

IN THE HIGH COURT OF JUSTICE

Claim No. [            ]

KING'S BENCH DIVISION

IN THE MATTER OF SECTION 187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

BEFORE THE HONOURABLE MR JUSTICE MANSFIELD

DATED 24 MAY 2026



B E T W E E N : -

**SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL**

**Claimant**

and

**PERSONS UNKNOWN**

**(being persons who are entering, occupying, residing on, bringing caravans, mobile homes or other structures onto, or carrying out or intending to carry out works or development on, land known as "West of Moor Drove", Histon/Cottenham, Cambridgeshire, as shown edged red on the plan attached to this Order)**

**Defendants**

**INJUNCTION ORDER**

**PENAL NOTICE**

**IF YOU, THE WITHIN NAMED DEFENDANTS, PERSONS UNKNOWN, DISOBEY THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT OF COURT AND LIABLE TO IMPRISONMENT OR FINED OR 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 TO BE IN CONTEMPT OF COURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED.**

## **IMPORTANT**

1. This Order prohibits you from doing the acts set out in this Order. You should read the terms of the Order and these guidance notes very carefully. You are advised to consult a solicitor as soon as possible. You have a right to ask the Court to vary or discharge the Order.
2. If you disobey this Order you may be found guilty of contempt of court and may be sent to prison or fined, or your assets may be seized.

On 24 May 2026, The Honourable Mr. Justice Mansfield considered the application brought by South Cambridgeshire District Council ("the Claimant") for an injunction under section 187B of the Town and Country Planning Act 1990, supported by the witness statement listed in Schedule A and accepted the undertakings listed in Schedule B at the end of this Order.

**UPON** hearing Counsel for the Claimant, upon reading the witness statements listed in Schedule A and upon accepting the undertakings listed in Schedule B

**AND UPON** the Court being satisfied that the application has properly been made without notice to the Defendants having regard to the urgency of the matter, the risk of further development and occupation occurring before any noticed hearing, and the present inability to identify the persons with an interest in, or carrying out or intending to carry out works on, the Land

**AND UPON** the Court noting that the Claimant has been unable to obtain HM Land Registry title information for the Land before issue because the HM Land Registry online service was unavailable on the day of issue, as explained in the witness statement of Stephen Kelly

**IT IS ORDERED THAT FROM ALTERNATIVE SERVICE BEING EFFECTED UNTIL 3 JUNE 2026 (THE RETURN DATE) OR FURTHER ORDER:**

## **THE INJUNCTION**

1. In relation to the land known as "West of Moor Drove", Histon/Cottenham, Cambridgeshire ("the Land"), as shown edged red on the attached plan, the Defendants, whether by themselves or by instructing, encouraging, permitting or assisting any other person, must not use the Land or carry out works to the Land in breach of planning control and, in particular, must not:
  - i. use the Land, or any part of it, for human habitation or residential occupation, including as a residential caravan site, or for any other purpose in breach of planning control;
  - ii. bring onto, station, site or place on the Land any touring caravan, static caravan, mobile home, park home, cabin, chalet or other structure for the purpose of human habitation or residential occupation or for any other purpose in breach of planning control;
  - iii. bring onto, erect, construct or install any buildings, day rooms, amenity buildings, utility buildings, portable toilets, containers, sheds, outbuildings, walls, gates, fences or other structures on the Land in association with human habitation, residential occupation, the stationing of caravans or mobile homes, or any other purpose in breach of planning control;
  - iv. bring onto the Land any portable structures, domestic equipment, domestic paraphernalia, storage items or other items associated with human habitation, residential occupation, or the creation of a residential caravan site in breach of planning control;

