

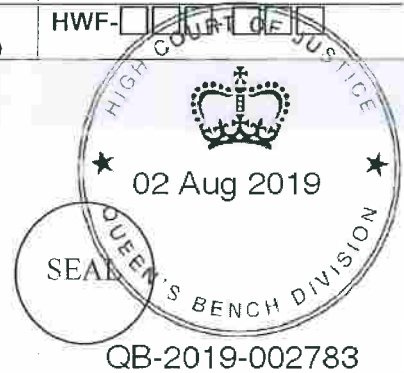


Claim Form (CPR Part 8)

In the
**HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION**

	<i>for court use only</i>
Claim No.	
Fee Account No.	PBA0087727.
Help with Fees Ref No. (if applicable)	HWF- <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Claimant
WYCOMBE DISTRICT COUNCIL,
Queen Victoria Road,
High Wycombe,
Buckinghamshire,
HP11 1BB



Defendant(s)
(1) PERSONS UNKNOWN OCCUPYING LAND
(2) PERSONS UNKNOWN DEPOSITING WASTE OR FLY-TIPPING ON LAND

Does your claim include any issues under the Human Rights Act 1998 Yes No

Details of claim (see also overleaf)

A claim in Trespass and Nuisance
A claim in breach of Planning Control under Section 187B Town & Country Planning Act 1990
An injunction to protect the Green Spaces and Car Parks in the District of Wycombe District.

Defendant's name and address

(1) Persons Unknown Occupying Land
(2) Persons Unknown Depositing Waste or Fly-Tipping on Land

Court Fee	£528
Legal representative's costs	
Issue Date	

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When corresponding with the Court, please address forms or letters to the Manager and always quote the claim number

Details of claim (*continued*)

1. The Claimant, Wycombe District Council seeks an interim and final injunction pursuant to section 222 of the Local Government Act 1972, section 187B of the Town and Country Planning Act 1990.
2. The Claimant owns and / or is responsible for the management of the Parks, Sports Fields, Leisure Areas, Woodland Areas and Open Spaces ("the Green Spaces") in the District. In addition the Claimant owns and is responsible for the Car Parks and other areas of land.
3. In total there are **62 Green Spaces needing protection. These locations are identified by number and corresponding name on the attached Maps. There are 30 Car Parks also identified on the Maps** that the Claimant also requires protection over. **Further, there are 7 Development Sites and 2 Service Roads.**
4. As explained in the witness statements of Andy Sherwood and Robert Daniels, produced on behalf of the Claimant, there have been numerous incidents of unauthorised encampments and the depositing of waste, including the fly-tipping of commercial waste in the District resulting in considerable inconvenience and expense. The District Council fears further unauthorised encampments on the locations within Wycombe by Persons Unknown Occupying Land and Persons Unknown Depositing Waste or Fly-tipping on Land.
5. These unauthorised encampments include large groups of Travellers with up to 30-50 people and 20-30 vehicles, mobile homes and caravans. There are also a number of dogs;
6. The unauthorised encampments have been established on the locations, all of which belong to the Claimant. In addition other land in the District owned by private landowners and businesses.
7. The witness statements provided by the Claimant demonstrate the disruptive and harmful impact of these unauthorised encampments as well as the health and safety concerns they raise. The harm this could cause to the residents of Wycombe, among other members of the public is significant. The health risks to the residents include:
 - (1) human and animal excrement left in the Green Spaces from those establishing the encampments;
 - (2) domestic waste strewn over the land;
 - (3) fire hazards caused by the use of propane gas cylinders in public spaces;
 - (4) fly-tipping domestic and industrial scale waste, including building materials, glass, asbestos, rubble and soil;
 - (5) driving of vehicles over and across Parks, Recreational Areas, Woodland Areas.
8. The unauthorised encampments cause considerable disruption to the residents and visitors of Wycombe.
9. The fly-tipping causes considerable distress and anxiety and results in recreational facilities being un-usable.
10. Further considerable expense is incurred in the cleaning up operations including the removal of untreated human excrement, domestic litter, general waste, gas cylinders and building waste, including hard core and soil,
11. The unauthorised encampments also cause considerable expense to be incurred in restoring the sites to a fit, hygienic and safe level for usage by the public. Further costs are incurred in attempting to secure the sites owned by the Claimant.
12. Since January 2018, unknown persons have formed at least 22 encampments on the Claimant's land.
13. To date, the repeated encampments have been dealt with through the procedures available under Sections 61, 77 and 78 of the Criminal Justice and Public Order Act 1994. These are reactionary steps addressing the problem after the encampments have been established and after the fly-tipping damage has taken place.
14. As demonstrated by the evidence filed in support of this Claim, these procedures have not acted as a significant enough deterrent and it is not uncommon that immediately following the clearance of an unauthorised encampment, another one is set-up. On some occasions the unlawful occupiers have returned to a Green Space that has just been cleared.

