

Parker, Christine

From: Wortley, Stuart
Sent: 18 June 2018 13:42
To: Wortley, Stuart
Cc: Parker, Christine
Subject: Consultation - Shulmans

From: Helen Hill [mailto:hhill@shulmans.co.uk]
Sent: 13 June 2018 15:22
To: Peter.Bourke@wilsonslaw.com; Wortley, Stuart <StuartWortley@eversheds-sutherland.com>; Charlotte.Tyfield@gowlingwlg.com
Subject: RE: Consultation on unauthorised development and encampments - URGENT

Dear All

Further to your email below, please find below my experiences.

To assist us in responding to Question 2 of the Consultation

a. If PLA members have dealt with the removal of unauthorised traveller encampments within the last 2 years, please provide details of location and scale.

- i) *Peterborough*
- ii) *Various locations across the North West – particular set of travellers were targeting a client with industrial sites in the North West during the summer of 2016*
- iii) *Streatham*

b. If the relevant land needed repairing or cleaning afterwards, what was involved and was the approximate cost ?

Only have the information provided by the client but the sites were left in varying degrees of dilapidation and mess. It cost many thousands of pounds to clear them up.

c. How did the unauthorised encampment come to an end and how long did it take ?

In all of the above we were instructed to issue court proceedings. In some cases the travellers left before the hearing. In the case at Streatham, the travellers did not leave and as part of the process we transferred up to the high court for enforcement. It took approx. two weeks from start to finish and cost approx. £4,000 in legal fees (HCEO was an additional fee). The main reason why it took so long and cost so much was the Court, who would not initially list an urgent hearing as the court staff did not understand the claim. We spent hours on the phone to the court trying to get the claim issued over the counter so we could serve it that day and also in relation to the hearing. Once it got before a judge it ran smoother. It is very hard to explain the Court difficulties to a client.

Best of luck with your consultation.

Kind regards

Helen Hill



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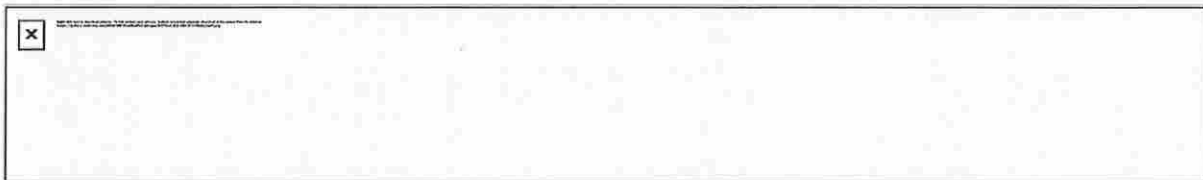


From: Property Litigation Association [mailto:mary.block=pla.org.uk@mail1.sea21.rsgsv.net] **On Behalf Of** Property Litigation Association

Sent: 11 June 2018 17:42

To: Helen Hill <hhill@shulmans.co.uk>

Subject: Consultation on unauthorised development and encampments - URGENT



Message to all PLA members

As you may be aware, the Ministry of Communities and Local Government is conducting a consultation on unauthorised development and encampments (a) to establish the effectiveness of the existing powers of local authorities and the police are effective and (b) to assist the Government in considering future policy and legislative proposals.

<https://www.gov.uk/government/consultations/powers-for-dealing-with-unauthorised-development-and-encampments>

Whilst most of the questions raised by the consultation are directed at local government, many of our members will have relevant experience of dealing with unauthorised encampments (both for local government clients and private landowners) which we would like to collate and pass on.

The Law Reform Committee would like to hear from any members in relation to the following issues:-

To assist us in responding to Question 2 of the Consultation

- a. If PLA members have dealt with the removal of unauthorised traveller encampments within the last 2 years, please provide details of location and scale.
- b. If the relevant land needed repairing or cleaning afterwards, what was involved and was the approximate cost ?
- c. How did the unauthorised encampment come to an end and how long did it take ?

To assist us in responding to Question 6 of the Consultation

If PLA members have experience of asking the police to exercise powers to direct travellers to leave land pursuant to sub-ss 61 / 62A Criminal Justice and Public Order Act 1994, what was their experience ?

To assist us in responding to Question 12 of the Consultation

If PLA members have used the procedure for obtaining an Interim Possession Order (CPR Parts 55.20 to 55.28), what was their experience ?

With apologies for the short notice, please reply to Stuart Wortley, Peter Bourke and Charlotte Tyfield who are co-ordinating the Association's response **by 5.30 pm on Friday 15 June.**

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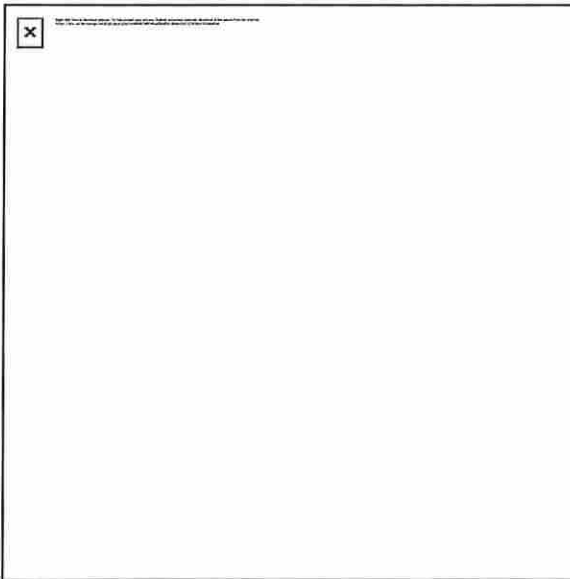
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