

CLAIM NO:

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

BEFORE [INSERT]

DATED [X]

BETWEEN:

BIRMINGHAM CITY COUNCIL

Claimant

-and-

PERSONS UNKNOWN WHO, IN SUPPORT OF STRIKES ORGANISED BY UNITE THE UNION AND  
WITHOUT THE CLAIMANT'S CONSENT

(1) ENTER OCCUPY OR REMAIN ON, OR BLOCK OR OBSTRUCT THE ENTERING OR EXITING OF ANY  
OTHER INDIVIDUAL OR VEHICLE TO OR FROM THE FOLLOWING LOCATIONS:

(A) ATLAS DEPOT, 70/72 KINGS ROAD, TYSELEY, BIRMINGHAM, B11 2AS (AS SHOWN EDGED RED ON  
THE ATTACHED PLAN 1)

(B) LIFFORD LANE DEPOT, EBURY ROAD, KINGS NORTON, BIRMINGHAM B30 3JJ (AS SHOWN EDGED  
RED ON THE ATTACHED PLAN 2)

(C) PERRY BARR DEPOT, HOLFORD DRIVE, BIRMINGHAM, B42 2TU (AS SHOWN EDGED RED ON THE  
ATTACHED PLAN 3)

(D) SMITHFIELD DEPOT, SHERLOCK STREET, BIRMINGHAM, B5 6HX (AS SHOWN ON THE ATTACHED  
PLAN 4)

AND/OR

(2) BLOCK OR OBSTRUCT ANY OF THE CLAIMANT'S STREET MANAGEMENT VEHICLES INCLUDING  
BUT NOT LIMITED TO; WASTE COLLECTION VEHICLES, STREET SCENE, TRADE WASTE AND  
CLINICAL WASTE VEHICLES WITHIN THE CITY OF BIRMINGHAM (AS SHOWN ON EDGED RED ON  
THE ATTACHED MAP, MAP 1)

Defendants

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ORDER FOR AN INJUNCTION  
  
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**PENAL NOTICE**

IF YOU THE WITHIN DEFENDANTS OR PERSONS UNKNOWN OR ANY OF YOU DISOBEY THIS ORDER OR  
INSTRUCT OR ENCOURAGE OTHERS TO BREACH THIS ORDER YOU MAY BE HELD TO BE IN CONTEMPT  
OF COURT AND MAY BE IMPRISONED, FINED OR HAVE YOUR ASSETS SEIZED. ANY OTHER PERSON WHO  
KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS THE DEFENDANTS OR  
PERSONS UNKNOWN TO BREACH THE TERMS OF THIS ORDER MAY ALSO BE HELD IN CONTEMPT  
OFCOURT AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED

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### **IMPORTANT NOTICE TO THE DEFENDANTS AND PERSONS UNKNOWN**

**This Order prohibits you from doing the acts set out in this Order. You should read it very carefully. You are advised to consult a solicitor as soon as possible. You have the right to ask the Court to vary or discharge this Order.**

**UPON** the Claimant's Claim Form, [DATED]

**AND UPON** the Claimant's application of 3 February 2026 for an interim injunction

**AND UPON** the Claimant notifying Persons Unknown of the Claim Form, Application Notice and evidence ("the Documents") in support by carrying out each of the following steps (a) uploading copies onto the following website: <https://www.birmingham.gov.uk/WasteInjunctionPersonsUnknown> (the "**Website**") (b) sending an email to the following: [neiltodd@Thompsons.law](mailto:neiltodd@Thompsons.law); [sharon.graham@unitetheunion.org](mailto:sharon.graham@unitetheunion.org); [onay.kasab@unitetheunion.org](mailto:onay.kasab@unitetheunion.org); [annmarie.kilcline@unitetheunion.org](mailto:annmarie.kilcline@unitetheunion.org); [enquiries@swp.org.uk](mailto:enquiries@swp.org.uk); [birminghamsocialistparty@gmail.com](mailto:birminghamsocialistparty@gmail.com); [info@reelnews.co.uk](mailto:info@reelnews.co.uk); and [strikemap@gftu.org.uk](mailto:strikemap@gftu.org.uk) stating that a claim has been brought and an application made, and that the Documents can be found at the Website (c) delivering a hard copy of the Documents to Unite the Union at Unite House, 128 Theobalds Road, Holborn, London, WC1X 8TN (d) affixing a notice at those locations marked with an "x" on Plans 1-4 setting out that these documents can be found on the Website (e) publishing on the Claimant's social media channels that the application has been made and that the Documents can be accessed on the Website.

**AND UPON** hearing Leading Counsel for the Claimants at a hearing on [DATED]

**AND UPON** the Claimant giving and the Court accepting the undertakings set out at Schedule 4 to this Order

**AND UPON** the "Premises" being defined as

- (i) Atlas Depot, (70/72 Kings Road, Tyseley, Birmingham, B11 2AS)
- (ii) Lifford Lane Depot, (Ebury Road, Kings Norton, Birmingham, West Midlands, B30 3JJ)
- (iii) Perry Barr Depot (Holford Drive, Perry Barr, Birmingham, West Midlands, B42 2TU)
- (iv) Smithfield Depot, (Sherlock Street, Birmingham, West Midlands, B5 6HX)

**AND UPON** the "Prohibited Territory" being defined as those public highways within the boundary marked on the map, entitled Map 1 at Schedule 2

**IT IS ORDERED THAT: -**

### **INJUNCTION**

1. Until [date] final determination of the claim or further order, whichever shall be the earlier, the Defendants must not, without the consent of the Claimant, enter, occupy or remain upon the Premises.
-

2. Until [date] final determination of the claim or further order, whichever shall be the earlier, the Defendants must not, without the consent of the Claimant, block or obstruct the exiting or entering of any other individual or vehicle to or from the Premises or otherwise impede the exiting or entrance of such individuals or vehicles.
3. Until [date] final determination of the claim or further order, whichever shall be the earlier, the Defendants must not block or otherwise obstruct the public highway within the Prohibited Territory as marked as the area within the boundary as drawn on the map at Schedule 2 with the purpose or effect of preventing, slowing or otherwise disrupting the passage of Street Management vehicles including but not limited to; waste collection vehicles, street scene, trade waste and clinical waste vehicles operating out of the Premises.
4. In respect of paragraphs 1 to 3, the Defendants must not: (a) do it himself/herself/themselves or in any other way; (b) do it by means of another person acting on his/her/their behalf or acting on his/her/their instructions.
5. For the avoidance of doubt, this injunction does not prohibit picketing or protesting in accordance with s.220(1) Trade Union Labour Relations (Consolidation) Act 1992 and the injunction order of Mrs Justice Dias dated 27 May 2025, as extended to trial or further order by consent in an order of 29 May 2025 and as extended to the Smithfield Depot by consent in an order dated 25 June 2025 the terms of which are appended at Schedule 5 or otherwise protesting within the area shown on the map in Schedule 2 providing that such protesting does not otherwise breach the terms of this Order.

