	6101.977	452.582 No Deed Packet - 2nd	Previously Occupied	221 2nd
225	543800.4	208968	3360.173	318.483 764	Previously Occupied	222 1st
226	543686.2	208996.5	11992.4	543.955 978/764/912	Previously Occupied	223 1st
227	543365.6	208866.2	30919.21	1735.212 919/978/935/926/932	Previously Occupied	224 1st
228	543388.6	208663.3	24963.89	1029.206 978	Previously Occupied	225 1st
229	543498.7	208930.6	10155.37	630.439 978	Likely to be Occupied	226 1st
230	542859	208154.9	13265.52	825.345 919/978/935/926/932	Likely to be Occupied	227 1st
231	543158	208481.2	2179.021	189.062 918	Playing Field	228 1st
232	543856.9	208060.4	5295.247	433.618 976	Likely to be Occupied	229 1st
233	543628.1	208005.1	2144.299	309.335 976	Playing Field	230 1st
234	543783.8	206989.7	4110.64	902.399 979	Likely to be Occupied	231 2nd
235	544311.8	207039.2	60571.97	1332.634 209	Playing Field	232 Land Origir Conveyance 28-04-1969
236	545029.5	207302.9	3289.779	234.354 EX159981	Previously Occupied	233
237	545056.4	207591.8	4966.425	369.673 975	Playing Field	234 Land Originally
238	545039.8	207643.8	5326.709	311.035 252/632	Playing Field	235 1st
239	545448.1	207456.4	3864.575	310.712 No Deed Packet - 2nd	Likely to be Occupied	236 2nd
240	544946.5	208046.3	32563.73	1851.397 975	Previously Occupied	315 Land Originally
241	544626.3	208243.3	3689.007	264.407 EX227504	Playing Field	238
242	545647.4	207724.3	15501.09	612.854 953	Likely to be Occupied	239 2nd
243	545451.6	208267	2734.718	228.707 No Deed Packet - 1st	Likely to be Occupied	240 1st
244	545566.6	208298.5	7163.202	873.762 973/791	Likely to be Occupied	241 1st
245	545271.9	208391.3	6872.232	373.503 225	Likely to be Occupied	242 Land Origir Conveyance 23-09-1969
246	545289.5	208709.1	23694.32	971.894 No Deed Packet - 2nd	Likely to be Occupied	243 2nd
247	545138.5	209100.7	90661.23	2652.594 503/945/501/846/849	Previously Occupied	244 1st
248	545666.5	209066.8	2677.082	235.275 EX76522	Playing Field	245
249	545759.9	208597.7	3898.798	308.324 117	Playing Field	246 Land Origir No Conveyance, some information found
293	543810.6	208002.6	216.14 976/751		Likely to be Occupied	289 1st
294	545875.4	208443.3	2892.743	274.745 EX139423	Previously Occupied	290

7

250	546302.1	208539	2550.696	279,792 EX148304	Likely to be Occupied	247	
251	546731.4	208294.5	4133.052	1010.428 EX63528	Likely to be Occupied	248	61
252	546318.8	208094.8	945.361	149.667 EX572523	Likely to be Occupied	249	
253	546438.1	207640.9	7526.01	373.396	Previously Occupied	250	Common Conveyance 17-07-1968
254	546476.3	207259	13634.57	882.01 EX301958	Likely to be Occupied	251	
255	547070.9	208631.6	6005.869	353.218	Playing Field	252	Land Origir Conveyance 24-12-1973
256	546937.8	209362.8	1869.882	228.262 No Deed Packet - 1st T	Previously Occupied	253	1st
257	546908.3	209388.2	1699.024	180.13 EX572489	Previously Occupied	254	Letter from CNT confirming that land can be transferred.
258	547544.7	209263.5	3196.01	658.051 EX675537	Likely to be Occupied	255	
259	547401.4	209383.2	795.31	123.073 EX659068	Likely to be Occupied	256	
260	548326.9	209666.3	4108.22	261.982 EX727210	Playing Field	257	
261	548417	209237.2	24245.31	1084.666 EX750453	Likely to be Occupied	258	
262	548609.2	209704.3	67571.08	1891.678 EX728210	Likely to be Occupied	259	
263	546005.5	209709.2	22884.06	327.532	Likely to be Occupied	260	1st
264	545478.2	209611.8	4848.473	281.634	Likely to be Occupied	261	1st
265	545161.9	209687.1	22348.27	1199.485	Likely to be Occupied	262	1st, Land O 40, Conveyance 19-12-1952
266	545395	209534.9	10797.64	503.491	Likely to be Occupied	263	1st
267	546102.9	209743.5	2038.41	182.537	Likely to be Occupied	264	1st
268	546149	209779.6	5678.389	316.704 799/862	Likely to be Occupied	265	1st
269	546048.4	209934.6	7322.264	672.833	Previously Occupied	266	1st
270	544945	211076	34539.86	899.226	Likely to be Occupied	267	1st
271	545009.9	210833.2	2763.838	213.75	Likely to be Occupied	268	Land Origir Conveyance 17-10-1964
272	546121.8	211688.8	6603.206	324.966 EX561849	Likely to be Occupied	269	Land Origir Conveyance 29-06-1965
273	545575.8	211880	26577.21	785.113 EX500326	Likely to be Occupied	270	
274	547233	211911.4	1256.878	162.501	Likely to be Occupied	271	Other
275	547260.5	212003.5	15231.46	543.405 264A	Likely to be Occupied	272	Land Origir Agreement 18-08-1972
276	547231.3	212178.4	2496.319	223.894	Likely to be Occupied	273	Land Origir Conveyance 27-07-1974
277	547459.8	211236.9	8562.711	648.336	Likely to be Occupied	274	Land Origir Abstract
278	547901.4	211186.6	9930.953	569.914	Likely to be Occupied	275	2nd
279	547904	211394.5	6548.423	357.933 No Deed Packet - 1st T	Likely to be Occupied	276	1st
280	548275.8	211751.5	2464.512	268.196 No Deed Packet - 2nd	Likely to be Occupied	277	2nd
281	546973.2	211787.6	4588.217	273.28	Likely to be Occupied	278	Other
282	546395.2	211388	6164.158	532.712 EX854619	Likely to be Occupied	279	
283	547179.7	212022.4	2923.135	247.679 ECC Owned	Likely to be Occupied	280	
284	547177.3	212091.3	4608.883	338.027 ECC Owned	Previously Occupied	281	
285	547124.9	212125.1	5901.5	450.67 ECC Owned	Likely to be Occupied	282	
286	544735.6	210619.9	1625.323	354.67 EX686403	Likely to be Occupied	283	
287	544524.4	211006.3	276.683	99.358 EX855079	Likely to be Occupied	284	
288	544611.6	210941.8	2232.01	355.606 EX686403	Likely to be Occupied	285	
290	542753.5	209195.6	443.058	195.456 Highway Verge	Likely to be Occupied	286	
291	546975.9	209652.2	507.642	261.607 Highway Verge	Previously Occupied	287	
292	546986.2	209692.2	969.72	323.199 Highway	Previously Occupied	288	
295	546272.8	209848.1	2308.514	356.272 2nd Transfer	Likely to be Occupied	289	
296	545426.2	209450.4	658.442	134.968	Likely to be Occupied	291	2nd
297	544271.3	208928.5	15746.09	525.233	Playing Field	292	1st
298	544685.8	210366.2	2574.376	655.643 Highway Verge	Likely to be Occupied	293	1st
299	544420.8	208030.3	1037.162	225.406 EX572460	Previously Occupied	294	
300	544431.5	208031.1	1104.325	228.285 EX150785	Previously Occupied	295	
302	542678	209563	1224183	8139.526 Pinnacles Industrial Est	Previously Occupied	296	
303	547683.4	210163.5	26379.68	757.416 Newhall	Newhall	298	
						299	