- v. bring onto, deposit, spread or store on the Land any further waste materials, hardcore, aggregate, road planings, building materials or like materials for any purpose including the creation, completion, extension or laying of hardstandings, hard surfaces, bases, pitches, tracks, parking areas, accessways, paths or roadways in association with the stationing of caravans or mobile homes, human habitation, residential occupation or any other purpose in breach of planning control;
  - vi. carry out any further engineering operations, excavation, levelling, grading, surfacing, drainage works, formation of accessways, paths, roadways or hardstanding, or any works associated with or in preparation for the use of the Land for the stationing of caravans and/or mobile homes or for human habitation or residential occupation in breach of planning control;
  - vii. install, connect, extend or alter any services or infrastructure on the Land, including foul drainage, septic tanks, cesspits, package treatment plants, soakaways, pipework, water, electricity, gas, heating, lighting, broadband, telecommunications or other utilities, where associated with or in preparation for human habitation, residential occupation, the stationing of caravans or mobile homes or any other purpose in breach of planning control;
  - viii. remove hedgerows, trees or vegetation, alter boundary treatment, or erect or complete any fencing, gates, walls, bunds or means of enclosure associated with the creation of residential pitches, a residential caravan site, the stationing of caravans or mobile homes, or any other purpose in breach of planning control;
  - ix. undertake any further development on the Land as defined by section 55 of the Town and Country Planning Act 1990 without the express grant of planning permission or otherwise in breach of planning control.
2. For the avoidance of doubt, this Order does not prohibit any lawful permitted development rights and/or the lawful agricultural use of the Land or the making of a planning application or other lawful application to the Claimant or to any other competent authority.

**IT IS FURTHER ORDERED THAT**

**ALTERNATIVE SERVICE**

3. Pursuant to CPR 6.15 and 6.27, permission for alternative service of this Order and related documentation is granted.
4. Service of this Order on all of the Defendants may be effected by the Claimant:
  - a. posting unsealed copies in transparent waterproof envelopes in prominent positions at or near the entrance to the Land and, where safe and practicable, on fencing, gates or other prominent features on or immediately adjoining the Land;
  - b. posting unsealed copies in transparent waterproof envelopes on any caravans, mobile homes, cabins, structures, vehicles, plant or equipment that may be found on the Land;
5. This shall be deemed to be good and sufficient service of this Order on all of the Defendants and the need for personal service of this Order is dispensed with in relation to all Defendants (for the purposes of CPR Part 81).
6. The Claimant shall also provide a QR code with the Order providing access to the Application Notice, evidence in support of the Application and future documentation.
7. The Claimant shall publish an unsealed copy of this Order on the Claimant's website;
8. Subject to further order, copies of any future documentation may be validly served on the Defendants in the ways specified above.

9. Should the Claimant become aware of the identity of any person currently encompassed within Persons Unknown, it shall apply, as soon as reasonably practicable thereafter, to join that individual to these proceedings.

10. Service in accordance with paragraph 4 above shall be deemed to be good and sufficient service on the Defendants of this Order, the Application Notice, the evidence in support of the application and any future documentation on the date on which the document is first affixed, posted or published by any of the methods set out in paragraph 4.

#### **THE RETURN DATE**

11. There shall be a hearing at 10.30am on 3 June 2026 (the Return Date) with a time estimate of 2 hours at the Royal Courts of Justice, Strand, London WC2A 2LL, or by such remote or hybrid means as the Court may direct. On the Return Date, the Defendants and any person affected by this Order may, if so advised, make representations in relation to the continuation, variation or discharge of this Order.

#### **VARIATION OR DISCHARGE OF THIS ORDER**

12. The Defendants, and any person notified of this Order or affected by it, may apply to the Court to vary or discharge this Order, or so much of it as affects that person, on 48 hours written notice to the Claimant's legal representatives. The hours between 5pm on any Friday and 9am on any Monday shall not be counted as part of the 48 hours' notice period.

13. Any person who wishes to be heard under paragraphs 5 or 6 should apply to the Court to be added as a named defendant to these proceedings and should provide their name, address and contact details in the application.

#### **COSTS OF THE APPLICATION**

14. Costs reserved.

15. Liberty to apply.

#### **GUIDANCE NOTES**

##### **Effect of this Order - the Defendants**

A Defendant who is ordered not to do something must not do it personally or in any other way. A Defendant must not do it through others acting on their behalf, on their instructions or with their encouragement, permission or assistance.