### **VARIATION**

6. Anyone served with or notified of this Order may apply to the Court at any time to vary or discharge this Order or so much of it as affects that person but they must first give the Claimants' solicitors 72 hours' notice of such application. If any evidence is to be relied upon in support of the application the substance of it must be communicated in writing to the Claimants' solicitors at least 48 hours in advance of any hearing.
7. Any person applying to vary or discharge this Order must provide their full name, address and address for service.
8. The Claimant has liberty to apply to vary this Order.

### **SERVICE AND NOTIFICATION**

9. Service of the Application and this Order is dispensed with, pursuant to CPR 6.16, 6.28 and 81.4(2)(c).
  10. The Order shall be notified to Persons Unknown by the Claimants carrying out each of the following steps:
    - a. Uploading a copy of the Order onto the Website.
    - b. Sending an email to [neiltodd@Thompsons.law](mailto:neiltodd@Thompsons.law); [sharon.graham@unitetheunion.org](mailto:sharon.graham@unitetheunion.org); [onay.kasab@unitetheunion.org](mailto:onay.kasab@unitetheunion.org); [annmarie.kilcline@unitetheunion.org](mailto:annmarie.kilcline@unitetheunion.org); [enquiries@swp.org.uk](mailto:enquiries@swp.org.uk); [birminghamsocialistparty@gmail.com](mailto:birminghamsocialistparty@gmail.com); [info@reelnews.co.uk](mailto:info@reelnews.co.uk); and [strikemap@gftu.org.uk](mailto:strikemap@gftu.org.uk), attaching in each case a copy of this Order.
    - c. Affixing a copy of the Order in A4 size at the entrance to each of the Premises. Monitoring that the warning notices remain affixed and legible is to be carried out by the Claimant in the first week of each month until discharge of this Order.
    - d. Distributing leaflets at each of the Premises notifying those present of the granting of the Order and which give details of the Website.
-

- e. Publishing details of the Order on the Claimant's social media channels and that the Order can be accessed on the Website.

11. Notification to Persons Unknown of any further applications shall be effected by the Claimants carrying out each of the following steps:

- a. Uploading a copy of the application onto the Website.
- b. Sending an email to [neiltodd@Thompsons.law](mailto:neiltodd@Thompsons.law); [sharon.graham@unitetheunion.org](mailto:sharon.graham@unitetheunion.org); [onay.kasab@unitetheunion.org](mailto:onay.kasab@unitetheunion.org); [annmarie.kilcline@unitetheunion.org](mailto:annmarie.kilcline@unitetheunion.org); [enquiries@swp.org.uk](mailto:enquiries@swp.org.uk); [birminghamsocialistparty@gmail.com](mailto:birminghamsocialistparty@gmail.com); [info@reelnews.co.uk](mailto:info@reelnews.co.uk); and [strikeamp@gftu.org.uk](mailto:strikeamp@gftu.org.uk), stating that an application has been made and providing those application documents.
- c. Affixing a notice at the entrance to the Premises stating that the application has been made and where it can be accessed online.
- d. Monitoring that the notice remains affixed and legible is to be carried out by the Claimants in the first week of each month.
- e. Publishing details of the application on the Claimant's social media channels and that the relevant documents can be accessed on the Website.

12. In respect of paragraphs 9-11 above, effective notification will be deemed to have taken place on the date on which all of the relevant steps (except for the monitoring requirements in paragraph 11) have been carried out.