304	548238.5	210227	134144	2104.152	EX759381	Newhall	300
305	547512.1	210873.4	541881.3	6173.313	EX615728	Newhall	301
306	547339.3	210465	18008.75	992.955	EX615728	Newhall	302
307	547723.2	210458	30471.5	1005.096	EX75746	Newhall	303
308	547833.8	210331.8	19650.16	629.071	EX345186	Newhall	304
309	547403.4	211161.4	18071.2	607.273	EX626023	Newhall	305
310	545638.3	207460.1	7407.661	344.365	ECC	Newhall	306
311	543177	207570.5	613.328	118.693	EX853345	Likely to be Occupied	307
312	544190.8	209151.2	515.555	100.214	EX851410	Summers Ht Car Park	308
313	545882.1	208571.7	2943.454	254.652	EX853287	Passmores Previously Occupied	309
314	545911.7	210691	866.086	134.107	EX852185	Car Park	310
315	544645.7	210262.2	11011.09	534.702	EX681174	Car Park	311
316	544254.3	210189.6	1678.543	184.225	EX483153	Car Park	312
317	544545.3	211252.3	1795.36	324.532	189	Car Park	313
318	545611.3	211114	1362.278	165.007	EX147163	Car Park	Land Originally
319	545192.3	209763.2	6278.582	353.848	EX83740	Previously Occupied	314
320	544247.1	209082.3	1636.888	373.578	EX859553	Previously Occupied	315
321	545137.4	208917.8	3920.778	708.391	EX572483	Previously Occupied	316
							317

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Article 4 directions

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Some areas of Harlow are covered by Article 4 directions. If your property is in one of these areas, you'll need planning permission for works that would normally be covered by permitted development rights.

There are Article 4 directions in Harlow affecting:

- Old Harlow
- Morley Grove
- Templefields
- Pinnacles
- Burnt Mill and Station Approach
- Town Centre

We are currently consulting on a further Article 4 direction, which is a town-wide direction affecting the conversion of properties from single family dwellings to houses in multiple occupation. You can [read more about this proposed Article 4 on our consultation page \(/your-council/have-your-say/consultations\)](#)

Old Harlow

Related pages:

[Check if you need planning permission \(/planning-and-building-control/planning-permission/check-if-you-need-planning-permission\)](#)

[Request planning advice \(/planning-and-building-control/planning-permission/request-planning-advice\)](#)

[Make a planning application \(/planning-and-building-control/planning-permission/make-planning-application\)](#)

[Appeal against a planning decision \(/planning-and-building-control/planning-permission/appeal-against-planning-decision\)](#)

[Search and comment on planning applications \(/planning-and-building-control/planning-permission/search-and-comment-planning-applications\)](#)

[Approve or discharge planning conditions \(/planning-and-building-control/planning-permission/apply-us-approve-or-discharge-planning-conditions\)](#)

[Local Development Orders \(/planning-and-building-control/planning-permission/local-development-orders\)](#)

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Article 4 directions

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[Morley Grove \(/planning-and-building-control/planning-permission/article-4-directions/morley-grove\)](#)
[Pinnacles \(/planning-and-building-control/planning-permission/article-4-directions/pinnacles\)](#)
[Burnt Mill and Station Approach \(/planning-and-building-control/planning-permission/article-4-directions/burnt-mill-and-station\)](#)

Templefields

There are 2 Article 4 directions in Templefields.

- [Templefields North East Article 4 direction \(/sites/default/files/documents/Templefields%20Article%204%20Direction.pdf\)](#) (pdf)
- [Templefields Employment Area Article 4 direction \(/sites/default/files/documents/Templefields%20Employment%20Area%20Article%204%20Direction.pdf\)](#) (pdf)

The directions remove the automatic right for landowners in this area to convert business premises into residential accommodation.

The Templefields North East direction has been in place since 29 June 2018 and affects:

- Harlow Enterprise Zone area - Templefields North East (see direction for map)

The Templefields Employment Area direction has been in place since 15 July 2019 and affects:

- Templefields Employment Area (see direction for map)

Pinnacles

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Morley Grove

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[Town centre \(/planning-and-building-control/planning-permission/article-4-directions/town-centre\)](#)

Related pages:

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[Morley Grove \(/planning-and-building-control/planning-permission/article-4-directions/morley-grove\)](#)

[Templefields \(/planning-and-building-control/planning-permission/article-4-directions/templefields\)](#)

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Burnt Mill and Station Approach

There is one Article 4 direction in the Burnt Mill and Station Approach area.

- [Burnt Mill and Station Approach Article 4 direction \(/sites/default/files/documents/Burnt%20Mill%20and%20Station%20Approach%20Article%204%20Direction.pdf\)](#) (pdf)

The direction removes the automatic right for landowners in this area to convert business premises into residential accommodation.

The direction has been in place since 16 October 2019 and affects:

- Burnt Mill Industrial Estate, Elizabeth Way and Station Approach, Harlow (see direction for map)

Town centre

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Julie Galvin

From: Brian Keane
Sent: 29 May 2020 16:24
To: Harlow DC
Subject: Coronavirus response update - 29 May 2020
Attachments: NHS-Test-and-Trace.jpg

Coronavirus response update – 29 May 2020

Dear colleagues

The Prime Minister [made further announcements last night](#) which will ease the lockdown further from Monday (1 June). I'm sure we all welcome the news that from Monday groups of up to six people can meet outdoors (including in gardens) as long as strict social distancing rules are followed. I know this will be particularly welcome for those who want to see family and friends again. I'm looking forward to seeing my family even if it is from a distance. Unfortunately those who are shielding at this time will have to wait a little longer. There were no announcements that affect any decisions that we need to make at this time. Work is continuing as part of our recovery to look at what we need to do before we reopen any of our facilities.

I wish to thank you once again for how you are responding to the challenge and to thank you for the commitment you are all showing in providing services that our residents and businesses need. I plan to hold further Zoom briefings for staff very soon so you can catch up with everything that is going on.

This week's update brings you information on the new NHS test and trace service as well as some of the other work we are doing. There is also news on a couple of things which are important for the future of Harlow. I'm glad to say these are non-coronavirus related!

Test and trace service

Yesterday the government launched its [test and trace service](#). The service means anyone with symptoms will be tested and their close contacts will be traced. New guidance means those who have been in close contact with someone who tests positive must isolate for 14 days, even if they have no symptoms, to avoid unknowingly spreading the virus. The process is explained in the attached image. If you are asked to self-isolate as a result of being contacted by NHS test and trace you should tell your manager and follow the procedure already on [the coronavirus page](#) on Kaonet. It is important that within the workplace we continue to maintain social distancing at all times. If you are still coming in to the workplace and one of your colleagues tests positive you could be asked by the NHS test and trace service to self-isolate for 14 days, if you have had [close contact](#) with that person.

