

Image 20 - Length approx. 34cm  
wide to access panel



Image 21 - Additional Imagery





Image 22 - Additional Imagery

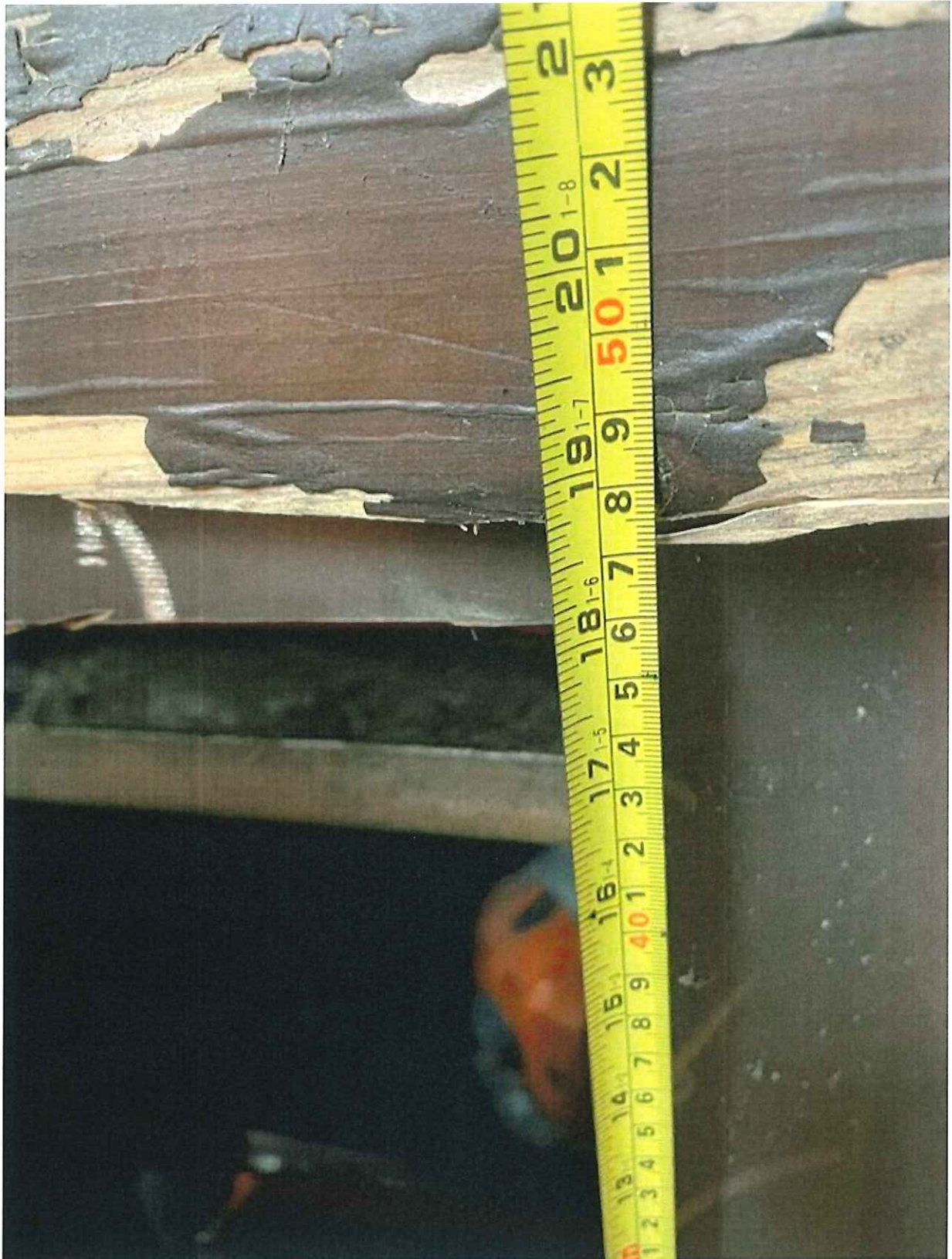


Image 23 - Additional Imagery





Image 24 - Damaged shutter – in area flashlights where observed at 03.30rs on 18/10/21 – damage appears to have been done by a grinder.





Image 25 – Area behind storage units

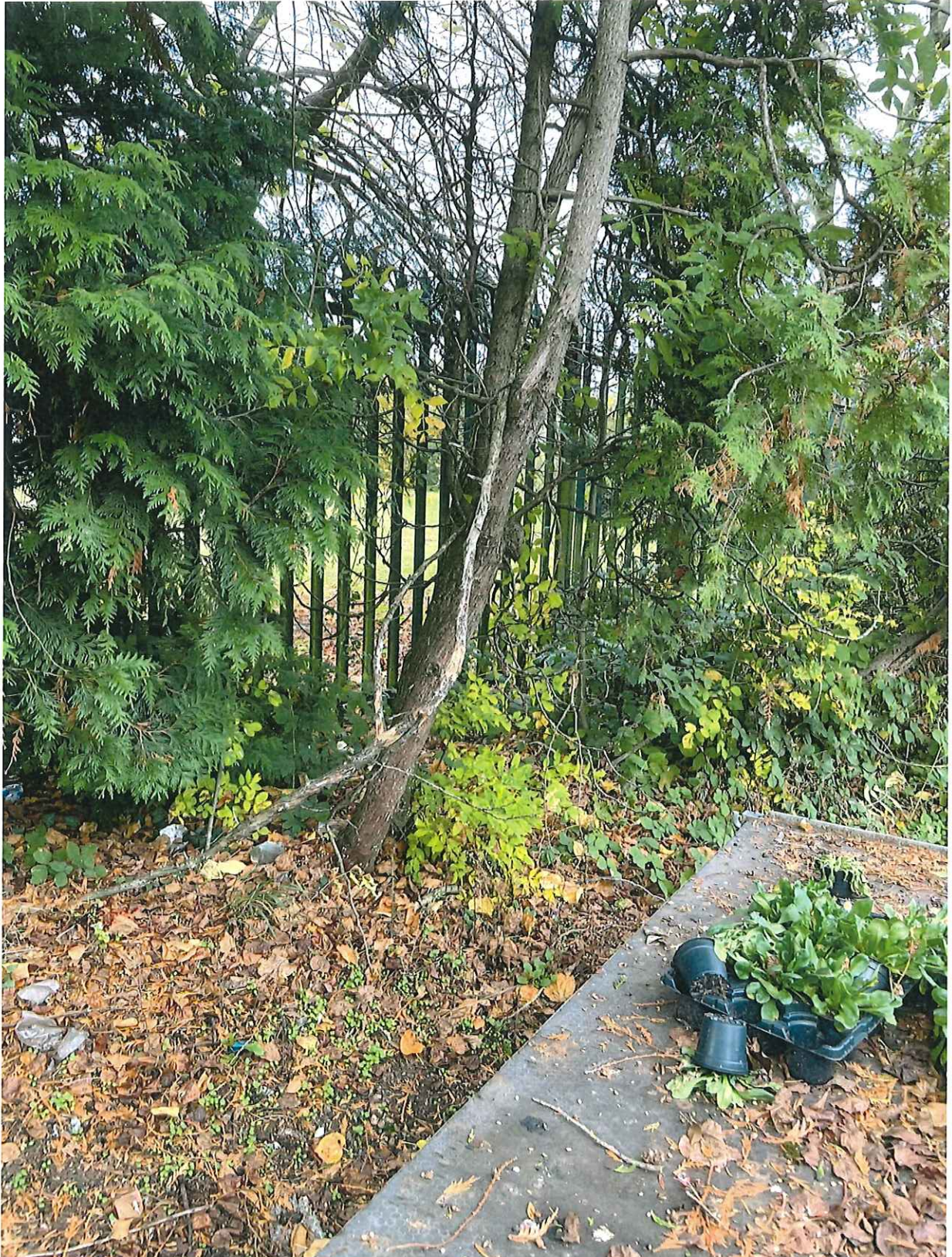




Image 26 – Area behind storage units

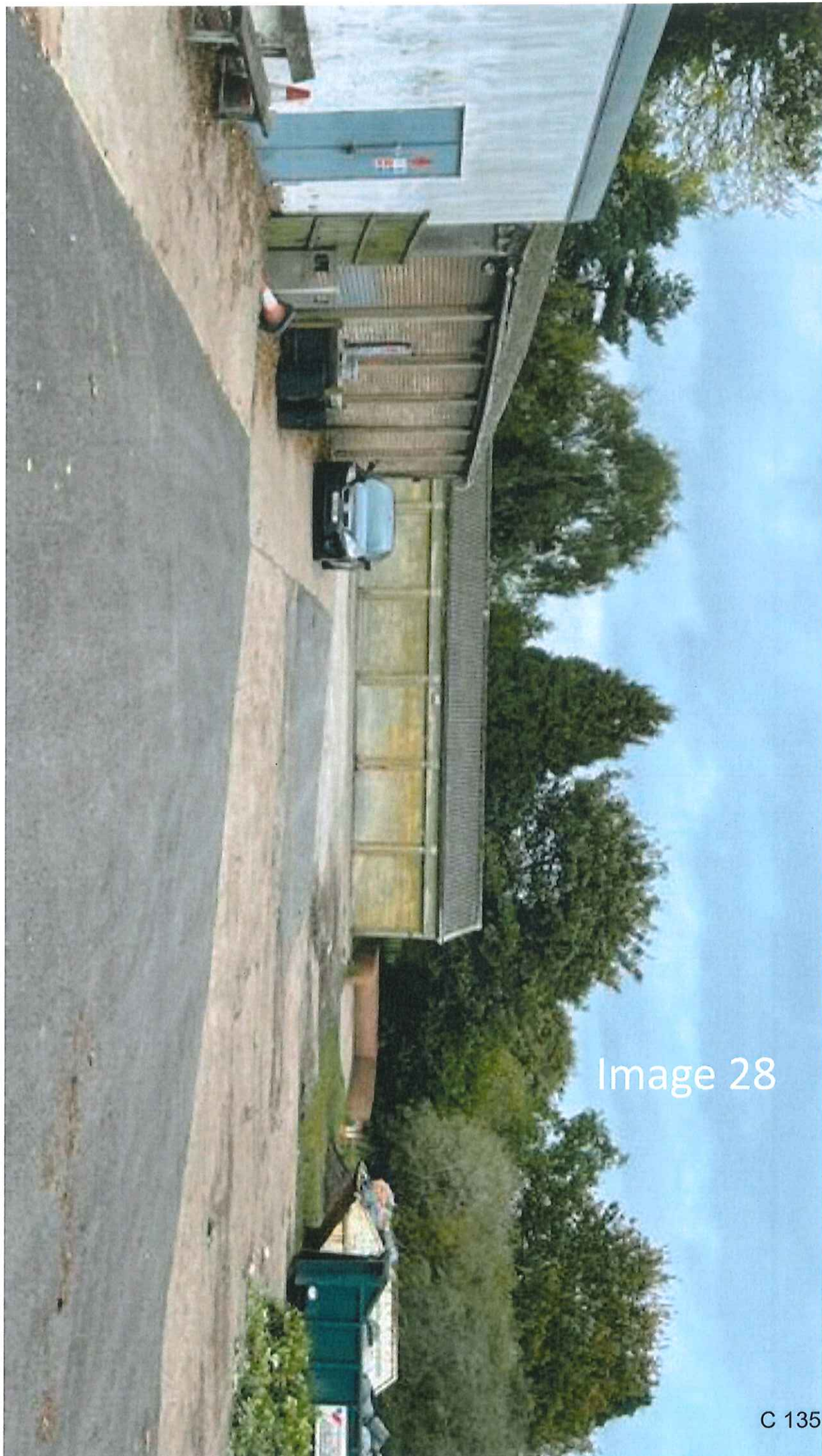




Image 27 – Area behind Storage Units







Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: Richard Fieldhouse Age of Witness: over 18

Occupation: Enforcement officer

This statement, consisting of \_\_\_\_\_ page(s) each signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 22 day of 10 2021

I am the aboved named person and I am making this statement  
After a recent break in at Billersley ground Care  
depot AI told me that the incident occurred  
In the early hours of the morning on 18th October.  
AI highlighted that the alarm must have been  
triggered as Police presence was observed on CCTV  
Between the hours of 22.00hrs & 23.00hrs. Upon  
reviewing the CCTV footage it was evident that  
there was individuals on the premises throughout the  
evening from as early as 18.30hrs. the main activity  
was between 02.00hrs and 04.00hrs when goods  
where being removed from the Storage area within  
the yard. AI demonstrated how the perpetrators gained  
access to the unit which was of steel solid  
Construction, a small square had been cut  
to gain access. In total 87 pieces of equipment

Signed [Signature] (Witness) Date: 22/10/21

(To be completed if applicable .....being unable to read the above  
statement I, .....of.....  
read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

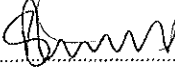
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 4

Statement of: Richard fieldhouse

was stolen, estimated cost was 26k. The steel solid construction referred to as a stronghold was within a building which could be accessed via shutters or internal door, both the door and shutters were damaged during the incident. Locks had been broken off vehicles to gain access for tools a total of 6 vehicles with 4 locks per vehicle damaged (24 locks)

I perceived AI to be feeling stressed and anxious. AI highlighted upon arrival on Monday morning the whole yard was a mess and they 1 of 35 employees were unable to do anything that day other than cleaning the yard. The incident had impacted the workload for the week as they had no equipment and were unable to fulfil their job role. AI had an indication that something may happen that weekend as on a neighbouring plot of land the Rugby Club travellers had been camped throughout the summer, there was only 5 however when the yard closed down on Friday it looked as if there was more than 20 Caravans.

Signed  (Witness) Date: 22/10/21

(To be completed if applicable .....being unable to read the above statement I, .....of.....  
read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 4

Statement of: Richard Fieldhouse

There had been several occasions where travelers from the camp had stumbled onto the premises thinking that it was a walkthrough, employees would quickly correct them stating private property.

AI empathised with colleagues as staff morale was highlighted to be on all time low, feeling vulnerable as someone had been into our workplace and destroyed our site.

AI highlighted that there had been concerns over the travellers behaviour as they had heard of an air rifle fired near the park where they were camping. Additional damage was mentioned, AI informed me that on that morning alarms and sensors had been damaged along with a Mitsubishi ranger pickup had its windows smashed so that the perpetrator had visibility for any belongings in the back of the pick up.

AI informed me that the alarm wasn't linked to a call centre, the police were probably notified due to the noise overheard from a neighbour, with the addition of an angle grinder being used to gain access to the storage

Signed [Signature] (Witness) Date: 22/10/21

(To be completed if applicable .....being unable to read the above statement I, .....of..... read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 4 of 5

Statement of: Richard Fieldhouse

hold. Al then reiterated how poor the Staff moral was, specifying its affecting Peoples Mental health having a knock on Effect, The team have such a backlog of work to deal with due to having no kit. Teams have concerns for their Safety and their Valuables as cars are left on Site when at working. Al informed me that there had been an additional theft incident last night where red diesel had been stolen and locks had been damaged. Shut off valves had been tampered with. A Patrol Company are currently looking after the premises that have access to kays should there be another issue. Al mentioned that the collection of incidents was so demoralising, stating that the travellers where a law unto themselves. Al mentioned that one of his colleagues witnessed early aged teens racing around the Park in 4 wheel drives, it was mentioned how shocking it was.

I am making this statement as an employee of Birmingham City Council

Signed [Signature] (Witness) Date: 22/10/21

(To be completed if applicable .....being unable to read the above statement I, .....of..... read it to him/her before he/she signed it.

Signed: ..... Date: .....)

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 5 of 5

Statement of: Richard fieldhouse

I was handed over 2 documents one consisting of  
four pages detailing report given to Police resulting  
in crime number of 20/1812913/21, the Second document  
comprises of 2 sheets listing items stolen totalling  
a value of 26,229k.

Signed [Signature] (Witness) Date: 22/10/21  
(To be completed if applicable .....being unable to read the above  
statement I .....of.....  
read it to him/her before he/she signed it.  
Signed: ..... Date: .....)



Incident Report Between 17/10/2021 An 18/10/2021

Record ID BCC 00025408

Parks & Leisure

Category Parks & Leisure

Originator AM

Reported By BCC Staff

Sub Category BREAK INN

Confirm Record ID

Name PAV

Tel No

Job Type

IRIMS Incident No:

Police/Fire Log Number: POLICE LOG 3797 17.10.21

Date/Time Call Received 17/10/2021 23:42:16 Date/Time Completed

Building Name / No BILLESLEY GROUND CARE DEPOT

Road Name (Junction) YARDLEY WOOD ROAD

Location

Ward Name

Road Name and Ward If NOT on NSG

Description of Defect PHONE CALL TAKEN FROM PAV (HOUSING OFFICER) WHO HAD A CALL FROM WEST MIDS POLICE REPORTING A BREAK IN AT BILLESLEY GROUND CARE DEPOT WHICH IS ON YARDLEY WOOD ROAD 513 GHN BEHIND THE GREENRIDGE PRIMARY CARE CENTRE. PAV GAVE ME THE POLICE OFFICERS DETAILS WHICH ARE PC SUMNER COL NO. 22787 PHONE NUMBER 07776675193 POLICE LOG 3797 17.10.21 I THEN PHONED THE POLICE FOR MORE INFORMATION I WAS TOLD THAT 6 FLAT BED VEHICLES HAD BEEN DAMAGED AND RED DIESEL HAD BEEN STOLEN ALSO A SHUTTER HAD BEEN DAMAGED. I WAS ALSO TOLD GAINING ENTRY TO THE WOULD BE HARD DO TO A BIG GATE WITH A PAD LOCK NEXT TO THE CARE CENTRE WAS LOCKED THE ONLY OTHER ENTRANCE WOULD BE THREW A DARK ALI OFF WHEELERS LANE ALL THIS INFORMATION WAS PASSED ON TO THE DUTY PARK RANGER WHO WAS AWARE OF THE DEPOT ALSO HE TOLD ME THAT TRAVELERS AT MOVED IN CLOSE TO THE SAID DEPOT THE PARK RANGER ALSO INFORMED ME THAT HE HAD NO KEYS FOR THE GATE BUT FIRST THING IN THE MORNING HE WOULD REPORT THIS MATTER THE HIS OFFICE DUE HAVING NO KEYS UNABLE TO SEND ANYONE OUT

Highways part of Partnerships, Insight & Prevention

18.10.2021 09:48:37

Birmingham Control Centre 003 4149

Page 1 of 4

Record ID BCC 00025408

Parks & Leisure

Organisation	Date/Time Job Passed	Status	Contractor Name	
Job Passed To	Time Arrived on Site	Time of Status Change	Date and Time (New Day)	Action Taken
City of Leicester				
~RAC MAGILL				

18/06/2011 10:09:37

Highways part of Partnerships, Insight & Prevention  
Birmingham Control Centre 303 4149

Page 2 of 4

Record ID	BCC 00025408		Parks & Leisure	
Category	Parks & Leisure	Originator	AM	Reported By BCC Staff
Sub Category	BREAK INN	Confirm Record ID	Name PAV	Tel No
Job Type		IRIMS Incident No:	Police/Fire Log Number: POLICE LOG 3797 17.10.21	
Date/Time Call Received	17/10/2021 23:42:16		Date/Time Completed	
Building Name / No	BILLESLEY GROUND CARE DEPOT		Road Name (Junction) YARDLEY WOOD ROAD	
Road Name			Ward Name	
Location				
Road Name and Ward if NOT on NSG				
Description of Defect	<p>PHONE CALL TAKEN FROM PAV (HOUSING OFFICER) WHO HAD A CALL FROM WEST MIDS POLICE REPORTING A BREAK IN AT BILLESLEY GROUND CARE DEPOT WHICH IS ON YARDLEY WOOD ROAD B13 0HN BEHIND THE GREENRIDGE PRIMARY CARE CENTRE. PAV GAVE ME THE POLICE OFFICERS DETAILS WHICH ARE PC SUMNER COL NO. 22797 PHONE NUMBER 07776676193 POLICE LOG 3797 17.10.21 I THEN PHONED THE POLICE FOR MORE INFORMATION I WAS TOLD THAT 6 FLAT BED VEHICLES HAD BEEN DAMAGED AND RED DIESEL HAD BEEN STOLEN ALSO A SHUTTER HAD BEEN DAMAGED. I WAS ALSO TOLD GAINING ENTRY TO THE WOULD BE HARD DO TO A BIG GATE WITH A PAD LOCK NEXT TO THE CARE CENTRE WAS LOCKED THE ONLY OTHER ENTRANCE WOULD BE THREW A DARK ALI OFF WHEELERS LANE ALL THIS INFORMATION WAS PASSED ON TO THE DUTY PARK RANGER WHO WAS AWARE OF THE DEPOT ALSO HE TOLD ME THAT TRAVELERS AT MOVED IN CLOSE TO THE SAID DEPOT THE PARK RANGER ALSO INFORMED ME THAT HE HAD NO KEYS FOR THE GATE BUT FIRST THING IN THE MORNING HE WOULD REPORT THIS MATTER THE HIS OFFICE DUE HAVING NO KEYS UNABLE TO SEND ANYONE OUT</p>			
Organisation	Date/Time Job Passed	Status	Contractor Name	
Job Passed To	Time Arrived on Site	Time of Status Change	Date and Time (New Day)	Action Taken
Parks & Leisure				
PAVE RANGER				



