

IN THE HIGH COURT OF JUSTICE

CLAIM NO:

QUEEN'S BENCH DIVISION

BETWEEN:

SHELL INTERNATIONAL PETROLEUM COMPANY LIMITED

Claimants

and

OR ON

PERSONS UNKNOWN ENTERING OR REMAINING IN THE BUILDING KNOWN AS SHELL CENTRE TOWER, BELVEDERE ROAD, LONDON ("SHELL CENTRE TOWER") WITHOUT THE CONSENT OF THE CLAIMANTS, OR DAMAGING OR BLOCKING THE ENTRANCES TO THE SAID BUILDING, IN CONNECTION WITH THE ENVIRONMENTAL PROTEST CAMPAIGNS OF JUST STOP OIL AND/OR EXTINCTION REBELLION AND/OR YOUTH CLIMATE SWARM AND/OR SCIENTIST

OR DAMAGING
THE BUILDING

Defendants

PARTICULARS OF CLAIM

The Claimants' relevant interests

1. The Claimant is the registered freehold proprietor of a 25 storey tower block known as the Shell Centre Tower, which forms a part of the Shell Centre, Belvedere Road, London ("the Shell Centre Tower"). The Claimant's freehold title to the Shell Centre Tower (and other land) is registered under HM Land Registry title number TGL8482.
2. Although the Claimant's freehold land extends beyond the external walls of the Shell Centre Tower this claim is limited to seeking relief in relation to the building itself.
3. The Shell Centre Tower is identified in red on the plan attached to this Statement of Case.

Threatened access of Trespass and nuisance

4. In 2019 the Shell Centre Tower was the subject of trespasses and damage deliberately caused by environmental protesters, resulting in damage. The protesters damaged the doors of the building, sprayed graffiti on the building, climbed parts of the building, and glued themselves to parts of the building.
5. On 6 April 2022 the Shell Centre Tower was again the subject of trespass and damage deliberately caused by environmental protesters. The protesters, who used the name 'Scientist Rebellion', poured a black oily substance over the walls of the Shell Centre Tower.
6. On 13 April 2022 the Shell Centre Tower was again the subject of protests and damage deliberately caused by environmental protesters, who:
 - 6.1 Eight protesters dressed in business attire entered Shell Centre Tower and 20 York Road.
 - 6.2 Five of the protesters made their way into the reception of Shell Centre Tower.

- 6.3 Having entered reception, the protestors proceeded to superglue themselves to different parts of the reception area:
 - 6.3.1 one male glued himself next to a pillar in the reception area;
 - 6.3.2 one female glued herself to a pillar (she informed me that she was one of the Shell Seven from the April 2019 protests and recognised me from Court); and
 - 6.3.3 two protestors glued themselves to the reception desk.
- 6.4 Three of the protestors entered the reception of 20 York Road. These protestors glued themselves to the reception desk there.
- 6.5 At around 3:15pm a police team specialising in glue removal arrived to unglue the protestors. All of the glued protestors are understood to have been arrested.
- 6.6 One of the five protestors managed to make his way up to the fourth floor of the Shell Centre Tower.
- 6.7 Whilst on the fourth floor he took pictures of the employees and videos of himself which he posted on Twitter. A member of staff challenged him and he was then escorted down to reception where he was searched by the police and arrested.
- 6.8 The member of staff was distressed and concerned by the incident and also about whether any photos or footage of her or any of her colleagues would appear on the protestor's social media.
- 6.9 In the meantime, by about 1.30pm, about 500 protestors had gathered outside Shell Centre Tower.
- 6.10 In addition to swamping the entrance to Shell Centre Tower, banging drums to create significant noise, both of which were intimidating to staff, the protestors also unfurled large banners in Belvedere Road and Jubilee Gardens stating, "*Jump Ship*" and "*Shell = Death*". The correct inference is that these were directed at Shell's members of staff.
- 6.11 The protestors have also graffitied and stuck stickers with the Extinction Rebellion logo on the walls outside Shell Centre Tower and 20 York Road.
- 6.12 Those present in the building were been extremely upset and disturbed by these protests.
- 6.13 Of particular concern to those in the building are the health and safety risks of having the entrances and exits to the buildings blocked as well as being restricted as to how and when they can leave in the event that they need to do so urgently. Further, they want to be able to come to work without being intimidated.
7. The protests on 13 April 2022 are part of a current and continuing campaign of disruptive protests brought against oil companies and their property, by persons variously using the group names 'Just Stop Oil', 'Extinction Rebellion' and 'Youth Climate Swarm'.
8. The Claimant reasonably apprehends that, unless restrained by the Court, the Defendants, or some of them, will again trespass upon the Shell Centre Tower and/or seek to cause damage to it or block its entrances.
9. In addition to constituting a trespass, the activities represent significant health and safety concerns to those working within and around the Shell Centre Tower, and to the protesters themselves.
10. In the premises, the Claimant seeks orders that each of the Defendants be forbidden from:
 - 10.1 Entering or remaining upon any part of the Shell Centre Tower without the consent of the Claimant;

- 10.2 blocking access to any entrance to Shell Centre Tower;
- 10.3 deliberately causing damage to any part of the Shell Centre Tower;
- 10.4 affixing themselves, or any object, to any part of the Shell Centre Tower, or to any other person or object on or in Shell Centre Tower;
- 10.5 erecting any structure in, on or against Shell Centre Tower;
- 10.6 spraying, painting, pouring or writing any substance onto or into any part of Shell Centre Tower.

AND the Claimant claims:

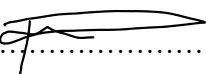
- 1. An injunction in the terms set out in paragraph 10, or such other terms as the Court considers appropriate to prevent trespass or causing damage to Shell Centre Tower and the blocking of access and entrance Shell Centre Tower;
- 2. Further or other relief.

TOBY WATKIN Q.C.

Statement of Truth

The Claimants believes that the facts stated in these particulars of claim are true. The Claimants understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I am duly authorised by the Claimants to sign this statement of truth.

Signed: 

Emma Margarethe Florence Pinkerton

Dated: 14 April 2022

CMS Cameron McKenna Nabarro Olswang LLP

Claimants' solicitor

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Defendants

PARTICULARS OF CLAIM

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Solicitors for the Claimants