There is also updated guidance for employers and businesses around workplace safety, which will be considered as part of work already taking place internally. Workplace risk assessments have been drafted as part of government requirements and will be reviewed alongside this guidance.

Testing

The government also announced yesterday that under 5's can now be tested. All regional testing sites, including Stansted and the mobile testing units are ready for parents to administer testing for all under 5s (including under 2).

Reopening high streets

We are making preparations in line with government guidance for the expected reopening of non-essential retail shops from 15 June in the town centre and the neighbourhood shopping centres. Measures in the town centre include introducing a one way pedestrian system across the town centre. Stickers will be put on the ground and posters put up to encourage social distancing. Queuing systems will also be set up outside shops. All these measures complement what is happening in the Water Gardens and in the Harvey Centre. We have been sharing information with landlords and are looking at how we can support shops with safety measures they need to take within their

premises. Signage will go up in the neighbourhood shopping centres as well and queuing systems. This week we have been talking to town centre market traders who can start trading again from Monday (1 June) if they wish.

Business grant update

We have now reached the £10.5m mark for paying out government grants to local businesses. This week we have paid out a total of £10,780,000 to 826 businesses. This means we are now very close (99%) to giving grants to all the businesses we identified as being eligible for support.

Virtual meetings

The latest virtual council meeting took place on Wednesday (27 May 2020) which was the Development Management Committee. This meeting included contributions from the public and showed how we can continue to make decisions effectively using modern technology. The meeting was streamed live on our You Tube channel – www.youtube.com/harlowcouncil. The next meeting scheduled to take place virtually is the Development Management Committee again on 3 June 2020. The first meeting of the new Cabinet will take place on 9 July 2020. Dates for all council meetings can be found on our [website](#).

Public Health England to unveil latest plans

Public Health England (PHE) is [holding a 2-day virtual exhibition in June](#) to unveil the latest plans for its new public health science campus in the town. The campus will be one of the best facilities of its kind in the world – the largest in Europe – and will provide a major boost for the local economy including significant job opportunities. PHE is expected to submit its final detailed application to us in July. Given the COVID-19 outbreak PHE has had to find new ways to engage on its plans ahead of the final application being submitted. The solution is a virtual exhibition where visitors can enjoy a virtual fly-through of the site and the Arrivals and Education Centre.

The [public exhibition](#) is being held at 2pm to 7pm on Friday 5 June and from 10am to 2pm on Saturday 6 June 2020. Members of the project team will be on hand to live chat, answer questions and take feedback. Any questions that can't be answered straight away will be provided within 72 hours. The [exhibition](#) will remain open for 2 weeks and close on Friday 19 June. People who cannot visit over the weekend will still be able to share their thoughts, ideas and questions during this time. A printed summary of the exhibition material is available for those with limited access to the web.

Work to begin on M11 Junction 7a

This week Essex County Council has announced that work on the new M11 Junction 7A is gearing up, with the site currently being cleared to enable the works team to set up in June. Construction will then start on Gilden Way at the London Road Roundabout in June/July. The new junction is planned to open in 2022. You can read more [here](#)

Please enjoy your break this weekend if you are not working. There will be a further update from me next week.

Please stay safe

Kind regards, Brian

Julie Galvin

Subject: FW: Coronavirus response update – 5 June 2020

From: Brian Keane
Sent: 05 June 2020 15:57
To: Harlow DC
Subject: Coronavirus response update – 5 June 2020

Dear colleagues,

There are no government announcements this week which affect us directly, but we continue to monitor all developments closely.

Due to the outstanding efforts of our staff we continue to provide a wide range of services our residents and businesses need. Work and discussions continue behind the scenes at Senior Management Board, in the recovery groups and also in the Covid-19 workplace risk assessment group (formerly the PPE task and finish group) on how and when to reopen the facilities which are currently closed. I want to reassure you all that we won't do anything until it is safe for both you and our residents. We will take our time and consider and follow government public health guidance. In everything we decide the health and safety of all is our focus, which is the right thing to do as both an employer and community leader. As soon as decisions are made I will let you know straight away. I will update you on our recovery work at the forthcoming staff Zoom briefings.

This week we have started advertising homes ready for allocating again. Work is moving at pace on getting ready for the reopening of the High Streets and we have also announced our decision to not open the paddling pools this year.

Here is my latest update:

Staff briefings

Details were sent out yesterday on more staff Zoom briefings which I will be hosting next Friday (12 June) at 10am and 11am respectively

Free online mental health courses

Mind West Essex are currently offering free interactive courses to help people learn how to manage their mental health and provide support for others. The free courses include an intro to anxiety and coronavirus anxiety. You can access and order these courses on the Mind [website](#) and complete them during worktime at a time agreed with your line manager.

Fire Safety

We would usually be carrying out fire evacuation drills at our buildings. However this would be difficult at this time due to social distancing. Please can you ensure that you are familiar with the Fire Safety Assessments for the building you are working in. If the fire alarm sounds continuously you must leave the building and go to the nearest assembly point. Please ensure you take responsibility for any visitors and guide any customers who may have mobility impairments. Please try and socially distance where possible and when asked to return to the building please try and do this in a staggered way to prevent people congregating. Where possible wash your hands upon entering the building.

Coming into the workplace

Overall, wherever possible, it remains the case for all that if you can work from home you should continue to do so. This is because we want to continue limiting the numbers of people coming into workplaces at this time. The government are also keen that we continue to emphasise the following hygiene measures to prevent the spread of the virus:

- Washing your hands frequently with soap and water for at least 20 seconds or use a hand sanitiser. Do this after you blow your nose, sneeze or cough before you eat or handle food and always immediately when you return home
- Avoid touching your eyes, nose, and mouth with unwashed hands
- Cover your cough or sneeze with a tissue, then throw the tissue in a bin
- Clean and disinfect frequently touched objects and surfaces in the home

Housing allocations

From yesterday we restarted advertising homes for bidding at [Harlow Homefinder](#). The availability of homes will be limited each week and allocations will be made on a phased basis. Allocations and lettings of homes continue to be prioritised for homeless households and those in housing need. Homes will be re-let only when they are ready and it is safe to do so. We know some residents may be anxious at this time about moving and we don't want to put added pressure on anyone not ready to move or that is unable to do so. Mutual exchanges remain on hold at this time, but are being reviewed following the latest government guidance.

Arts Council bid successful

The Harlow Playhouse Team have been successful in getting funding of £34,946 from the Arts Council COVID 19 Emergency Response Fund. This funding will support the theatre and other venues as the local cultural sector recovers from the coronavirus pandemic. For the playhouse this funding will ensure that the theatre can continue its work in engaging both new and old audiences in new ways, support local artists and plan its recovery. It will also give us the ability to provide some support to other important cultural partners in Harlow.

Latest on reopening the High Street

Next week we will be starting to implement our COVID-19 reopening the town centre action plan in preparation for the first wave of non-essential shops and services being allowed to reopen from 15 June 2020. A one-way system will be implemented across the town centre along with guidance and signage around queue and maintaining social distancing. In addition we have temporarily restricted vehicle access in Broad Walk to ensure there is no interference with the pedestrianised one-way system.

The Regeneration Team are working with the Playhouse to look at the possibility of playhouse staff acting as town centre hosts providing advice and guidance to shoppers as well as producing how to video guides to demonstrate how to safely visit the town centre.

