

Application for Injunction (General Form)

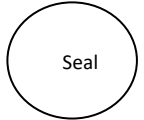
Name of court IN THE COUNTY COURT AT MILTON KEYNES	Claim No.
Claimant's Name and Ref. Ref: MILTON KEYNES CITY COUNCIL	
Defendant's Name and Ref. PERSONS UNKNOWN (as defined herebelow)	
Fee Account no.	

Notes on completion

Tick which boxes apply and specify the legislation where appropriate

- (1) Enter the full name of the person making the application
- 2) Enter the full name of the person the injunction is to be directed to
- (3) Set out any proposed orders requiring acts to be done. Delete if no mandatory order is sought.
- (4) Set out here the proposed terms of the injunction order (if the defendant is a limited company delete the wording in brackets and insert 'whether by its servants, agents, officers or otherwise').
- (5) Set out here any further terms asked for including provision for costs

- By application in pending proceedings
- Under Statutory provision – section 222, Local Government Act 1972 and s.1, Localism Act 2011
- This application is made under Part 8 of the Civil Procedure Rules



This application raises issues under the Human Rights Act 1998 Yes No

The Claimant ⁽¹⁾ MILTON KEYNES CITY COUNCIL **applies to the court for an injunction order in the following terms:**

The Defendants (PERSONS UNKNOWN as defined herebelow) be forbidden from:

1. Loitering in the restricted area whether alone or in a group of two or more persons AND engaging in any of the following behaviours:
 - a) Drinking alcohol from a can, bottle or vessel
 - b) Using or supplying illegal drugs
 - c) Engaging or threatening to engage in aggressive, threatening or violent behaviour to any person
 - d) Engaging in behaviour likely to cause harassment, alarm or distress to any person
 - e) Sleeping in or otherwise occupying a public space or communal area of land.
2. Refusing or failing to leave the specified area for a specified period upon the direction of a local authority officer, police officer or Police Community Support Officer
3. Refusing or failing to provide his/her/their name, address and date of birth upon the request of a local authority officer, police officer or Police Community Support Officer

And that:

4. "Persons Unknown" in these proceedings are any one or more persons who enter and remain in the restricted area AND who is/are (i) in possession of one

The court office at

is open between 10am and 4pm Mon - Fri. When corresponding with the court, please address all forms and letters to the Court Manager and quote the claim number.

N16A General form of application for injunction (05.14)

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- or more open can(s), bottle(s) or other vessel(s) containing alcohol in a public place, and/or (ii) in possession of illegal drugs, and/or (iii) whose conduct is or is capable of causing a nuisance and/or annoyance and/or harassment, alarm or distress to any person.
5. In relation to paragraph 2, the specified area is any area or building, or part-building, within the prescribed area as edged in red on the attached map marked 'A'.
 6. In relation to paragraph 2, the specified period must not exceed 28 days and must be communicated to the Defendant(s) in writing unless not reasonably practicable.
 7. No person shall be directed to disperse in accordance with paragraph 2 unless the local authority officer, police officer and/or Police Community Support Officer directing the dispersal reasonably believes that person to have breached any of the provisions in paragraph 1.
 8. Paragraph 3 may only be enforced where a local authority officer, police officer and/or Police Community Support Officer reasonably believes that person to have breached any of the provisions in paragraph 1 or 2.
 9. No person who lawfully resides within the prescribed area shall be prevented from continuing to reside there through the enforcement of this Order.

And that ⁽⁵⁾

**a Power of Arrest be attached to paragraphs 1, 2 and 3 of the Order pursuant to Section 27 of the Police and Justice Act 2006 and;
that the Defendant do pay the Claimant's cost of the Application**

The grounds of this application are set out in the written evidence of ⁽⁶⁾ _____ sworn (signed) on

Witness Statement of Craig Freeman
Witness Statement of Peter Lama
Witness Statement of PC Andrew Hipkin
Witness Statement of Mike Whelan
Witness Statement of Alexander Robb
Witness Statement of Alison Dunbar
Witness Statement of Christian Sabin
Witness Statement of Grant Clulow
Witness Statement of Linda Hagan
Witness Statement of Lubaki Matondo
Witness Statement of Paul Wheeler
Witness Statement of Richard Chadwick
Witness Statement of Richard Pugh
Witness Statement of Stuart Williams

This written evidence is served with this application.

This application is to be served upon ⁽⁷⁾

(8)Enter the full name and address for service and delete as required

This application is filed by ⁽⁸⁾ Milton Keynes City Council, Civic Building, Silbury Boulevard, Milton Keynes, MK9 3EJ

Signed



Dated 23 May 2023

*
Name and
address of the
person
application is
directed to

To*
of

This section to be completed by the court

This application will be heard by the (District) Judge

at

on

the

day of

20

at

o'clock

If you do not attend at the time shown the court may make an injunction order in your absence

If you do not fully understand this application you should go to a Solicitor, Legal Advice Centre or a Citizens' Advice Bureau