Crime Ref: 20/1812913/21

Record ID	BCC 00025408		Parks & Leisure	
Category	Parks & Leisure	Originator	AM	Reported By BCC Staff
Sub Category	BREAK INN	Confirm Record ID	Name PAV	Tel No
Job Type		IRMS Incident No:	Police/Fire Log Number: POLICE LOG 3797 17.10.21	
Date/Time Call Received	17/10/2021 23:42:16	Date/Time Completed		
Building Name / No	BILLESLEY GROUND CARE DEPOT			
Road Name	Road Name (Junction) YARDLEY WOOD ROAD			
Location	Ward Name			
Road Name and Ward if NOT on NSG				
Description of Defect	PHONE CALL TAKEN FROM PAV (HOUSING OFFICER) WHO HAD A CALL FROM WEST MIDS POLICE REPORTING A BREAK IN AT BILLESLEY GROUND CARE DEPOT WHICH IS ON YARDLEY WOOD ROAD B13 0HN BEHIND THE GREENRIDGE PRIMARY CARE CENTRE. PAV GAVE ME THE POLICE OFFICERS DETAILS WHICH ARE PC SUMMER COL NO. 22797 PHONE NUMBER 07776676193 POLICE LOG 3797 17.10.21 I THEN PHONED THE POLICE FOR MORE INFORMATION I WAS TOLD THAT 6 FLAT BED VEHICLES HAD BEEN DAMAGED AND RED DIESEL HAD BEEN STOLEN ALSO A SHUTTER HAD BEEN DAMAGED. I WAS ALSO TOLD GAINING ENTRY TO THE WOULD BE HARD DO TO A BIG GATE WITH A PAD LOCK NEXT TO THE CARE CENTRE WAS LOCKED THE ONLY OTHER ENTRANCE WOULD BE THREW A DARK ALI OFF WHEELERS LANE ALL THIS INFORMATION WAS PASSED ON TO THE DUTY PARK RANGER WHO WAS AWARE OF THE DEPOT ALSO HE TOLD ME THAT TRAVELERS AT MOVED IN CLOSE TO THE SAID DEPOT THE PARK RANGER ALSO INFORMED ME THAT HE HAD NO KEYS FOR THE GATE BUT FIRST THING IN THE MORNING HE WOULD REPORT THIS MATTER THE HIS OFFICE DUE HAVING NO KEYS UNABLE TO SEND ANYONE OUT			
Organisation	Date/Time Job Passed	Status	Contractor Name	
Job Passed To	Time Arrived on Site	Time of Status Change	Date and Time (New Day)	Action Taken
Parks & Leisure				
PARK RANGER				

Stolen 17/10/21

Type	Date Delivered	Reg / ID	Model	Price
Hand Tool	26/04/2019	4996	KM 131 Kombi tool	386
Hand Tool	26/04/2019	4997	KM 131 Kombi tool	386
Hand Tool	26/04/2019	4998	KM 131 Kombi tool	386
Hand Tool	26/04/2019	5001	KM 131 Kombi tool	386
Hand Tool	26/04/2019	5002	KM 131 Kombi tool	386
Hand Tool	26/04/2019	5002	KM 131 Kombi tool	386
Hand Tool	26/04/2019	5003	KM 131 Kombi tool	386
Hand Tool	26/04/2019	5004	KM 131 Kombi tool	386
Hand Tool	26/04/2019	5005	KM 131 Kombi tool	386
Hand Tool	30/04/2019	5031	KM 131 Kombi tool	386
Hand Tool	10/05/2019	5033	KM 131 Kombi tool	386
Hand Tool	10/05/2019	5036	KM 131 Kombi tool	386
Hand Tool	06/09/2021	5548	KM 131 Kombi tool	386
Hand Tool	06/09/2021	5549	KM 131 Kombi tool	386
Hand Tool	06/09/2021	5550	KM 131 Kombi tool	386
Hand Tool	06/09/2021	5551	KM 131 Kombi tool	386
Hand Tool	06/09/2021	5552	KM 131 Kombi tool	386
Hand Tool	06/09/2021	5553	KM 131 Kombi tool	386
Hand Tool	02/04/2019	4779	Stihl Back Pack Blower	196
Hand Tool	02/04/2019	4779	Stihl Back Pack Blower	196
Hand Tool	23/04/2019	4810	Stihl Back Pack Blower	196
Hand Tool	23/04/2019	4811	Stihl Back Pack Blower	196
Hand Tool	23/04/2019	4812	Stihl Back Pack Blower	196
Hand Tool	23/04/2019	4813	Stihl Back Pack Blower	196
Hand Tool	23/04/2019	4815	Stihl Back Pack Blower	196
Hand Tool	02/04/2019	4867	Stihl Hand Blower	196
Hand Tool	02/04/2019	4868	Stihl Hand Blower	196
Hand Tool	02/04/2019	4869	Stihl Hand Blower	196
Hand Tool	02/04/2019	4871	Stihl Hand Blower	196
Hand Tool	02/04/2019	4875	Stihl Hand Blower	196
Hand Tool	02/04/2019	4876	Stihl Hand Blower	196
Hand Tool	02/04/2019	4878	Stihl Hand Blower	196
Hand Tool	11/06/2019	5168	Stihl Hand Blower	196
Hand Tool	20/04/2020	5537	Stihl Hand Blower	196
Hand Tool	20/04/2020	5538	Stihl Hand Blower	196
Hand Tool	20/04/2020	5539	Stihl Hand Blower	196
Hand Tool	20/04/2020	5540	Stihl Hand Blower	196
Hand Tool	20/04/2020	5541	Stihl Hand Blower	196
Hand Tool	20/04/2020	5542	Stihl Hand Blower	196
Hand Tool	20/04/2020	5543	Stihl Hand Blower	196
Hand Tool	20/04/2020	5544	Stihl Hand Blower	196
Hand Tool	20/04/2020	5545	Stihl Hand Blower	196
Hand Tool	20/04/2020	5546	Stihl Hand Blower	196
Hand Tool	20/04/2020	5547	Stihl Hand Blower	196
Hand Tool	10/04/2019	4920	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4923	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4924	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4925	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4926	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4928	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4929	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4930	Stihl Hedge Cutter	195
Hand Tool	10/04/2019	4932	Stihl Hedge Cutter	195



Hand Tool	06/08/2021	5331	Stihl Hedge Cutter	195
Hand Tool	06/08/2021	5333	Stihl Hedge Cutter	195
Hand Tool	06/08/2021	5334	Stihl Hedge Cutter	195
Hand Tool	06/08/2021	5335	Stihl Hedge Cutter	195
Hand Tool	06/08/2021	5336	Stihl Hedge Cutter	195
Hand Tool	15/04/2019	4680	Stihl Strimmer	395
Hand Tool	15/04/2019	4682	Stihl Strimmer	395
Hand Tool	15/04/2019	4683	Stihl Strimmer	395
Hand Tool	15/04/2019	4685	Stihl Strimmer	395
Hand Tool	15/04/2019	4686	Stihl Strimmer	395
Hand Tool	15/04/2019	4687	Stihl Strimmer	395
Hand Tool	15/04/2019	4689	Stihl Strimmer	395
Hand Tool	15/04/2019	4691	Stihl Strimmer	395
Hand Tool	15/04/2019	4694	Stihl Strimmer	395
Hand Tool	18/04/2019	4709	Stihl Strimmer	395
Hand Tool	18/04/2019	4710	Stihl Strimmer	395
Hand Tool	18/04/2019	4711	Stihl Strimmer	395
Hand Tool	18/04/2019	4712	Stihl Strimmer	395
Hand Tool	18/04/2019	4716	Stihl Strimmer	395
Hand Tool	18/04/2019	4721	Stihl Strimmer	395
Hand Tool	07/06/2019	4756	Stihl Strimmer	395
Hand Tool	07/06/2019	4757	Stihl Strimmer	395
Hand Tool	07/06/2019	4758	Stihl Strimmer	395
Hand Tool	07/06/2019	4759	Stihl Strimmer	395
Hand Tool	20/04/2020	5521	Stihl Strimmer	395
Hand Tool	20/04/2020	5522	Stihl Strimmer	395
Hand Tool	20/04/2020	5523	Stihl Strimmer	395
Hand Tool	20/04/2020	5524	Stihl Strimmer	395
Hand Tool	20/04/2020	5525	Stihl Strimmer	395
Hand Tool	20/04/2020	5526	Stihl Strimmer	395
Hand Tool	20/04/2020	5527	Stihl Strimmer	395
Hand Tool	20/04/2020	5528	Stihl Strimmer	395
Hand Tool	20/04/2020	5529	Stihl Strimmer	395
Hand Tool	20/04/2020	5530	Stihl Strimmer	395
Total				26229

**Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS**

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: Richard Fieldhouse Age of Witness: over 18

Occupation: Enforcement officer

This statement, consisting of \_\_\_\_\_ page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 25 day of 10 2021

I am the above named person and work for Birmingham City Council. I am making this statement today whilst in the company of an employee located in a premises on yardley wood road in close proximity to the Post Office. I have referred to this employee as E1, they wanted to highlight the impact of travellers using their premises whilst staying locally in an unauthorised encampment. E1 was to stand to give their name due to possible repercussions from the travellers.

Last Wednesday a young boy from the travelling community asked if he could use the toilet, before E1 could answer he was in the toilet, he was approximately 15 years old, E1 tried to explain that the toilets was for sole use of the customers, he was on the premises for approximately 5 minutes, he started shouting verbal

Signed [Signature] (Witness) Date: 25/10/21

(To be completed if applicable) \_\_\_\_\_ being unable to read the above statement I, \_\_\_\_\_ of \_\_\_\_\_ read it to him/her before he/she signed it.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_)



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. \_\_\_ of \_\_\_

Statement of: Richard Fieldhouse

abuse at other colleagues, stating that he would  
bring his family down.

the employees didn't want to cause a scene as  
it was very busy.

Throughout E1 giving me their account of the event  
I observed how anxious and harassed they looked  
they also insisted that they wanted no repercussions  
brought onto the premises.

Signed [Signature] (Witness) Date: 25/10/21

(To be completed if applicable .....being unable to read the above  
statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

**Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS**

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: Florence Bishop Age of Witness: over 18

Occupation: Career (retired)

This statement, consisting of \_\_\_\_\_ page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 25 day of 10 2021

I am the above named person and I use the Busy Beans Cafe situated on Yardley Wood Road on a daily basis. I'm an elderly lady and don't cook so I have my breakfast and lunch at the cafe. Last week Tuesday or Thursday at approximately 11am, a lad came in approx 5'10" tall to use the toilet, he was told not to use the toilet by the owner, the lad approximately 15 years old started swearing at the owner and other customers. The lad came out front and he was pointing and swearing at the owner calling him names saying "I'm going to put your windows through" bawling and shouting making threats "I'm going to get the rest of the crew and put your windows through" 15 minutes later a car came speeding up, sped onto the driveway at the front of the shop.

Signed M. Bishop (Witness) Date: 25/10/21

(To be completed if applicable ..... being unable to read the above statement I, ..... of .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;

Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 3

Statement of: Florence Bishop

right near the table + chairs and the car knocked  
the table then sped out of the exit near the  
Post Box.

I felt very threatened and intimidating - Breakfast  
and dinner the Cafe is a Community area  
even the vicar comes in from the church.

the driver looked through the Cafe windows

it was a posh black or dark blue car.

He then went into the off license or the Butchers,  
he then came out and went down the road, he  
then came back up the road speeding and  
carried on going up and down the road.

lad said again that he was going to get  
the crew and put windows through.

it was very intimidating, the travellers kids  
are still hanging around, one came up to me  
this morning and asked if he could borrow  
my lighter, I'm too scared to say no,  
he then lit up a joint.

Signed F. Bishop (Witness) Date: 25/10/21

(To be completed if applicable .....being unable to read the above  
statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 3

Statement of: Florence Bishop

They are selling drugs down the side of the  
Car, we are frightened to say anything  
kids and drugs when travellers come in car  
even use the toilets, they are normally in there  
for 30 minutes.

Signed M. Bishop (Witness) Date: 25/10/21

(To be completed if applicable .....being unable to read the above  
statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: SARAH COLE

Age of Witness: over 18

Occupation: ENFORCEMENT OFFICER

This statement, consisting of 7 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 22nd day of OCTOBER 2021

I am the above named person and I work for BIRMINGHAM CITY COUNCIL. I am making this statement today whilst in company with a staff member from SWANSHURST SCHOOL BIRMINGHAM B13 0TW. The staff member who I will refer to as D2, wanted to report how the unauthorised encampment has impacted upon himself, his colleagues, the pupils of the school and their families but he is too frightened to provide his details or go to court for fear of repercussions from the Travellers situated on BILLESLEY COMMON, BIRMINGHAM.

D2 stated that on the morning of MONDAY 18th OCTOBER 2021 prior to the school starting lessons, students were reporting that the TRAVELLERS on BILLESLEY COMMON, at the rear entrance to the

Signed SOC (Witness) Date: 22/10/2021

(To be completed if applicable ..... being unable to read the above statement I, ..... of N/A .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....)

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 7

Statement of: SARAH COLE

school were racially abusing them. D2 said that  
this was reported to the Police who provided the log  
number of 20/115191/21.

D2 advised that on the same day another student  
had reported that one of the boy travellers had a  
gun and the boy said it was loaded. The student  
told D2 that the gun was aimed at her and the  
boy had told her that it was loaded, causing the  
girl extreme anxiety and distress by the incident.

In addition to the above two incidents D2 said  
that a member of staff, supervising the children,  
to ensure their safety, at the rear gate of the  
school, was spoken to through the fence, by a boy  
around 5-6 years old who was one of the Travellers  
children shouted "DO YOU WANT TO SUCK MY DICK?" who  
grabbed his crotch whilst shouting it. The staff  
member told D2 how disturbed and alarmed  
she was by this incident.

D2 advised that at the end of the school day

Signed SAC (Witness) Date: 22/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of N/A.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....)



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;

Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 7

Statement of: SARAH COLE

On MONDAY 18th OCTOBER when students were leaving the school at the rear gate, the Travellers were driving off the encampment, along the public footpath dangerously behind them. D2 said the vehicle which was maroon in colour and contained two males kept driving up close to the students and then turning around quickly and back at them at speed. D2 said that this caused staff and students extreme distress and felt that they were being harassed. D2 then recalled an incident that had also happened in the day when students were arriving through the BILLESLEY COMMON entrance to the school who had reported that they were being followed by the Travellers who were throwing bottles at them repeatedly causing them to feel harassed.

On TUESDAY 19th OCTOBER 2021. D2 reported that two of the students <sup>JAC</sup> who were leaving for the day across BILLESLEY COMMON footpath, were

Signed SJC (Witness) Date: 22/10/2021

(To be completed if applicable ..... being unable to read the above statement I, ..... of N/A

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 4 of 7

Statement of: SARAH COLE

threatened by the TRAVELLERS with a gun which  
caused them distress, anxiety and fear that they  
would be harmed.

On the morning of 20th OCTOBER 2021 D2 said he was  
on duty at the back of the school with his colleague,  
when one of the TRAVELLERS aged between 40 and  
50 years pulled up in his silver/blue car, in front of  
his colleague and accused his colleague of laughing  
at him saying "WHY ARE YOU LAUGHING AT ME?" D2  
said his colleague said "I WASN'T" at which point  
the Traveller threatened to physically assault his  
<sup>SN</sup> colleague by punching him before eventually  
driving off. D2 said he was alarmed at the  
Travellers behaviour as it appeared he was trying  
to provoke his colleague, who was distressed by  
the incident, as they were just chatting and laughing  
about a social event.

D2 told me that at the end of 20th OCTOBER 2021  
the Travellers were driving off their encampment

Signed SC (Witness) Date: 22/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of N/A  
read it to him/her before he/she signed it.

Signed: ..... Date: .....)



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 5 of 7

Statement of: SARAH COLE

across BILLESLEY COMMON, through the students  
causing distress to them and their parents. D2  
then remembered that the previous day, one of the  
parents had spoken to him reporting that their  
child and others had been aimed at by a Traveller  
with a slingshot / catapult which had frightened  
and distressed them. D2 said he was in receipt  
of numerous emails, visits and telephone calls from  
parents/guardians of students who were worried,  
anxious, nervous, and frightened for their safety  
due to the encampment which has caused himself  
and staff further distress, trying to keep the students  
safe.

D2 said that on the morning of THURSDAY 21st OCTOBER  
2021 he arrived at school around 07:45 hours and  
observed a GERMAN SHEPHERD dog loose on the  
school playing field which was supposed to be a  
secured area. D2 said this caused quite a  
disruption as they had to try to stop the students

Signed SAC (Witness) Date: 22/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of N/A.....  
read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 6 of 7

Statement of: SARAH COLE

entering the school this way as they were very frightened of the now two dogs on the loose. D2 said they opened the school doors early to allow students onto the premises to ensure their safety. D2 said that on the morning of FRIDAY 22nd OCTOBER 2021 all staff, students and parents were contacted to advise them they wouldn't be able to access the school through the rear gates as the dogs were running on the school grounds again and gates had to be secured. D2 said this disruption cause the whole school of 1,800 students and staff to start their day late and caused parents issued who drop their children off at the rear of the school. D2 said that there is an uneasy feeling throughout the school and that he feels he is "RUNNING THE GAUNTLET" every time he arrives and leaves the premises, as do other staff who also feel their vehicles may be targeted and damaged. D2 stated that this week has also had financial

Signed WJC (Witness) Date: 22/10/2021  
(To be completed if applicable .....being unable to read the above  
statement I, .....of N/A.....  
read it to him/her before he/she signed it.  
Signed: ..... Date: .....)



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 7 of 7

Statement of: SARAH COLE

implications due to the extra staff taken on to stand at the gates, trying to protect their students, putting themselves in a potentially dangerous situation. D2 said everyone was wary of what could happen next and are distressed, as to he, regarding the events this week and is somewhat relieved that today is the end of term. D2 also said that he is still worried about what may still happen during the day and wouldn't feel safe until the encampment had been moved off. D2 said he wouldn't want to relive this week as he feels drained.

Throughout D2 giving me his account of the events he looked distressed and anxious, he kept wringing his hands together and said he felt exhausted by it all. He took a deep breath before describing each incident and looked deflated at the end of each account.

SAC

Signed SAC (Witness) Date: 22/10/2021

(To be completed if applicable ..... being unable to read the above statement I, N/A of .....  
read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: SARAH COLE

Age of Witness: over 18

Occupation: ENFORCEMENT OFFICER

This statement, consisting of 4 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 21st day of OCTOBER 2021

I am the above named person and I work for BIRMINGHAM CITY COUNCIL. I am making this statement today whilst in company with a member of staff from SWANSHURST SCHOOL, BIRMINGHAM B13 0TW. The member of staff, who I will refer to as MOS in this statement is too fearful to make a statement due to feeling harassed, alarmed and distressed and fearful of repercussions from the group from the Travelling Community.

MOS said that he was first aware of the encampment on BILLESLEY COMMON BIRMINGHAM on MONDAY 18th OCTOBER 2021. MOS went to the rear of the school to close the gate and noticed the encampment comprising of a number of vehicles and caravans. MOS said members of the encampment were driving on the Public Foot-

Signed SAC (Witness) Date: 21/10/2021

(To be completed if applicable .....being unable to read the above statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 4

Statement of: SARAH COLE

path behind the school girls, who were all rushing away from them to enter the school. MOS said he feared for the girls safety especially as the drivers were lifting their arms in frustration of the footpath being blocked.

MOS said that on WEDNESDAY 20th OCTOBER 2021 he was again at the rear of the school with a colleague and they were both sharing funny stories. MOS said one of the vehicles that he had seen on the encampment was driving on the footpath again and when the vehicle reached him and his colleague, the man wound down his window and shouted aggressively "ARE YOU LAUGHING AT ME BECAUSE I AM A TRAVELLER?" MOS said when he tried to explain that he wasn't the man shouted in the same IRISH accent "I'M GONNA GET OUT AND PUNCH YOU IN THE HEAD." This was repeated again causing MOS to feel harassed, distressed and extremely anxious. MOS left the location as he was too fearful to continue his

Signed SAC (Witness) Date: 21/10/2021

(To be completed if applicable .....being unable to read the above statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....)



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 4

Statement of: SARAH COLE

duties and as he lived nearby he was worried about his family and any impact this may then have on them. MOS said the vehicle looked like it was then making its way to the Tennis Centre.

MOS could not describe any individual person or vehicle as he said he tried to avert his eyes in case someone attacked him for looking too much or for too long. He did say though that there were men ranging from 20 years to 50 years, women, who he rarely saw, lots of children and two Alsations.

MOS said that on THURSDAY 21st OCTOBER at around 0800 hours he was alerted to two Alsatian dogs that had managed to access the school sports field which was secure the previous day. MOS noticed fresh damage to fencing where a sheered off bolt lay on the ground and the fencing had been slid across leaving an opening. MOS confirmed it was the same two Alsations who belonged to the encampment

Signed SAC (Witness) Date: 21/10/2021

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read it to him/her before he/she signed it.

Signed: ..... Date: .....)

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 4 of 4

Statement of: SARAH COLE

which had also been captured on the school's CCTV system. MAS stated the dogs were running around the field and the schoolgirls arriving were frightened MAS said that he tried to repair the fence but when he approached it the dogs ran towards him aggressively whilst barking causing him alarm and distress, and to run away in fear of his own safety. When MAS initially started to provide his account of events he appeared confident but as he added his feelings into the statement, he started to stammer, shake and went visibly pale. I could clearly see the impact this situation has had on MAS as he was reliving the threats made against him, the risk to the pupils and fellow colleagues. When MAS was advised that the encampment were due to move this evening he said "I HOPE THEY HAVE GONE BEFORE I GET TO WORK TOMORROW" I could see the fear in his face.

Signed WJC (Witness) Date: 21/10/2021

(To be completed if applicable .....being unable to read the above statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....)

- (1) Birmingham City Council
- (2) Claimant
- (3) Statement of Sarah Cole
- (4) Exhibits
- (6) 23/11/21

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION  
BIRMINGHAM DISTRICT REGISTRY

Claim No.