We are already starting to see an increase in visitors to the town centre. We are anticipating that from w/c 15 June we could see large numbers of people coming back into the town centre. Although we will be promoting the reopening of the town centre, we will be asking residents and visitors to exercise caution and have public safety at the forefront of their plans. We must ensure crowds are not gathering and that we can maintain safe access to shops and services at all times.

Museum living through coronavirus project

Our Harlow Museum & Walled Gardens team has launched a project, which aims to capture residents' experiences and memories of living through lockdown. The museum team are encouraging residents to share a photo, film, piece

of writing or an object that has helped them get through this uncertain time in our lives. Staff are welcome to take part. If you have something you wish to contribute you can [email the museum](#). More details on this project can be found on [our website](#) and will appear on the museum and council's Facebook pages.

Update on supporting business and residents

The Revenues & Benefits team have now paid a total of £10,985,000 in grants to local businesses. We have received a further £500,000 to award discretionary grants to those business not eligible for grants under the government's business rates grant scheme. The team is also working on sending revised council tax bills to over 4,000 households who receive local council tax support. Each resident in receipt of support will receive a reduction of up to £150 in their council tax bill. A leaflet offering further support and assistance is being sent out with the bills.

Please stay safe and I will update you again next week.

Kind regards, Brian

NEGOTIATED STOPPING POLICY AND TEMPORARY TRANSIT AGREEMENT

1. This Policy has been developed to be used alongside an injunction obtained by the Council. The injunction prevents named from entering the District, and unnamed individuals from entering onto defined land within the District and setting up encampment(s), and/or occupying the land for residential purposes including the occupation of caravans/mobile homes, storage of vehicles, caravans and residential paraphernalia. A copy of the injunction order can be found at Schedule 1 of this policy.
2. The injunction has been obtained as a proportionate response to an increasing number of 'unauthorised encampments' which have occurred within the District and which have been accompanied by one or more of the following aggravated factors:
 - a. Aggressive and/or violent and/or threats and/or intimidation and/or anti-social behavior by occupants of the encampment to residents, businesses and visitors to the borough
 - b. Criminal damage
 - c. 'Commercial' fly tipping
 - d. Open human defecation / open deposit of use nappies and soiled tissue paper
 - e. Loose dogs and animals
 - f. Obstruction of highways
 - g. Breaking and entering into private and/or public land
 - h. Open fires
 - i. Abandoned gas cannisters
 - j. Interruption to business/sporting events/community events

3. The Environment Agency has also identified a 'modus operandi' which is deployed by a small, but highly impactful, criminal fly tipping organisation, which involves:
 - a. The breaking/entering into land by the group, including changing of locks and display of 'Legal Aid, Sentencing and Punishment of Offenders Act' notices;
 - b. Bringing onto the land of vans, caravans, cars or other vehicles
 - c. Deploying children to act as 'guards' to the site
 - d. Filling the site with fly tipped material until either moved on by the authorities, or the site becomes full.
4. The Council acknowledges that
 - a. The injunction will have an impact on the Gypsy and Traveller community.
 - b. That the Human Rights Act 1998 and the Equality Act 2010 recognise and protect individuals with those protected characteristics, and there are consequent obligations on the Council to ensure that these obligations are fulfilled.
 - c. That the aggravating factors identified at paragraph 2 above are in no way representative of the Gypsy and Traveller community generally, and, to the extent that those individuals who engage in this activity identify as Gypsy or Traveller, that they are a small and non-representative minority within those groups.
 - d. That the Council has an obligation to support genuine cases of need.
 - e. The council must always take into account the best interests of the child, which is a primary consideration.
5. In light of the above, the Council recognises the need to find an appropriate and balanced and proportionate response to the issues outlined in paragraph 2 above, to minimise the impact on the settled community and Council owned land of those unauthorised encampments of the nature described above, whilst at the

same time ensuring it protects the rights of Gypsies and Travellers in accordance with the Equalities Act 2010 and the Human Rights Act 1998.

6. The injunction is founded on the basis that it is only those encampments which are present 'without lawful permission' of the land owner and/or planning permission which are prevented. Therefore, there will, and must, be a clearly communicated basis upon which that permission will be granted, so as to satisfy any individual who wishes to 'stop up' for a period that they are doing so in such a way as to not amount to a contempt of court.
7. This policy represents the basis upon which a person or persons may seek lawful permission from the Council to 'set up camp' within its District. The Council may only grant lawful permission as a landowner in respect of land which it owns. Therefore, if an individual or group of individuals wishes to use a piece of *private* land for the purposes of encamping for a period, they must obtain the prior permission of the land owner, and if requested, provide evidence of this to the Council. If such permission is not obtained and evidenced, the encampment will be considered a breach of the injunction if it is on land protected by the injunction. It is preferable for a person or persons to contact the council prior to setting up camp on land which is owned by the Council. The relevant contact details will be advertised on the Council's website and on relevant notice. If the travelers are unaware of this policy at the time they form an encampment, they will be advised of the policy and any request to remain on the land will be dealt with in accordance with the policy.
8. In addition to the landowner's consent, the individual or individuals that wish to form an encampment on the land will also need to ensure that they have either planning permission from the Local Authority, or they benefit from 'General Permitted Development' rights, as defined in the General Permitted Development Order 20???. For the avoidance of doubt, the circumstances in which Permitted Development will exist are set out in Schedule 2 of this Policy.

9. The Council will consider any application for negotiated stopping in line with the following considerations. The applicants will need to sign (or indicate their consent, which will be recorded in writing by a Council officer) to the 'Negotiated Stopping Agreement' which can be found at Schedule 3.

In determining an application the Council will consider the following:

- a. Is the site suitable? The officer will assess whether the site is one which can reasonably accommodate an encampment, regard will be had to
 - i. Whether the presence of vehicles will interrupt local amenities;
 - ii. Whether there is free and easy access to the site, for example, to enable emergency services to attend if necessary, and for delivery and removal of portable toilets;
 - iii. Whether the site is sensitive, for example, in a wholly or mainly residential neighbourhood, near schools, or care homes, or if it is a Site of Special Scientific Interest, or a nature reserve
 - iv. Proximity to highways, or other features which may present as a hazard to the proposed occupants of the encampment
 - v. The size of the encampment
- b. Does the encampment benefit from planning permission? The nature of the encampment will need to benefit from the General Permitted Development Order 20??, or have obtained specific consent from the Local Authority.
- c. Has the welfare checklist been completed? This will need to be undertaken for all encampments that come into the borough and have any steps necessary arising out of the welfare checks been taken and has the best interests of any children on the encampment been considered.

- d. Do the vehicles have functional toilet facilities, if not the Council will need to direct persons to the nearest appropriate facilities and where appropriate portable toilets may be able to be provided by the Council for a small fee.
10. During the currency of an encampment, Council officers will attend to ensure that there are no issues being either directed toward, or caused by, the encampment. The aim of the Council is to facilitate a harmonious balance between the rights and needs of the settled community and the Gypsy and Traveler community.

Schedule 1 – Injunction Order

DRAFT

Schedule 2 – General Permitted Development

DRAFT

Schedule 3 – Negotiated Stopping Application

This application determines the basis upon which the Council is to provide 'lawful permission' for the applicant to stop up on the identified land to comply with the terms of the injunction. Please complete each section. The Council will complete their section, and a copy of this agreement and the Negotiated Stopping Policy will then be retained by both parties.

