

IN THE NOTTINGHAM COUNTY COURT

CLAIM NO: 3NG00241

BEFORE HHJ *Inghs* *RS*

BETWEEN:

CANAL AND RIVER TRUST

and

MR WILLIAM FLETCHER



Defendant

MINUTE OF ORDER

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

AND 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 *RS*

RS
IT IS ORDERED THAT:

1. It be and is hereby declared that the Claimant is entitled, after 4pm on 3 April 2013, to remove the Defendant's boat "Penny II" index number: 52657 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 4pm on 3 April 2013 (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 "Penny II" index number: 52657 on or to any part of the Erewash Canal;
 - (b) From navigating, mooring and/or securing the boat "Penny II" index number: 52657 on any part of any of the canals and inland waterways controlled by the Claimant shown coloured blue on the plan and listed in the Schedule, both annexed hereto.
3. The Defendant do, by no later than 4pm on 3 April 2013 remove the boat "Penny II" index number: 52657, 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 £ 995 payable within 14 days.

Dated: 20 March 2013