BETWEEN:

BIRMINGHAM CITY COUNCIL

Claimant

and

THOMAS CASH (D1)  
PATRICK CONNORS (D2)  
PATRICK CONNORS (D3)

**PERSONS UNKNOWN BEING THE DEFENDANTS IDENTIFIED BY DESCRIPTION  
AT SCHEDULE 1 HEREOF WHO HAVE, SINCE 6 AUGUST 2021, PARTICIPATED  
IN THE UNAUTHORISED TRAVELLER ENCAMPMENTS ESTABLISHED AT THE  
17 LOCATIONS WITHIN THE CITY OF BIRMINGHAM.**

Defendants

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WITNESS STATEMENT OF

SARAH COLE

---

I, Sarah Cole, of Birmingham City Council, will say as follows:



1. I am Sarah Cole and I have worked for Birmingham City Councils Environmental Health Department as an enforcement officer for 18 months.
2. The information contained in this statement comes from my own knowledge.
3. On the 22 October 2021 I took the following details for a witness who a person called Hannah Reed after her name and mobile telephone number were given to me by the Caretaker of Swanshurst School yesterday, as someone who I may wish to speak to.
4. I made a pocket notebook entry of all the information Hannah provided me with, as she wasn't available (unsure) whether she could provide a statement, which I have also typed as follows:
5. Hannah is an Events Coordinator for Hall Green School who was running a Year 2 Multiskills Festival at the Tennis club in Billesley which has been held there for the last 10 years without incident. Hannah said the event is held over 3 days which included 18<sup>th</sup>, 19<sup>th</sup> and 21<sup>st</sup> October 2021 and involved a total of 1500 pupils from a variety of schools. Hannah contracts The Green Bus Company to ferry the children to the Centre, dropping them off at the from and parking the buses at the rear of the premises for their collection when required. There can be as many as 6 buses parked at the rear of Billesley Common, which had not been welcomed by the encampment due to blocking their access/egress.
6. On Tuesday 19<sup>th</sup> October 2021 one of the bus drivers parked his bus at the rear of the premises, blocking in the travellers' vehicles as they would not move, after dropping children from the Corpus Christ Catholic School earlier. At around 10:15 he left his bus to get a drink and closed the doors via the switch at the side of the bus. The driver returned to his bus a short while later and the teacher for Corpus Christi Jack Vencatachellum started to get his pupils to alight. He then spoke to the driver, in earshot of Hannah who said he was upset, advising the driver that someone had defecated on the rear seat of the upper deck and the children had seen it. The Green Bus company then had to take that bus out of service for the duration of the day for cleaning. Hannah said it caused her a great deal of distress as it was her event. She said she had also witnessed the females from the encampment, over the days that she was there, arriving in pyjamas and using the shower blocks.
7. I am willing to attend court to give evidence in support of this application.

### **STATEMENT OF TRUTH**

I believe that the facts stated in this statement are true. I 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 honest belief in its truth.

Signed *SAC*

Birmingham City Council

Dated this 24<sup>th</sup> day of

November 2021

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: VANESSA COOPER Age of Witness: over 18

Occupation: DUTY MANAGER

This statement, consisting of 4 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 22nd day of OCTOBER, 2021

I am the above named person and I work as a DUTY MANAGER for BILLESLEY TENNIS and INDOOR FITNESS CENTRE at WHEELERS LANE B13 0ST.

I am making this statement in relation to all of the Anti-social Behaviour associated with the Traveller encampment who were sited on BILLESLEY COMMON after being near BILLESLEY FIRE STATION but moved on. I am always aware that whenever there is an encampment all the travellers use the shower and toilet facilities. Our premises have limited staff as there are only ever two members on at any one time, which makes us feel vulnerable especially as there is only one male member of staff.

On 13th OCTOBER 2021 I was sent a message

Signed N. Cooper (Witness) Date: 22/10/2021

(To be completed if applicable ..... being unable to read the above statement I, ..... of N/A .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 4

Statement of: VANESSA COOPER

from another duty Manager advising that there  
were Travellers at SNANSHURST PARK,

On TUESDAY 19th OCTOBER 2021 I received another  
message saying that the TRAVELLERS were on  
BILLESLEY COMMON so I made sure all of the  
staff were aware that they had to be vigilant,  
and had arrived the previous day. I received  
another message alerting all staff that the  
children of the TRAVELLERS had been into our  
centre and verbally abused the two staff  
and when leaving threw a bottle at a member  
of staff which luckily missed.

On WEDNESDAY 20th OCTOBER 2021 I was made  
aware that the children of the travellers were  
checking out parked cars outside the RUERY  
club, just across from our premises.

On THURSDAY 21st OCTOBER 2021 at about 4pm  
or maybe before a lot of children started to  
appear around our building. I ~~didn't~~<sup>VC</sup> didn't

Signed V. Cooper (Witness) Date: 22/10/2021

(To be completed if applicable .....being unable to read the above

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 4

Statement of: VANESSA COOPER

know who they were at first but then they started to come into our centre. I asked them to leave and one of the group aged around 10 years old started shouting "FUCK OFF YOU FAT FUCKING SLAG, I'M A TRAVELLER AND CAN DO WHAT I WANT" He was only wearing a pair of shorts. The group ranged from 6 years old until 14 years. I closed the doors to, but didn't lock them so they forced them open and came into the centre and made a rush to the toilets. After I went in, when they left the premises I saw that there was mess everywhere, they had shit and pissed all over the floor and strewn the toilet roll everywhere. When I told one of the older boys that I had called the police he got the rest of the children out. I had called the Police on 999 as I saw a lot of vehicles moving. I locked the doors of the centre properly and let one customer

Signed V. Cooper (Witness) Date: 22/10/2021

(To be completed if applicable N/A being unable to read the above statement I, ..... of .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 4 of 4

Statement of: VANESSA COOPER

22 and one out. Customers were telling me  
that the children had been shitting under the  
bushes on our grounds too and expected me to do  
something but I am a middle aged woman  
with arthritis, two knee replacements and  
I fear for my own safety. The verbal abuse,  
name calling and attitudes of the children  
really frightened me and my colleague who  
is very nervous. I felt really harassed by what  
I have been put through and I feel it has had  
an impact on my mental health. I know  
that they have been moved on today but I  
am now going to be in constant fear of them  
returning. I feel vulnerable and really distressed  
at the moment and I have made my managers  
aware of how I now feel. V<sup>x</sup> Cooper<sup>x</sup>

Signed V. Cooper (Witness) Date: 22nd October 2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: Kavitsan Vinnaygamoorthy Age of Witness: over 18

Occupation: Shop owner

This statement, consisting of 3 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 22 day of 10 2021

This is a statement from the above named person  
Kavitsan stated that 4 days in September there  
was an encampment of travellers at the back of  
his premises on the Park.  
Travellers throughout the 4 days would visit the  
store several times a day causing disruption  
within the store, they would come in and steal  
helping themselves to sweets, food and drinks  
on occasions they would just take the whole  
box, they would grab 5/6 items and just  
walk out without paying. There was a feeling  
that I just couldn't control them, me and my  
brother decided to put extra staff on from  
open until close, 3 of us would man the store  
we felt so tired as the days were long and we  
didn't have time to take a break. They just kept

Signed [Signature] (Witness) Date: 22/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of, N/A

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 3

Statement of: Kavitsan Vinayaga Moorthy

Coming in. If we would close the door they would  
throw stones, sometimes we would just close the  
shop by locking the door, as we could see them  
walking around on CCTV.

We lost a lot of money through either theft  
or customers not coming in, children + parents stopped  
using the park.

Neighbours would help us, they would say that the  
travellers are on their way end we would lock  
the door.

When they were in the shop they would use methods  
of distraction causing a scene, for 3/4 days  
it was so stressful, we can't catch them, we can't  
do anything with them, staffing levels had to  
be increased to ensure we felt safe. When being harassed  
night time was so hard as not many neighbours  
would come in as they were scared.

The travellers would throw stones children in teens  
15 / 16 years old playing games at the side of the store

Signed [Signature] (Witness) Date: 22/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of..... N/A.....)

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 3

Statement of: Kavitsan Vinnaygamoorthy

The travellers would bring their dogs and  
just leave them at the front of the shop not on  
a lead, just aggravating the customers especially  
those with dogs.

for 3 days we stopped deliveries due to the travellers  
normally arrived at 6<sup>30</sup> - 7<sup>00</sup> We would normally open  
at 08.00hrs which disrupted our normal business.

The total loss to the business would of been  
hundreds of Pounds Plus Staffing levels as me and  
my brother would normally work alone  
CCTV Footage Cant be Provided due to time  
that has lapsed

Signed [Signature] (Witness) Date: 22/10/2021

(To be completed if applicable .....being unable to read the above

statement I, .....of N/A

read it to him/her before he/she signed it.

Signed: ..... Date: .....)



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: KU'VUL DONSANJH Age of Witness: over 18

Occupation: Customer Service

This statement, consisting of 3 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the \_\_\_\_\_ day of \_\_\_\_\_ 2021

This statement is from the above named person who  
witnessed on several occasions over the last  
7 days abusive and threatening behavior from  
travellers that were encamped locally at Swanhurst  
Park.

there was one particular incident where my husband  
was told "Come outside then I'll show you" because of  
asking the travellers to leave the premises the owners  
felt threatened and harassed.

Extra measures were put into place at the frontage of  
the shop stating over 18's only and I.D. must be  
provided this was done to discourage the younger  
generation of travellers.

They would come in 2-3 at a time, running back at  
front stealing items, customers within the shop  
also felt threatened due to their behavior.

Signed [Signature] (Witness) Date: 22/10/21

(To be completed if applicable .....being unable to read the above  
statement I, .....of..... N/A.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 3

Statement of: Kuvuk Dasanah

Customers stopped visiting the shops locally, there was one incident where an elderly customer had to send her grandson as she felt too scared to leave the house. I just felt on edge and intimidated whenever they were in the shop especially if I was on my own. My husband would have to go to the cash & carry, as soon as they closed me on my own it would encourage them to come back in.

recently there has been an attempted break in next door where 3 hooded individuals had taken down the wall attempting to get in, they also closed and locked the shop's access gate with a chain & padlock. myself and my husband waited for police attendance before going near the shop. the incident happened at 02:00 hrs in the morning. Due to this incident additional security cameras x2 have been installed costing £250.00. Shifts within the store were doubled adding additional cost and strain to the business and the family. My husband was not allowed to lock up the business.

Signed [Signature] (Witness) Date: 22/10/21

(To be completed if applicable .....being unable to read the above statement I, .....of N/A.....)

read it to him/her before he/she signed it.

Signed: ..... Date: .....

**Birmingham City Council**  
**REGULATORY SERVICES**  
**STATEMENT OF WITNESS**  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 3

Statement of: KUVVI DONSANJH

On his own with all that Money due to the risk  
and his Safety.

Approximately 4 weeks ago when travellers where here  
We noticed that young lads in groups where going to  
look at Passageway to the rear of the Shops, as soon  
as the encampment Sites where back is when the Incident  
happened with the attempted break in.

It was highlighted by one of the local tenants that  
on the evening of the break in he could hear the Shutes  
rattling and a drill in the background.

The travellers just gave me and my husband  
threatening abuse and we felt very unsafe  
Contacted local MP re Safety and access way, I spoke  
to the PA and Im awaiting a reply.

Signed [Signature] (Witness) Date: 22/10/21

(To be completed if applicable N/A being unable to read the above  
statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....)

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: SARAH COLE

Age of Witness: over 18

Occupation: ENFORCEMENT OFFICER

This statement, consisting of 6 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 27th day of OCTOBER 2021

I am an employee of BIRMINGHAM CITY COUNCIL and I am making this statement today on the company of a resident who lives on JIGGINS LANE which backs onto the SENNELEYS PARK unauthorised encampment. Although I have explained special measures to the resident, who I will refer to as JL, she said she still would not feel safe or comfortable to give oral evidence by any means to court "FOR FEAR OF THE TRAVELLERS TERRORISING" her and her family "MORE THAN THEY HAVE ALREADY AS THEY AREN'T SCARED OF THE POLICE."

JL is present whilst I am writing this statement today, in her home who was made aware of the "TRAVELLERS" a few days before she encountered them on SUNDAY 24th OCTOBER 2021, through posts seen on SOCIAL Media. JL told me that she has

Signed CSAC (Witness) Date: 27/10/2021

(To be completed if applicable ..... being unable to read the above statement I, N/A of .....)

read it to him/her before he/she signed it.

Signed: ..... Date: .....)



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.6B)

Continuation Sheet No. 2 of 6

Statement of: SARAH COLE

suffered "HARASSMENT AND DISTRESS AND REPEATED  
INTIMIDATION OVER A PERIOD OF JUST UNDER THREE  
DAYS" JL said she made a total of at least 5,999 calls  
to POLICE and had taken photographs on her mobile  
phone and IPAD of children on her property and  
"WHO HAD LEFT THE SHED WHICH HAD PROPERTY  
STOLEN FROM IT, WHICH HAD THE CRIME NUMBER  
OF 20/1807741/21 ISSUED" JL allowed me to <sup>SAC</sup>photograph,  
photograph the images that she had taken of the  
children, "confirmed by POLICE" as those belonging  
to the exampmont, who had been onto her property  
and had "TORMENTED" her "REPEATEDLY BECAUSE"  
she "IS OLD, USES A ZIMMER FRAME AND CANNOT  
DO ANYTHING". JL said that her property backs  
on to SENNELEYS PARK and it is where she has  
lived without fear and felt safe for at least  
18 years, until SUNDAY 24th OCTOBER 2021. JL  
said that at about 16:30 hours she received  
a telephone call, whilst in her kitchen, from her

Signed SAC (Witness) Date: 27/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of N/A

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 6

Statement of: SARAH COLE

daughter asking her to "PUT THE KETTLE ON" as she was on her way there. JL said that as she got out of her chair, with the aid of her Zimmer frame and reached the other side of the kitchen something caught her eye in the rear garden, through her patio doors. JL said that she saw 3 Traveller Children aged between 8 years and 13 years of age. JL said that the second of the six photographs I took of her phone, showed the young child who she initially saw exiting the previously locked shed, with a screwdriver in his hand. She said another child was climbing over her fence, out of her garden, into SENNELEY'S PARK and the third "was looking over the fence" AT HER, WAVING, AND STICKING HIS FINGERS UP AT "her". JL said she was frightened but still made her way to the Patio door and when there, the children were "~~GESTURE~~<sup>SAC</sup> GESTURING" for her to come out causing her to feel "REALLY DISTRESSED AND INTIMIDATED". JL said at this point her daughter arrived at

Signed LSAC (Witness) Date: 27/10/2021

(To be completed if applicable .....being unable to read the above statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 4 of 6

Statement of: SARAH COLE

the address, while she was taking photographs of the children, and told her to ring 999 whilst she and her husband chased the children away. JL said she felt her "STOMACH WAS IN KNOTS AND HANDS WERE SHAKING". she said as she also has high blood pressure, amongst other illnesses this incident also gave her a really bad headache which lasted over 24 hours. JL said after the incident her ~~son~~<sup>son</sup> had left a floodlight in the garden for a few hours and hung an alarm on the patio door handle but she still didn't feel safe. JL said she had a sleepless night and was worried by every noise she heard especially the next morning when she was told by her son that he had seen torch light on the top of the shed. JL told me that although her son was now off work for the week she still didn't feel safe especially on over the whole day of MONDAY 25th OCTOBER the traveller children kept climbing into her garden and entering her shed and when sighted by

Signed SAAC (Witness) Date: 27/10/2021

(To be completed if applicable ..... being unable to read the above statement I, ..... of N/A .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 5 of 6

Statement of: SARAH COLE

the children, they started to throw objects at her house including a broom head, bricks and stones. She said the boys had been joined by a girl who she photographed. JL said the children were also sticking their two fingers up at her and "DELIBERATELY HARASSING" her, due to her "DISABILITY AND VULNERABILITY". JL said she was "REALLY FRIGHTENED" and rang the POLICE a number of times throughout the day which meant many POLICE visits which still didn't deter their return when POLICE left.

JL said she felt really disturbed and unsettled in her own home.

JL said that on the morning of TUESDAY 26th OCTOBER 2021 that the traveller children had been looking over the fence again but had gone, so her <sup>son</sup> was going to go out and get some shopping but she couldn't relax, so kept looking outside, through the patio doors of the kitchen. JL said at 10:20 that morning she rang the POLICE again on 999.

Signed SOC (Witness) Date: 27/10/2021

(To be completed if applicable ..... being unable to read the above statement I, ..... of ..... N/A

read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 6 of 6

Statement of: SARAH COLE

when the children again climbed into her garden. JL said this completely "UNSETTLED" her as she feels they may have waited for her son to leave the address knowing she was alone and would normally be sitting in the front room. JL was relieved that the Police arrived quickly and even though she knows that the encampment has moved from SENNELEYS PARK she is worried that as they have seen larger valuable items in the shed and in her property, that they will come back again.

I could see how upset JL was getting when she was telling me about her experience and she said that she wishes she were braver to give her own statement but that she couldn't because "THE TRAVELLERS ARE FEARLESS AND CAN DO WHATEVER THEY WANT"

At 17:00 hours on WEDNESDAY 27th OCTOBER 2021 I printed off the six images on my phone numbering them 1 to 6, which I stapled together and can produce in court as REF: SC1 (Exh ).

Signed JAC (Witness) Date: 27/10/2021

(To be completed if applicable ..... being unable to read the above statement I, ..... of N/A :

read it to him/her before he/she signed it.

Signed: ..... Date: .....

(1) Birmingham City Council  
(2) Claimant  
(3) Sarah Cole  
(4)1st  
(4)Exhibit: SC1"  
(6)DATE: 23/11/20

**IN THE COUNTY COURT AT BIRMINGHAM**

**Claim Number:** \_\_\_\_\_

**B E T W E E N:**

**BIRMINGHAM CITY COUNCIL**

**Claimant**

**- and -**

**MR THOMAS CASH**

**&**

**PERSONS UNKNOWN BEING THE  
DEFENDANTS IDENTIFIED BY DESCRIPTION  
AT SCHEDULE 1 HEREOF WHO HAVE, SINCE 6  
AUGUST 2021, PARTICIPATED IN THE  
UNAUTHORISED TRAVELLER ENCAMPMENTS  
ESTABLISHED AT THE 15 LOCATIONS WITHIN  
THE CITY OF BIRMINGHAM SPECIFIED AT  
PARAGRAPH 13 HEREOF**