Schedule of Properties

No.	Asset Type	Name of Building/Green Space	Street Name	Post Town	Post Code
1	Car Park	Council Offices Car Park	Queen Victoria Road	High Wycombe	HP11 1BB
2	Car Park	Wakeman Road Car Park	Wakeman Road	Bourne End	SL8 5SX
3	Car Park	Finings Road Car Park	Finings Road	Lane End	HP14 3JR
4	Car Park	Beaumont Way Car Park	Beaumont Way	Hazlemere	HP15 7BD
5	Car Park	Wycombe Swan MSCP	St Mary Street	High Wycombe	HP11 2HF
6	Car Park	Easton Street MSCP	Easton Street	High Wycombe	HP11 1NJ
7	Car Park	Hilltop Community Centre/Badminton Centre Car Park	Crest Road	High Wycombe	HP11 1UA
8	Car Park	Baker Street Car Park	Baker Street	High Wycombe	HP11 2RX
9	Car Park	Marlow Central Car Park	Riley Road	Marlow	SL7 2NL
10	Car Park	Riley Road Car Park	Riley Road	Marlow	SL7 2NB
11	Car Park	Dean Street Car Park	Dean Street	Marlow	SL7 3AB
12	Car Park	Desborough Road Car Park	Desborough Road	High Wycombe	HP11 2QB
13	Car Park	Duke Street Car Park	Duke Street	High Wycombe	HP13 6EE
14	Car Park	George Street Car Park	George Street	High Wycombe	HP11 2RX
15	Car Park	Horns Lane Car Park	Horns Lane	Princes Risborough	SL8 5SX
16	Car Park	Institute Road Car Park	Institute Road	Marlow	SL7 1BN
17	Car Park	Liston Road Car Park	Liston Road	Marlow	SL7 1GA
18	Car Park	East Richardson Street Car Park	East Richardson Street	High Wycombe	HP11 2QA
19	Car Park	Railway Place Car Park	Railway Place	High Wycombe	HP13 6AD
20	Car Park	Station Approach Car Park	Station Approach	High Wycombe	HP13 6AD
21	Car Park	The Mount Car Park	Station Approach	Marlow	SL7 1RD
22	Car Park	Totteridge Road Car Park	Totteridge Road	Princes Risborough	HP27 9AR
23	Car Park	West Street Car Park	West Street	High Wycombe	HP13 6DG
24	Car Park	Desborough Street Car Park	Desborough Street	Marlow	SL7 2BS
25	Car Park	Red Lion Way Car Park	Red Lion Way	High Wycombe	HP11 2PG
26	Car Park	Booker Car Park	Clay Lane	Wooburn Green	HP10 0HT
27	Car Park	TGI Fridays Car Park	Crest Road	Marlow	SL7 3DJ
28	Car Park	Lincoln Park Business Centre	Lincoln Road	High Wycombe	HP11 1UA
29	Car Park	Coachway and Park and Ride	Handy Cross	High Wycombe	HP12 3RD
30	Car Park	Desbox Car Park	East Richardson Street	High Wycombe	HP11 1UP
31	Car Park	Quaker Burial Ground	Railway Place	High Wycombe	HP11 2GG
32	Development Land	Handy Cross Land	Handy Cross	High Wycombe	HP13 6AD
33	Development Land	Bellfield Road Development Site	Bellfield Road	High Wycombe	HP11 1UP
34	Development Land	Ashwells Field	Cock Lane	High Wycombe	HP13 5LG
35	Development Land	Cressex Island	Crest Road	Tyers Green	HP10 8DT
36	Development Land	32 Bridge Street	Bridge Street	Cressex	HP11 1FA
37	Development Land	Mendy Street	Mendy Street	High Wycombe	HP11 2EL
38	Development Land	Abbey Barn North	Abbey Barn Lane	High Wycombe	HP11 2EL
39	Development Land	Former Bassetsbury Lane Allotments	Bassetsbury Lane	High Wycombe	HP11 1RE
40	Green Space	Totteridge Common	Totteridge Lane	High Wycombe	HP11 1GY
41	Green Space	Desborough Castle	Ruiland Avenue	High Wycombe	HP13 7QG
42	Green Space	Plomer Hill Green Space	Plomer Hill	High Wycombe	HP12 3DB
43	Green Space	Queensway Amenity Land	Queensway	High Wycombe	HP13 5NQ
44	Green Space	Rennie Close Green Space	Rennie Close	High Wycombe	HP13 5HR
45	Green Space	The Roperies (Play Area)	Deeds Grove	Hazlemere	HP15 7HR
46	Green Space	School Close Park	School Close	Downley	HP13 5TB
47	Green Space	Thanstead Copse Green Space	Thanstead Copse	High Wycombe	HP12 3HF
				Downley	HP13 5TR
				Loudwater	HP10 9YH