### **FURTHER DIRECTIONS**

13. Liberty to apply.

14. Costs are reserved.

### **COMMUNICATIONS WITH THE CLAIMANT**

15. The Claimants solicitors and their contact details are:

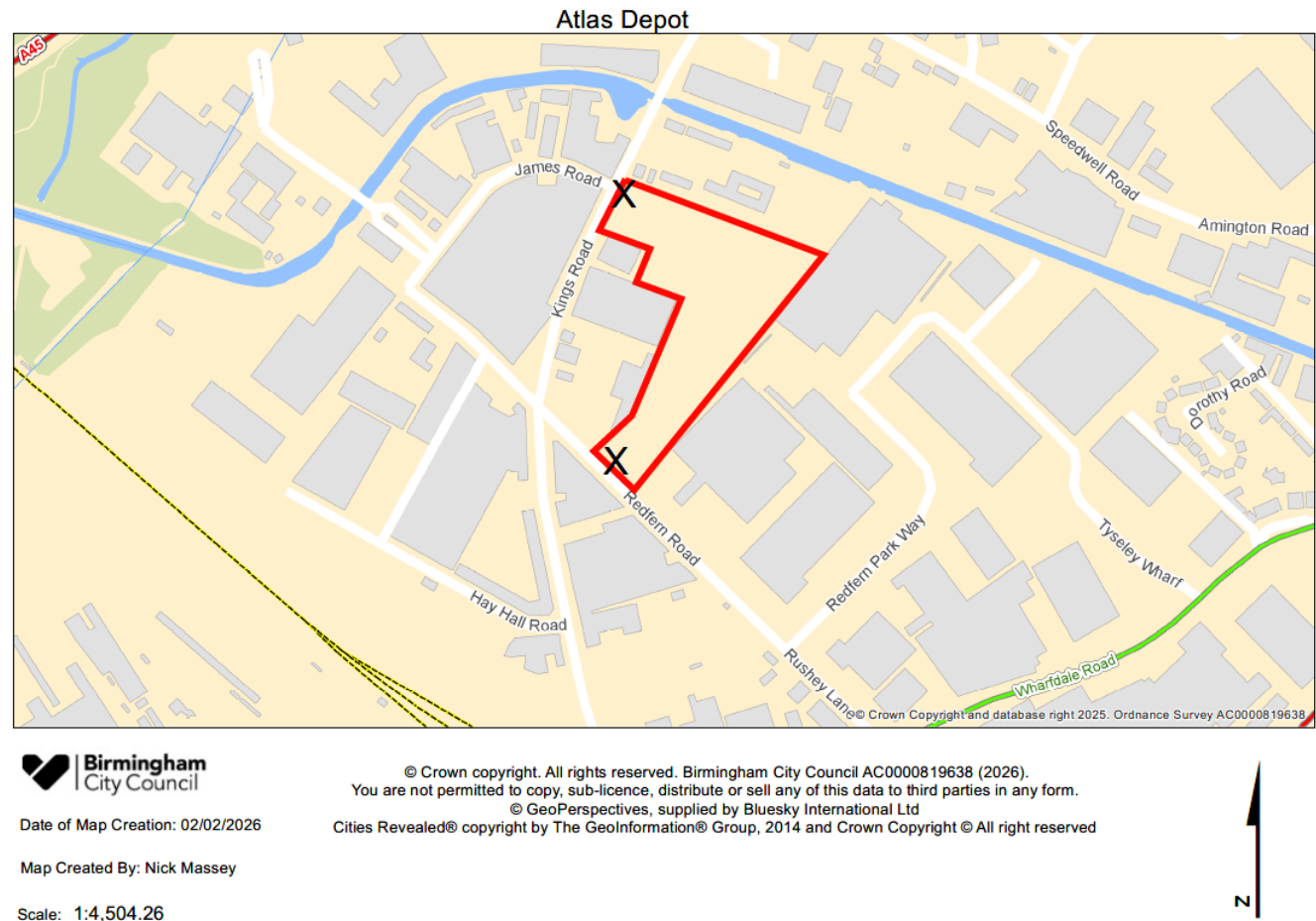
DLA Piper UK LLP  
160 Aldersgate Street  
London  
EC1A 4HT  
Telephone: 0207 3490296

Email [SM-BCCInjunction@dlapiper.com](mailto:SM-BCCInjunction@dlapiper.com)

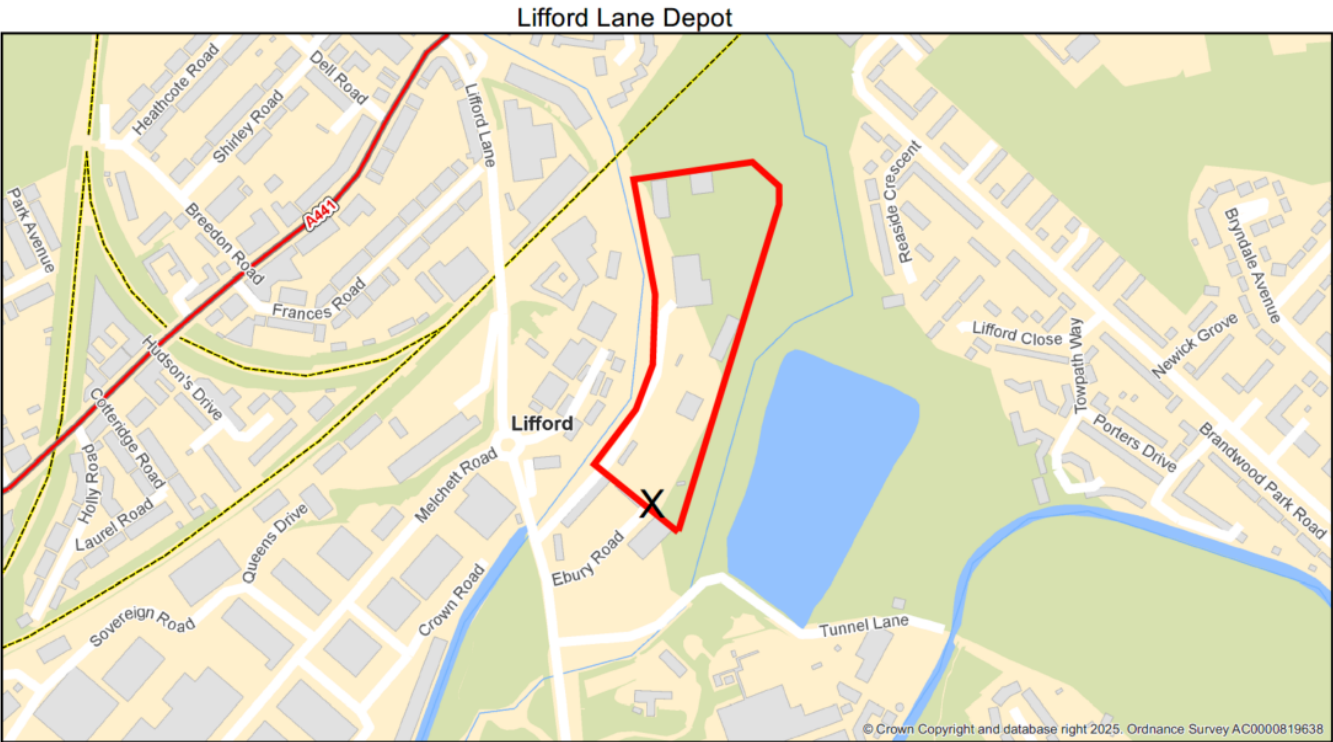
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**SCHEDULE 1 – PLANS 1-4 – PLANS OF THE PREMISES BEING THE  
CLAIMANT’S DEPOTS**