The applicant will provide to the Council, and the Council will provide to the applicant, a nominated point of contact so that any issues can be discussed and remedied. If the applicant has any issues or concerns or is subject to any aggressive/violent or anti-social behavior from others, they should contact the Council and/or Police as soon as possible.

By agreeing to the terms of this agreement, and upon the Council granting permission as outlined in this agreement, the applicant is assured that they will not be in breach of the terms of the injunction.

Section 1 – For the Applicant to Complete

Name of Applicant:

Date:

Location:

Nominated Point of Contact:

Telephone Number:

When did you arrive?:

How long do you need to remain at this location?:

How many people are you travelling with?:

How many vehicles, including caravans, are you travelling with?:

Please list Vehicle Registration Markers:

What is the reason for your stay?:

Have you been shown a copy of the Negotiated Stopping Policy?: Y/N

Have you been shown a copy of the injunction? Y/N

By staying at this location, we agree to the following:

- I, and those I am travelling with, will not:
 - o deposit waste at this location, and will take away and lawfully dispose of all waste
 - o Allow any open fires or burning of material
 - o use threatening/violent or antisocial behavior towards residents and/or other lawful visitors to the site
 - o openly defecate or urinate and will use the toilet facilities contained within our vehicles. If we require toilet facilities due to malfunction and/or unavailability of our own facilities, we will notify the Council who will provide portable toilet facilities
 - o play loud or amplified music.
 - o Use any motorised bikes/scooters/quad bikes or other similar vehicles which may present as a nuisance or hazard
 - o Not to deposit any materials on the land for example such as hardcore, tarmac, fencing or other material that would be in breach of the injunction.
- I, and those I am travelling with, will keep all animals on a leash or teathered, and under control at all times.
- The size of the encampment will not exceed _____ persons and _____ vehicle
- We will leave the site by no later than 4.p.m. on _____ and will leave the site clean and tidy, taking all waste and gas canister(s) with us

Section 2 – for the Council to Complete

Name of allocated Council Officer:

Telephone number:

Is the location Public or Private Land: Public/Private

Has access been obtained peacefully and without any criminal damage? Y/N

Is the location/proposed location of the encampment in an obstructive location:
Y/N

Does the encampment benefit from planning permission, or permitted
development in accordance with the General Permitted Development Order
20???: Y/N

Has section 1 of this application been explained to and completed by the
applicant: Y/N

Has the welfare checklist been completed: Y/N

I confirm that the above named applicant, along with _____ (enter number) of
other individuals and _____ (enter number of vehicles) has permission to
remain at _____ until 4.p.m. on _____.

Signed: _____ (Council Officer)

For an on behalf of the

Dated: _____

Signed: _____ (Applicant)

Name: _____

Dated: _____

I confirm that I have read, or have had read to me, the terms of this agreement,
which have been explained and which I understand and agree to.

Equality Impact Assessment

Revised May 2020

draft

Section 1 summary of Equality Impact Assessment [EqIA]

1.1	<p>Details of the Policy, Strategy, Function, Project, Activity or Decision</p> <p>Title; Unauthorised Encampments</p> <p>Scope of EqIA: Impact of obtaining an extension to the Pre-emptive Injunction and Mandatory injunction pursuant to s222 LGA 1972 and section 187B Town and Country Planning Act 1990, granted on 16 December 2015.</p>
1.2	<p>Details of the Person responsible for the EqIA</p> <p>Harlow District Council – Head Of Governance is responsible for the EqIA</p> <p>The decision is support by input from:</p> <p>Essex Police Force</p> <p>Essex County Council</p> <p>Essex County Council, Gypsy and Traveller Unit</p> <p>The Local Planning Authority</p> <p>Harlow District Council Housing Options [dealing with Homelessness applications]</p> <p>Harlow District Council Environmental Officers</p> <p>Harlow District Council Project Director for the Enterprise Zone</p> <p>Head Of Community and Wellbeing</p> <p>Local authorities within Essex</p> <p>Local authorities outside the area who have been affected by unauthorised encampments.</p>

1.3	<p>What are the aims and objectives of the Decision</p> <p>The Council has the responsibility of managing unauthorised encampments on its own land; this includes taking any action regarding eviction. The Council has an existing policy on unauthorised encampments that deals with all unauthorised encampments in a uniform way. Addressing unauthorised encampments is not the sole responsibility of one agent but includes health and wellbeing, education, adult and child social care, crime and disorder, housing, environmental health and enforcement.</p> <p>The Council had during 2013/15 experienced an influx of unauthorised encampments by Gypsy and Travellers, this EqIA focuses on the impact of obtaining the pre-emptive injunction and Mandatory injunction under s222 Local Government Act 1972 and section 187B Town and Country Planning Act 1990 has had on that particular group.</p> <p>To comply with the legislation in relation to unauthorised encampments.</p> <p>To balance the rights of the Gypsy and Traveller community with those of the settled community and settled Traveller community within Harlow. To have due regard to the Public Sector Equality Duty to eliminate discrimination, harassment, victimisation and any other conduct prohibited by the Equalities Act under section 149 of the Equalities Act 2010.</p> <p>To have regard to Article 8 and Article 14 of the Human Rights Act 1998, to act with proportionality in applying balancing the rights of the Travellers to non-interference with family life and not to be discriminated against with those same rights of the settled community.</p> <p>To ensure that the Council has due regard to its Public Sector Equality Duty under s149 Equality Act 2010. The Race Relations Act 1976 now enacted within the Equality Act 2010 [EA 2010] recognised Gypsies and Irish Travellers as ethnic groups.</p> <p>To ensure that any decision made on the evidence provided is in accordance with Human Rights legislation and Convention Rights and is proportionate.</p>

1.4	<p>What policies/procedures/guidance/legislation is relevant to this EqIA?</p> <p>DCLG Dealing with illegal and unauthorised encampments guidance August 2013 Office Deputy Prime Minister Guide to effective use of enforcement powers Part 1 unauthorised encampments 2006 Essex Gypsy and Traveller and Travelling Show-people Accommodation Assessment on behalf of Essex Planning Officers Association July 2014 ACPO guidance on unauthorised encampments Corporate Equality and Diversity policy Local Government Act 1972 Town and Country Planning Act 1990 Criminal Justice and Public Order Act 1994 Crime and Policing Act 2014 Human Rights Act 1998 Equality Act 2010 European Convention of Human Rights Convention on the Rights of the Child Procedure for Responses to Unauthorised Encampments agreed by Harlow District Council Special Environmental and Community Committee 5 November 2009.</p> <p>Anti-Social Behaviour Crime and Policing Act 2014</p> <p>NPPC Operational Guidance on Unauthorised Encampments June 2018</p> <p>COVID-19 Mitigating Impacts on Gypsy and Traveller Communities 30 April 2020</p>
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Section 2 Background and evidence

2.1	Who is likely to be effected by this decision? Anyone setting up an unauthorised encampment Gypsy and Traveller Communities Harlow District Council Essex County Council Police Settled Traveller Community Settled Community Other neighbouring authorities Businesses within the District Enterprise Zone
2.2	What data have you regarding the protected group? Information from Community Safety Team Information from the Police Information from Essex County Council Gypsy and Traveller Unit Liaising with other agencies Environmental Health Housing Options regarding homelessness applications Information from various local authorities. Harlow District Council offered via its Community Safety Team assessments for homelessness applications with the Council's Housing Option services The Council offered the Travellers assessments for bricks and mortar accommodation, initially letters were handed to the Travellers by the Community Safety Team in which details were given of the Housing Options Officers to contact regarding arranging assessments. All bar one of the Travellers did not contact the Housing Options Team one Traveller did contact the team who offered temporary accommodation which was refused.