##### **Effect of this Order - parties other than the Claimant and Defendants**

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 their assets seized.

The grant of this Order does not prevent the Defendants or any person affected by it from raising any objection of law, practice, justice or convenience at the Return Date or any other hearing before the Court.

##### **Interpretation of this Order**

1. In this Order, "the Land" means the land known as "West of Moor Drove", Histon/Cottenham, Cambridgeshire shown edged red on the attached plan.
2. In this Order, references to "the Defendants" mean the Defendants identified as Persons Unknown and each of them.
3. A requirement to serve on "the Defendants" means service by the alternative service methods authorised by this Order. The Order is effective against any Defendant or person affected by it on whom it is served or who otherwise has knowledge of it.

4. The Defendants identified as Persons Unknown are adult persons who are not named defendants to this application who have an interest in the Land, who are entering or occupying the Land, who have carried out or intend to carry out works or development on the Land, or who intend to station caravans, mobile homes or other structures on the Land for human habitation or residential occupation or any other purpose in breach of planning control.
5. For the purposes of this Order, "development" has the meaning given by section 55 of the Town and Country Planning Act 1990.

### **Communications with the Court**

All communications to the Court about this Order should be sent to the Royal Courts of Justice, Strand, London WC2A 2LL, quoting the claim number above. The offices are open between 10.00am and 4.30pm Monday to Friday except bank holidays.

### **SCHEDULE A**

#### **Evidence**

The Judge read the following written evidence before making this Order:

1. First Witness Statement of Stephen Kelly dated 24 May 2026, together with exhibits SK/1 to SK/3.
2. First Witness Statement of Dr Martin Cahn dated 24 May 2026, together with exhibits MC/1 to MC/4.

### **SCHEDULE B**

#### **Undertakings given to the Court by the Claimant**

1. As soon as reasonably practicable after the making of this Order, the Claimant will serve this Order, the evidence in support of the application, the skeleton argument for the hearing and a note of the hearing by the alternative methods authorised in this Order.
2. As soon as reasonably practicable after the making of this Order, the Claimant will publish on its website details of the injunction, the Order, the Return Date, a plan identifying the Land and copies of the application documents, subject to any necessary redaction of personal data.
3. The Claimant will place or affix copies of this Order and the related documentation at or near the entrance to the Land and in such other prominent positions on or adjacent to the Land as are safe and practicable.
4. The Claimant will make copies of this Order and the application documents available free of charge to any person affected by this Order who requests them from the Claimant or the Claimant's legal representatives.
5. The Claimant will file and serve evidence of service before the Return Date.
6. When the HM Land Registry online service is available, the Claimant will take reasonable steps to obtain title information for the Land and will consider whether any person thereby identified should be served directly and/or added as a named defendant to these proceedings.
7. As soon as practicable, the Claimant will file a claim form and serve the sealed claim form in this action claiming the appropriate relief.
8. As soon as practicable, the Claimant will serve a sealed copy of this order in accordance with the alternative methods authorised in this Order.

**Name and address of Claimant's legal representatives:**

Ivy Legal Limited  
Office 2.05, Clockwise  
Old Town Hall  
30 Tweedy Road  
Bromley  
BR1 3FE  
Email: [enforcement@ivylegal.co.uk](mailto:enforcement@ivylegal.co.uk)  
Tel: 0203 7455 896

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**DATED 24 MAY 2026**

**B E T W E E N : -**

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**Claimant**

**-and-**

**PERSONS UNKNOWN**

**(being persons entering, occupying, residing on, bringing caravans/mobile homes onto, or carrying out  
or intending to carry out development on land known as West of Moor Drove, Histon/Cottenham,  
Cambridgeshire)**

**Defendants**

**INJUNCTION ORDER**

Ivy Legal Limited  
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Bromley  
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**PLAN 1**

**The Land**

**[INSERT PLAN SHOWING THE LAND KNOWN AS "WEST OF MOOR DROVE" EDGED RED]**

**Plan**