**PLAN 1 – ATLAS DEPOT**



**PLAN 2 – LIFFORD LANE DEPOT**



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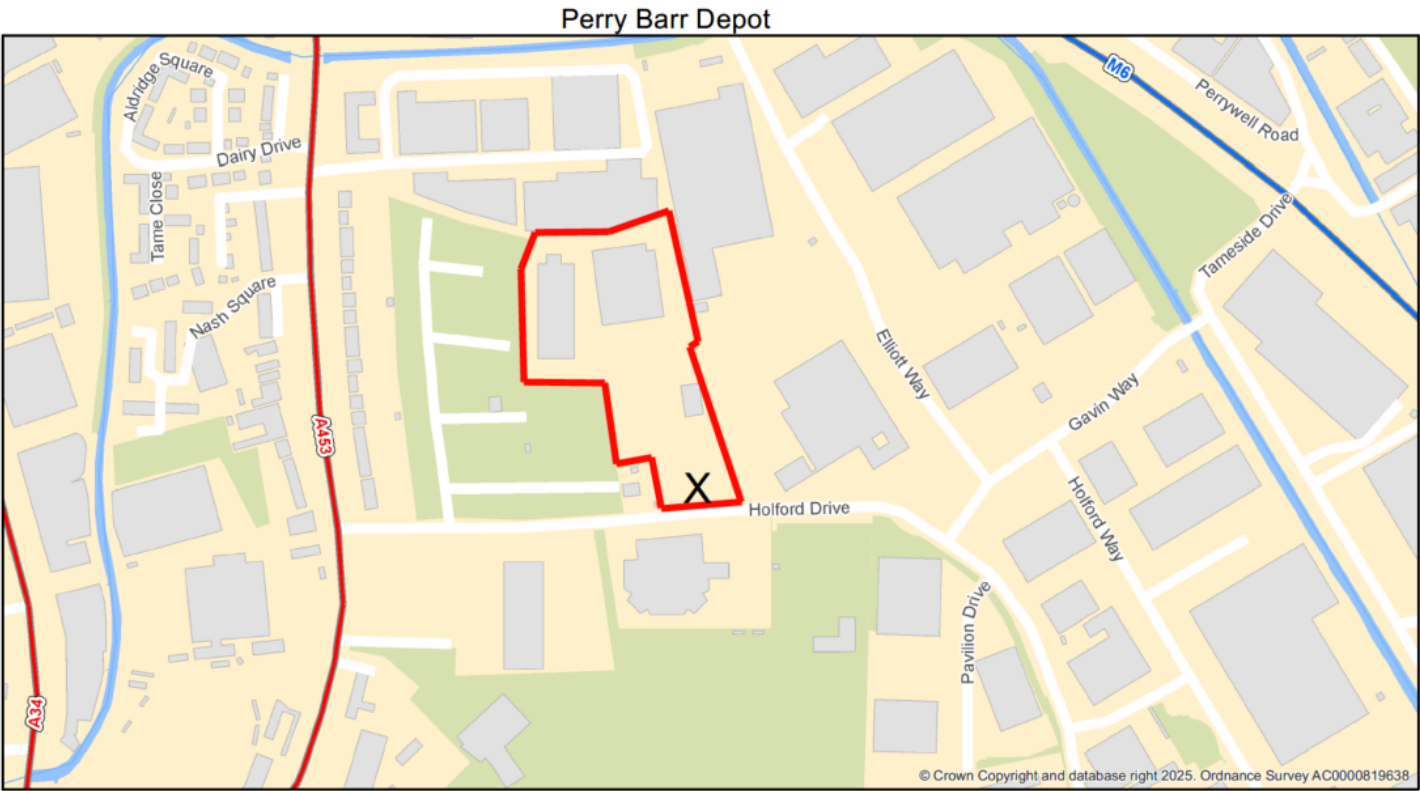
Date of Map Creation: 02/02/2026