48	Green Space	Kingsmead Road/Mallard Place Green Space	Kingsmead Road	High Wycombe	HP11 1JS
49	Green Space	Terriers Green	Amersham Road	High Wycombe	HP13 5AJ
50	Green Space	Arnison Avenue Green Space	Arnison Avenue	High Wycombe	HP213 6BP
51	Green Space	Brands Hill Avenue Green Space	Brands Hill Avenue	High Wycombe	HP13 5PX
52	Green Space	Carver Hill Road Green Space	Carver Hill Road	High Wycombe	HP11 2UA
53	Green Space	Fair Ridge / John North Close Green Space	Fair Ridge / John North Close	High Wycombe	HP11 1FF
54	Green Space	Foxleigh Green Space	Foxleigh	High Wycombe	HP11 1PL
55	Green Space	Frogmoor Island	Frogmoor	High Wycombe	HP13 5ES
56	Green Space	George Road Green Space	George Road	Stokenchurch	HP14 3RN
57	Green Space	Handleton Common	Handleton Common	Lane End	HP14 3LA
58	Green Space	Hawksmoor Close Green Space	Hawksmoor Close	Downley	HP13 5SAR
59	Green Space	Hyde Green Green Space	Hyde Green	Marlow	SL7 1QT
60	Green Space	Kings Road Green Space	Kings Road / London Road	Marlow	SL7 1QT
61	Green Space	Oak Tree Avenue Green Space	Oak Tree Avenue	High Wycombe	HP11 1RU
62	Green Space	Princes Gate Green Space	Princes Gate	Marlow/Bolton	SL7 3EJ
63	Green Space	Ridgeway Close Green Space	Ridgeway Close	High Wycombe	HP13 7AZ
64	Green Space	Rookery Gardens Green Space	Rookery Gardens	Marlow	SL7 3LJ
65	Green Space	Seiwod Way Green Space	Seiwod Way	Marlow	SL7 3AN
66	Green Space	Slade Road Green Space	Slade Road	Downley	HP13 5XR
67	Green Space	The Brackens Green Space	The Brackens	Stokenchurch	HP14 3TY
68	Green Space	The Spinney Green Space	The Spinney	High Wycombe	HP11 1EB
69	Green Space	Tom Burts Hill Green Space	Tom Burts Hill	High Wycombe	HP11 1FQ
70	Green Space	Warren Wood Drive Green Space	Warren Wood Drive	High Wycombe	HP11 2UT
71	Green Space	Wellington Road Green Space	Wellington Road	High Wycombe	HP11 1DZ
72	Green Space	Wheeler End Common Green Space	Wheeler End Common	High Wycombe	HP12 3PR
73	Green Space	Willowmead Square Green Space	Willowmead Square	Wheeler End	HP14 3NE
