

IN THE CAMBRIDGE COUNTY COURT

CLAIM NO: 2CM00157

BEFORE HHJ *YELTON*



BETWEEN:

BRITISH WATERWAYS BOARD

Claimant

and

MR ROGER NISBET

Defendant

*Order approved*

*M.Y.*

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MINUTE OF ORDER

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If you do not obey paragraphs 2 and 3 of this Order you will be guilty of contempt of court and you may be sent to prison

UPON hearing the Claimant's Part 8 Claim

AND UPON hearing the Solicitor for the Claimant and the/ Solicitor for the/ Defendant/ in person/ not attending

**IT IS ORDERED THAT:**

1. It be and is hereby declared that the Claimant is entitled, after 17 April 2012, to remove the Defendant's boat "The Lady May" index number: 77011 from the canals and inland waterways under the Claimant's control pursuant to its statutory powers under section 8 of the British Waterways Act 1983 and section 13 of the British Waterways Act 1971.

2. The Defendant be forbidden, after 17 April 2012 (whether by himself or by instructing or encouraging any other person) without the prior consent of the Claimant:
  - (a) From navigating, mooring and/or securing the boat "The Lady May" index number: 77011 on or to any part of the River Stort;
  - (b) From navigating, mooring and/or securing the boat "The Lady May" index number: 77011 on any part of any of the canals and inland waterways controlled by the Claimant shown coloured blue and listed on the plan annexed hereto.
3. The Defendant do, by no later than 17 April 2012, remove the boat "The Lady May" index number: 77011, from the property controlled by the Claimant;
4. The Defendant do pay the Claimant's costs in respect of this action, summarily assessed in the sum of £ 583 .

**Dated: 3 April 2012**