One Traveller family contacted Essex County Council regarding being placed on the waiting list for a permanent pitch in Essex. During various meetings the family changed their minds first wanting a permanent pitch, the family then wanted to buy land. Officers from Essex County Council Gypsy and Traveller Unit asked them to fill out registration forms, in November 2014, none of which have been returned to date. There were various children travelling with their families the Council was informed that some had been registered at a school in Harlow but subsequently this was not the case. Essex County Council Gypsy and Traveller unit carry out initial assessments and inform the Education Authority if there are any queries. There were no prosecutions of parents on the unauthorised sites for non-school attendance, leading to the conclusion that the children were not registered at schools in Harlow.

The Council's Community Safety Officers contacted various authorities regarding the Travellers in Harlow. Stoke on Trent confirmed that one of the families, with a disabled child, did have a plot there, and that the mother and child had registered at Golden Mill Medical Centre Stoke-on-Trent. South Cambridgeshire confirmed that the four of the Travellers are registered for Council Tax purposes. It is believed that other Travellers that occupied the unauthorised sites in Harlow had other accommodation available to them.

The impact of social exclusion on the Gypsy and Traveller community can be shown by the following statistics:

- The average life expectancy is 10 years less than the settled community
- 17.6% of mothers have experienced the death of a child compared with 0.9% in the settled community
- In 2011 just 12% of Gypsy, Roma and Traveller pupils achieved five or more good GCSEs, including English and mathematics, compared with 58.2% of all pupils.
- Both male and females within these groups have high rates of unemployment

The Traveller community is less likely to benefit from regular access to healthcare and preventative medicine; they are more likely to use acute services such as accident and emergency.

Research by the DCLG shows that these groups are likely to experience early death, poor childhood development and limited uptake and access of health care [Minister Working Group report 2012] *"There is an excess prevalence of miscarriages, stillbirths and neonatal deaths in Gypsy and Traveller communities and high rates of maternal death during pregnancy and shortly after childbirth".*

	<p>Research has shown Gypsy and Traveller woman are 30 times more likely to suffer domestic abuse than those in the settled community.</p> <p>During the current Pandemic it is acknowledged that a local authority should take into account the needs of the travelling community and that as a group they are classed as being vulnerable.</p>
2.3	<p>Who has been engaged with?</p> <p>Community Safety Team Councillors Senior Management External and internal legal advisors Police Essex County Council Environmental Health Officers Housing Options Officers regarding Homelessness Various local authorities</p>
2.4	<p>Evidence</p> <p>From October 2013 to the hearing on the 3 March 2015 there were 109 unauthorised encampments within Harlow District boundaries. Harlow is a new town covering an area of approximately 13.45 square miles; uniquely the town has large areas of green wedges, common land, large verges adjacent to the highway, cycle tracks, hard standings in industrial sites and decommissioned school grounds. The majority of the unauthorised encampments were in relation to two known Irish Traveller families though there have been other families who are not known to Council either joining the main group or setting up unauthorised encampments on their own.</p> <p>There was a cost to the Council with regard to clearing the sites, including those sites not owned by the Council, the Council being the waste authority with the duty to clear sites of waste. The clearing of the sites cost the Council in the region of £28,443 to the 9 January 2015, there were legal costs incurred in the County Court to obtain Court Orders to regain</p>

<p>possession of the Council's land amounting to £6350 up to 10 January 2015. The total cost Ordered against the named Defendants in the Final Injunction granted on the 16 December 2015, including internal and external legal fees, was £94,541.50.</p> <p>The Council has 44 pitches, the largest amount in Essex for the size of the district, the Council is aware that some of the Travellers have approached Essex County Council to register for pitches but none have requested to settle in Harlow. The Fern Hill Site in Harlow is currently undergoing refurbishment which will once completed offer an extra 8 pitches in Harlow.</p> <p>Harlow has no provision for a transient site in its area at present; the Council continues to work with other agencies to explore the possibility of such a provision. The Council is aware that there are no transient sites at present in Essex, and has proposed a site identified within Harlow, at present there is no agreement from Essex if the proposed site is suitable or not.</p> <p>The Community Safety team showed that there was increasing tensions between the settled community, the settled Traveller community and the itinerant Travellers who set up the unauthorised encampments. Since the granting of the Injunction on 16 December 2015 these community tensions have dissipated.</p> <p>Harlow Properties Limited who own Kao Park, part of the Enterprise Zone have informed the Council that they had a number of serious issues with Travellers between 2012 and 2014 which called into question the project and raised issues at shareholder level. The granting of the Injunction eliminated these problems enabling funding to be obtained. They have indicated that if the Injunction were to lapse this would heighten concerns for tenants and investors in the project, it would also cause a large increase in security costs and create a risk item in the due diligence process they have undertaken with tenants and investors. They have indicated that they would support any further application and would wish for the Council in any application to include their land.</p> <p>Picton Capital have also been approached, they are the proprietors of nine premises at the eastern end of River Way, also forming part of the Enterprise Zone. The presence of the Injunction has increased confidence for investment, including a £1 million refurbishment of one of the commercial units, Unit 6 which had previously had an unauthorised encampment on the car parking available for the Unit. Without the Injunction they have indicated that security costs would increase, further that there would be a potential negative impact on being able to market the estate. They believe if the Injunction were to lapse there would be a reduction in the attractiveness of Harlow for both occupiers and investors.</p>

