

IN THE HIGH COURT OF JUSTICE

Claim No. KB-2024-002247

KING'S BENCH DIVISION

MASTER GIDDEN

DATED 10.07.2024

B E T W E E N:-

THE MAYOR AND BURGESSES OF THE  
ROYAL BOROUGH OF KINGSTON UPON THAMES



KB-2024-002247

-and-

(1) MICHAEL CASEY

(2) BRIDGET CASEY

(3) SIMON DOHERTY

(4) KATHLEEN DOHERTY

(5) PERSONS UNKNOWN, BEING THOSE PERSONS CAUSING OR PERMITTING WORKS TO BE UNDERTAKEN, OR WASTE OR OTHER MATERIAL TO BE DEPOSITED ON THE LAND, AND/OR BRINGING ONTO OR OCCUPYING CARAVANS OR MOBILE HOMES ON THE LAND OR INTENDING TO DO SO, OTHER THAN IN ACCORDANCE WITH A VALID GRANT OF PLANNING PERMISSION.

Defendants

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ORDER FOR ALTERNATIVE SERVICE

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AND UPON READING THE Application Notice dated 5<sup>th</sup> July 2024 for alternative service of the Claim Form, Particulars of Claim and N16 Application for Injunction and supporting evidence upon the unidentified Persons Unknown 5<sup>th</sup> Defendants

IT IS ORDERED THAT

1. The Claimant have permission to serve the Claim Form, Particulars of Claim, N16 Application for Injunction and supporting evidence (hereinafter referred to as “the Court Proceedings”) on the 5<sup>th</sup> Defendants pursuant to CPR 6.15(1) and CPR 6.27. The alternative method and alternative place for service is by the alternative methods set out at sub-paragraphs (a) - (c) below
  - (a) affixing a copy of the Court Proceedings and this Order (together with any Notice of Hearing) in transparent envelope in a prominent position on a post or on a gate at the entrance to the Land known as ‘Tree Birches’, rear of Kenwood, Green Lane, Chessington, Surrey KT9 2DS
  - (b) publishing a copy of the Court Proceedings and this Order and any Notice of Hearing on the Claimant's Planning Portal searchable by the address of the property
  - (c) publishing Notice of the Claim on Claimant's planning enforcement and breaches page of its website at [www.kingston.gov.uk/planning-enforcement/planning-enforcement-breaches](http://www.kingston.gov.uk/planning-enforcement/planning-enforcement-breaches)) with a link to the Court Proceedings and this Order and any Notice of Hearing
2. The Claimant have permission to serve this Order for Alternative Service on the 5<sup>th</sup> Defendants and any Notice of Hearing pursuant to CPR 6.27 by the above means.
3. The date on which the Claim Form :
  - 3.1 is to be deemed served by the Claimant on the Defendants is upon compliance with paragraph 1 (a)-(c) of this Order;
  - 3.2 the period for filing an Acknowledgement of Service, is 14 days after compliance with paragraph 1 (a)-(c) of this Order
4. This Order has been made without notice. Any person affected by this Order may apply, within 7 days of service upon them, to vary or set aside this Order.