Map Created By: Nick Massey

Scale: 1:4,504.26



**PLAN 3 – PERRY BARR DEPOT**



Date of Map Creation: 02/02/2026

Map Created By: Nick Massey

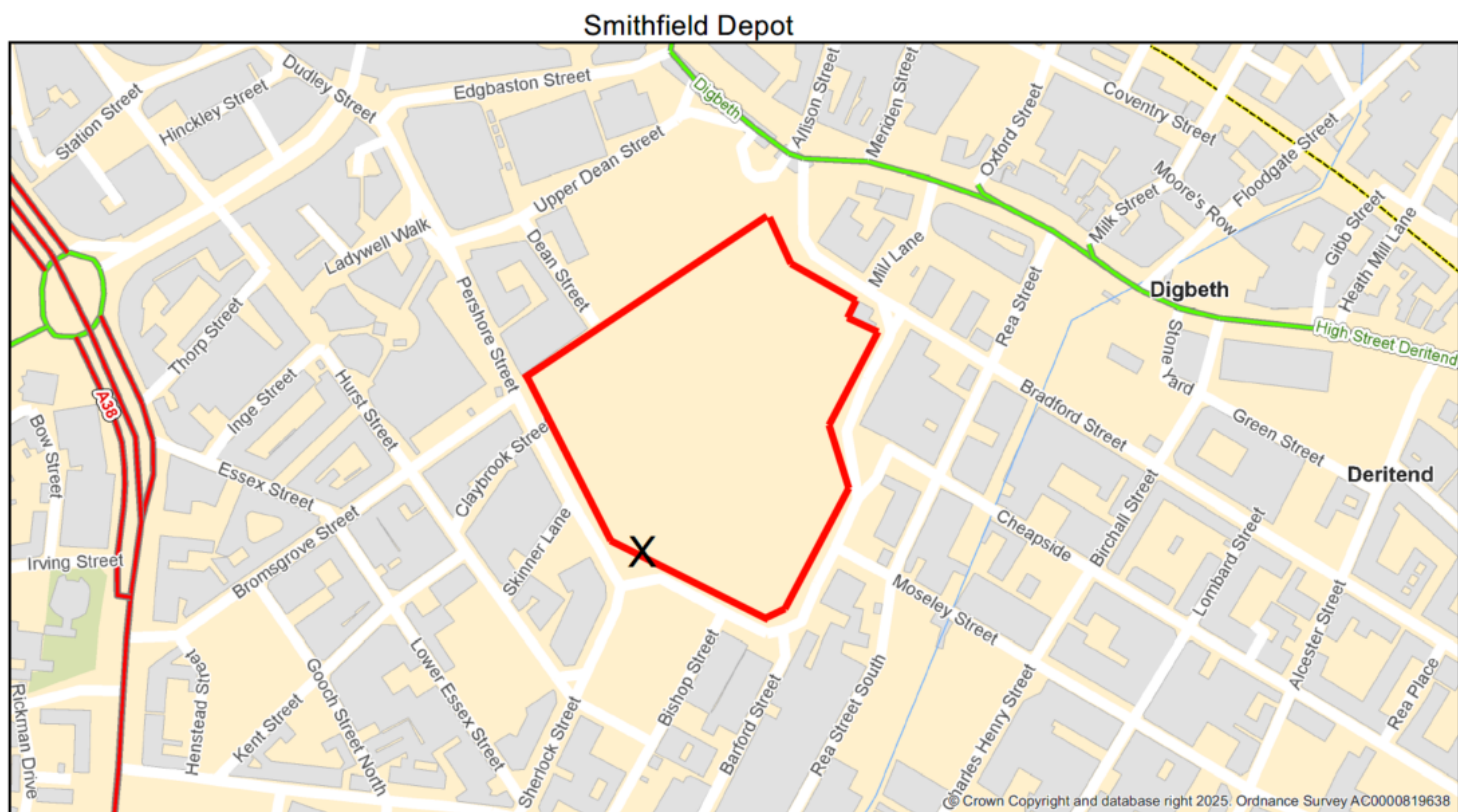
Scale: 1:4,504.26

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## PLAN 4 – SMITHFIELD DEPOT



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Date of Map Creation: 02/02/2026

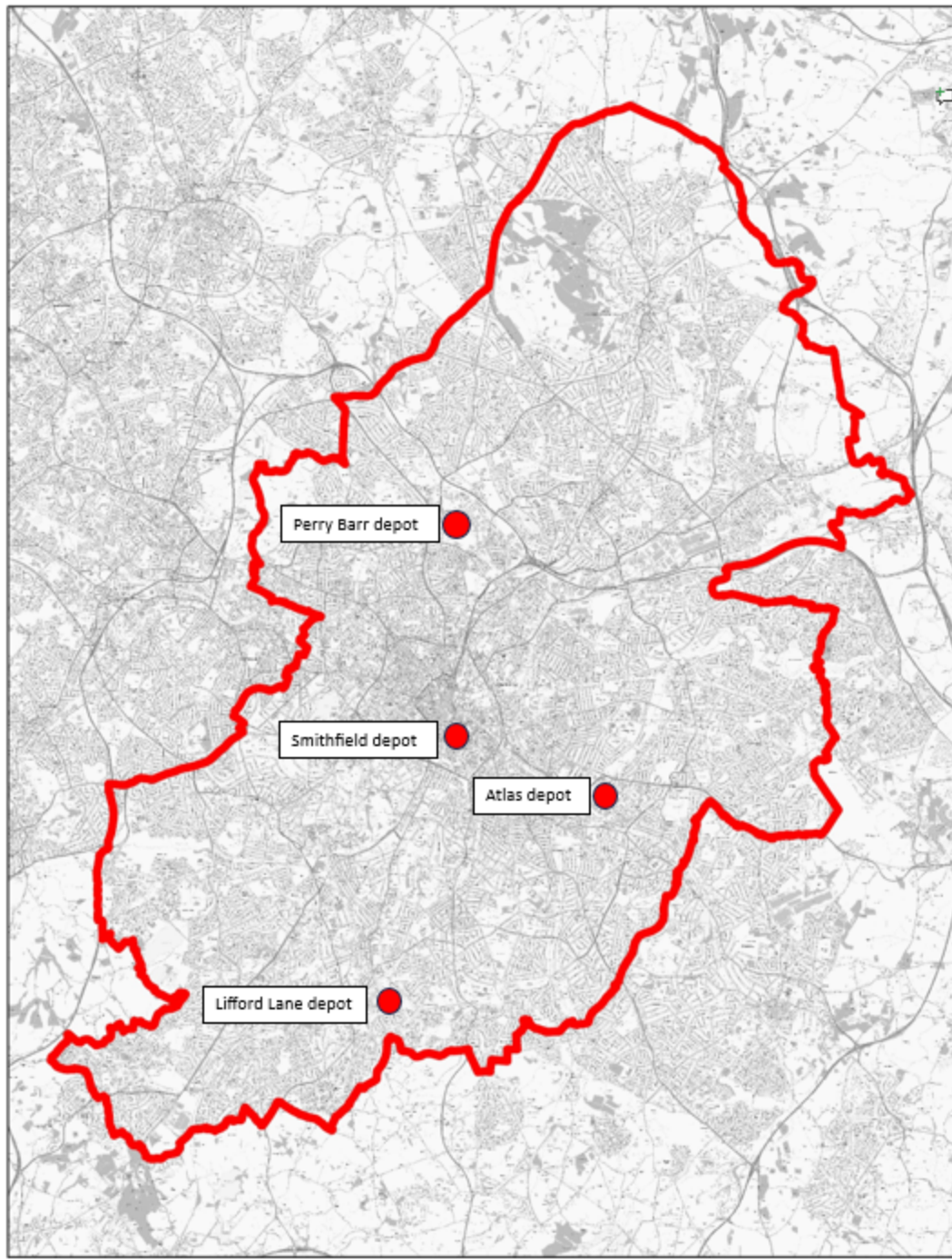
Map Created By: Nick Massey

Scale: 1:4,504.26





**SCHEDULE 2 - MAP OF PROHIBITED TERRITORY**



### **SCHEDULE 3 – WITNESS STATEMENTS**

The Claimant relied on the following Witness Statements:

1. Witness Statement of Christopher Smiles dated 3 February 2026 with accompanying Exhibit CS;
2. Witness statement of Dean Smith dated 3 February 2026 with accompanying Exhibit DS;
3. Witness Statement of Richard Smith dated 3 February 2026 with accompanying Exhibit RS;
4. Witness statement of David Miller dated 3 February 2026 with accompanying Exhibit DM; and
5. Witness statement of Carol Culley dated 3 February 2026 with accompanying Exhibit CC.

**SCHEDULE 4**

**Undertakings given to**  
**the Court by the**  
**Claimant**

1. To pay any damages that the Defendants (or any other party served with or notified of this Order) shall sustain that the Court considers the Claimant should pay.