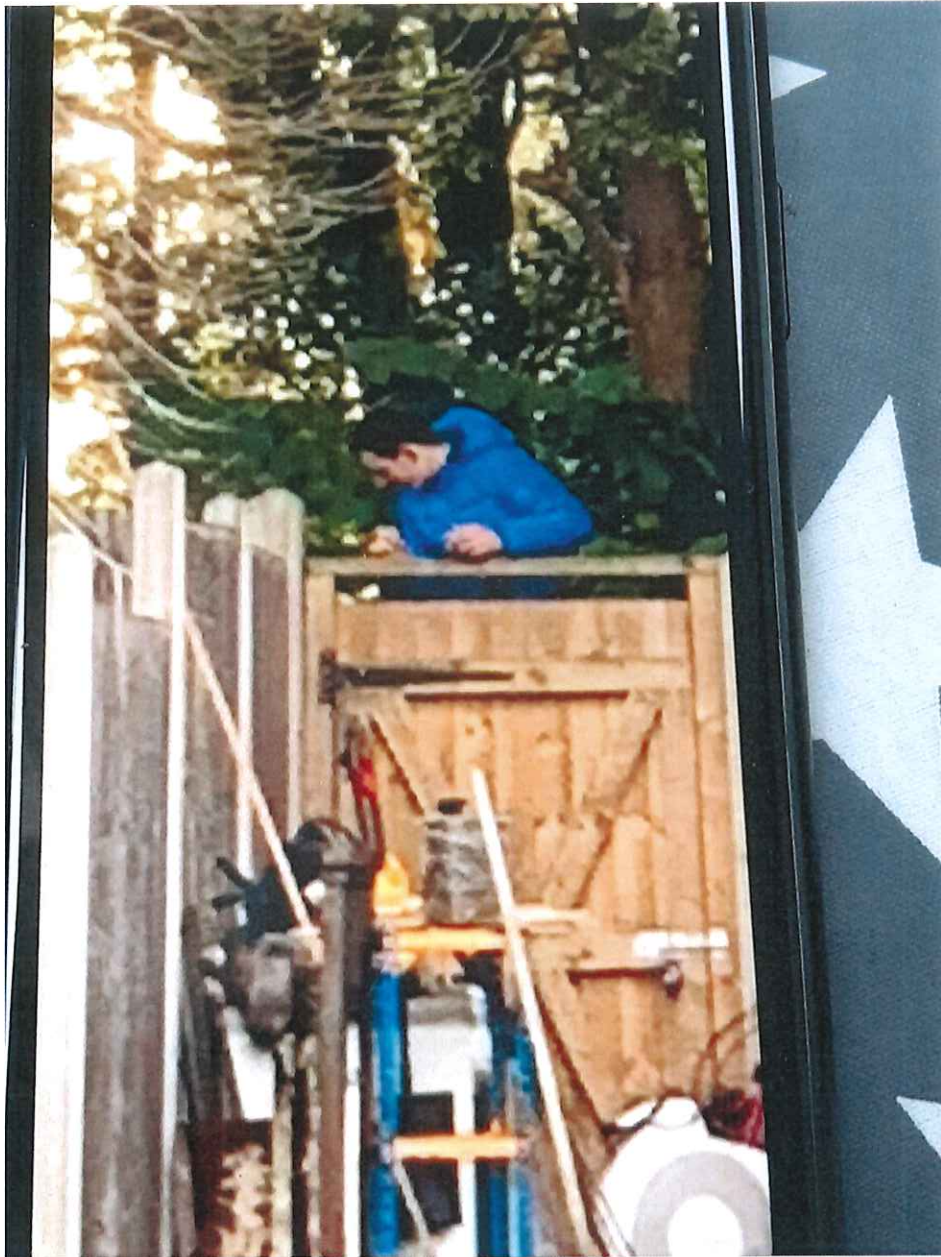
**Defendant**

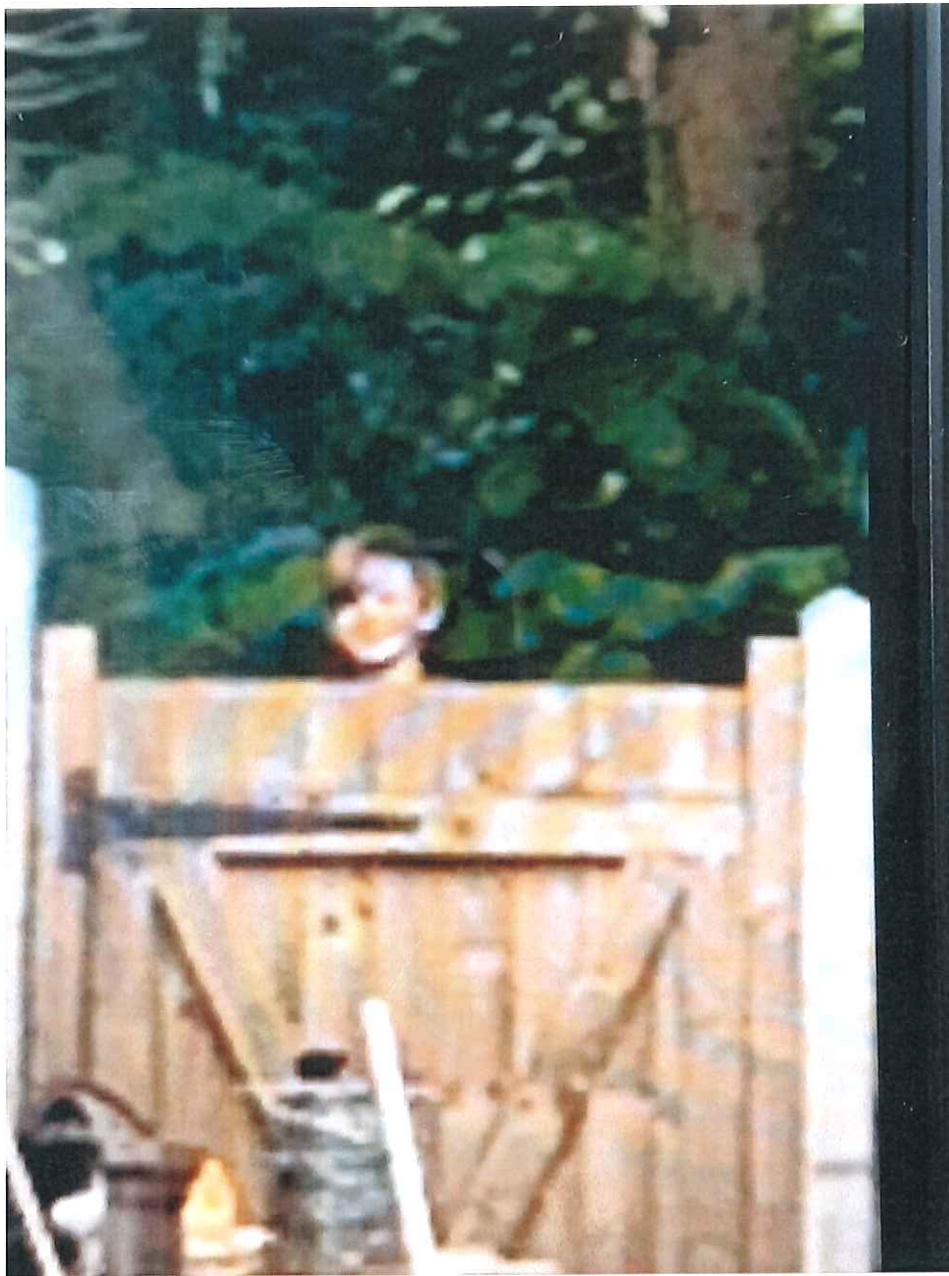
---

**EXHIBIT "SC1"**

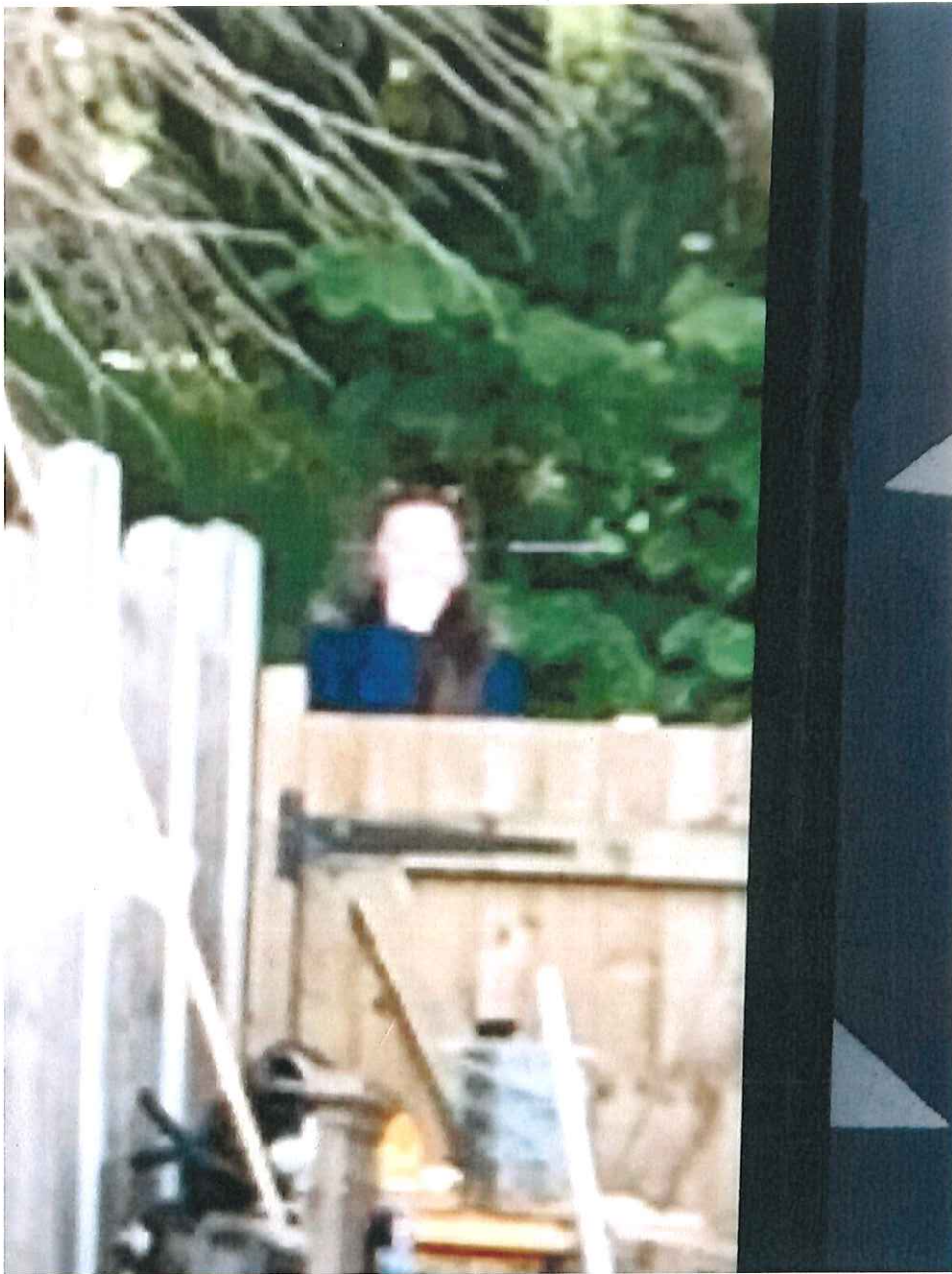
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This is the Exhibit marked "SC1" referred to in the Witness Statement of Sarah Cole (in respect of Anonymous witness JL)



















Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: SARAH COLE Age of Witness: over 18

Occupation: ENFORCEMENT OFFICER

This statement, consisting of 7 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 28th day of OCTOBER, 2021

I am employed by BIRMINGHAM CITY COUNCIL and  
on THURSDAY 28th OCTOBER 2021 I spoke to a resident  
from TIGLEY AVENUE, that is next to an entrance to  
SENNERLEYS PARK where the unauthorised encampment  
was. I explained to the resident, who I will call TA,  
that they could give evidence about the impact the  
incidents relating to the encampment, have had  
on her, by videolink, behind a screen or other  
special measures. TA said that even with this protection  
she still does not feel able to go to court to give oral  
evidence because she "IS SCARED FOR HERSELF AND  
HER FAMILY AS" she "HAS SEEN THAT THEY CARRY MEAT  
CLEAVERS, ARE VIOLENT, <sup>JK</sup>AREN'T  
AREN'T SCARED OF POLICE  
BECAUSE THEY RACE THEIR CARS IN FRONT OF THEM AND  
SET THEIR DOGS ON THEM." TA said that "THEY KNOW"  
"WHERE SHE LIVES BECAUSE SHE CALLED THE POLICE ON

Signed SAE (Witness) Date: 28/10/2021

(To be completed if applicable ..... being unable to read the above

statement I, ..... of NA

read it to him/her before he/she signed it.

Signed: ..... Date: .....)

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 7

Statement of: SARAH COLE

"THEM TWICE"

At 12:30 hours on THURSDAY 28th OCTOBER 2021, whilst  
seated in TA's house she told me the following  
" I AM TA. I LIVE NEAR SENNELEYS PARK WITH MY  
12 YEAR OLD SON. WHERE I HAVE LIVED FOR THE LAST  
10 YEARS. I HAVE BEEN AWAY FROM HOME A LOT IN  
THE LAST SIX MONTHS BECAUSE MY DAUGHTER WAS BORN  
FIVE MONTHS AGO, AT TWENTY THREE WEEKS SO IS VERY  
PREMATURE AND HAS MANY COMPLICATIONS SO CANNOT  
COME HOME YET. I HAVE LIVED IN MY HOUSE WHEN I FELT  
SAFE UNTIL 24TH OCTOBER 2021. THE TRAVELLERS MADE  
ME SO SCARED I COULD NOT EVEN SPEND TIME AWAY FROM  
MY HOUSE FOR TWO DAYS, 24TH AND 25TH OCTOBER TO GO  
TO FEED MY BABY BECAUSE I WAS WORRIED ABOUT  
MY HOUSE AND 12 YEAR OLD CHILD. MANY TIMES  
TRAVELLERS HAVE STAYED ON SENNELEYS PARK BUT  
NOT TRIED TO GET IN MY HOUSE OR TAKE MY CAR  
OR COME ON MY PROPERTY WITH A BIG KNIFE THAT  
YOU CHOP MEAT UP WITH. ON 24TH OCTOBER 2021

Signed SAC (Witness) Date: 28/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of NA  
read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 7

Statement of: SARAH COLE

I WAS IN MY HOUSE AND I SAW ON MY MOBILE MY RING DOORBELL SHOWING FOUR BOYS. TWO OF THE BOYS AGED BETWEEN 12 AND 16 WITH CAPS AND MASKS ON CAME UP MY DRIVE AFTER LOOKING AT MY SPORTS CAR AND KNOCKED ON MY DOOR, WHICH I DIDN'T ANSWER. I THOUGHT THAT IF I ANSWERED THEY MIGHT RUSH IN MY HOUSE TO GRAB MY CAR KEYS SO I CALLED THE POLICE IT WAS AT 13:25 ON MY RING DOORBELL. LATER THAT NIGHT AT 21:50 I CALLED POLICE AGAIN AS MY PARTNER WAS SAT IN HIS CAR PARKED IN FRONT OF MINE, SMOKING A CIGARETTE, WHO WAS THERE AS I TOLD HIM ABOUT HOW SCARED I WAS. I WAS JUST ON MY FRONT DOORSTEP SMOKING A CIGARETTE WHEN THE SAME TWO BOYS FROM EARLIER, WITH TWO MORE STARTED WALKING SLOWLY UP MY PATH. I SHOUTED MY BOYFRIEND WHO JUMPED OUT OF HIS CAR AS THREE OF THE BOYS RAN INTO SENNELEYS PARK. THE BOY ON MY PATH HAD A BIG KNIFE THAT YOU CHOP MEAT WITH, STICKING OUT FROM HIS BOTTOMS AND HAD HIS HAND ON IT. I STARTED SCREAMING THAT I WAS RINGING THE

Signed SAAC (Witness) Date: 28/10/2021

(To be completed if applicable .....being unable to read the above statement I, .....Of N/A.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 4 of 7

Statement of: SARAH COLE

POLICE BECAUSE I HAD MY PHONE IN MY HAND BUT  
I REALISED I HAD CALLED 991 WHEN I HEARD A NOISE  
FROM MY PHONE. I PRETENDED I WAS SPEAKING TO  
THE POLICE AND THE BOY RAN IN THE PARK. WHEN  
I DID GET THROUGH TO THE POLICE AND THEY CAME OUT,  
THEY SAID THE BOYS THAT I SHOWED ON MY RING DOORBELL  
WERE TRAVELLERS BUT AS I WAS STANDING BLOCKING MY  
DOORBELL WHEN THEY CAME AGAIN, I COULDN'T SHOW THEM  
ANOTHER VIDEO. THE POLICE TOLD ME THEY COULDN'T GET  
MY CAR BACK IF THE TRAVELLERS TOOK IT IN THE PARK  
BECAUSE THE TRAVELLERS WOULD SURROUND IT, SO I HAD  
TO GO AND PARK IT SOMEWHERE ELSE. THE POLICE ALSO  
TOLD US THAT THEY COULD ALSO STEAL A CATALYST FROM  
MY CAR SO I HAD TO GO AND PARK IT IN A FRIENDS  
GARAGE. I WAS SCARED THAT I MIGHT BE FOLLOWED  
BUT THE POLICE DIDN'T CARE. THAT NIGHT WHEN MY  
BOYFRIEND LEFT, I TIED ROPE AROUND MY DOOR  
HANDLE AND COULDN'T SEEM TO SLEEP AS I WAS  
FRIGHTENED BUT DIDN'T WANT MY SON TO KNOW.

Signed SAG (Witness) Date: 28/10/2021  
(To be completed if applicable ..... being unable to read the above  
statement I, ..... Of N/A  
read it to him/her before he/she signed it.  
Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 5 of 7

Statement of: SARAH COLE.

ON 25TH OCTOBER 2021 I HEARD SHOUTING OUTSIDE.  
I SAW THE SAME FOUR TRAVELLER BOYS STANDING  
IN FRONT OF THE BLACK LADY WHO LIVES ACROSS THE  
ROAD. SHE WAS WAVING HER ARMS AROUND IT WAS ABOUT  
12:30. I SAW THE BOY WHO HAD THE KNIFE CHOPPER THE  
DAY BEFORE, IN FRONT OF THE LADY WHO WAS SHOUTING SO  
I SHOUTED TO MY SON TO LOCK THE FRONT DOOR AND  
WENT TOWARDS THE GROUP WHILST RINGING THE POLICE.  
I HEARD ONE BOY SAY TO THE LADY IN A STRONG IRISH  
ACCENT "YOU NIGGER I'M GONNA BLOW UP YOUR HOUSE"  
THE POLICE CAME AND I TOLD THEM IT WAS THE SAME  
BOYS AS YESTERDAY BUT THEY SAID THEY WOULD LOOK FOR  
THEM AND ASKED IF I COULD LET THE WOMAN IN MY HOUSE  
AS SHE WAS SCARED. I SAID NO. BECAUSE OF COVID, I  
DONT KNOW HER AND I WAS SCARED. THE POLICE WENT.  
THEN WHEN I WAS TALKING TO ANOTHER NEIGHBOUR  
A TRAVELLER MAN CAME RUNNING AFTER A DOG  
OUT OF THE PARK, WHICH CHASED MY CAT UP THE  
TREE. I TOLD THE TRAVELLER MAN THAT I WAS

Signed SAC (Witness) Date: 28/10/2021

(To be completed if applicable ..... being unable to read the above  
statement I, ..... of N/A

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS

(Criminal Procedure Rules, r27.2;

Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 6 of 7

Statement of: SARAH COLE

UPSET AND SHOWED HIM PICTURES OF MY BABY ON  
MY PHONE AND TOLD HIM I WAS SO SCARED TO VISIT HER  
BECAUSE OF THE BOYS. I SHOWED ON MY PHONE, OF THE RING  
DOORBELL FOOTAGE. HE SAID THE BOYS WERE BELONGING  
TO THE GROUP BUT NOT HIS AND HE PROMISED THAT  
NOBODY WOULD COME TO MY ADDRESS AGAIN AGAIN  
BECAUSE OF MY BABY. HE STARTED TO CRY. MY CAT  
WAS UP THE TREE FOR FOUR HOURS BUT THE MAN I  
SPOKE TO CAME BACK WITH SOME BOYS I HADNT SEEN  
BEFORE TO HELP GET MY CAT FROM THE TREE. THE  
MAN THEN WENT BACK INTO THE PARK. THERE WAS LOT  
OF SHOUTING AND WOMEN SCREAMING IN THE PARK.  
I DONT KNOW WHAT HAPPENED BUT THE MAN DROVE  
OUT WITH HIS CARAVAN AND LEFT. THE REST OF THE  
TRAVELLERS WENT THE NEXT MORNING BUT I WAS STILL  
REALLY SCARED. THE POLICE PHONED ME WHEN I WAS  
AT THE HOSPITAL TO GIVE A STATEMENT BUT I DIDN'T  
WANT TO AS THEY DIDN'T HELP ME WHEN I RANG  
THEM OR HELP THE WOMAN. I DON'T KNOW HOW

Signed SCG (Witness) Date: 28/10/2021

(To be completed if applicable ..... being unable to read the above  
statement I, ..... Of N/A  
read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;

Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 7 of 7

Statement of: SARAH COLE

I MANAGED TO KEEP SANE WITH ALL THE DISTRESS  
AND URSET. I CAN CRY NOW BECAUSE MY SON CAN'T  
SEE, OR MY BOYFRIEND, WHO WOULD HAVE GOT INTO TROUBLE  
IF HE WENT AFTER THE BOY WITH THE MEAT CHOPPER.  
I SPENT A LOT OF TIME TRAPPED IN MY HOUSE DOING  
TAPPING AND RELAXATION TECHNIQUES TO KEEP MY  
SANITY. "

I can confirm that the above statements were  
written verbatim whilst TA was crying and her  
legs shaking. She had to get a drink as her mouth  
kept going dry and I asked her to stop so I could  
write down what she was telling me. Whilst I  
was writing TA sent me the RING DOORBELL  
footage from 24TH OCTOBER 2021, to my mobile  
phone number that I telephoned her on, to confirm  
my appointment. I can provide this footage in  
court at a later date, if required as I can see  
the impact the encampment has had on TA-

Signed SAC (Witness) Date: 28/10/2021

(To be completed if applicable ..... being unable to read the above  
statement I, ..... of .....  
read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: SARAH COLE.

Age of Witness: over 18

Occupation: ENFORCEMENT OFFICER.

This statement, consisting of 4 page(s) each\* signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 21st day of OCTOBER, 2021

I am an employee of BIRMINGHAM CITY COUNCIL.  
and I am making this statement in relation  
to a couple of incidents that occurred up until  
the week ending FRIDAY 1st OCTOBER, witnessed  
by a resident, that involved children that were  
staying in caravans on the unauthorised encampment  
on fields at the end of BICKNELL CROFT B14  
5LY.

I initially went to take a statement from the  
resident, whom I will refer to as F1, but she said  
as this wasn't the first time "TRAVELLERS" had occupied  
the fields this year, she is too frightened to make a  
statement herself "IN CASE THEY COME BACK AND  
SMASH THE HOUSE UP PROPERLY OR BREAK IN." F1  
said that the TRAVELLERS who had a lot of kids,  
caravans and children, had arrived on the fields

Signed [Signature] (Witness) Date: 21/10/2021

(To be completed if applicable ..... being unable to read the above  
statement I, N/A of .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....



Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of 4

Statement of: SARAH COLE

sometime at the end of SEPTEMBER 2021. F1 said  
that on WEDNESDAY 29th SEPTEMBER 2021 she was in  
the house on BICKNELL CROFT B14 5LY alone when  
there was a loud thud on the double glazed front  
door. She said it sounded as if "SOMEONE WAS  
TRYING TO KICK IT IN' F1 said when she opened  
the front door she did it without thinking as  
she was alarmed and when she got to the path  
by the road she saw a large group of children  
whom she had seen previously on the fields by  
the caravans, running away from her address.  
She said they kept turning around towards her  
and they were a mixture of boys and girls from  
the ages of five upwards. F1 said that she thought  
they may have been trying to see if it had set the house  
alarm off as it is clearly visible above the upstairs  
window.

F1 said that the incident had "unsettled" her but  
thought it may have been a "ONE OFF" UNTIL FRIDAY 1st.

Signed SAC (Witness) Date: 21/10/2021.

(To be completed if applicable .....being unable to read the above  
statement I, N/A .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....)

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 3 of 4

Statement of: SARAH COLE

OCTOBER 2021 when she had cause to call the Police  
due to the same group of childress who she said had  
come back "TO HARASS" her and she felt so distressed  
in her confusion after the incident, she telephoned her  
husband first. F1 said that she was in her property  
when there was another big "THUD" on the front door  
shortly followed by a loud bang on the downstairs  
double glazed window. F1 said she thought the window  
was going to come inwards as it rattled with the  
impact of something hitting it. F1 said she grabbed  
her mobile phone and instinctively telephoned her  
husband who she was talking to as she opened the front  
door, as she felt more confident to see what was  
going on. F1 said that she saw the same children  
running away from her property that had been there  
on the WEDNESDAY. F1 said she saw by the bush under  
her window an unopened but dented can of BARR  
bubblegum flavoured pop in an ORANGE and BLUE tin  
which she showed me as she had kept it to give

Signed SAG (Witness) Date: 31/10/2021

(To be completed if applicable .....being unable to read the above  
statement I, .....of.....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 4 of 4

Statement of: SARAH COLE

to the Police who had promised to attend when she telephoned them at 12:43 hours 01/10/2021 which she showed me on her call history. The car looks like it had struck an hard surface repeatedly due to the amount of indentations on its base.

F1 became very emotional when she was talking to me saying that she felt silly being so afraid and harassed by a group of children but she said as the "Trowellers ARE A COMMUNITY" "THEY ALL STICK TOGETHER WHICH IS WHY EVEN THE POLICE CAN'T DEAL WITH THEM."

F1 was very upset and she was emotional relaying the details of the incidents to me constantly looking distressed but said relieved that they all got "ESCORTED AWAY" on FRIDAY 1st OCTOBER 2021 but is extremely fearful that they come back as she felt targeted and harassed.

SAC

Signed SAC (Witness) Date: 21/10/2021

(To be completed if applicable N/A being unable to read the above statement I, N/A

read it to him/her before he/she signed it.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_)

**Birmingham City Council  
REGULATORY SERVICES  
STATEMENT OF WITNESS**  
(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: [REDACTED] Age of Witness: over 18

Occupation: [REDACTED]

This statement, consisting of [REDACTED] page(s) each signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 25<sup>th</sup> day of October 2021

My name is [REDACTED] and I live at [REDACTED]  
[REDACTED], Birmingham [REDACTED]. On Friday  
22nd October 2021 at about 3pm I was working  
upstairs on the first floor of my house and I  
became aware of the sound of dogs barking  
and children shouting and screaming more than  
usual. I do live adjacent to park land and  
the play area but nonetheless this noise was  
more than usual. I looked out of the  
window but could not see anything from that  
window so I walked to the back bedroom on  
the first floor and when I looked out of the  
window I could see several caravans, cars,  
vans and people and dogs on the park next  
to my house. I wanted to get a better  
view so I went to the second floor and looked

Signed [REDACTED]

(Witness) Date: 25/10/2021

(To be completed if applicable) [REDACTED] being unable to read the above  
statement I, [REDACTED] of [REDACTED]

read it to him/her before he/she signed it.

