

IN THE HIGH COURT OF JUSTICE

Case No. BL-2023-000713

THE BUSINESS AND PROPERTY COURTS OF
ENGLAND AND WALES

BUSINESS LIST (ChD)

BETWEEN:

JOCKEY CLUB RACECOURSES LIMITED

Claimant/Applicant

and

- (1) MR DANIEL FRANK PETER KIDBY
- (2) PERSONS UNKNOWN ENTERING THE AREA DESCRIBED BELOW AS THE "RACE TRACK" ON THE DAY OF A "RACING FIXTURE", EXCEPT AT "CROSSING POINTS" WITH "AUTHORISATION", AS DESCRIBED BELOW
- (3) PERSONS UNKNOWN ENTERING AND/OR REMAINING ON ANY "CROSSING POINTS" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (4) PERSONS UNKNOWN ENTERING THE AREA DESCRIBED BELOW AS THE "PARADE RING" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (5) PERSONS UNKNOWN ENTERING AND/OR REMAINING ON ANY PART OF THE AREAS DESCRIBED BELOW AS THE "HORSES' ROUTE TO THE PARADE RING" AND/OR THE "HORSES' ROUTE TO THE RACE TRACK" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (6) PERSONS UNKNOWN INTENTIONALLY OBSTRUCTING THE "HORSE RACES", AS DESCRIBED BELOW
- (7) PERSONS UNKNOWN INTENTIONALLY CAUSING ANY OBJECT TO ENTER ONTO AND/OR REMAIN ON THE "RACE TRACK" WITHOUT "AUTHORISATION" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (8) PERSONS UNKNOWN INTENTIONALLY ENDANGERING ANY PERSON AT THE LOCATION DESCRIBED BELOW AS THE "EPSOM RACECOURSE" ON THE DAY OF A "RACING FIXTURE", AS DESCRIBED BELOW
- (9) MR BEN NEWMAN

Defendants/Respondents

[draft] ORDER

UPON the Claimant's application by application notice dated 22 May 2023 for an interim injunction, which was granted on 26 May 2023.

AND UPON the Court granting an injunction in the terms set out at paragraph 4 of the order of Sir Anthony Mann dated 9 July 2024 sealed on 10 July 2024, for a period of five years subject to annual review (the "**Injunction**" and the "**Five-Year Injunction Order**", respectively).

AND UPON the Claimant's application by application notice dated 24 June 2025 seeking the continuation of the Injunction (the "**Review Application**").

AND UPON the Court reading the witness statement of Mr Charlie Boss, Interim Group Chief Executive of the Claimant, dated 24 June 2025.

AND UPON the Court listing a hearing of the Review Application in a 3-day window, beginning on 14 July 2025.

AND UPON the Claimant's application by application notice dated 11 July 2025 seeking permission to rely on the third witness statement of Mr Julian Diaz-Rainey, solicitor for the Claimant (the "**Additional Application**").

AND UPON the Court reading the third witness statement of Mr Julian Diaz-Rainey.

AND UPON the Court hearing Counsel for the Claimant.

IT IS ORDERED that:

1. The Claimant has permission to rely on the third witness statement of Mr Julian Diaz-Rainey, dated 11 July 2025.

[date]