<p>Both of the companies have indicated they would support an application to extend and vary the Injunction to include the parts of the business parks they own.</p>	<p>The Council has been in touch with various local authorities who are experiencing similar problems with unauthorised encampments. The information gained is reproduced below.</p> <p>Contact has been made with Central Bedfordshire Council, who have experienced an increase in unauthorised encampments, in a newspaper report on 27 January 2017, it was stated that these Travellers had come from Harlow. They have been persistently setting-up unauthorised encampments since March 2016. The Council has had to deal with an increase in fly-tipping including some commercial waste. Preventative measures such as concrete boulders have not deterred the Travellers from trying to access sites.</p> <p>Basildon District Council has also seen an increase in unauthorised encampments with the family group and some individuals having the same name as those mentioned above. Basildon District Council consider that the problem is so severe that they will be making an application to the Court for an injunctive order.</p> <p>The London Borough of Barking and Dagenham have a joint arrangement with Thurrock and Brentwood in regard to delivering some of their services. It is understood that some of the Travellers involved in setting-up unauthorised encampments in the London Borough of Barking and Dagenham were some of the initial Travellers who were in Harlow, namely the Stokes family, the majority of whom left Harlow prior to being served with the Injunction, with only Barbara Stokes' being served with the Interim Injunction in March 2015.</p> <p>It is understood that some of those originally identified in the initial application by Harlow District Council and Essex County Council as being part of the Stokes family went to the London Borough of Barking and Dagenham. They have been involved with a family known as the Ward family and both families have moved onto sites and engaged in commercial fly-tipping on business sites leaving some businesses with up to £500,000 in clean-up costs, repair costs and security measures. The impact on businesses in London Barking and Dagenham was significant. In the Borough private security officers were attacked and threatened, police had to arrange further officers from outside the Borough to be called in to assist local police ensure that there was not a breach of the peace whilst bailiffs execute warrants of possession on private land, and local authority officers were threatened.</p> <p>London Barking and Dagenham also had to deal with issues involving travellers disrupting primary schools with reports of</p>
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<p>on three occasions' travellers' children having entered primary schools at playtimes and having attacked and/or intimidated school children.</p> <p>London Barking and Dagenham have now obtained an injunction to prevent certain named individuals from entering the Borough and have protected sensitive sites including, vulnerable green space, industrial areas, and schools.</p> <p>Chelmsford City Council is 130 square miles and is within 22 miles of Harlow. They have provided the following information which is based on various records that they hold, those sharing the information have informed the Council that though they have tried to ensure the accuracy of the information it is for information purposes and should be accepted as it is rather than as a statement of fact.</p> <p>William McGinley, who was served with the original papers, has been seen in Harlow on the 7 February 2017, showing that the group of Travellers named on the Injunction or from the same family are currently within the vicinity of Harlow.</p> <p>From the above it can be seen that all the commercial sites in Harlow are vulnerable to unauthorised encampments and targeting for the dumping of commercial waste and other sites are vulnerable to unauthorised encampments. Since obtaining the injunction in Harlow, the following authorities close to Harlow have suffered increased encampments from individuals named in the Harlow injunction. If the injunction is not extended, with these individuals currently in the vicinity, it is likely that the travellers will return to Harlow, and recent evidence of attempts at encampments in Harlow, suggest that that all that is preventing this problem at present is the injunction.</p> <p>The information gathered from areas around Harlow point to the families initially named on the original application also being involved in setting-up unauthorised encampments leading to an increase in commercial fly-tipping. It was unfortunate that those named on the original application and their associate family member were not served with the papers as they left the district prior to the Council being able to serve them.</p> <p>Further that those sites identified in the Injunction remain vulnerable, Travellers still come to Harlow with the intention of setting-up unauthorised encampments. Those that do are informed of the Injunction and are being served with names being obtained.</p>
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Section 3 Making a Judgement about impacts

3.1	How are each protected group affected? [positively, negatively or not at all]
Age	<u>Impact on the Gypsy and Traveller community.</u>
	It is recognised that the Travellers live in extended family groups, which means that there is a large age range with differing needs.
	It is recognised that an extension to the injunction banning the setting up of illegal encampments may have an effect on the elderly and the very young which may affect access to education or healthcare if no long term alternative is available.
	<u>Impact on local residents</u>
	It is recognised that the site of an unauthorised encampment is likely to have a negative effect on local residents with protected characteristics. The Council must balance the rights of the Travellers against the rights of the settled community.
Disability	<u>Impact on the Gypsy and Traveller Community</u>
	It is recognised that there have various studies undertaken to evidence that there is a disproportionately high level of ill/mental health, and chronic illness in the Travelling Community. It is recognised that consideration must be given to any identified needs when dealing with an unauthorised encampment.
	It is recognised that the Travelling Community are more vulnerable during the current Pandemic due to live-style.

	<p><u>Impact on local residents.</u></p> <p>It is recognised that local residents with disabilities may be disproportionately affected by an unauthorised encampments situated near to highways, schools, verges, housing estates, cycle tracks [used for access] and common land.</p> <p>F further that they are more vulnerable within the current Pandemic to suffering from COVID-19 if they are near to unauthorised encampments</p> <p>Sex</p> <p><u>Impact on the Gypsy and Traveller Community</u></p> <p>There are cultural issues in relation to gender/sex within the Gypsy and Traveller community, which the Council would need to take into account with regard to the decision. For example unmarried woman may not engage with Officers.</p> <p>Race</p> <p><u>Impact on the Gypsy and Traveller Community</u></p> <p>Gypsies and Irish Travellers are recognised as an ethnic group with the definition of race characteristics protected by the Equality Act 2010. Unauthorised encampments are more prolific with the Gypsy and Traveller Community and care must be taken not to act disproportionately.</p> <p><u>Impact on local residents</u></p> <p>The Council must balance the rights of the Traveller Community against the rights of the wider community who under the Equality Act share the same characteristics or under the Human Rights legislation share the same rights.</p> <p>Religion or belief</p>
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	<p><u>Impact on the Gypsy and Traveller</u></p> <p>It is recognised that the Travelling community have strong beliefs,</p> <p>Sexual Orientation</p> <p>No specific impact has been identified</p> <p>Transgender</p> <p>No specific impact has been identified</p>
3.2	<p>Having regard to the potential or actual effect of the policy, strategy, function or decision on equality make an informed judgement about what should be done?</p> <p>In deciding whether to proceed with the proposed application to extend or vary the Injunction granted under the provisions of s222 LGA 1972 and s187B Town and Country Planning Act 1990, it is important to consider the European Convention on Human Rights enacted into legislation as the Human Rights Act 1998 [HRA] and the Equalities Act 2010 [EA].</p> <p>Article 8 is the right to a family life and non-interference from a state body unless it is proportionate to do so, Article 14 is the right to not be discriminated against and can only be used alongside a substantive right, it cannot be pleaded in isolation. Article 6 is the right to a fair trial.</p> <p>Section 4 of the EA gives protection from discrimination for those with a protected characteristic in this case it would be race or ethnicity.</p>

<p>Discrimination under the provisions of the EA can either be direct or indirect. The questions to be asked would be:</p> <ul style="list-style-type: none"> • Are the actions of the council treating the Travellers less favourably because of a protected characteristic? • Are the actions likely to disproportionately affect the Travellers as opposed to others? <p>The Council must also have due regard to its duty under the EA 2010, the Council is now expected under section 149 of the Act to have due regard to eliminating discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Act, advance equality of opportunity between persons who share a relevant protected characteristic and those who do not, and factor good relations between those who share a relevant protected characteristic and those that do not.</p> <p>The decision maker must satisfy himself that the Council has fulfilled its duty to have due regard to equality and diversity. The Council is on the face of it infringing Article 8, with Article 14 of the HRA and s4 of the EA.</p> <p>In order to be able to do so and have justification the Council's response to a breach of human rights must follow the four stages of proportionality.</p> <ol style="list-style-type: none"> 1. Is the interference justifiable in the circumstances? 2. Is the measure considered rational? 3. Is the means [the Injunction] being used to impair that right no more than necessary to accomplish the objective? 4. Whether a fair balance has been struck between the rights of the individual(s) and the interests of the community which is inherent in the Convention? <p>It is therefore a balancing act to determine if the rights of these Travellers should outweigh the rights of the settled</p>