Signed: [REDACTED] Date: [REDACTED]

Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Statement of: \_\_\_\_\_

Signed: [Signature] (Witness) Date: 25/10/2021

Signed: ..... Date: .....



(Criminal Procedure Rules, r27.2;  
Criminal Justice Act 1967, S. 9, Magistrates' Courts Act 1980 s.5B)

Continuation Sheet No. 2 of \_\_\_\_\_

**Statement of:**

Statement of: [REDACTED] at  
Weekend, on Sunday 24<sup>th</sup> October 2021  
around 6am I was woken by dogs barking. My family  
arrived to visit and ~~we went~~<sup>just leaving</sup> for a walk, that is,  
my brother and his 2 ~~daughters~~<sup>sons</sup> children who are 10  
and 7. I heard shots of possibly an air rifle  
hitting/shooting to my boundary fence. My 10  
year old nephew went towards the fence but I  
recalled him back as it was dangerous. The shooting  
stopped and we walked round into the park. The  
park was quiet because it had started raining. During  
the walk I was sad to see lots of the grass churned  
up and destroyed and I saw a dead crow which  
had been shot. My niece and nephew cried at this.  
I'm upset about the state of the park. I usually  
walk in the park every day but their presence has  
prevented me from doing so because I feel vulnerable  
and scared. I will feel much safer when they  
have gone.

**Signed**

(Witness) Date:

25/10/2021

(To be completed if applicable ..... being unable to read the above statement I, ..... of .....

read it to him/her before he/she signed it.

Signed: ..... Date: .....

**Between**

**Birmingham City Council**

**- and -**

**Persons Unknown**

---

**WITNESS STATEMENT OF JONATHAN FARLEY**

---

I, Jonathan Farley, Enforcement Agent and Regional Supervisor of 141 Walter Road, Swansea, SA1 5RW, acting under the instructions of Birmingham City Council, Manor House, 40 Moat Lane, Digbeth, Birmingham, B5 5BD.


State as follows: —

1. That I was instructed by Birmingham City Council to attend Cottsmeadow Drive, Washwood Heath, Birmingham on Friday 12 November 2021 to undertake an eviction under Common Law.
2. I attended the above address and proceeded to the site at 09:00 hours with my colleague Tommy Coyle. We met with a traveller by the name of Lee Flatly who immediately stated that they would not be leaving the site that day.
3. At 09:30 hours, our recovery contractor arrived on the site to assist with removal of the caravans if required. During this time, our instructing client Bill Peg stepped away from the site to arrange police support.
4. We spoke with an adult female who was 36 weeks pregnant, and she stated that a Welfare Assessment was not carried out by our instructing client, as she is classed as high risk and her pregnancy is currently under a consultant. The adult female stated that she cannot leave the site that day due to her condition and confirmed that she would stay in her caravan to prevent such removal.
5. During our attendance, we were approached by Tom Cash, 3 unidentified adult males and some children. Tom Cash stated that if we were to bring the tow truck on to the site, it will be smashed up and the first person to touch his van will be assaulted.
6. The police confirmed that they were only in attendance to prevent a breach of the peace and that they did not have the resources to assist us any further and they were instructed to withdraw from the site due to the threats of violence and glass being throw by the travellers.
7. Due to the threats of violence, the vulnerability surrounding the pregnant woman on the land and lack of police assistance, we withdrew from the land

and informed our instructing client that they should apply for a Writ of Possession.

**Statement of Truth**

I believe that the facts stated in this statement are true. I 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 honest belief in its truth.

Signed: 

Jonathan Farley

Dated: Nov 24, 2021

**Between**

**Birmingham City Council**

**- and -**

**Persons Unknown**

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**WITNESS STATEMENT OF TOMMY COYLE**

---

I, Tommy Coyle, Enforcement Agent and Regional Supervisor of 141 Walter Road, Swansea, SA1 5RW, acting under the instructions of Birmingham City Council, Manor House, 40 Moat Lane, Digbeth, Birmingham, B5 5BD.


State as follows: —

1. That I was instructed by Birmingham City Council to attend Cottsmeadow Drive, Washwood Heath, Birmingham on Friday 12 November 2021 to undertake an eviction under Common Law.
2. I attended the above address and proceeded to the site at 09:00 hours with my colleague Jonathan Farley. We met with a traveller by the name of Lee Flatly who immediately stated that they would not be leaving the site that day.
3. At 09:30 hours, our recovery contractor arrived on the site to assist with removal of the caravans if required. During this time, our instructing client Bill Peg stepped away from the site to arrange police support.
4. We spoke with an adult female who was 36 weeks pregnant, and she stated that a Welfare Assessment was not carried out by our instructing client, as she is classed as high risk and her pregnancy is currently under a consultant. The adult female stated that she cannot leave the site that day due to her condition and confirmed that she would stay in her caravan to prevent such removal.
5. During our attendance, we were approached by Tom Cash, 3 unidentified adult males and some children. Tom Cash stated that if we were to bring the tow truck on to the site, it will be smashed up and the first person to touch his van will be assaulted.
6. The police confirmed that they were only in attendance to prevent a breach of the peace and that they did not have the resources to assist us any further and they were instructed to withdraw from the site due to the threats of violence and glass being throw by the travellers.
7. Due to the threats of violence, the vulnerability surrounding the pregnant woman on the land and lack of police assistance, we withdrew from the land

and informed our instructing client that they should apply for a Writ of Possession.

**Statement of Truth**

I believe that the facts stated in this statement are true. I 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 honest belief in its truth.

Signed: 

Tommy Coyle

Dated: Nov 24, 2021



Cottsmeadow Drive Encampment – 12/11/2021



This individual threatened the enforcement agents if they touched his caravan

Tom / John Cash was believed to be on site and in his caravan but he would not engage and let his wife (38 weeks pregnant) speak to the agents. Image of Mrs Cash not good and child present so not used.

Identified VRM

MK13OZS	Ford Transit	
SN67ZSD	Ford Transit	(Thomas Cash)
SK21VJG	Ford Ranger	(Patrick Connors)
GF11ONL	Ford Transit	
DK66VXD	Ford Focus	
FL11PLO	Ford Ranger	
SK61RGO	Ford Ranger	
PJ07NEU	BMW X5	
CF60FBV	Ford Transit	(Paul Jones)
GK13OJA	BMW X5	(Helen Collin)

Other VRM that may relate to this vehicle

GF11DNL	
DK66VED	
SK71RGO	(Thomas Cash)

		Daisy Farm RG (07/08/21)	Moseley Rugby Club (1/08/21)	Chinn Brook RG (20/08/21)	Manningford RG (22/08/21)	Partons Road (04/09/21)	Kings Heath Park (17/09/21)	Kings Norton Park (17/09/21)	Selly Oak Park (17/09/21)	Selly Oak RG (23/09/21)	Manningford RG (28/09/21)	Gospel Lane (03/10/21)	Daisy Farm RG (05/10/21)	Moseley Rugby Club (1/10/21)	Senneley Park (22/10/21)	Cottismeadow Drive (1/11/21)
DK66VED		Yes	Yes		Yes	Yes	Yes	Yes	Yes	Yes		Yes		Yes		Maybe
GF11DNL														Yes		Maybe
SK71RGO														Yes		Maybe
CF60FBV														Yes	Yes	Maybe
DK66VXD											Yes			Yes		Yes
FL11PLO												Yes				Yes
GF11ONL		Yes	Yes		Yes			Yes	Yes	Yes		Yes			Yes	Yes
GK130IA															Yes	Yes
MK130ZS																Yes
PI07NEU																Yes
SK61RGO																Yes
SN21VIG																Yes
SN67ZSD														Yes	Yes	Yes

(1) Birmingham City Council

(2) Claimant

(3) Statement of Mark Croxford

(4) 2<sup>nd</sup>

(5) Exhibits

(6) 2/12/21

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION  
BIRMINGHAM DISTRICT REGISTRY

Claim No.

BETWEEN:

BIRMINGHAM CITY COUNCIL

Claimant

and

- THOMAS CASH (D1)

PATRICK CONNORS (D2)

PATRICK CONNORS (D3)

**PERSONS UNKNOWN BEING THE DEFENDANTS IDENTIFIED BY DESCRIPTION AT SCHEDULE 1 HEREOF WHO HAVE, SINCE 6 AUGUST 2021, PARTICIPATED IN THE UNAUTHORISED TRAVELLER ENCAMPMENTS ESTABLISHED AT DAISY FARM PARK, SWANSHURST PARK, BILLESLEY COMMON CHINN BROOK RECREATION GROUND , THE DELL, FOX HOLLIES PARK COFTON PARK, KINGS NORTON PLAYING FIELD, KINGS HEATH PARK, HIGHBURY PARK , KINGS NORTON PARK SENNELEYS PARK SELLY OAK PARK WALKERS HEATH RECREATION GROUND, STECHFORD HALL PARK STECHFORD RECREATIONAL GROUND**

**HORSELEA CROFT COTTSMEADOW DRIVE WITHIN THE CITY OF  
BIRMINGHAM.**

Defendant

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WITNESS STATEMENT OF

MARK CROXFORD

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I, Mark Croxford, of Birmingham City Council, will say as follows:

1. I am the Head of Environmental Health and part of the duties that my team perform is the recovery of land from unauthorised encampments. As the senior officer, I have responsibility for performing an assessment of the proportionality and Equality Act compliance of the measures sought by Birmingham City Council in respect of the GRT community members who have given their group name of "Smith" and have occupied 26 unauthorised encampments throughout August 21 to November 21 inclusive. These encampments have been mainly on public open space, Parks and common areas owned by the council for everyone to use.
2. My assessment is informed by the Human Rights Act 1998, the Equality Act 2010 and the obligations that the Claimant holds towards GRT persons. I have also taken into account s.11, Children Act 2004, the European Convention on Human Rights and the UN Convention on the Rights of the Child, art 3.

**Local Authority Obligation to Enquire into the Welfare of Those Residing in  
Unauthorised Encampments before Taking Removal Decision**

3. Before any eviction action is taken against GRT members residing on unauthorised encampments by a local authority, there is a requirement that welfare enquiries in respect of children, housing and health are undertaken. The authority considers whether those enquiries have revealed circumstances which warrant further examination or lead to the conclusion that the eviction should be postponed. We provide information signposting to places where help can be sought in Birmingham in case members of the GRT community cannot or will not speak to our officers.
4. The requirements stem from the decision of Sedley J in the case of *R v Lincolnshire CC Ex p Atkinson* (1996) 8 Admin. L. R. 529, which is also detailed in ODPM Guidance on Managing Unauthorised Camping (February 2004); ODPM Guide to Effective Use of Enforcement Powers: Unauthorised Encampments (February 2006). There is further guidance, dealing with illegal and unauthorised encampments: a summary of available powers (March 2015) by Department for Communities and Local Government and this is also taken into account.
5. ODPM Guidance on Managing Unauthorised Camping (February 2004) states in relevant part:

*5.4 Unauthorised encampments are almost always, by definition, unlawful. However, while there are insufficient authorised sites, it is recognised that some unauthorised camping will continue. There are locations, however, where encampment will not be acceptable under any circumstances. Each encampment location must be considered on its merits against criteria such as health and safety considerations for the unauthorised campers, traffic hazard, public health risks, serious environmental damage, genuine nuisance to neighbours and proximity to other sensitive land-uses.*

*The list in Box 15 of sites where an unauthorised encampment would not normally be acceptable is illustrative only and is not intended to be exhaustive.*

<i>Box 15: Some Examples of Types of Site where Unauthorised Camping would Normally be Unacceptable</i>
---

- |   |
|---|
| <ul style="list-style-type: none"><li>• <i>A Site of Special Scientific Interest (SSSI) where an encampment endangers</i></li></ul> |
|---|



*a sensitive environment or wildlife*

- *School car park or playing fields (especially in term time)*
- *An urban park*
- *Car parks, including hospital, supermarket or leisure facility car parks*
- *An industrial estate*
- *Recreation ground and public playing fields*
- *A site where pollution from vehicles or dumping could damage ground water or water courses*
- *A derelict area with toxic waste or other serious ground pollution*
- *A village green or other open area within a residential area*
- *The verge of a busy road where fast traffic is a danger to unauthorised campers' children.*

*5.5 Wherever possible, local authorities and/or police should seek to prevent Gypsies and Travellers from establishing an encampment in an unacceptable location. Where this proves impossible, they should attempt to encourage the unauthorised campers to move to an authorised site where available. Identification of possible 'acceptable' sites could assist local authorities and the police in the management of unauthorised encampments in circumstances where there are no available pitches on authorised sites. If the unauthorised campers refuse to move from an unacceptable location, eviction processes (including appropriate welfare enquiries) should be commenced.*

*5.6 To be effective, such an approach requires a very swift response from the local authority and/or police. Ideally, initial contact should be made within 24 hours of the encampment being established.*

*Welfare Enquiries*

*5.7 Local authorities may have obligations towards unauthorised campers under other legislation (mainly regarding children, homelessness and education). Authorities should liaise with other local authorities; health and welfare services who might have responsibilities towards the families of unauthorised campers. Some form of effective welfare enquiry is necessary to identify whether needs exist which might trigger those duties or necessitate the involvement of other sectors, including the voluntary sector, to help resolve issues. The police and other public bodies who might be involved in dealing with unauthorised encampments do not have comparable duties but must still, as public servants, show common humanity to those they meet.*

*5.8 The Human Rights Act (HRA) applies to all public authorities including local authorities (including town and parish councils), police, public bodies and the courts. With regard to eviction, the issue that must be determined is whether the interference with Gypsy/Traveller family life and home is justified and proportionate. Any particular welfare needs experienced by unauthorised campers are material in reaching a balanced and proportionate decision. The human rights of members of the settled community are also material if an authority fails to act to curb nuisance from an encampment.*

*5.9 Case law is still developing with regard to the sorts of welfare enquiries, which the courts consider necessary to properly taken decisions in relation to actions against unauthorised encampments. Cases are testing the requirements under different powers, and the requirements placed on different agencies (authorities, police and other public landowners). Very generally, court decisions to date suggest:*

- All public authorities need to be able to demonstrate that they have taken into consideration any welfare needs of unauthorised campers prior to making a decision to evict.*
- The courts recognise that the police and other public bodies have different resources and welfare duties from local authorities. Generally, the extent and detail of appropriate enquiries is less for police and other public bodies have different resources and welfare duties from local authorities.*

*Generally, the extent and detail of appropriate enquiries is less for police and non-local authority 'public authorities.*

- *In the case of local authorities, the onus of making welfare enquiries appears to be greater when using Criminal Justice and Public Order Act 1994, s77, where the use of the section can result in criminal sanctions, than when using landowners' civil powers against trespass. Local authorities should, however, make thorough welfare enquiries whatever powers they intend to use.*

*5.10 Because local authorities have appropriate skills and resources to enable them to make (or to co-ordinate) welfare enquiries, it is considered good practice for local authorities to respond positively to requests for assistance in making enquiries from the police or other public bodies.*

#### *Procedures for Making Enquiries*

*5.11 Speed of response is key to managing unauthorised encampments so as to minimise disruption. There should be a recognised system, which ensures that all reports of new encampments reach the lead officer as quickly as possible. Passing on information rapidly should be part of protocols and joint working arrangements between agencies/departments (see 3.20). Staff on local authority switchboards and at call centres should know how to handle calls from the public and to whom they should be referred. Police call handlers require similar briefing and information that might take the form of frequently asked questions (FAQs) based on mutually agreed policies.*

*5.12 Ideally, an initial visit should be made to a new encampment within 24 hours of the authority becoming aware of it unless the location is very unobtrusive or remote. An encampment should always be visited very rapidly if initial reports indicate exceptional problems. The initial visit is the first step in making decisions about, and effectively managing, unauthorised encampments. It has several functions:*

- *To check the accuracy of initial reports / complaints of an encampment, and to gather basic information on its location and size. This information enables issues such as land ownership to be checked.*

- *Where an encampment location is likely to prove unacceptable (see 5.4 – 5.5), officers at the initial visit might try to encourage the unauthorised campers to move to an authorised site where a place is available, or to a less immediately unacceptable location chosen by the unauthorised campers themselves.*
- *To collect basic information from the unauthorised campers about the families and vehicles involved, and about past and intended future movement, anticipated length of stay and reasons for stay.*
- *To collect initial information from unauthorised campers on any perceived welfare, health or educational needs. Such information is the starting point for liaison with other relevant departments. Where school age children are present, the Traveller Education Service should be notified. Similarly, social services or health authorities should be notified where there seem to be social, welfare or health needs to be further assessed and met.*
- *The initial visit should note the state of the encampment – how well it is kept, any damage, rubbish accumulation and so on. This will provide baseline information from which subsequent changes can be monitored. Photographs can provide a useful record of potential health and safety issues; people should not be photographed without their express consent.*
- *Officers at an initial visit can also note any features of the encampment or its location that is likely to be particularly problematic or which might affect future decisions.*
- *The initial visit is also an opportunity for giving information to unauthorised campers about:*
  - *The standard of behaviour expected of them. Where a Code of Expected Behaviour has been developed, copies should be provided and, where necessary, in the event of any reading difficulties, be clearly explained to avoid misunderstanding;*

- *What is going to happen next, what procedures the authority or police are likely to follow and what this means for the unauthorised campers; and*
- *Names and addresses of local services and sources of advice likely to be useful to the unauthorised campers. Information ideally should include locations of housing providers, health, education and social services, and waste disposal facilities.*

6. In the guidance, dealing with illegal and unauthorised encampments: A summary of available powers (DCLG March 2015) it states that

*Public bodies should not gold-plate human rights and equalities legislation. Councils and the police have been given strong powers to deal with unauthorised encampments and when deciding whether to take action, they may want to consider for example,*

*(a) the harm that such developments can cause to local amenities and the local environment,*

*(b) the potential interference with the peaceful enjoyment of neighbouring property,*

*(c) the need to maintain public order and safety and protect health – for example, by deterring fly-tipping and criminal damage,*

*(d) any harm to good community relations,*

*(e) that the state may enforce laws to control the use of an individual's property where that is in accordance with the general public interest.*

7. Taking into account all of this guidance it is apparent to me that the criminal damage to council land; the increased antisocial behaviour; the harassment alarm and distress caused to residents; and the abandoned waste (household, and human waste) strongly moves the argument in favour of protecting the settled community and park users from the adverse behaviours of this groups unauthorised encampments. I am also satisfied that the encampments have materially affected the ability of residents and



visitors from enjoying the parks and their own homes whilst they have been present causing distress and fear to residents and air rifles being pointed at children and shot at a domestic property.

8. As this is an application for a pre-emptive injunction against members of this group setting up further encampments within Birmingham. The Claimant has performed welfare enquiries of the sort laid out above, and there has been no significant issues that have prevented evictions as can be seen by the fact there have been 26 encampments. The general welfare concerns concerning the GRT members in respect of children, housing and health have been considered in the following ways:

- Leaders of groups are asked if there are any welfare issues. Many of the groups are on a number of sites over the “travelling season” and officers become aware of issues and monitor changes.
- Where possible officers speak to members from each caravan or a section of the site to enquire if there are issues when evaluating a site.
- However, as the anti- social behaviour at the unauthorised encampments has increased it has been difficult for my officers to engage with the group. West Midlands Police officers had to withdraw from speaking to the latest encampment members due to the level of hostility they were met with including stones and lumps of concrete being thrown at them.
- Birmingham does have a transit site, however during these unauthorised encampments the site was occupied by a group who refused to pay and would not leave. The site was recovered under Magistrates Court Orders on Friday the 23<sup>rd</sup> October 2021 and is currently closed for repair. The toilet block is broken including internal partitions and external doors. The sites electrical points have been tampered with and need to be made safe and the drain needs relaying as it keeps blocking and may have a partial collapse.

9. The use of any urban parks with public playing fields and recreation grounds are considered by the Claimant to be an unacceptable location for an encampment.

**Unsuitability of Tolerating the Group Known to the Claimant as Smith**

(a) The Group known as Smith are using public open space which is not designed as camping spaces and have no health, safety or wellbeing facilities for anyone to camp on the site. The sites are not equipped or designed for vehicles and entering and leaving the site is a potential traffic hazard, given that some incursions have forced access. The sites have no controls for vehicle usage when on the site and the behaviours of some have included driving at speed; youngsters riding powered mini-motor bikes, causing damage and would be unsafe to other park users; these means the adults are allowing people without a licence to drive vehicles whilst off road.

(b) The public health risks are significant in that there are no WC facilities and the area, nor provision for waste disposal. This leads to significant cleansing of the land following incursions, but there is no efforts made to control the waste. Little of it is bagged up or piled for collection soiled toilet paper and nappies are strewn in the open and in bushes.

(c) There is significant environmental damage both from forced access as well as waste being tipped and left. It is not unusual to find broken glass or land damaged by vehicles such as cars and mini motorbikes being driven on the site inappropriately rather than the grass being pushed down by it.

(d) Genuine harassment alarm and distress is being caused to residents. Our officers and Police officers receive calls throughout the Smith encampments and must give regular reassurance. Most complainants are scared and harassed by their encampment. A number have suffered criminal damage and children have been threatened via a gun and catapults. When an incursion has been moved on, repeated incursions in the same area by the same group are causing community tension as they have caused high levels of fear and anxiety of further incursions by this group. West Midlands Police have reported to me that there has been a significant increase in criminal offences in the local area when the latest unauthorised encampment stayed in Stechford. WMP had to withdraw from this encampment due to the level of hostility from the encampment including stones and lumps of concrete being thrown at police officers.

(e) The incursions affect the ability of locals to enjoy the parks and open space.

#### **Interference with Gypsy/Traveller life and home**

10. Article 8 of the European Convention on Human Rights gives everyone the right to respect for their private and family life and their home.

11. In *Chapman v United Kingdom* (27238/95) (2001) 33 E.H.R.R., the European Court of Human Rights held that Art. 8 also imposed a positive obligation on the State to facilitate the Gypsy and Traveller way of life:

96. ... The vulnerable position of gypsies as a minority means that some special consideration should be given to their needs and their different lifestyle both in the relevant regulatory framework and in reaching decisions in particular cases... To this extent, there is a positive obligation imposed on the Contracting States by virtue of Article 8 to facilitate the gypsy way of life.