74	Green Space	Windsor Crescent Green Space	Windsor Crescent	Marlow	SL7 1HP
75	Green Space	Wren Vale Green Space / Play Area	Wren Vale	Loudwater	HP10 9TU
76	Green Space	Baring Road Open Space	Baring Road	Downley	HP13 5AR
77	Green Space	Slade Meadow Green Space	Stratford Drive	High Wycombe	HP13 7SH
78	Green Space	The Old Sewage Works	Fords Close J	Woodburn Green	HP10 0CQ
79	Green Space	Foresters Field	Water End	Bleclow Ridge	HP14 4AP
80	Recreation Ground	Gossmore Recreation Ground and Car Park	Gossmore Lane	Stokenchurch	HP14 3XQ
81	Recreation Ground	Kingsmead Recreation Ground and Car Park	Kingsmead Road	Marlow	SL7 1QQ
82	Recreation Ground	Booker Recreation Ground and Car Park	Barry Close	High Wycombe	HP11 1HQ
83	Recreation Ground	Higginson Park and Car Park	Pound Lane	High Wycombe	HP12 4SY
84	Recreation Ground	Totteridge Recreation Ground and Car Park	Walton Drive	Marlow	SL7 2AE
85	Recreation Ground	The Rye Recreation Ground and Car Park	The Rye	High Wycombe	HP13 7PQ
86	Recreation Ground	Shelley Recreation Ground and Car Park	Shelley Road	High Wycombe	HP11 1QX
87	Recreation Ground	Hughenden Park and Car Park	Hughenden Road	High Wycombe	HP11 2UW
88	Recreation Ground	Hazlemere Recreation Ground and Car Park	Amersham Road	High Wycombe	HP14 4LA
89	Recreation Ground	Holmers Farm Recreation Ground Car Park	Buckmaster Road	Hazlemere	HP15 7QW
90	Recreation Ground	Desborough Recreation Ground Car Park	Fryers Lane	Holmers Farm	HP12 4PD
91	Recreation Ground	Riverswood Recreation Ground	Riverswood Drive	High Wycombe	HP12 3GH
92	Recreation Ground	Marsh Green Open Space	Keaphill Road	Marlow	SL7 1QG
93	Recreation Ground	Ellery Rise Playing Field	Ellery Rise	High Wycombe	HP11 1QZ
94	Recreation Ground	Hollisur Avenue Playground	Hollisur Avenue	Frieth	RG9 6PH
95	Recreation Ground	Sappersfield	Kiln Road	Woodburn Green	HP10 0BJ
96	Recreation Ground	Watery Lane Recreation Ground	Watery Lane	Woodburn Green	SL8 5JJ
97	Service Road	Swan Service Road	St Mary Street	High Wycombe	HP10 0NG HP11 2AG