**SCHEDULE 5 – INJUNCTION ORDERS OF MRS JUSTICE DIAS**

**IN THE HIGH COURT OF JUSTICE**  
**KING'S BENCH DIVISION**

**Claim No. KB-2025-001839**

**BEFORE MRS JUSTICE DIAS**

**DATED 23 MAY 2025**



**IN AN INTENDED ACTION BETWEEN**

**BIRMINGHAM CITY COUNCIL**

**Intended Claimant**

**And**

**UNITE THE UNION**

**Intended Defendant**

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**INJUNCTION ORDER**  
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## **PENAL NOTICE**

### **IMPORTANT:-**

#### **NOTICE TO THE INTENDED DEFENDANT ("the Defendant")**

**(1) This Order prohibits you from doing the acts set out in this Order. You should read it all carefully. You are advised to consult a solicitor as soon as possible. You have a right to ask the Court to vary or discharge this Order.**

**(2) If you disobey this Order you may be found guilty of Contempt of Court and may be sent to prison or fined or your assets may be seized.**

An Application was made on 23 May 2025 by Counsel for Birmingham City Council (who is to be the Claimant in a Claim against Unite the Union) to the Judge who heard the Application supported by the Witness Statements / affidavits listed in schedule 1 to this order, and accepted the undertakings in Schedule 2 at the end of this Order. The application was attended by Counsel for the Defendant

**IT IS ORDERED** that up to and until Thursday 29 May 2025 at 2.00 pm "the Return Date"

(1) the Defendant whether by itself or by its employees, officers, agents or otherwise howsoever,

will, take all reasonable steps to ensure that its members or relevant officials:

a. will refrain from picketing activities in connection with its current campaign of industrial action other than at the site entrances to the :

- (i) Atlas Depot, (70172 Kings Road, Tyseley, Birmingham, B11 2AS),
- (ii) Lifford Lane Depot, (Ebury Road, Kings Norton, Birmingham, West Midlands, B30 3JJ); and
- (iii) Perry Barr Depot (Holford Drive Perry Barr, Birmingham, West Midlands, B42 2TU).

(together "**the Depots**")

And will do so solely for the purpose of peacefully persuading any person to work or abstain from working; and only at the pickets' own place of work (or in the case of a trade union official at or near the place of work of a member of his trade union whom he is accompanying and whom he represents) in accordance with the provisions of section 220 Trade Union & Labour Relations Act 1992

- b. Will, at any one time, have no more than 6 pickets at the entrance to the respective work place(s) of such person or persons picketing (**"the Designated Pickets"**) each of whom will wear High-Vis vests or other clothing enabling their identification as one of the Designated Pickets. The Designated Pickets:

- i. will refrain from seeking to prevent any vehicle from passing through the site entrance to each of the Depots, including by forming a blockade, sitting in the road or slow walking in front of the entrances to or the road leading to each of the Depots;
- ii. will limit their activities to explaining their case to those entering and leaving the Depots and peacefully seeking to persuade or asking them not to do so in accordance with the provisions of the Code of Practice on Picketing dated March 2024.

- c. refrain from carrying out any protesting activities outside of the designated Assembly Areas (**"the Assembly Areas"**) identified at Schedule 3 to this order.

(2) In order to comply with the provisions of paragraph (1) of this Order, the Defendant will take steps including but not limited to:

- a. as soon as is reasonably practicable take such steps as are reasonably necessary to ensure that its members are aware of the terms of this order and are informed that they should comply with its terms;
- b. taking reasonable steps to inform its members present at the Depots of the requirement to remain within the Assembly Areas.



### **VARIATION OR DISCHARGE OF THIS ORDER**

The Defendant may apply to the Court at any time to vary or discharge this Order but if he wishes to do so he must first inform the Claimant's solicitors in writing.

### **NAME AND ADDRESS OF CLAIMANT'S SOLICITORS**

The Claimant's solicitors are: DLA Piper UK LLP, 160 Aldersgate Street, London EC1A 4HT, 020 7349 0296.

### **INTERPRETATION OF THIS ORDER**

- (1) In this Order the words "he" "him" or "his" include "she" or "her" and "it" or "its".
- (2) Where there are two or more Defendants then (unless the contrary appears):
  - a. References to "the Defendant" mean both or all of them;
  - b. An Order requiring "the Defendant" not to do anything requires each Defendant not to do it; and
  - c. A requirement relating to service of this Order or of any legal proceedings on "the Defendant" means on each of them.

### **THE EFFECT OF THIS ORDER**

- (1) A Defendant who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
- (2) A Defendant that is a corporation and is ordered not to do something must not do it itself or by its directors, officers, employees, agents or in any other way.

### **SERVICE OF THIS ORDER**

This Order shall be served by the Claimant on 24<sup>th</sup> May 2025.

**Dated this 23<sup>rd</sup> day of May 2025.**

**Mrs Justice Dias DBE**



## **SCHEDULE 1**

### **Witness statements**

The Claimant relied on the following Witness Statements:

1. Witness Statement of Richard Brooks
2. Witness Statement of Carol Culley
3. Witness Statement of Christopher Smiles
4. Witness Statement of Dean Smith
5. Witness Statement of Richard Smith
6. Witness Statement of Robert Edmondson

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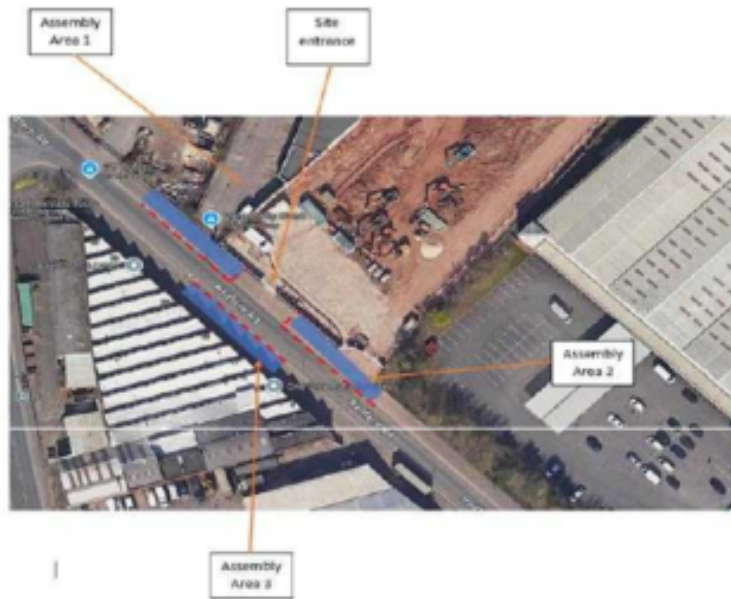
## **SCHEDULE 2**