12. Public bodies must take account of the rights protected by Article 8 of the Convention when deciding whether or not to evict Gypsies and Travellers from an unauthorised encampment and must act proportionately.

13. I have also considered Art.3 of the UN Convention on the Rights of the Child and in particular the provisions of s.11, Children Act 2004 on the basis that it is likely that any new encampments would include children. I am aware that the Claimant is required (so far as relevant) to make arrangements for ensuring that its functions are discharged having regard to the need to safeguard and promote the welfare of children. I have considered this duty and the welfare of children of travellers' communities in relation to the remedy sought in this claim. I have also had regard to the welfare of large numbers of children who routinely use the parks for their proper purpose and/or who leave nearby and whose welfare has been repeatedly jeopardised by these unauthorised encampments.

14. It seems to me that the welfare of traveller children is not advanced by their living in the conditions and the locations referred to in these proceedings, that the limited time before the removal of the encampments prevents the removal resulting in any significant safeguarding or welfare issues and that in any event, on balance, the duties I have referred to above should be weighed in the overall balance when deciding whether or not to take the action referred to in these proceedings but are not in

themselves determinative to the extent that they alone render it inappropriate to take such action.

15. As the injunction constitutes in effect an eviction, hopefully pre-emptive but possibly also involving the removal from these locations of encampments which have been set up in breach of the proposed Order, I therefore conducted a proportionality assessment of this application on 3.12.2021
16. The reason the injunction is sought is to prohibit this small group, not the wider GRT community, from residing in Birmingham, due to their excessive levels of anti-social behaviour; the fear and anxiety this has generated; and loss of amenity to the settled community of their neighbourhood during their encampments. I consider it proportionate to take this action to protect the settled community by means of seeking this injunction.
17. An Equalities Impact Assessment has also been carried out and I have considered it, together with the interference with GRT lifestyle that would be caused by the proposed injunctions, and also statements from local residents about the impact of unauthorised encampments in these locations – *i.e.* antisocial behaviour and the consequences of this anti-social behaviour, namely: damage to the park; waste being fly tipped; vehicles being driven on park land causing damage; intimidation of members of the public; defecation and local residents; the cost on resources for the clean-up operation of human and other waste.
18. The settled community and park users also have various protected characteristics, vulnerabilities, right and needs. As set out in my previous statement, the open space and parks themselves are routinely used by children and young people, school clubs and other societies, and these are just examples. People of all kinds and from all backgrounds, and with disabilities, young children etc all use and have the right to use Birmingham's open spaces including these parks.
19. On balance, the equality impact assessment found that the aim of the policy justifies any potential indirect discrimination to the members of this group and did not suggest that any different action (or no action) should be taken. I have also reached this conclusion.

20. Looking at everything in the round, including giving careful consideration to all relevant considerations, but particularly to the Council's duty to facilitate the gypsy lifestyle, the rights and protected characteristics of the travellers, both as travellers and also in respect of any individual protected characteristics that members of encampments may have, including their human rights, and the Claimant's duties to safeguard promote the welfare of children, I have reached the following conclusions.

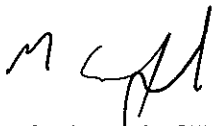
21. This Group known to us as Smith has acted in wholly unsuitable ways during their encampments, the encampments are entirely unauthorised and in all the circumstances, set out in the various witness statements in this application, they have no prospect of being authorised. Given these features and that the damage done by these encampments has been – in all cases – serious both physical to property and mentally to the settled community, in terms of the nuisance, harassment, alarm and distress caused to local communities, and the cost to the council; given also the number of times the Smith group of travellers have set up encampments in the city over the last 3 months and the frequently recurring nature of this particular problem, I consider that having regard to and balancing all the competing factors, it is clearly proportionate and justified to seek the relief claimed in these proceedings.

22. I am willing to attend court to give evidence in support of this application.

### **STATEMENT OF TRUTH**

I believe that the facts stated in this statement are true. I 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 honest belief in its truth.

Signed



Mark Croxford Head of Environmental Health

Birmingham City Council

Dated this 3<sup>rd</sup> day of December 2021



(1) Birmingham City Council  
(2) Claimant  
(3) Mark Croxford  
(4)1st  
(4)Exhibit: MC1"  
(6)DATE: 30/11/21

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION  
BIRMINGHAM DISTRICT REGISTRY

AT BIRMINGHAM

Claim Number: \_\_\_\_\_

**B E T W E E N:**

**BIRMINGHAM CITY COUNCIL**

Claimant

- and -

**MR THOMAS CASH  
&**

**PERSONS UNKNOWN BEING THE  
DEFENDANTS IDENTIFIED BY DESCRIPTION  
AT SCHEDULE 1 HEREOF WHO HAVE, SINCE 6  
AUGUST 2021, PARTICIPATED IN THE  
UNAUTHORISED TRAVELLER ENCAMPMENTS  
ESTABLISHED AT THE 17 LOCATIONS WITHIN  
THE CITY OF BIRMINGHAM SPECIFIED AT  
PARAGRAPH 13 HEREOF**

Defendants

---

**EXHIBIT "MC1"**

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This is the Exhibit marked "MC1" referred to in the Second Witness Statement  
of Mark Croxford

## PROPORTIONALITY ASSESSMENT

<b>Name of Respondent</b>	Members of a travelling group given lead "Smith" Who have been on 21 unauthorised encampments Birmingham from August to 26th October 2021
<b>Address of Respondent</b>	The Respondents are part of a travelling group occupying land in Birmingham
<b>Type of action being considered:</b>  e.g. Injunction, demotion, possession etc.	1. Injunction with Power of Arrest  against named individuals from setting up an unauthorised encampment on any land within Birmingham.  And  2. Injunction  requiring any unauthorised encampment that includes any of the scheduled registration numbers to leave within 2 hrs unless this notice period takes us past 5pm, in which case they must leave by 10am.
<b>List the informal and formal action that has been taken in this matter so far</b>  e.g. ABC? Mediation? Visits?	Visits and Verbal warnings (Council and Police)  Common law evictions


<p><b>Does the Respondent have any vulnerability?</b></p> <p>e.g. Learning difficulty? Victim of Domestic Abuse?</p>	<p>None identified. The Council and WM Police have engaged with the group on multiple occasions. Welfare assessments have been made but no significant needs have been recorded for education or medical sign posting.</p> <p>It is possible that members of an unauthorised encampment would have vulnerabilities that they have not declared. However, this group is moving regularly in Birmingham. No indication of any particular Birmingham based service has been identified and that would necessitate the group remaining in Birmingham. There are transit sites in Birmingham, Sandwell Dudley Wolverhampton that are alternatives to Open spaces in Birmingham.</p> <p>If an encampment is set up, the impact on the local community, businesses and park users, who also are likely to have a variety of protected characteristics and vulnerabilities, and who will include children will be severe.</p>
<p><b>Is it believed that the Respondent/is disabled within the meaning of the Equality Act 2010?</b></p> <p>e.g. registered disabled?</p> <p>e.g. Mental health history (previously been sectioned or known to mental health team?)</p> <p><b>If Yes, please give details including whether it is believed that the anti-social or criminal behaviour is linked to this disability.</b></p>	<p>I do not believe the persons on site are disabled or at least disabled and not supported by others on the site to appoint there would be a detriment.</p> <p>It is possible that some members of any unauthorised encampment may have disabilities. Individual members of encampments may well have protected characteristics under the 2010 Act. There may be children, elderly people and/or disabled people present.</p> <p>The Council also has duties to make arrangements to ensure that its functions are discharged having regard to the need to safeguard and promote the welfare of children under s.11 Children Act 2004.</p> <p>The proposed order is intended to prevent this group setting up encampments in the first place. If an encampment is set up, the impact on the local community and park users, who also are likely to have a variety of protected characteristics and vulnerabilities, and who will include children, will be severe.</p> <p>The life style is about travelling and therefore there is nothing to indicate that there is significant risk of affecting someone who has a protected characteristic under the Equality Act 2010 from residing in Birmingham as it does allow them to come in and trade, shop and use facilities/services just not reside on land they have no rights to settle upon.</p>

<p><b>Has the Respondent been offered or referred for any support?</b></p> <p><b>If yes, to who?</b></p> <p><b>When was last contact made and how?</b></p>	<p>No.</p>
<p><b>What impact is the behaviour having on victims/wider community/partner resources?</b></p>	<p>There are significant levels of nuisance, harassment alarm and distress caused to residents from this group.</p> <p>This is evidenced by complaints to Police and Council and in the statements submitted.</p> <p>In particular there has been offensive comments, driving vehicles at school children, guns being pointed at children, air rifles being shot at residential premises, windows being broken with stones being thrown at premises and use of a catapult and potentially involved in a burglary. There have also been significant levels of waste and criminal damage to sites. The costs to clean up sites following them moving off from significant levels of litter and waste, left on sites after they are vacated. significant levels of defecation on sites after they have been vacated.</p> <p>the grassed areas of the parks have been damaged by vehicles being raced and driven in a dangerous manner. Threatening abusive and aggressive behaviour.</p> <p>The settled community have been unable to use and enjoy the open land.</p> <p>Residents in the area surrounding the parks have also been affected including damage to residents' property, abusive and threatening behaviour.</p> <p>This has led to concern for public order and safety, harm to good community relations and residents feeling unable to enjoy being in their own homes.</p> <p>Unauthorised encampments are costing the Council and the local police significant sums of money at a time when there are limited resources for the provision of public services.</p> <p>Residents and park users also have relevant protected characteristics, such as age and disability especially given the use of the parks and their facilities by children and young people, schools and clubs, and the location in the surrounding areas of sheltered accommodation and a hospice.</p>

<p><b>Has re-housing been considered and by who or any other tools powers? Provide reasons for decision making process</b></p>	<p>No.</p> <p>Re-housing would be considered if an application were made. However, this group is a community that lives in mobile caravans and choses to move around the country. Many in our experience have a winter base to return to but it is not known if these do.</p>
<p><b>Have you had due regard to the Public Sector Equality Act (s.149 Equality Act 2010)?</b></p> <p>(Please see Appendix 1 attached)</p>	<p>Yes. It is accepted that travellers have a relevant protected characteristic and that individual members of the community may well have other protected characteristics, though in relation to any prospective encampment, it is unknown what protected characteristics may be present. However these proceedings have been brought because of the sensitive nature of unauthorised encampments on open land being tolerated by the council when there is severe levels of ASB towards the settled community.</p> <p>Birmingham Council have on numerous occasions tolerated travellers, Council officers have carried out welfare assessments, allowed travellers time to remain on sites because of welfare issues The Council have identified needs amongst travellers in respect of education, health and housing and made referrals to the relevant agencies. The Council has sought to advance equality of opportunity and foster good relations between travellers and the settled community. The presence of this encampment group in unsuitable and sensitive locations and the level of anti -social behaviour on the unauthorised encampments is having a significant impact on local amenities, the local environment, neighbouring properties, public order and safety, and good community relations. Regard has also been had to the duty under s.11 Children Act 2004. These proceedings are in the public interest and proportionate.</p>

<p><b>Summarise why the proposed action is considered to be necessary and proportionate</b></p>	<p>Parks and open land are wholly unsuitable for travellers' encampments and such encampments cannot be permitted or tolerated there. More significant are the levels of nuisance harassment alarm and distress caused to residents from this group. This is evidenced by complaints to Police and Council and in the statements submitted.</p> <p>This group is responsible for criminal damage to Parks significant levels of litter and waste, left on sites after they are vacated. Significant levels of defecation on sites after they have been vacated.</p> <p>The grassed areas of the parks, have been damaged by vehicles being raced and driven in a dangerous manner Threatening abusive and aggressive behaviour.</p> <p>The settled community have been unable to use and enjoy the open land.</p> <p>Residents in the area surrounding this group's encampments have suffered criminal damage, threats and guns being pointed at school children and air rifles being fired at residential premises. Residents have also been affected including faeces and used toilet papers being left near residents premises, damage to residents' property, abusive and threatening behaviour.</p> <p>This has led to concern for public order and safety, harm to good community relations and residents feeling unable to enjoy being in their own homes.</p> <p>The behaviour of travellers on unauthorised encampments on these unauthorised encampments has impacted on residents, businesses and the council.</p> <p>Unauthorised encampments are costing the Council and the local police significant sums of money at a time when there are limited resources for the provision of public services. The Council have had to pay for the clean- up costs, bailiffs fees, the cost of repair work following the departure of each unauthorised encampment.</p> <p>The settled community and park users also have protected characteristics, vulnerabilities, rights and needs.</p> <p>It has reached a stage where balancing the needs of the settled community, park users and the travelling community the balance is in favour of the settled community, and I believe an injunction is both necessary and proportionate.</p>
---	--

I can confirm that I have reviewed this case and the facts above and believe that the action suggested is necessary and proportionate means to achieving a legitimate aim.

Signed .....  .....

Job Title Head of Environmental Health.....

Date .....3<sup>rd</sup> December 2021.....



**Have you had due regard to the public sector equality duty (s.149 Equality Act 2010)?**

*Relevant protected characteristic includes age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex; sexual orientation.*

In reaching a decision on what action to take you should bear in mind the need to:

- Eliminate discrimination, harassment and victimisation.
- Advance equality of opportunity and foster good relations between people who share a relevant protected characteristic and people who do not share it.

In particular you should consider the need to:

- remove or minimise disadvantages suffered by persons with a relevant protected characteristic (*e.g. Someone with bipolar disorder who is experiencing a manic phase may be disadvantaged in a meeting about their behaviour by an inability to concentrate, racing thoughts and rapid speech*);
- take steps to meet the needs of people who have a relevant protected characteristic where they are different from the needs people who do not share it (*e.g. If someone is depressed you might need to take different steps to help them to engage with you such as home visits and face-to-face meetings rather than written warnings only*); and;
- encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low;
- tackle prejudice and the need to promote understanding (*this may be demonstrated by a policy or initiative that you have in place*).

***Please record any particular steps you have taken and consideration you have given to the above.***

(1) Birmingham City Council

(2) Claimant

(3) Statement of Mark Croxford

(4) 3<sup>RD</sup>

(5) Exhibits

(6) 9/02/22

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION  
BIRMINGHAM DISTRICT REGISTRY

Claim No. QB-2021-BHM-000056

BETWEEN:

**BIRMINGHAM CITY COUNCIL**

**Claimant**

and

(1) THOMAS CASH  
(2) PATRICK CONNORS  
(3) PATRICK CONNORS

(4) PERSONS UNKNOWN BEING THE DEFENDANTS IDENTIFIED BY DESCRIPTION AT SCHEDULE 1 HEREOF WHO HAVE, SINCE 06 AUGUST 2021, PARTICIPATED IN ANY OF THE UNAUTHORISED TRAVELLER ENCAMPMENTS ESTABLISHED WITHIN THE CITY OF BIRMINGHAM AT DAISY FARM PARK, SWANSHURST PARK, BILLESLEY COMMON, CHINN BROOK RECREATION GROUND, THE DELL, FOX HOLLIES PARK, COFTON PARK, KINGS NORTON PLAYING FIELD, KINGS HEATH PARK, HIGHBURY PARK, KINGS NORTON PARK, SENNELEYS PARK, SELLY OAK PARK, WALKERS HEATH RECREATION GROUND, STECHFORD HALL PARK, STECHFORD RECREATIONAL GROUND AND / OR HORSELEA CROFT / COTTSMEADOW DRIVE.

---

WITNESS STATEMENT OF  
MARK CROXFORD

---

I, Mark Croxford, of Birmingham City Council, will say as follows:

1. I am the Head of Environmental Health for Birmingham City Council. I have worked for the department for approximately 35 years. I presently have responsibility for delivering all Environmental Health functions. Part of the duties my team perform is the recovery of land from unauthorised encampments.
2. The information contained in this statement comes from my own knowledge and is true, or, where it has come from some other person, I have identified that person and the information is true to the best of my knowledge or belief.
3. I make this third statement further to my 1<sup>st</sup> witness statement dated 3<sup>rd</sup> December 2021 and second witness statement dated 3<sup>rd</sup> December 2021.
4. I refer to the amended Particulars of Claim filed in this matter. At paragraph 32 (x) the last record of the Defendants at an unauthorised encampment in Birmingham was on or about 17<sup>th</sup> November 2021 on derelict land formally the Cascades leisure centre, Station Road, Stechford, adjoining the Stechford Recreational Ground. In her witness statement dated 8<sup>th</sup> February 2022 Police Officer Phillips records that 7 caravans believed to be from this group moved to an unauthorised encampment at Old Sainsburys 1 Chapel Lane Selly Oak Birmingham on 16<sup>th</sup> November 2021. This encampment increased on 25<sup>th</sup> November 2021 to 11 caravans and on 16<sup>th</sup> December 2021 to 16 caravans.

5. PO Phillips records the registration numbers of vehicles on site at 1 Chapel Lane Selly Oak as at 16<sup>th</sup> December 2021. The following Defendants identified by description at Schedule 1 were part of this unauthorised encampment:

- a) Defendant 23 Registration no DV13 GUE
- b) Defendant 25 Registration no DV18 ZDG
- c) Defendant 28 Registration no DX54ZKO
- d) Defendant 35 Registration no GF11ONL
- e) Defendant 44 Registration no LB07AKU
- f) Defendant 47 Registration no LF03FOT
- g) Defendant 57 Registration no PN19YHR
- h) Defendant 63 Registration no SK71RGO – this vehicle is registered to the 1<sup>st</sup> Defendant Thomas Cash
- i) Defendant 67 Registration no VN06JHL

6. Police Officer Phillips records in her statement that complaints continued about the conduct of this group. She records examples of the complaints of anti- social behaviour at this encampment or by members of the encampment in the local area. Most complaints about the group were made to the police however my department received the following complaints from members of the public:

WK/010137711

- i. Travellers are on the 1 Chapel Lane Selly Oak B29 6SJ, they parked in the massive car park they have knocked the fence and the gate down there is a renovation work going on opposite by PC world and Iceland there are about 20 caravans they are throwing bricks on the highway please investigate it further.

WK/010212142

- ii. Travellers on old site of Sainsbury's at the Selly Oak Triangle. They have been there several days at least. Gate into site broken down and though I couldn't see clearly it looks as though the building has been broken into. Rubbish piling up. No photos as I didn't want to be seen taking them.

WK/010217096

- iii. They have took up residence on the old Sainsbury's building in Selly Oak, the kids throw rocks at passing cars and during the recent snow snowballs. There is a lot of mess and more and more are arriving daily

- 7. We received 3 further complaints just advising that travellers had entered the land.
- 8. I confirm that on the 1<sup>st</sup> February 2022, the Court issued a writ of possession and control in respect of Birmingham City Council's transit site at Proctor Street Birmingham. The group on this site refused to leave and locked themselves in on the site. Following a request of support to West Midlands Police a planned removal of the unlawful occupiers of this site took place on 8<sup>th</sup> February 2022. The site is now clear however a substantial amount of damage has been caused to the site and I estimate it will take 4 officer 5 days to clear the site of the rubbish and waste thrown over the brick wall to the rear of the site furthest from the road. Over this wall is a copse of trees forming a line of sight barrier to the leisure centre on whose land backs up to the wall. The wall is some 6ft – 6.5ft high and in places the rubbish is almost to that height. I believe this group is mostly responsible for this waste in that it is also strewn in the trees and we have noted it getting worse in the trees over their occupation of the site. I would hope that the site will be back in use as a transit site in about 6 to 8 weeks.
- 9. Following the granting of an interim injunction and power of arrest dated 26<sup>th</sup> January 2022 the Claimant has taken steps to serve the interim injunction, power of arrest, amended Claim form, directions order containing Notice of hearing. I exhibit marked **MC7** details of service required by Schedule 4 of the order of the dated 26<sup>th</sup> January 2022.

10. We have asked process servers to serve the named Defendants Thomas Cash, Patrick Connors and Patrick Connors and certificates of service will be filed separately.
11. Following service of the papers at the 3 unauthorised encampments and the Proctor Street sites, the traveller group left the sites between 1<sup>st</sup> February 2022 and 3<sup>rd</sup> February 2022 and are currently not in Birmingham. However, I would be concerned that if no order was in place the group would return and complaints of anti-social behaviour on encampments would begin again.
12. As part of the securing of the Proctor Street site prior to repairs the officers on site on the 9/2/22 were photographed by people they believe to be from the GRT community, and that 1 person left his vehicle and removed a chain from the pedestrian gate. It does appear that although there are no unauthorised encampments currently in the City there are GRT members from this group looking to move back onto the site.
13. I confirm that I will attend court.

#### STATEMENT OF TRUTH

I believe that the facts stated in this statement are true. I 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 honest belief in its truth.

Signed..........

MARK CROXFORD

Birmingham City Council Dated this 9<sup>th</sup> day of February 2022



- (1) Birmingham City Council
- (2) Claimant
- (3) Mark Croxford
- (4) 3<sup>rd</sup>
- (5) 9/02/22

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION  
BIRMINGHAM DISTRICT REGISTRY

Claim No. QB-2021-BHM-000056

BETWEEN:

**BIRMINGHAM CITY COUNCIL**

**Claimant**

and

- (1) THOMAS CASH
- (2) PATRICK CONNORS
- (3) PATRICK CONNORS

- (4) PERSONS UNKNOWN BEING THE DEFENDANTS IDENTIFIED BY DESCRIPTION AT SCHEDULE 1 HEREOF WHO HAVE, SINCE 06 AUGUST 2021, PARTICIPATED IN ANY OF THE UNAUTHORISED TRAVELLER ENCAMPMENTS ESTABLISHED WITHIN THE CITY OF BIRMINGHAM AT DAISY FARM PARK, SWANSHURST PARK, BILLESLEY COMMON, CHINN BROOK RECREATION GROUND, THE DELL, FOX HOLLIES PARK, COFTON PARK, KINGS NORTON PLAYING FIELD, KINGS HEATH PARK, HIGHBURY PARK, KINGS NORTON PARK, SENNELEYS PARK, SELLY OAK PARK, WALKERS HEATH RECREATION GROUND, STECHFORD HALL PARK, STECHFORD RECREATIONAL GROUND AND / OR HORSELEA CROFT / COTTSMEADOW DRIVE.

---

**EXHIBIT "MC7"**

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This is the Exhibit marked "MC7" referred to in the Witness Statement of Mark Croxford dated 9<sup>th</sup> February 2022.

