

N244

Application notice

For help in completing this form please read the notes for guidance form N244Notes.

Name of court Birmingham District Registry	Claim no. KBD-2026-BHM-000043
Fee account no. (if applicable) PBA0087960	Help with Fees - Ref no. (if applicable) HWF - - - - -
Warrant no. (if applicable)	
Claimant's name (including ref.) Birmingham City Council	
Defendant's name (including ref.) Persons Unknown	
Date	11 February 2026

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<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personalinformation-charter>

1. What is your name or, if you are a legal representative, the name of your firm?

DLA PIPER UK LLP

2. Are you a Claimant Defendant Legal Representative

Other (please specify)

If you are a legal representative whom do you represent?

The Claimant

3. What order are you asking the court to make and why?

Permission of the court to dispense with service of the claim form, particulars of claim and other documents in these proceedings pursuant to CPR 6.16 and CPR 6.28, and to dispense with confirmation of personal service in any contempt application pursuant to CPR 81.4(2)(c).

4. Have you attached a draft of the order you are applying for? Yes No

5. How do you want to have this application dealt with? at a hearing without a hearing

at a telephone hearing

6. How long do you think the hearing will last? Hours Minutes

Is this time estimate agreed by all parties? Yes No

7. Give details of any fixed trial date or period

A hearing of the Injunction Application is listed for 13 February 2026, and it is anticipated that this application will be dealt with during the Injunction Application.

8. What level of Judge does your hearing need?

High Court Judge

9. Who should be served with this application?

N/A

9a. Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.

N/A

10. What information will you be relying on, in support of your application?

- the attached witness statement
- the statement of case
- the evidence set out in the box below

If necessary, please continue on a separate sheet.

The Claimant has on 3 February 2026 issued an application for an injunction and associated relief which is due to be heard on Friday 13 February 2026. The draft order attached to that application includes provision for service to be dispensed for the purposes of CPR 6.16, CPR 6.28 and CPR 81.4(2)(c). The evidence relating to the steps taken to bring the Claim Form and the Application Notice to the attention of the Defendants is set out in detail in the witness statement of Deborah Carter-Hughes dated 11 February 2026 and can be summarised as follows:

The Claimant:

- Prepared a webpage upon which the documentation relating to the injunction application could be made available to the public:
https://www.birmingham.gov.uk/info/200009/waste_and_recycling/3164/waste_injunction_for_persons_unknown ("Webpage").
- The Webpage also included a link to YouTube, where the video evidence relied upon by the Council in its application was made available.
- On 3 February 2026, copies of the injunction application documents were uploaded to the Webpage and made available online. Those documents included the application notice, draft order, witness statements and exhibits, certificate of urgency and the claim form.
- On 4 February 2026, the Claimant created news posts on X, LinkedIn, Bluesky, Facebook and the Birmingham City Council News Pages about the injunction application and included a link to the Webpage.
- DLAP were also instructed to send emails to Strike Map; Socialist Workers Party; Reel News, and the Birmingham Socialist Party. Those emails contained a link to the Webpage.
- DLAP separately emailed Unite and Thompsons (the Solicitors) with an electronic link to a shared drive containing the documents available for download.
- DLAP delivered a covering letter and hard copies of the documents, by hand, to Unite's head office.
- Council staff and process servers posted notices at the Depots including a QR Code with a link to the Webpage. Shortly after, on 5 – 6 February 2026, similar steps were also taken to update the Webpage, social media news posts, and depot notices to include details of the scheduled hearing date for the injunction application. DLAP are currently arranging for process servers to undertake leafleting at the Depot sites. Further press articles have also appeared in the local press and media about the Claimant's injunction application.

Given the nature of the proceedings, the Defendants cannot be identified or located. As is evident from the above, the Claimant has taken all reasonable steps to communicate to those persons unknown and bring these proceedings to their attention (and the attention of the wider public). It is therefore considered that the Defendants will have seen at least one form of communication and be on notice of these proceedings. Accordingly, the Claimant seeks an order in the terms set out in paragraphs 9-12 of the draft Order attached to its Application Notice dated 3 February 2026, amended to include "Claim Form" at paragraph 9.

11. Do you believe you, or a witness who will give evidence on your behalf, are vulnerable in any way which the court needs to consider?

- Yes. Please explain in what way you or the witness are vulnerable and what steps, support or adjustments you wish the court and the judge to consider.

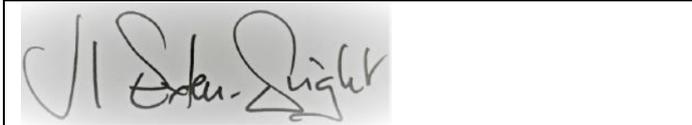
No

Statement of Truth

[I understand OR The applicant understands] that proceedings for contempt of court may be brought against a person who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

- I believe** that the facts stated in section 10 (and any continuation sheets) are true.
- The applicant believes** that the facts stated in section 10 (and any continuation sheets) are true. **I am authorised** by the applicant to sign this statement.

Signature



- Applicant
- Litigation friend (where applicant is a child or a Protected Party)
- Applicant's legal representative (as defined by CPR 2.3(1))

Date

Day Month Year

Full name

Name of applicant's legal representative's firm

If signing on behalf of firm or company give position or office held

Applicant's address to which documents should be sent.

Building and street

Second line of address

Town or city

County (optional)

Postcode

If applicable

Phone number

Fax number

DX number

33866 Finsbury Square

Your Ref.

36257/120050

Email

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