

General Form of Judgment or Order

In the County Court at Clerkenwell & Shoreditch	
Claim Number	C02EC342
Date	4 November 2016



CANAL & RIVER TRUST	1st Claimant Ref LVG/M-00510221
IAN MCBAIN	1st Defendant Ref

Before District Judge Rand sitting at the County Court at Clerkenwell & Shoreditch, The Gee Street Courthouse, 29-41 Gee Street, London, EC1V 3RE.

Upon hearing the Solicitor for the Claimant

IT IS ORDERED THAT

Order approved as attached.

Dated 28 October 2016

The court office at the County Court at Clerkenwell & Shoreditch, The Gee Street Courthouse, 29-41 Gee Street, London, EC1V 3RE. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 02072 507200 Fax: 0870 761 7688. Check if you can issue your claim online. It will save you time and money. Go to www.moneyclaim.gov.uk to find out more.

Produced by: C Herelle
CJR065C

IN THE COUNTY COURT AT
CLERKENWELL & SHOREDITCH CLAIM NO: C02EC342

BEFORE HHJ

BETWEEN:

CANAL & RIVER TRUST

Claimant

and

IAN MCBAIN

Defendant

ORDER

If you do not obey paragraphs 2 and 3 of this Order then you may be held in contempt of court and imprisoned or fined, or your assets may be seized

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 is hereby declared that the Claimant is entitled, after 4pm on 11 November 2016, to remove the Defendants boat "Pegasus", index number: 52790 from the canals and inland waterways under the Claimant's control shown coloured blue on the plan and listed in the Schedule, both annexed hereto, 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 is forbidden, after 4pm on 11 November 2016 (whether by himself or by instructing or encouraging any other person) without the prior written consent of the Claimant:
 - (a) From navigating, mooring and/or securing the boat "Pegasus", index number: 52790 on or to any part of the Regents Canal; and
 - (b) From navigating, mooring and/or securing the boat "Pegasus", index number: 52790 on any part of any of the canals and inland waterways controlled by the Claimant as defined at paragraph 1 above.
3. The Defendant shall, by no later than 4pm on 11 November 2016, remove the boat "Pegasus", index number: 52790 from the property controlled by the Claimant as defined at paragraph 1 above.
4. The Defendant shall pay the Claimant's costs in respect of this action, summarily assessed in the sum of £ 719. payable within 14 days of the date of this Order.

Dated: 28 October 2016

You may be able to get free legal aid advice. Go online at www.gov.uk/legal-aid for further information