**Injunction Claim Number QB-3032-BHM-000056**

**Evidence to demonstrate service**

- (i) Serving those Defendants on the land on which they are currently encamped by leaving copies for them at their caravans or on their vehicles so far as it is possible to do so;

Papers served by High Court Enforcement agents on 01/02/2022 at occupants on land at Royalty Cinema, Greenfield Road. See "Evidence – Service of Papers at Royalty Cinema".

Papers served by High Court Enforcement agents on 01/02/2022 at occupants on land at Austin Way. See "Evidence – Service of Papers at Austin Way".

Papers served by High Court Enforcement agents on 01/02/2022 at occupants on land at PSTS. See "Evidence – Service of Papers at PSTS".

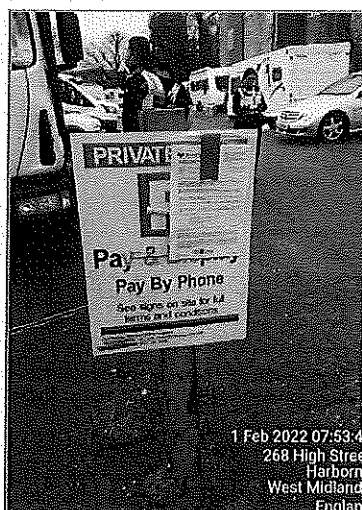
- (ii) Affixing a copy of the Claim Form and a of this order, together with details of the date of hearing of the Claimant's claim (including any return date) to any land within the city of Birmingham currently occupied by one of more Defendants;

Papers served by High Court Enforcement agents on 01/02/2022 at occupants on land at Royalty Cinema, Greenfield Road. See "Evidence – Service of Papers at Royalty Cinema".

Papers served by High Court Enforcement agents on 01/02/2022 at occupants on land at Austin Way. See "Evidence – Service of Papers at Austin Way".

Papers served by High Court Enforcement agents on 01/02/2022 at occupants on land at PSTS. See "Evidence – Service of Papers at PSTS".

Royalty Cinema



Austin Way



PSTS



(iii) Placing signs informing people of the Claim and this the Order and the area in which it has effect in prominent locations in the Claimant's local government area and particularly at:

- a. Daisy Farm Park,
- b. Swanshurst Park,
- c. Billesley Common,
- d. Chinn Brook Recreation Ground,
- e. The Dell,
- f. Fox Hollies Park,
- g. Cofton Park,
- h. Kings Norton Playing Field,
- i. Kings Heath Park,
- j. Highbury Park,
- k. Kings Norton Park,
- l. Senneleys Park,
- m. Selly Oak Park,
- n. Walkers Heath Recreation Ground,
- o. Stechford Hall Park,
- p. Stechford Recreational Ground, and
- q. Horselea Croft / Cottsmeadow Drive

Ring binder prepared containing a copy of:

- A covering letter
- The Injunction Order
- The Order
- Power of Arrest
- Claim Form

A copy of the Injunction Order front sheet was attached to the front of each ring binder along with an informative note outlining the contents of the ring binder, the date of the hearing and where a copy of the injunction can be found online on BCC's website.

The ring binder was left in a prominent place at the vehicular entry to each specified piece of land and a photograph taken to demonstrate service.

SERVICE by Bill Pegg – email dated 02/02/2022

PHOTOS to evidence to be provided by Bill Pegg – "Evidence – Service of Papers to Land.pdf"

- (iv) Posting a copy of the Claim Form and this Order and Power of Arrest on the Claimant's website and publicising it using the Claimant's Facebook page and twitter account and posting on other relevant social media sites including YouTube, local police Facebook and twitter accounts, [www.gypsy-traveller.org](http://www.gypsy-traveller.org), and [www.travellermovement.org.uk](http://www.travellermovement.org.uk) with the permission of the account owners.

A copy of the required documentation was posted on the Council's website at:

<https://www.birmingham.gov.uk/HcInjunction1>

on 28 January 2022

A copy of the required documentation was posted on the Council's social media at:

<https://www.facebook.com/birminghamcitycouncil/posts/pfbid0Af8jHy1yJ7V2fayfbwUz8kzfRhGp9viVMAGQcZvfqsJwHbqgrFqEGe2dxni2uSMAI>

<https://twitter.com/BhamCityCouncil/status/1487116641381109760>

on 28 January 2022

The BCC message was retweeted by West Midlands Police onto both @BrumPolice and @WMPolice Twitter accounts.

The message was also shared on the WMP and Birmingham Facebook pages.

(See following pages for screenshots)

An email was sent to [fft@gypsy-traveller.org](mailto:fft@gypsy-traveller.org) informing of the injunction and bringing to their attention the documents posted on the Council's website and requesting they bring this to the attention of those members of the GRT community who are on their subscription list and by any other means at their disposal.

An email was sent to [info@travellermovement.org.uk](mailto:info@travellermovement.org.uk) informing of the injunction and bringing to their attention the documents posted on the Council's website and requesting they bring this to the attention of those members of the GRT community who are on their subscription list and by any other means at their disposal.

An email was sent to [enquiries@nagto.co.uk](mailto:enquiries@nagto.co.uk) informing of the injunction and bringing to their attention the documents posted on the Council's website and requesting they bring this to the attention of those members of the GRT community who are on their subscription list and by any other means at their disposal.

>>Your message to [enquiries@nagto.co.uk](mailto:enquiries@nagto.co.uk) couldn't be delivered.

The NAGTO website link no longer works and it is assumed the organisation has ceased to operate



**West Midlands Police**

Published by Mike Woods · 1 February at 15:59 ·



**Birmingham City Council**

28 January at 17:33 ·

We've secured a High Court Injunction against a group responsible for setting up 17 unauthorised encampments, due to significant levels of antisocial behaviour & aggression towards residents, council officers & Police.

The Injunction prevents the named people and anyone associated with their vehicles from residing in Birmingham.

[More info](#)

[BIRMINGHAM.GOV.UK](https://BIRMINGHAM.GOV.UK)

[View encampment injunctions | Birmingham City Council](#)



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**Bham City Council**  
[@BhamCityCouncil](#)



We've secured a High Court Injunction against a group responsible for setting up 17 unauthorised encampments, due to significant levels of antisocial behaviour & aggression towards residents, council officers & Police. [More info orlo.uk/zBPqL](https://orlo.uk/zBPqL)

5:33 PM · Jan 28, 2022 · [Orlo](#)

8 Retweets 28 Likes



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Show additional replies, including those that may contain offensive content

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**Birmingham Police**

Published by Lara-Jade Horsley · 1 February at 16:03 · 🌐

...

#UPDATE | Birmingham City Council have secured a High Court Injunction against a group responsible for setting up 17 unauthorised encampments, due to significant levels of antisocial behaviour and aggression towards residents, council officers & police.

The Injunction prevents the named people and anyone associated with their vehicles from residing in Birmingham.

More details can be found on Birmingham City Council's website.



**Birmingham City Council**

28 January at 17:33 · 🌐

We've secured a High Court Injunction against a group responsible for setting up 17 unauthorised encampments, due to significant levels of antisocial behaviour & aggression towards residents, council officers & Police.

The Injunction prevents the named people and anyone associated with their vehicles from residing in Birmingham.

[More info](#)

[BIRMINGHAM.GOV.UK](https://www.birmingham.gov.uk)

[View encampment injunctions | Birmingham City Council](#)



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**Tweet**



Birmingham Police Retweeted



**Bham City Council**

@BhamCityCouncil

...

We've secured a High Court Injunction against a group responsible for setting up 17 unauthorised encampments, due to significant levels of antisocial behaviour & aggression towards residents, council officers & Police. [More info orlo.uk/zBPqL](https://orlo.uk/zBPqL)

5:33 PM · Jan 28, 2022 · Orlo

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[Reply](#)

[Show additional replies, including those that may contain offensive content](#)

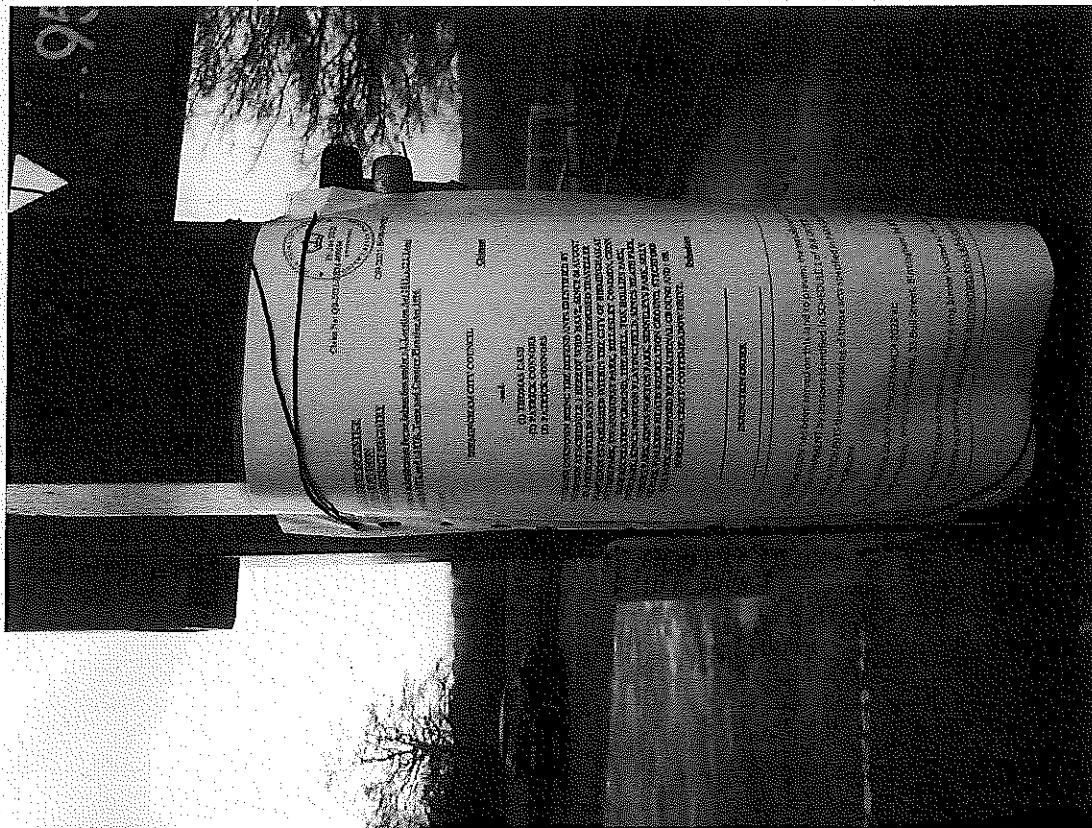
[Show](#)

- (v) Any other like manner as Claimant may decide to use in order to bring the Order to the attention of persons likely to be affected by it.

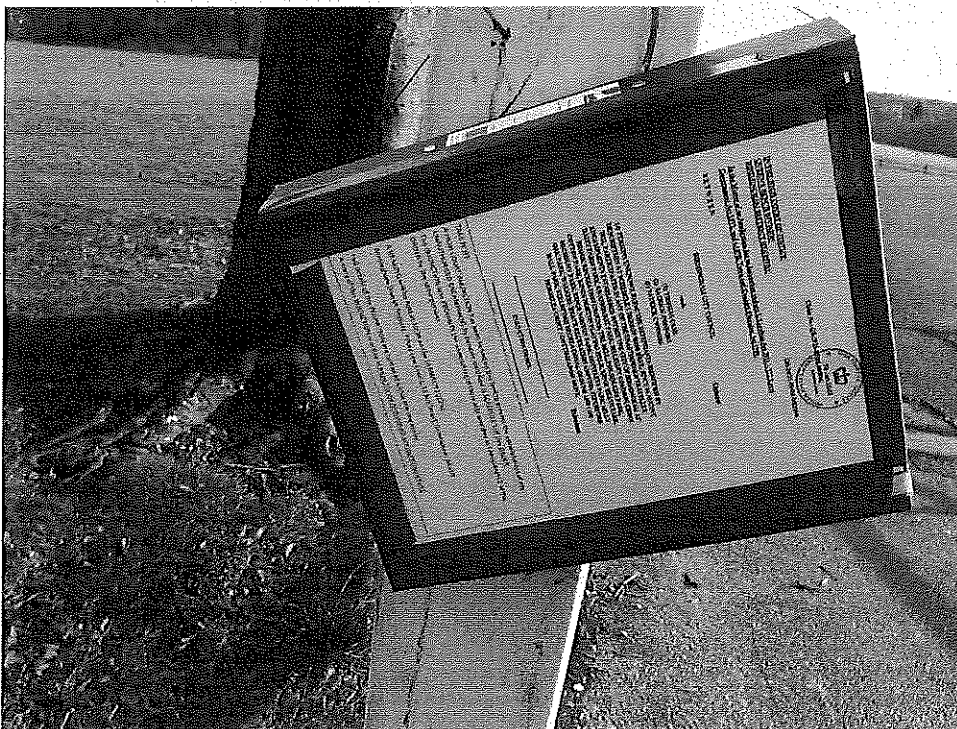
SENNELEYS PARK (MILL LANE)



# SENNELEYS PARK (OVERFIELD ROAD)

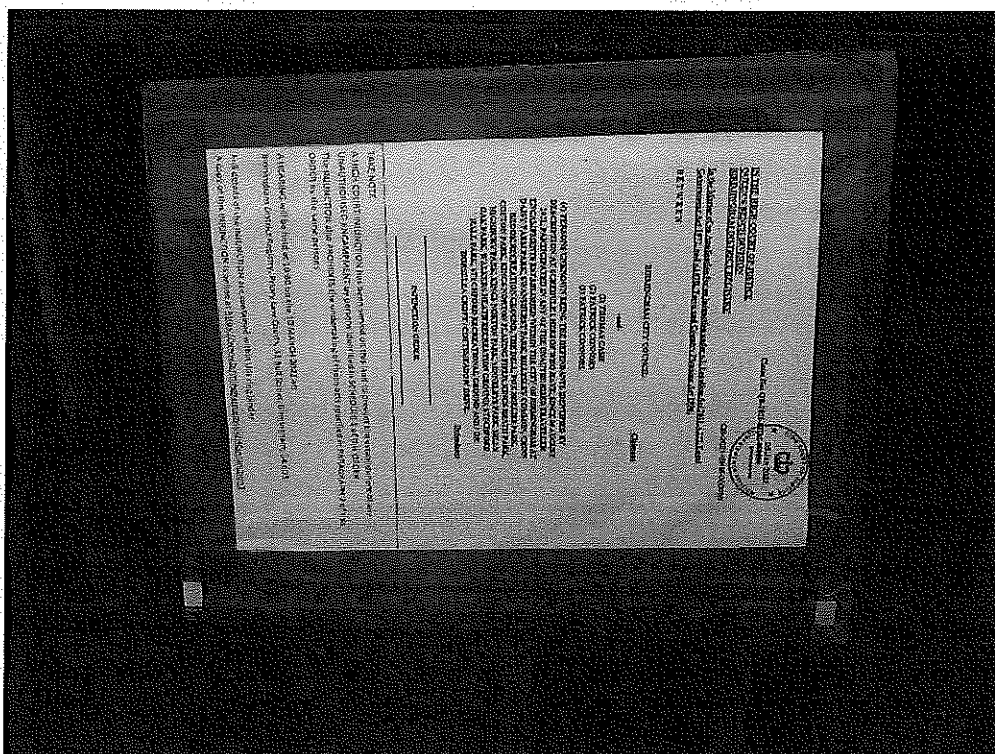


## SWANHURST PARK



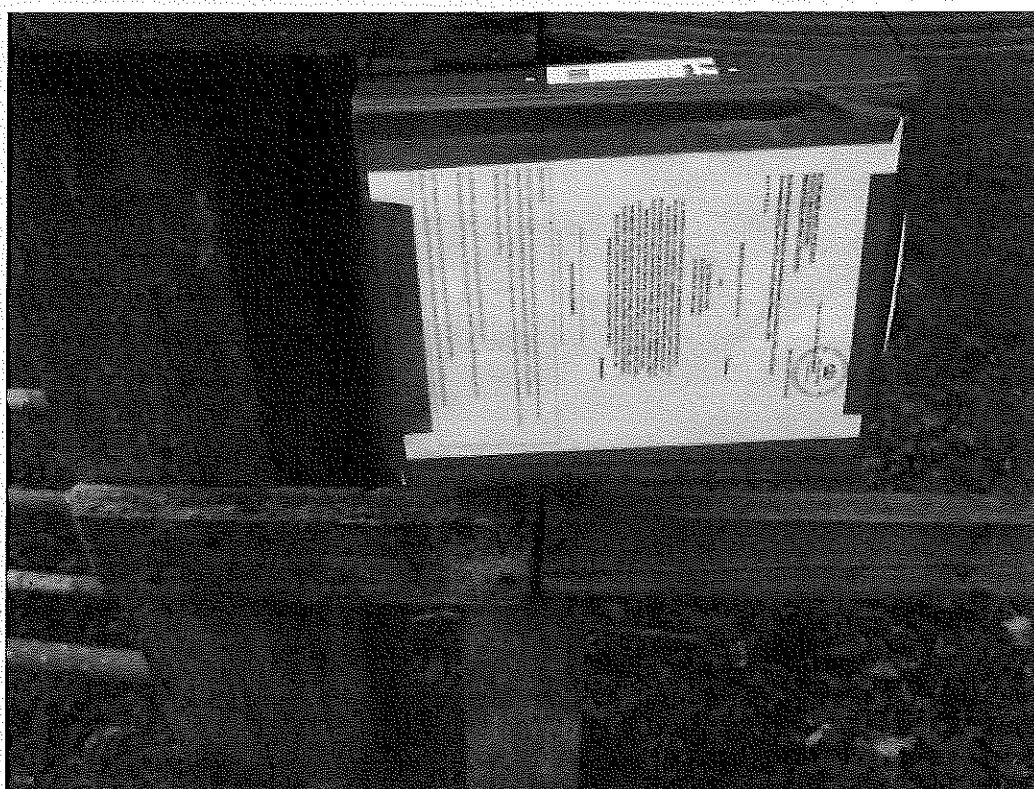


BILLESLEY COMMON

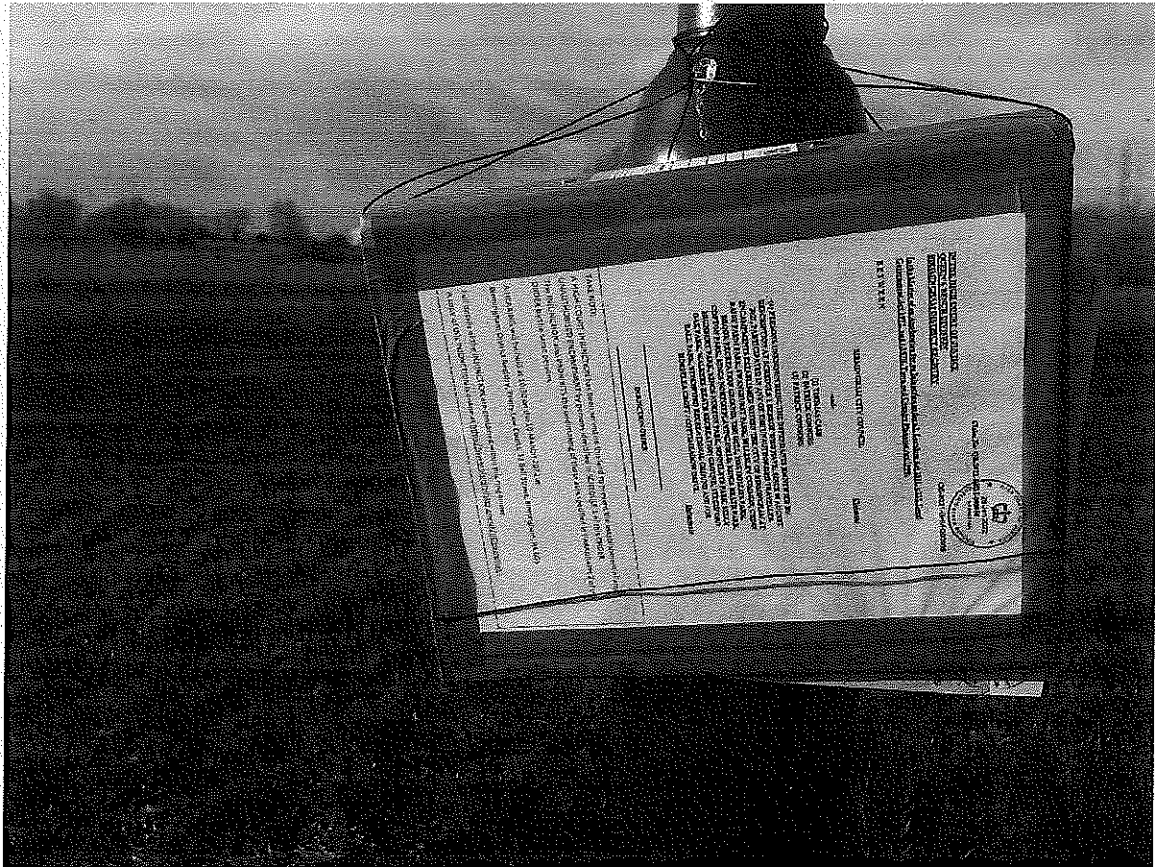




CHIN BROOK RECREATION GROUND



# THE DELL





[illegible]