<p>community and the settled travelling community whose rights are also protected under the Convention, and HRA.</p> <p>It is inherent in the Convention and the HRA that the rights of one group can be infringed in favour of another group or groups where appropriate. In looking at this a balancing act must be done, in this case is it justifiable to interfere with the rights of the transient group compared with the settled Travellers and the settled community. It was evident that that the transient group had a disproportionate effect in regard to both the harm they caused, and the protection of the rights and freedoms of the wider community. If the Travellers were to return to Harlow would the same disproportionate effect reoccur? It can be seen from the information gathered that the Travellers are still in and around Essex, and that some already seem determined to return and remain in Harlow. The fact that William McGinley has as recently as 7 February 2017 been seen in Harlow indicates that some of the named Travellers or associated family members, further that the Stokes and Berry families associated with the unauthorised encampments and their wider family members, are still within the vicinity of Harlow and would return to set up unauthorised encampments if the Injunction were to lapse.</p> <p>The Injunction granted on 16 December 2015 has been successful in protecting the people and businesses of Harlow, without such protection there is the real possibility of the community tension reoccurring.</p> <p>It can be seen from the concerns of the Kao Business Park and the Enterprise Zone landowners and developers that the return of the Travellers would have a disproportionate effect on them being able to carry out their business and attract new tenants to the business parks. This would have an effect on those living in Harlow with a reduction of employment opportunities.</p> <p>It is also plain, from the encampments that have had to be moved on recently, that without the injunction these encampments would have remained, and it is apparent that some of those forming these encampments were intent on fly-tipping in Harlow on a commercial scale.</p> <p>In making the decision to go forward with an application to extend and/or vary the Injunction the decision maker must be satisfied that the disproportionate effect on the settled community would return taking into account the evidence that is available.</p> <p>The decision maker should be aware that the Human Rights Act (HRA) does not provide new rights for Travellers'. Even</p>

	<p>before the Human Rights Act, the 1976 Race Relations Act (now part of the Equality Act 2010) recognised Traveller's need for housing, education and health. There is a 'right to respect of his private and family life, his home and his correspondence' under the Human Rights Act, but these rights do not entitle them to set up camp anywhere, and they can be punished if they do not obey an order to vacate. But decisions about planning and how and when to vacate sites must be taken with human rights in mind, adhering to government guidance, to ensure that treatment is not disproportionate. Further the Council must heed the current guidance regarding the Travelling Community during the Coronavirus pandemic and must balance both the rights of the Travellers' and the rights of the settled community taking making sure any decision is proportionate and reasonable in the circumstances.</p> <p>In making the decision, the decision maker should have regard to the above and balance the rights of the wider community and the transient group in determining if they wish to proceed with the application.</p> <p>The decision maker should also have regard to the fact that the majority of the Travellers on the unauthorised encampments had other accommodation available to them however the Council has not been able to ascertain if this is the position for all the Travellers who would be affected by the application. The sites' encamped upon in neighbouring authorities, however, are predominately industrial in nature and not suitable for residential need, nor, were the sites encamped upon in Harlow that led to the injunction.</p> <p>Under the GTAA, the Council is at present fulfilling its duty to provide permanent pitches.</p>
3.4	<p>Risks</p> <p>That the Council may be subject to legal challenge on the decision to make an application to extend and/or vary the Injunction granted on the 16 December 2015.</p> <p>There is the inherent risk that the Council will not be successful and this will lead to an influx of unauthorised encampments, stretching the Council's resources.</p>

	There will be publicity regarding any failure of the application, which may have a negative impact on the Council's reputation.
	There is a risk that the action becomes defended, this would pose a financial risk to the Council.

Section 4 monitoring and review

Question	Response
How will the effects be measured	Reduction in unauthorised encampments Reduction in anti-social behaviour and crime attributed to unauthorised encampments Reduction in tension between the settled community, settled Traveller Community and the unauthorised encampments

Section 6 Decision Making and Publication

Lead Officer	Head of Governance Simon Hill		
Decision	Signed		Dated
	Simon Hill		

On behalf of:	The First Claimant
Witness	Julie Galvin
No of Statement	First
Dated	
Exhibit	JG8

IN THE HIGH COURT OF JUSTICE

Claim no:

In the matter of the Local Government Act 1972 s222

BETWEEN

(1)	HARLOW DISTRICT COUNCIL
(2)	ESSEX COUNTY COUNCIL

Claimants

-and-

(1)	WILLIAM MCGINLEY
(2)	JOSIE MCGINLEY
(3)	BRIDIE MCGINLEY
(4)	WILLIE MCGINLEY
(5)	BRIDGET MCGINLEY
(6)	BRIDGET MCGINLEY
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(20)	MARK DOHERTY

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(23)	HARRY McDONAGH	
(24)	WILLIE TORRENCE	
(25)	MIRANDA TORRENCE	
(26)	MARTIN TORRENCE	Defendants
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(36)	MARY KEEANE	
(37)	MICHAEL KENNAN	
(38)	MARTIN MONGAN	
(39)	CHRISTOPHER MONGAN	
(40)	PERSONS UNKNOWN	

EXHIBIT JG8 TO WITNESS STATEMENT OF Julie Galvin

Draft Service Order 2

IN THE HIGH COURT OF JUSTICE
QUEENS BENCH DIVISION

Claim No:

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND
SECTION 187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

Before

On the day of 2020

BETWEEN

(1) HARLOW DISTRICT COUNCIL
(2) ESSEX COUNTY COUNCIL

Claimants

-and-

(1) WILLIAM MCGINLEY & 39 OTHER NAMED
DEFENDANTS (LISTED IN SCHEDULE 1 ATTACHED TO THIS ORDER)

(2) PERSONS UNKNOWN **FORMING**
UNAUTHORISED ENCAMPMENTS WITHIN
THE DISTRICT OF HARLOW

Defendants

ORDER

UPON HEARING Counsel for the Claimants without notice to the Defendants

AND UPON reading the First witness statement of Julie Galvin

AND UPON the Claimants giving the undertakings contained in Schedule A of the Order

IT IS ORDERED THAT:

1. The application issued on 8 June 2020 to vary the injunction of Mr Justice Jay dated 14 June 2017 shall be listed before a Judge at 10.30am on 12 June 2020, with a 1 hour time estimate.
2. Pursuant to CPR Part 6.27 the Claimants have permission to serve the Defendants with notice of hearing by posting notice of the hearing and a copy of this Order on the Council's website in the form attached in Schedule 1 of this order.
3. The Claimant shall file a copy of the application bundle by 4 p m on Tuesday 9 June 2020

SCHEDULE A

The Claimant undertakes to post notice of the hearing date for the application to vary the injunction of Mr Justice Jay dated 14 June 2017 on its website and Facebook page by 5pm 8 June 2020

Schedule 1

- (1) JOSIE MCGINLEY
- (2) BRIDIE MCGINLEY
- (3) WILLIE MCGINLEY
- (4) BRIDGET MCGINLEY
- (5) BRIDGET MCGINLEY
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On behalf of:	The First Claimant
Witness	Julie Galvin
No of Statement	First
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QUEENS BENCH DIVISION

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SECTION 187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

Before

On the day of 2020

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-and-

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ORDER

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AND UPON the Claimants giving the undertakings contained in Schedule A of the Order

IT IS ORDERED THAT:

1. The application issued on 8 June 2020 to vary the injunction of Mr Justice Jay dated 14 June 2017 shall be listed before a Judge at 10.30am on 12 June 2020, with a 1 hour time estimate.
2. Pursuant to CPR Part 6.28 service of notice of the hearing on the Defendants is dispensed with.
3. The Claimant shall file a copy of the application bundle by 4pm on Tuesday 9 June 2020

SCHEDULE A

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