

1/12

Injunction Order

Between Canal & River Trust, Claimant
and Mr Peter Burke, Defendant

In the County Court at Central London	
Claim Number	D02CL098
Claimant (including ref.)	Canal & River Trust HDB/M-00638220
Defendant (including ref.)	Mr Peter Burke and 1 other

Shoosmiths Llp
1st Floor
Witan Gate House
500 - 600 Witan Gate West
Milton Keynes
MK9 1SH



*****Order amended under slup rule 40.12 on 10 November 2017*****

Before Mr Recorder Berkley sitting at the County Court at Central London, Thomas More Building, The Royal Courts of Justice, Strand, London WC2A 2LL

If you do not obey this order you will be guilty of contempt of court and 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 Defendant not attending

IT IS ORDERED THAT

1. It is hereby declared that the Claimant is entitled, after 4pm on 13 September 2017, to remove the Defendant's boat "Moonraker", index number: 505579 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 13 September 2017 (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 "Moonraker", index number: 505579 on or to any part of the River Lee Navigation; and

(b) From navigating, mooring and/or securing the boat "Moonraker", index number: 505579 on any part of any of the canals and inland waterways controlled by the Claimant as defined at paragraph 1 above.

The Defendant shall, by no later than 4pm on 13 September 2017, remove the boat "Moonraker", index number: 505579 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 £1,969.50 payable within 14 days of the date of this Order.

Dated: 30 August 2017

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

The court office at the County Court at Central London, Central London, R. C. J, Thomas More Building, Royal Courts Of Justice, Strand, London, WC2A 2LL. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 0300 123 5577 Fax: 0870 739 4144 (GOLD FAX). 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: Mr J Lyons
CJR105



Moonraker - 505579

Produced By:
nwallam
Date:
18/05/2017



Ashby Canal
Birmingham & Fazeley Canal
Coventry Canal
Saltisford Arm (Grand Union Canal)
Oxford Canal
Kingswood Arm (North Stratford Canal)
North Stratford Canal
South Stratford Canal
Staffordshire & Worcestershire Canal
Trent & Mersey Canal
Wyrley & Essington Canal (Coventry Canal)
Chesterfield Canal
Cromford Canal
Erewash Canal
Fosdyke Canal
Leicester Line (Grand Union Canal)
Grantham Canal
River Trent
River Soar
Nottingham & Beeston Canal
Nottingham canal
Upper Trent
River Witham
Caledonian Canal
Crinan Canal
Abbey Creek
Bow Creek
City Mill River
Channelsea River
Slough Arm (Grand Union Canal)
Paddington Arm (Grand Union Canal)
Hertford Union Canal
Limehouse Basin
Limehouse Cut
Lee Navigation
Old River Lea
Prescott Channel
Pudding Mill River
Regent's Canal
River Stort
Three Mills River
St Thomas Creek
Waterworks River
Forth & Clyde Canal
Glasgow Branch (Forth & Clyde Canal)
Monkland Canal
Union Canal
Ashton Canal
Lancaster Canal

Netherton Tunnel Branch (New Main Line)
Gower Branch (New Main Line)
Icknield Port Loop
Ridgeacre Branch (Wednesbury Old Canal)
Dudley No 2 Canal
Boshboil Arm (Dudley No 2 Canal)
Spon Lane Locks
Oozells Street Loop (New Main Line)
Dudley No 1 Canal
Wednesbury Old Canal
Soho Loop
Hockley Port Branch (Soho Loop)
Bumble Hole Arm (Dudley No 2 Canal)
Cape Arm (New Main Line)
Daw End Canal
Fens Branch (Stourbridge Canal)
Birmingham & Warwick Junction Canal
Gospel Oak Branch (Walsall Canal)
Grand Union Canal
Grazebrook Arm (Dudley No 1 Canal)
Haines Branch Canal
Hatherton Canal
Ladywood Arm (New Main Line)
Rushall Canal
Stourbridge Extension Canal
Stourbridge Town Arm (Stourbridge Canal)
Shrewsbury & Newport Canal
Stourbridge Canal
Shropshire Union Canal
Tifford Canal
Tat Bank Branch (Tifford Canal)
Causeway Green Branch (Tifford Canal)
Jim Crow Arm (Tifford Canal)
Portway Branch (Tifford Canal)
Tifford Pools (Tifford Canal)
Tame Valley Canal
Anson Branch (Walsall Canal)
Worcester & Birmingham Canal
Wyrley & Essington Canal
Engine Arm
Walsall Town Arm (Walsall Canal)
Willenhall Branch (Walsall Canal)
Ocker Hill Tunnel Branch (Walsall Canal)
Dudley Tunnel Branch
Walsall Canal
Old Main Line
Bradley Arm (Old Main Line)
Cannock Extension Canal
Digbeth Branch (Birm'm & Fazeley Canal)
Chemical Arm (Old Main Line)

Leigh Branch (Leeds & Liverpool Canal)
Glasson Branch (Lancaster Canal)
Leeds & Liverpool Canal
Walton Summit Arm (Leeds & L'pool Canal)
Rufford Branch (Leeds & Liverpool Canal)
St Helens Canal
Manchester Bolton & Bury Canal
Bolton Arm (Man'r Bolton & Bury Canal)
Bugsworth Arm (Peak Forest Canal)
Peak Forest Canal
Rochdale Canal
Ribble Link
Aylesbury Arm (Grand Union Canal)
Stratford Arm (Grand Union Canal)
Welford Arm (Leicester Line)
Market Harborough Arm (Grand Union Canal)
Buckingham Arm (Grand Union Canal)
Northampton Arm (Grand Union Canal)
Wendover Arm (Grand Union Canal)
Brownsover Arm (Oxford Canal)
Dukes Cut (Oxford Canal)
Engine Arm (Oxford Canal)
Clifton Arm (Oxford Canal)
Hythe Bridge Street Arm (Oxford Canal)
Brinklow Arm (Oxford Canal)
Rugby Arm (Oxford Canal)
Stretton Arm (Oxford Canal)
Newbold Arm (Oxford Canal)
Bridgwater & Taunton Canal
Gloucester & Sharpness Canal
Kennet & Avon Canal
Sharpness Old Arm
River Severn Navigation
Stroudwater Canal
Leek Branch (Caldon Canal)
Caldon Canal
Llangollen Canal
Prees Branch (Llangollen Canal)
Macclesfield Canal
Monmouthshire & Brecon Canal
Gullsfield Arm (Montgomery Canal)
Montgomery Canal
Swansea Canal
Middlewich Branch (Shrop Union Canal)
Weston Canal
Weaver Navigation
Wilton Brook (Weaver Navigation)
Anglesey Branch (Wyrley & Ess'n Canal)
New Mainline
Bradley Branch (Walsall Canal)

Bank Dole Cut
River Aire
Aire & Calder Navigation Main Line
Wakefield Branch (Aire & Calder Nav)
Calder & Hebble Navigation
Dewsbury Arm (Calder & Hebble Nav)
Halifax Branch (Calder & Hebble Nav)
Deame and Dove Canal
Stainforth & Keadby Canal
Sheffield & Tinsley Canal
Huddersfield Broad Canal
Huddersfield Narrow Canal
Springs Branch (Leeds' & Liverpool Canal)
New Junction Canal
Pocklington Canal
Ripon Canal
River Ouse
Ure Navigation
Selby Canal
Sheffield & South Yorkshire Navigation
Tees Navigation