COFTON PARK



## KINGS NORTON PLAYING FIELDS





KINGS NORTON PARK



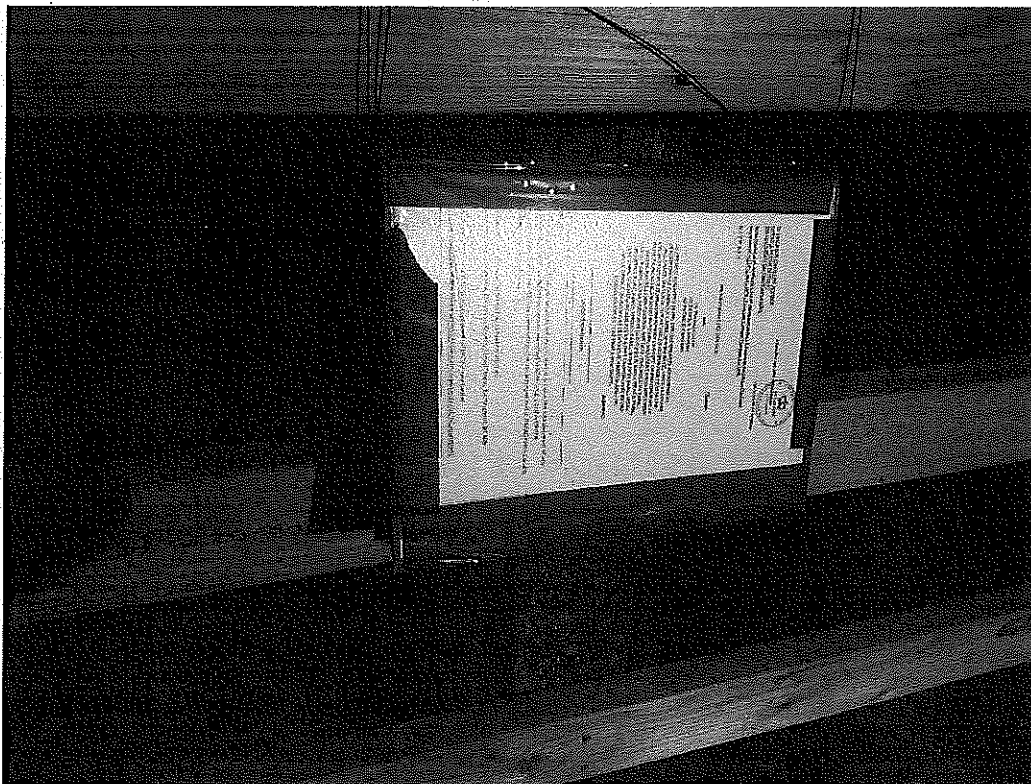
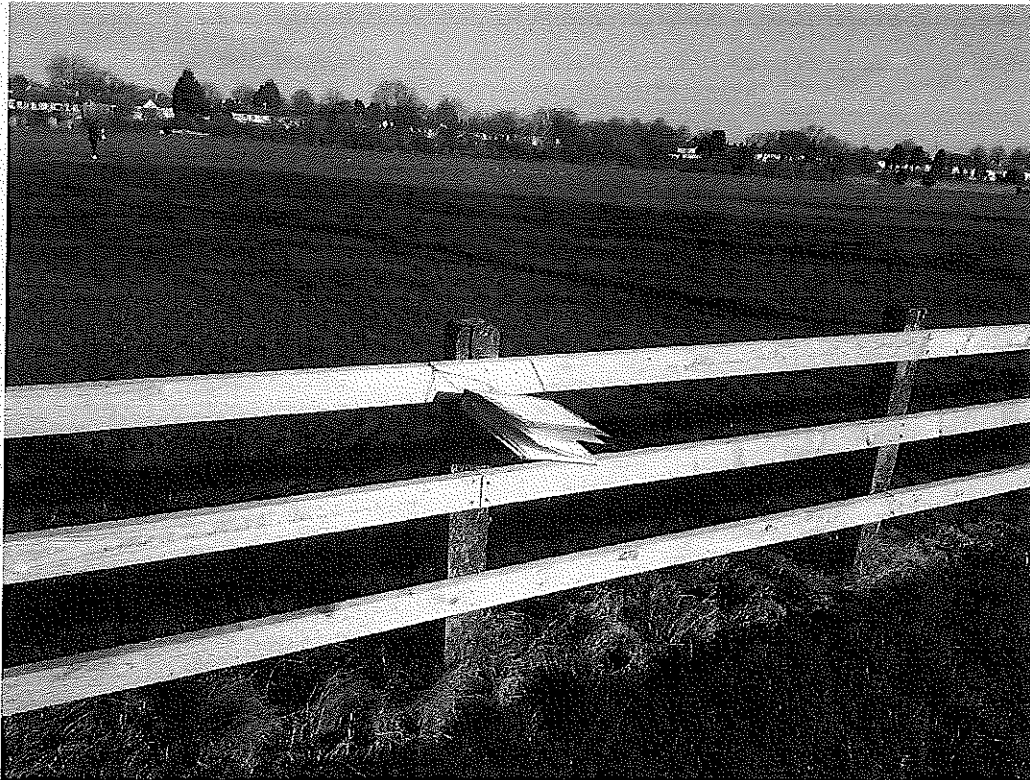


[illegible]

# HIGHBURY PARK



# DAISY FARM PARK

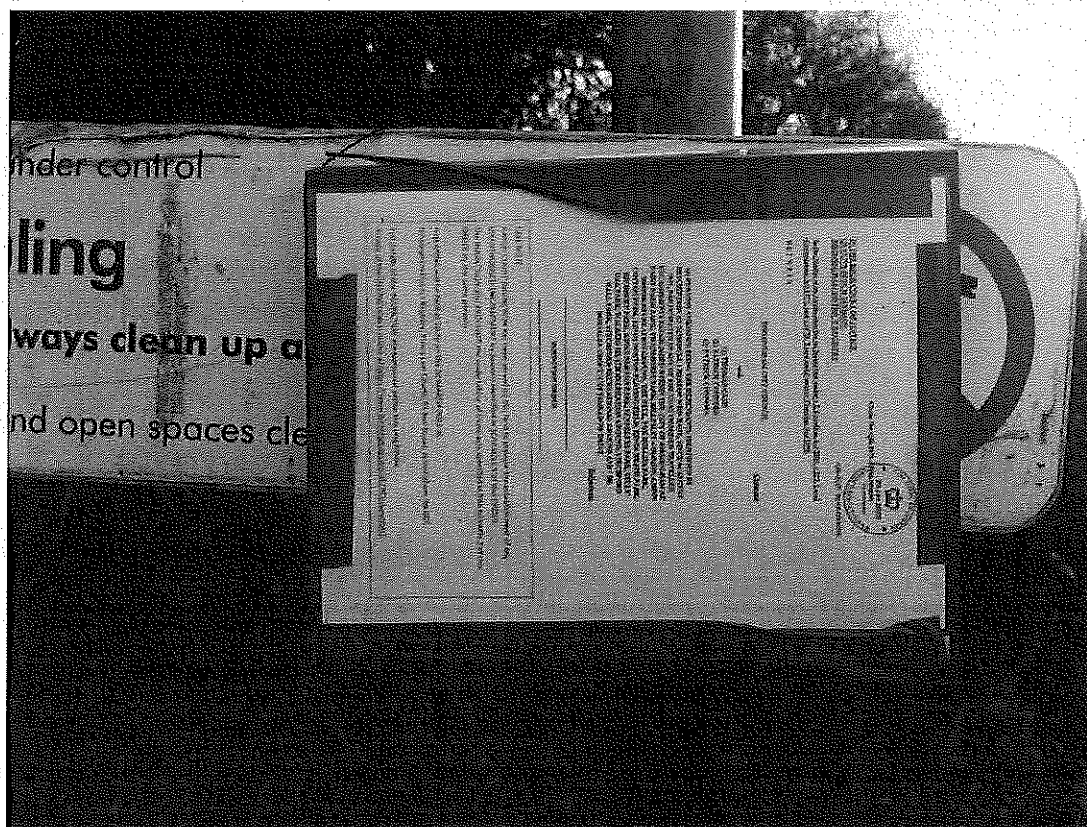




## SELLY OAK PARK



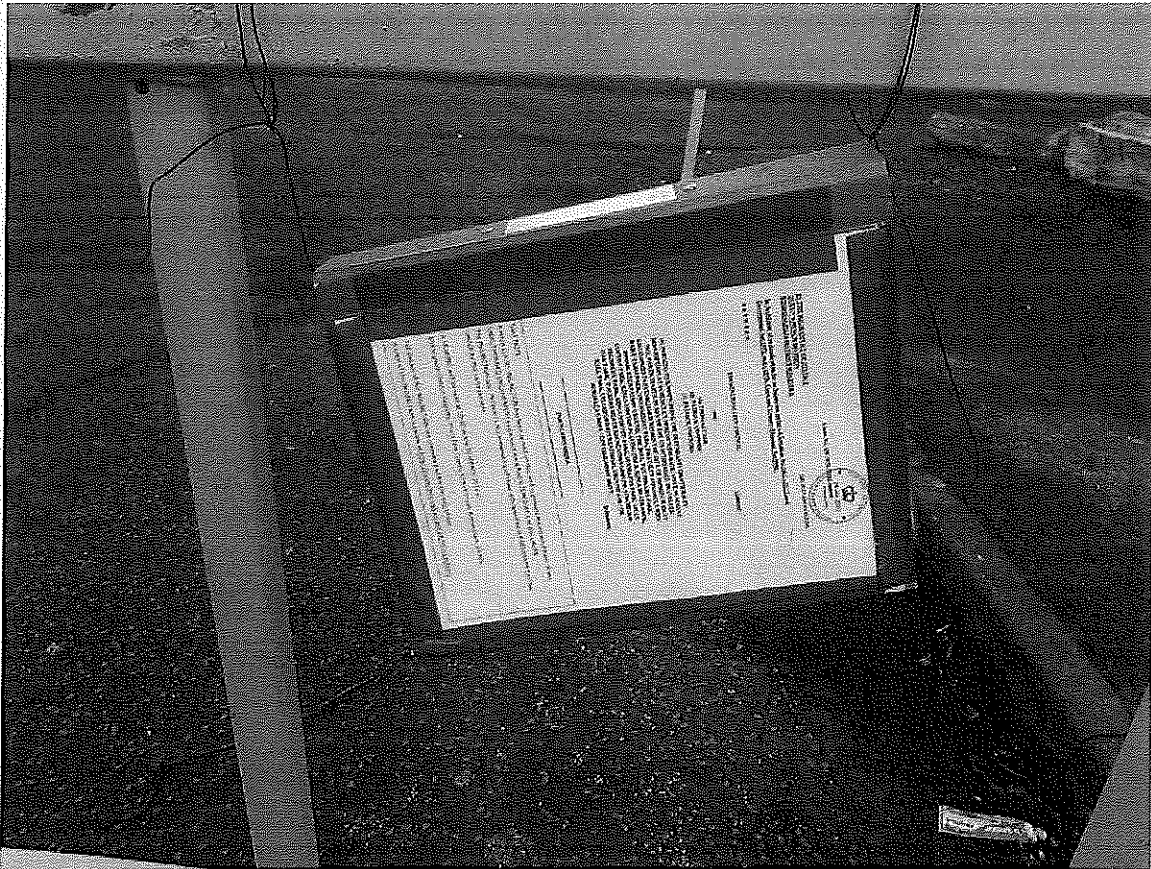
# WALKERS HEATH PARK



[illegible]



# HORSELEA CROFT



[illegible]

## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Sarah Phillips

Age if under 18 Over 18 (if over 18 insert "over 18")

Occupation Police Officer

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: S Phillips (witness)



Date 08/02/2022

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

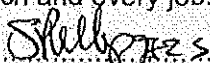
I am Police Sergeant 7823 Phillips of the West Midlands Police.

I am producing this statement further to a previous community impact statement regarding Unauthorised Encampments that have occupied a number of areas of Birmingham and Solihull within the West Midlands area in recent months. The Unauthorised Encampments have moved from site to site and have been at various locations for varying periods of time. However, this particular statement is with regards to an Unlawful Encampment on the site of the old Sainsburys, 1 Chapel Lane, Selly Oak. This Unauthorised Encampment commenced on 16/11/21 to 19/12/21. During this time period, concerns have been raised by members of the community regarding the anti-social behaviour and criminal offences reported where members of this group are suspected to be involved in those matters. The family names of some of this particular group is believed to be the "SMITH", "CONNOR", "CASH" family.

West Midlands Police first became aware of this Unlawful Encampment on 16/11/21 when the group moved onto the site of the old Sainsbury's, 1 Chapel Lane, Selly Oak, Birmingham B29 6SJ. The main police log for this particular location was 922 16/11/21. The police log states there were seven caravans were noted on the police log. This increased to 11 caravans as noted on the log on 25/11/21 and then to 16 caravans on 16/12/21. The following vehicles registrations were noted on the site: PN19YHR, SK71RGO, DV13GUE, GF11ONL, DX54ZKO, VE55ZND, LB07AKU, DV55XLE, VN06JHL, LF03FOT, DV18ZDG plus a silver trailer with a Volvo digger truck on it, a scrambler bike and a quad bike. At this time, some of the females on site were spoken to and identified themselves as the 'CONNORS'.

During this time period, there was a number of police logs generated with a small radius of this postcode, exceeding 1200 logs. I have conducted a search using search parameters "Unlawful encampment" and "Travellers" to try and narrow this number down but as a large number of logs don't have these words in the title, rather it is mentioned in the body of the log, it is not possible to search all incidents which are linked, without reading each and every job. I have screened the list of logs and found there to be a minimum of 39

Signature



Signature witnessed by



OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of Sarah Phillips

incident logs generated from calls from members of public reporting offences such as ASB, criminal damage and public order offences that are likely to be associated with the Unauthorised Encampment. The following are some logs taken from this list, as follows:

- 2415 16/11/21 - Sainsbury's Bristol Rd - 3 kids throwing bricks and glass
- 3632 16/11/21 - Chapel Lane - 2 intruders on site possible travellers community
- 2889 19/11/21 - Chapel Lane - kids have got hammers and knocking down recently built walls
- 1819 24/11/21 - Sainsburys - aggressive males in store being racist and abusive, from travellers site
- 2423 24/11/21 - Bristol Rd - 3 kids come into shop causing nuisance wanting free carpet for their caravan
- 1304 26/11/21 - Chapel Lane - 4 youths in store being verbally aggressive, described as travellers
- 1782 26/11/21 - The Dingle Selly Oak - issues with travellers in our workshop trying to intimidate the team and threatening to petrol bomb the site
- 2129 27/11/21 - Oak Tree Lane - traveller kids throwing snowballs at parked cars and cars passing by
- 2576 27/11/21 - Bristol Rd - stones being thrown at property by kids damaging shop window and car
- 1053 28/11/21 - Chapel Lane - youths from old Sainsburys site throwing unknown items at the cars
- 1325 28/11/21 - Chapel Lane - 6 youths being abusive to staff, throwing snowballs and trying to steal items
- 3101 03/12/21 - Bristol Rd - 3 young lads throwing stones at passing vehicles
- 3175 03/12/21 - Chapel Lane - youths throwing stones at cars driving by
- 2580 07/12/21 - Bristol Rd - 3 boys threw eggs at windscreen, they went towards the traveller site
- 2999 12/12/21 - Bristol Rd - group of travellers throwing things at passing cars, his car has puncture
- 2684 13/12/21 - Bristol Rd - group of travellers throwing eggs, his car is covered in eggs along with others
- 3930 15/12/21 - Chapel Lane - Unlawful Encampment racing in car park, 4/5 cars with young kids
- 4029 15/12/21 - Chapel Lane - young kids using car park as race track, they have been abusive towards caller
- 2982 16/12/21 - Bristol Rd - travellers from the site throwing bricks and stones at cars
- 419 19/12/21 - Bristol Rd - travellers have smashed the shutters and stolen items.

Signature .....

*Phillips*

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

C 261

## D. Documents



# Certificate of service

Name of court HIGH COURT AT BIRMINGHAM	Claim QB-2021-BHM-000056
Name of Claimant BIRMINGHAM CITY COUNCIL	
Name of Defendant Thomas Cash	

On what day did you serve? 01/02/2022

The date of service is 01/02/2022

What documents did you serve?  
Please attach copies of the documents you have not already filed with the court

Letter, Notice of Hearing, Amended Claim Form and Particulars of Claim, Order, Injunction and Power of Arrest,

On whom did you serve?  
(If appropriate include their position e.g. partner, director).

Thomas Cash

How did you serve the documents?  
(please tick the appropriate box)

- ☐ by first class post other service which provides for delivery on the next business day
- ☒ by delivering to or leaving at a permitted place
- ☐ by personally handing it to or leaving it with (.....2.15pm.....time left, where document is other than a claim form) (please specify)

- ☐ by other means permitted by the court (please specify)

- ☐ by Document Exchange

- ☐ by fax machine (.....time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)

- ☐ by other electronic means (.....time sent, where document is other than a claim form) (please specify)

Give the address where service effected, include fax or DX number, email address or other electronic identification

Plot 17 Oak Lane Caravan Site, Kingswinford, DY6 7JS.

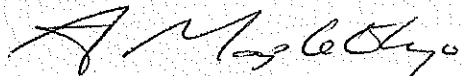
Being the ☐ claimant's ☒ defendant's  
☐ solicitor's ☐ litigation friend

- ☒ usual residence
- ☐ last known residence
- ☐ place of business
- ☐ principal place of business
- ☐ last known place of business
- ☐ last known principal place of business
- ☐ principal office of the partnership
- ☐ principal office of the corporation
- ☐ principal office of the company
- ☐ place of business of the partnership/company/
- ☐ corporation within the jurisdiction with a connection to claim
- ☐ other (please specify)

I believe that the facts stated in this certificate of service are true. I 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,

Full name Andrew Maplethorpe

Signed



(Claimant) (Defendant) (s solicitor) (s friend)

Process Server

02022022

# Certificate of service

Name of court HIGH COURT AT BIRMINGHAM	Claim QB-2021-BHM-000056
Name of Claimant BIRMINGHAM CITY COUNCIL	
Name of Defendant Patrick Connors	

On what day did you serve? 02 / 02 / 2022

The date of service is 02 / 02 / 2022

**What documents did you serve?**  
Please attach copies of the documents you have not already filed with the court

Letter, Notice of Hearing, Amended Claim Form and Particulars of Claim, Order, Injunction and Power of Arrest,

**On whom did you serve?**  
(If appropriate include their position e.g. partner, director).

Patrick Connors

**How did you serve the documents?**  
(please tick the appropriate box)

☐ by first class post other service which provides for delivery on the next business day

☒ by delivering to or leaving at a permitted place

☐ by personally handing it to or leaving it with (..... 10.15am.....time left, where document is other than a claim form) (please specify)

☐ by other means permitted by the court (please specify)

☐ by Document Exchange

☐ by fax machine (.....time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)

☐ by other electronic means (.....time sent, where document is other than a claim form) (please specify)

**Give the address where service effected, include fax or DX number, email address or other electronic identification**

21B Costalot Stables, Barlestone Road, Leicester, LE67 1DD

Being the ☐ claimant's ☒ defendant's  
☐ solicitor's ☐ litigation friend

☒ usual residence

☐ last known residence

☐ place of business

☐ principal place of business

☐ last known place of business

☐ last known principal place of business

☐ principal office of the partnership

☐ principal office of the corporation

☐ principal office of the company

place of business of the partnership/company/

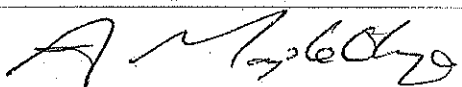
☐ corporation within the jurisdiction with a connection to claim

☐ other (please specify)

I believe that the facts stated in this certificate of service are true. I 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,

Full name Andrew Maplethorpe

Signed



(Claimant) (Defendant) ('s solicitor) ('s friend)

Process Server

02 02 2022

# Certificate of service

Name of court HIGH COURT AT BIRMINGHAM	Claim QB-2021-BHM-000056
Name of Claimant  BIRMINGHAM CITY COUNCIL	
Name of Defendant Patrick Connors	

On what day did you serve? 02/02/2022

The date of service is 02/02/2022

## What documents did you serve?

Please attach copies of the documents you have not already filed with the court

Letter, Notice of Hearing, Amended Claim Form and Particulars of Claim, Order, Injunction and Power of Arrest,

## On whom did you serve?

(If appropriate include their position e.g. partner, director).

Patrick Connors

## How did you serve the documents?

(please tick the appropriate box)

- ☐ by first class post other service which provides for delivery on the next business day
- ☒ by delivering to or leaving at a permitted place
- ☐ by personally handing it to or leaving it with (.....9:55am.....time left, where document is other than a claim form) (please specify)
- Mr James who confirmed that the Defendant would receive
- ☐ by other means permitted by the court (please specify)
- ☐ by Document Exchange
- ☐ by fax machine (.....time sent, where document is other than a claim form) (you may want to enclose a copy of the transmission sheet)
- ☐ by other electronic means (.....time sent, where document is other than a claim form) (please specify)

## Give the address where service effected, include fax or DX number, email address or other electronic identification

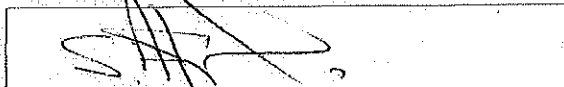
57 Spring Avenue, Leeds, LS27 7BS

- Being the ☐ claimant's ☒ defendant's
- ☐ solicitor's ☐ litigation friend
- ☒ usual residence
- ☐ last known residence
- ☐ place of business
- ☐ principal place of business
- ☐ last known place of business
- ☐ last known principal place of business
- ☐ principal office of the partnership
- ☐ principal office of the corporation
- ☐ principal office of the company
- place of business of the partnership/company/
- ☐ corporation within the jurisdiction with a connection to claim
- ☐ other (please specify)

I believe that the facts stated in this certificate of service are true. I 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,

Full name Steve Akal

Signed



(Claimant) (Defendant) ('s solicitor) ('s friend)

Process Server

Date 02/02/2022

Rules relating to the service of documents are contained in Part 6 of the Civil Procedure Rules ([www.justice.gov.uk](http://www.justice.gov.uk)) and you should refer to the rules for information.

#### **Calculation of deemed day of service of a claim**

A claim form served within the UK in accordance with Part 6 of the Civil Procedure rules is deemed to be served on the second business day after the claimant has completed the steps required by CPR 7.5(1).

#### **Calculation of the deemed day of service of documents other than the claim form (CPR 6.26)**

Method of service	Deemed day of service
First class post or other service which provides for delivery on the next business day	The second day after it was posted, left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Document exchange	The second day after it was left with, delivered to or collected by the relevant service provider provided that day is a business day; or if not, the next business day after that day
Delivering the document to or leaving it at a permitted address	If it is delivered to or left at the permitted address on a business day before 4.30pm, on that day; or in any other case, on the next business day after that day
Fax	If the transmission of the fax is completed on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was transmitted
Other electronic method	If the email or other electronic transmission is sent on a business day before 4.30pm, on that day; or in any other case, on the next business day after the day on which it was sent
Personal service	If the document is served personally before 4.30pm on a business day, it is served on that day; or in any other case, on the next business day after that day

In this context 'business day' means any day except Saturday, Sunday or a bank holiday; (under the Banking and Financial Dealings Act 1971 in the part of the UK where service is to take place) includes Good Friday and Christmas Day.