

BETWEEN:

JOCKEY CLUB RACECOURSES LIMITED

Claimant/Applicant

and

- (1) DANIEL FRANK PETER KIDBY
- (2) PERSONS UNKNOWN ENTERING THE AREA DESCRIBED BELOW AS THE "RACE TRACK" ON THE DAY OF A "RACING FIXTURE", EXCEPT AT "CROSSING POINTS" WITH "AUTHORISATION", AS DESCRIBED BELOW
- (3) PERSONS UNKNOWN ENTERING AND/OR REMAINING ON ANY "CROSSING POINTS" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (4) PERSONS UNKNOWN ENTERING THE AREA DESCRIBED BELOW AS THE "PARADE RING" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (5) PERSONS UNKNOWN ENTERING AND/OR REMAINING ON ANY PART OF THE AREAS DESCRIBED BELOW AS THE "HORSES' ROUTE TO THE PARADE RING" AND/OR THE "HORSES' ROUTE TO THE RACE TRACK" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (6) PERSONS UNKNOWN INTENTIONALLY OBSTRUCTING THE "HORSE RACES", AS DESCRIBED BELOW
- (7) PERSONS UNKNOWN INTENTIONALLY CAUSING ANY OBJECT TO ENTER ONTO AND/OR REMAIN ON THE "RACE TRACK" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (8) PERSONS UNKNOWN INTENTIONALLY ENDANGERING ANY PERSON AT THE LOCATION DESCRIBED BELOW AS THE "EPSOM RACECOURSE" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (9) MR BEN NEWMAN

Defendants/Respondents

DRAFT ORDER

UPON the Claimant's application by application notice dated 1 July 2024 for permission to rely on additional witness evidence ("**the Application**").

AND UPON the court reading the Application and the Witness Statement contained in Schedule 1 to this Order.

AND UPON the Court hearing Leading Counsel for the Claimant.

IT IS ORDERED THAT:

1. The Claimant has permission to rely on further written evidence contained in Schedule 1 of this Order, pursuant to CPR 8.6(1)(b).

2. The further written evidence shall be deemed served on all Defendants as at the date of this Order in circumstances where the Claimant has provided copies of the further written evidence as follows:
 - a. to the First and Ninth (named) Defendants in accordance with CPR 6; and
 - b. to the Second to Eighth (Persons Unknown) Defendants, pursuant to CPR 6.15 and 6.27, by:
 - i. posting digital copies on its website and Facebook page;
 - ii. affixing sealed copies in transparent containers in at least 2 conspicuous locations at public entrances to the Epsom Racecourse; and
 - iii. providing digital copies to the organisation Animal Rising by email;
3. This Order shall be served by the Claimant on the Defendants:
 - a. on the First and Ninth (named) Defendants in accordance with CPR 6; and
 - b. on the Second to Eighth (Persons Unknown) Defendants, pursuant to CPR 6.15 and 6.27, by:
 - i. posting digital copies on its website and Facebook page;
 - ii. affixing sealed copies in transparent containers in at least 2 conspicuous locations at public entrances to the Epsom Racecourse; and
 - iii. providing digital copies to the organisation Animal Rising by email;
4. No order as to costs.

Name and Address of the Claimant's Solicitors

1. The Claimant's solicitors are Pinsent Masons LLP, of 30 Crown Place, Earl Street, London, EC2A 4ES; +44 (0) 20 7418 7000.

Dated

Schedule 1