### **Undertakings** **given to the Court** **by the Claimant**

1. To pay any damages that the Defendants (or any other party served with or notified of this Order) shall sustain that the Court considers the Claimant should pay.
2. To issue a Claim Form and pay the appropriate fee on this or the next working day and to serve the Claim Form on the Defendant as soon as practicable.
3. To file an up to date hearing bundle for use by the judge no later than 10.00am the business day before the Return Date to include copies of this Order, the issued application for today's hearing and the issued application for the Return Date, any documents required by the Court to be provided by the previous order, skeleton arguments, reading lists, bundles of authorities and a full bundle for the hearing together with an updated estimate of the length of the hearing.

### Schedule 3

Atlas Depot, 70-172 Kings Road, Tyseley, Birmingham, B11 2AS



Lifford Lane Depot, Ebury Road, Kings Norton, , Birmingham, West Midlands, B30 3JJ



Perry Barr Depot, Holford Drive, Perry Barr, Birmingham, West Midlands, B42 2TU



IN THE HIGH COURT OF JUSTICE  
KING'S BENCH DIVISION  
BEFORE MRS JUSTICE DIAS

Claim No. KB-2025-001839

DATED 29 May 2025



KB-2025-001839

BETWEEN:

BIRMINGHAM CITY COUNCIL

Claimant

And

UNITE THE UNION

Defendant

-----  
**ORDER FOR AN INJUNCTION**  
-----

**PENAL NOTICE**

**IMPORTANT:-**

**NOTICE TO THE INTENDED DEFENDANT ("the Defendant")**

(1) This Order prohibits you from doing the acts set out in this Order. You should read it all carefully. You are advised to consult a solicitor as soon as possible. You have a right to ask the Court to vary or discharge this Order.

(2) If you disobey this Order you may be found guilty of Contempt of Court and may be sent to prison or fined or your assets may be seized.

UPON the Claimant's application of 23 May 2025 for an interim injunction heard before Mrs Justice Dias on 23 May 2025 at a hearing attended by Leading Counsel for the Claimant and Leading Counsel for the Defendant.

**AND UPON** an order for an interim injunction being made by Mrs Justice Dias with a return date of 29 May 2025

**BY CONSENT IT IS ORDERED** that until trial or further order:

- (1) the Defendant whether by itself or by its employees, officers, agents or otherwise howsoever, will, take all reasonable steps to ensure that its members or relevant officials:
  - a. will refrain from picketing activities in connection with its current campaign of industrial action other than at the site entrances to the :
    - (i) Atlas Depot, (70172 Kings Road, Tyseley, Birmingham, B11 2AS),
    - (ii) Lifford Lane Depot, (Ebury Road, Kings Norton, Birmingham, West Midlands, B30 3JJ); and
    - (iii) Perry Barr Depot (Holford Drive Perry Barr, Birmingham, West Midlands, B42 2TU).(together "**the Depots**")

And will do so solely for the purpose of peacefully persuading any person to work or abstain from working; and only at the pickets' own place of work (or in the case of a trade union official at or near the place of work of a member of his trade union whom he is accompanying and whom he represents) in accordance with the provisions of section 220 Trade Union & Labour Relations Act 1992

  - b. Will, at any one time, have no more than 6 pickets at the entrance to the respective work place(s) of such person or persons picketing ("**the Designated Pickets**") each of whom will wear High-Vis vests or other clothing enabling their identification as one of the Designated Pickets. The Designated Pickets:
    - i. will refrain from seeking to prevent any vehicle from passing through the site entrance to each of the Depots, including by forming a blockade, sitting in the road or slow walking in front of the entrances to or the road leading to each of the Depots;
    - ii. will limit their activities to explaining their case to those entering and leaving the Depots and peacefully seeking to persuade or asking them not to do so in accordance with the provisions of the Code of Practice on Picketing dated March 2024.
  - c. refrain from carrying out any protesting activities outside of the designated Assembly Areas ("**the Assembly Areas**") identified at Schedule 3 to this order.
- (2) In order to comply with the provisions of paragraph (1) of this Order, the Defendant will take steps including but not limited to:
  - a. as soon as is reasonably practicable take such steps as are reasonably necessary to ensure that its members are aware of the terms of this order and are informed that they should comply with its terms;
  - b. taking reasonable steps to inform its members present at the Depots of the requirement to remain within the Assembly Areas.



## **COSTS**

Costs reserved.

## **VARIATION OR DISCHARGE OF THIS ORDER**

Either party may apply to the Court at any time to vary or discharge this Order but if he wishes to do so he must first inform the other party's solicitors with 48 hours notice.

## **INTERPRETATION OF THIS ORDER**

- (1) In this Order the words "he" "him" or "his" include "she" or "her" and "it" or "its".
- (2) Where there are two or more Defendants then (unless the contrary appears):
  - a. References to "the Defendant" mean both or all of them;
  - b. An Order requiring "the Defendant" not to do anything requires each Defendant not to do it; and
  - c. A requirement relating to service of this Order or of any legal proceedings on "the Defendant" means on each of them.

## **THE EFFECT OF THIS ORDER**

- (1) A Defendant who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.
- (2) A Defendant that is a corporation and is ordered not to do something must not do it itself or by its directors, officers, employees, agents or in any other way.