98

Service Road
Woodland
Woodland
Woodland

Service Road 1A Fieldhouse Lane
Tomburts Hill
Picnic Area/Prestwood LNR
Lords Wood Marlow Common

Fieldhouse Lane
Wordsworth Road
Hampton Road
Marlow Common Road

Marlow
High Wycombe
Prestwood
Marlow

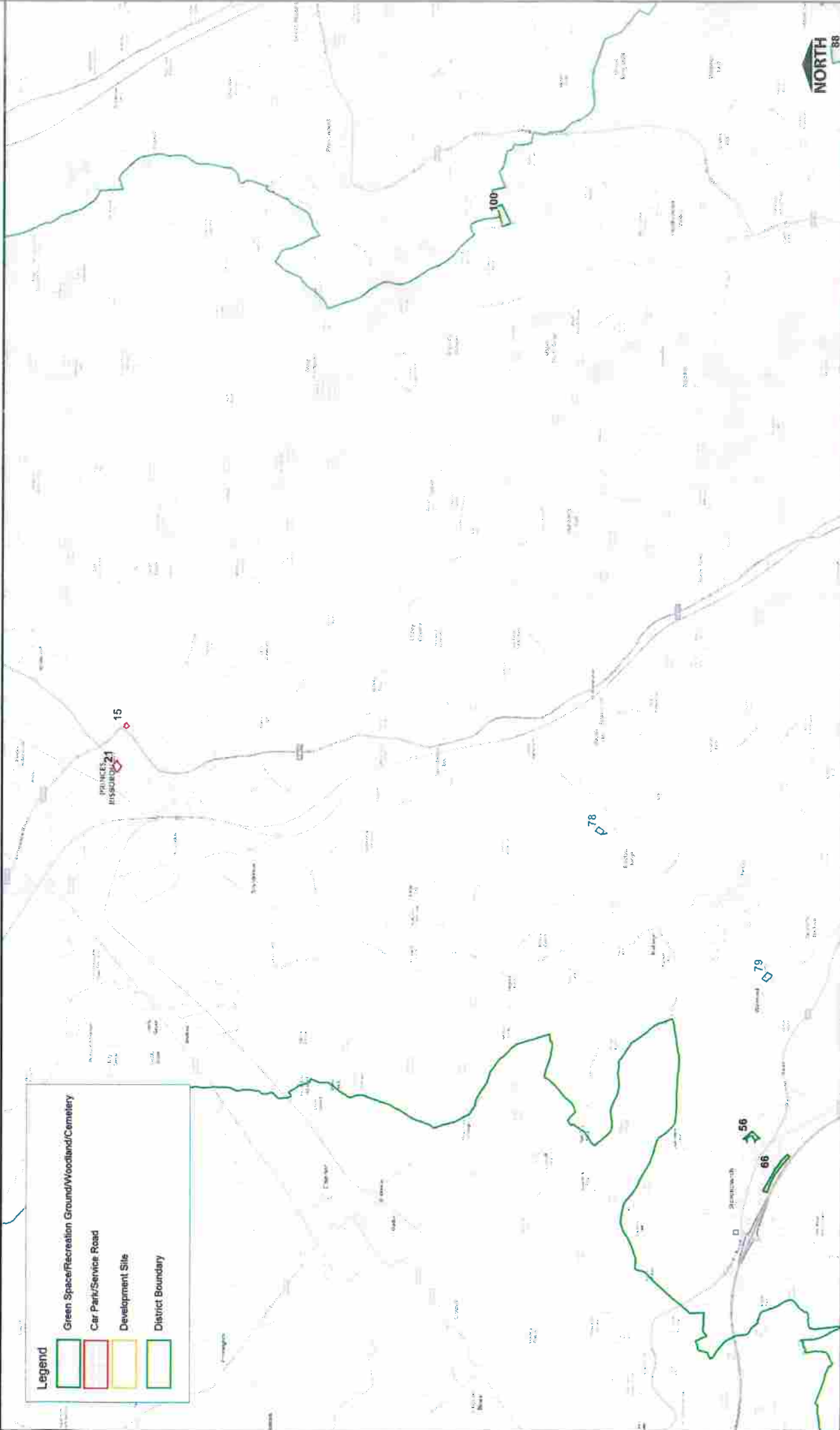
SL7 1LR
HP11 2JP
HP16 0JD
SL7 2QP

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101

Sites at Risk of Unauthorised Encampment - Princes Risborough, Stokenchurch and Naphill



Statement of Purpose:

Site Plan for Council Business Use Only

Map produced in Mapinfo GIS by:

GIS Team

Scale:

1:40000

Date:

31/07/2019

Saved as Layout in Workspace Path / Name:

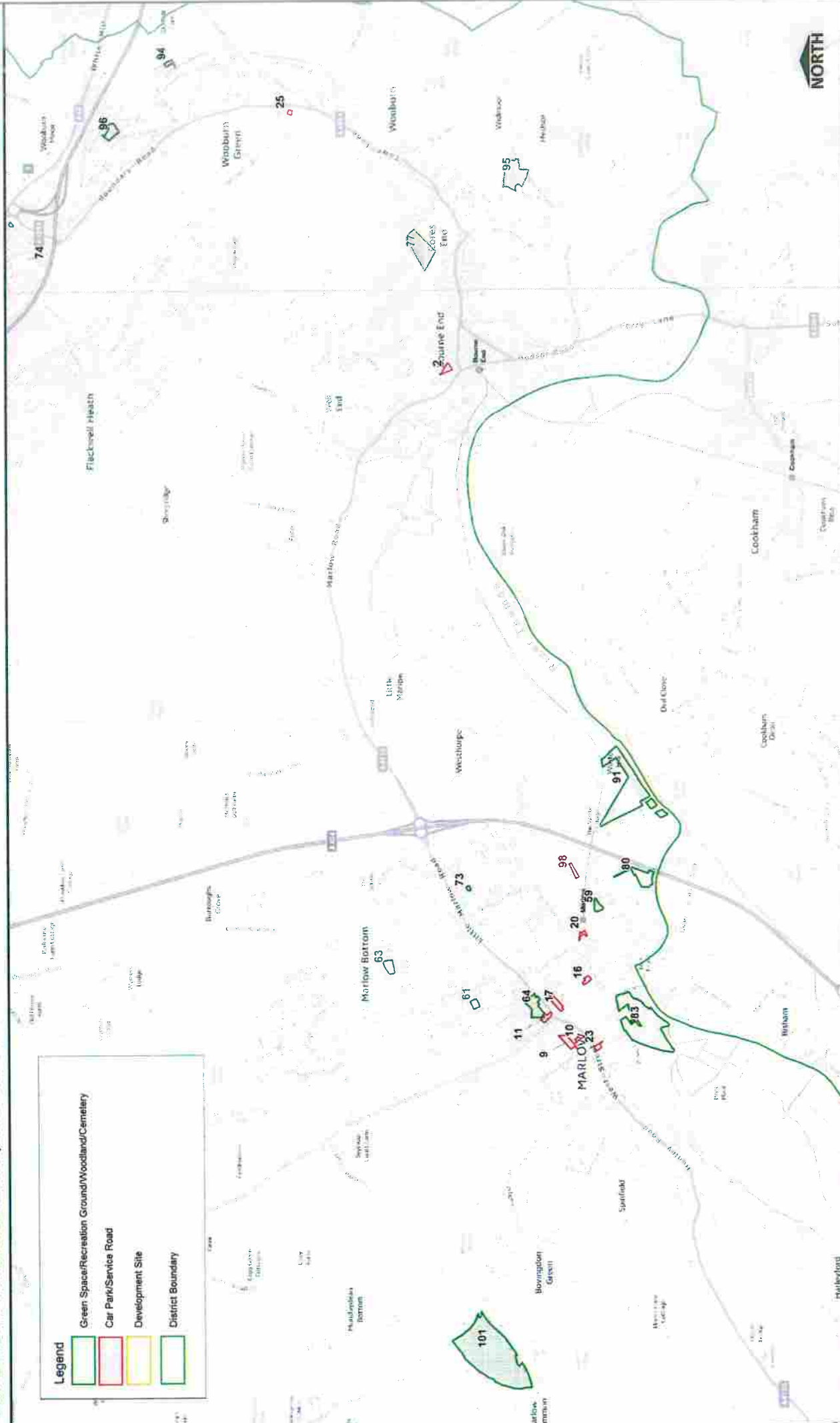
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Sites at Risk of Unauthorised Encampment - Marlow, Bourne End and Wooburn Green



<p>Statement of Purpose: Site Plan for Council Business Use Only</p>		<p>Date: 02/08/2019</p>	
<p>Map produced in MapInfo GIS by: GIS Team</p>		<p>Scale: 1:25000</p>	
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