## **WE AGREE TO AN ORDER BEING MADE IN THE ABOVE TERMS**

Signed: *Mrs Justice Dias DBE*

Dated: 29 May 2025

**SCHEDULE 1**

**Witness statements**

The Claimant relied on the following Witness Statements:

1.      Witness Statement of Richard Brooks
2.      Witness Statement of Carol Culley
3.      Witness Statement of Christopher Smiles
4.      Witness Statement of Dean Smith
5.      Witness Statement of Richard Smith
6.      Witness Statement of Robert Edmondson

The Defendant relied on the following Witness Statement:

1.      Witness Statement of Onay Kasab

-

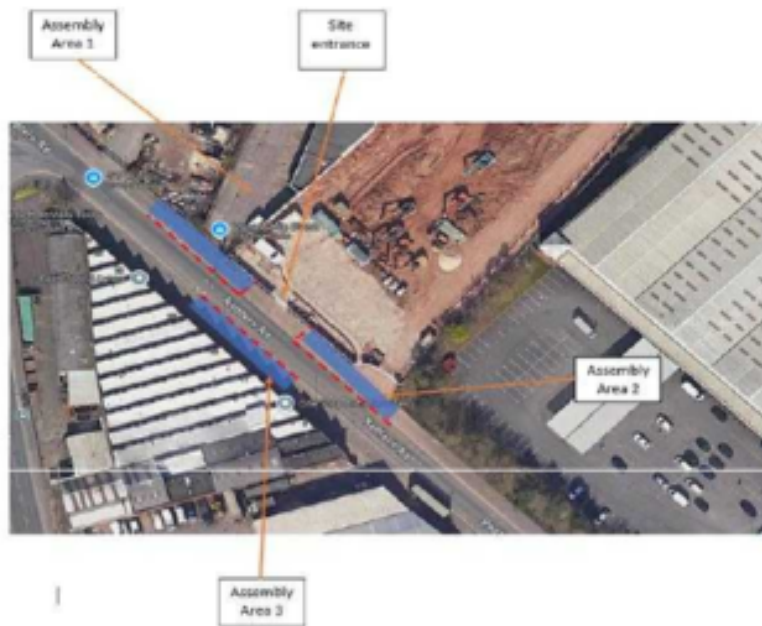
**SCHEDULE 2**

**Undertakings given to**  
**the Court by the**  
**Claimant**

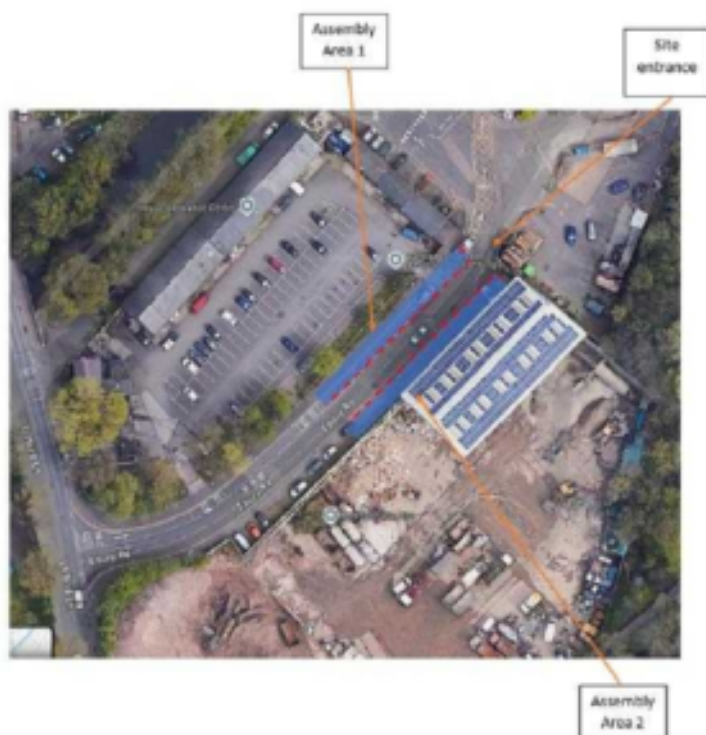
1. To pay any damages that the Defendants (or any other party served with or notified of this Order) shall sustain that the Court considers the Claimant should pay.
2. To issue a Claim Form and pay the appropriate fee on this or the next working day and to serve the Claim Form on the Defendant as soon as practicable.
3. To file an up to date hearing bundle for use by the judge no later than 10.00am the business day before the Return Date to include copies of this Order, the issued application for today's hearing and the issued application for the Return Date, any documents required by the Court to be provided by the previous order, skeleton arguments, reading lists, bundles of authorities and a full bundle for the hearing together with an updated estimate of the length of the hearing.

### Schedule 3

Atlas Depot, 70-172 Kings Road, Tyseley, Birmingham, B11 2AS



Lifford Lane Depot, Ebury Road, Kings Norton, , Birmingham, West Midlands, B30 3JJ



Perry Barr Depot, Holford Drive, Perry Barr, Birmingham, West Midlands, B42 2TU



IN THE HIGH COURT OF JUSTICE  
KING'S BENCH DIVISION

Claim No. KB-2025-001839

BEFORE THE HONOURABLE MR JUSTICE CALVER

B E T W E E N :-



KB-2025-001839

BIRMINGHAM CITY COUNCIL

Claimant

And

UNITE THE UNION

Defendant

-----  
**ORDER**  
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**UPON** the Claimant's application of 23 May 2025 for an interim injunction heard before Mrs Justice Dias on 23 May 2025 at a hearing attended by Leading Counsel for the Claimant and Leading Counsel for the Defendant.

**AND UPON** an order for an interim injunction being made by Mrs Justice Dias with a return date of 29 May 2025

**AND UPON** an order by consent being entered into by the parties dated 29 May 2025

**BY CONSENT IT IS ORDERED** that until trial or further order:



(1) The order of Mrs Justice Dias dated 29 May 2025 (**Order**) is varied as follows:

- a. The list of Depots at paragraph 1(a) of the Order is varied to include Smithfields Depot, (Sherlock Street, Birmingham, West Midlands, B5 6HX) (the **Additional Site**)
- b. Schedule 3 is varied to include the Additional Site



- (2) The provisions of the Order (as varied) will apply to the Additional Site with effect from the date the parties signed the consent order.
- (3) In order to comply with the provisions of the Order as now varied so as to also apply to the Additional Site, the Defendant will as soon as is reasonably practicable take such steps as are reasonably necessary to ensure that its members are aware of the variation and are informed that they should comply with its terms.
- (4) The Claimant's legal representative will effect service of the sealed consent order upon the Defendant's legal representative.

(5) Costs of this application be costs in the case.

Dated 24 June 2025