

IN THE HIGH COURT OF JUSTICE

Claim No:

CHANCERY DIVISION

PROPERTY, TRUST AND PROBATE LIST

BETWEEN:

RWE GENERATION UK PLC
(Company registration number 3892782)

Claimant

and

**(1) PERSONS UNKNOWN WHO WITHOUT THE CLAIMANT'S PERMISSION
ENTER OR REMAIN UPON THE PREMISES DESCRIBED IN THE CLAIM
FORM, OR WHO DAMAGE OR DEFACE ANY OF THOSE PREMISES OR
ANY PART OF THEM, FOR THE PURPOSES OF PROTEST WHETHER IN
SUPPORT OF ANY GREENPEACE CAMPAIGN OR OTHERWISE.**

(2) GREENPEACE UK LIMITED
(Company registration number 02463348)

Defendants

PARTICULARS OF CLAIM

1. The Claimant is a company registered in England and Wales under company number 3892782. It is part of the RWE group of companies, and provides electricity generation to the GB Electricity System.
2. The Claimant operates ten gas-fuelled power stations within the UK. Its six largest power stations cumulatively provide around 7000MW of operational capacity per day.
3. The Claimant's operation of fossil fuel power stations has previously made it a target for protest.
4. However, there has recently emerged a specific threat of direct action, including a threat of damage and/or disruption to the Claimant's facilities.
5. The Claimant considers that the level of risk is now such that it needs to call on the Court for protection by way of injunctive relief.

THE LAND TO WHICH THE CLAIM RELATES

6. The Claimant seeks injunctive relief to protect the six largest of its gas fired power stations (collectively, "the Sites") being:
 - 6.1 Staythorpe Power Station, Staythorpe, Newark, NG23 5RQ, as shown edged red on Plan 1 annexed to these Particulars of Claim ("Staythorpe Power Station");
 - 6.2 Didcot Power Station, Didcot, Oxfordshire, OX11 7YU, as shown edged red on Plan 2 annexed to these Particulars of Claim ("Didcot Power Station");
 - 6.3 Pembroke Power Station, Pembroke, West Pennar, Dyfed, SA71 5SS, as shown edged red on Plan 3 annexed to these Particulars of Claim ("Pembroke Power Station");
 - 6.4 Little Barford Power Station, Little Barford, St Neots, Huntingdon, Cambridgeshire, PE19 6YT, as shown edged red on Plan 4 annexed to these Particulars of Claim ("Little Barford Power Station");
 - 6.5 Great Yarmouth Power Station, South Denes Road, Great Yarmouth, NR30 3PY, as shown edged red on Plan 5 annexed to these Particulars of Claim ("Great Yarmouth Power Station"); and

- 6.6 Kings Lynn Power Station, Kings Lynn, PE34 3RD, as shown edged red on Plan 6 annexed to these Particulars of Claim (“Kings Lynn Power Station”).
7. The Sites perform a critical function. The National Grid depends on the electricity generated by those Site being available in order to maintain the gross capacity of electricity to supply the grid. Disruption to the supply available at one or more of the Sites has the potential, in turn, to cause significant disruption to the grid, including the potential for power cuts.
8. Furthermore, unauthorised entry upon the Sites presents dangers to the health and safety of the trespassers themselves, as well as to the health and safety of those authorised to be present upon the Sites, and others such as members of the emergency services who might be called upon to attend to deal with any unauthorised intrusion or its consequences.
9. Furthermore, disruption to the generation of electricity at the Sites has the potential to cause economic harm to the Claimant.

Staythorpe Power Station

10. Staythorpe Power Station is a gas-fired combined-cycle gas turbine facility (“CCGT”) which commenced commercial operations in 2010. It is wholly surrounded by a secure perimeter fence. The area in respect of which injunctive relief is sought, as shown edged red on Plan 1, is demarcated by that perimeter fence.
11. Staythorpe Power Station is situated wholly on land of which the Claimant (under a previous company name) is the registered freehold proprietor. Title to the land on which the Power Station is situated (and which extends beyond the perimeter fence) is registered at HM Land Registry under title number NT349128.
12. There are three areas within the Staythorpe Power Station which are subject to leasehold interests registered to third parties. These are shown hatched blue on Plan 1A, and comprise:
 - 12.1 Land at Staythorpe Power Station, registered at HM Land Registry under title number NT372031 of which National Gas Transmission Plc is the registered leasehold proprietor;

- 12.2 Land at Staythorpe Power Station, registered at HM Land Registry under title number NT409895 of which National Grid Electricity Transmission Plc is the registered leasehold proprietor; and
- 12.3 Part of Staythorpe Power Station, registered at HM Land Registry under title number NT421944 of which National Grid Electricity Transmission Plc is the registered leasehold proprietor. Whilst this leasehold interest remains registered at HM Land Registry, it is the subject of a pending application to close the leasehold title the land to which it relates having been incorporated back into the Claimant's freehold title.

Didcot Power Station

- 13. Didcot Power Station comprises an open cycle gas turbine ("OCGT") and a CCGT. It is wholly surrounded by a secure perimeter fence. The area in respect of which injunctive relief is sought, as shown edged red on Plan 2, is demarcated by that perimeter fence.
- 14. Didcot Power Station is primarily situated on land of which the Claimant is the registered freehold proprietor. The Claimant's freehold title (which extends to land beyond the perimeter fence) is registered at HM Land Registry under title numbers ON157852 and BK69895 (registered under a previous company name). A small portion of Didcot Power Station is situated on land of which the Claimant is the registered leasehold proprietor, title to which is registered at HM Land Registry under title number ON322203.
- 15. There are four areas within Didcot Power Station which are subject to leasehold interests registered to third parties. These are shown hatched blue on Plan 2A, and comprise:
 - 15.1 Land and buildings at Didcot Power Station, registered at HM Land Registry under title number ON191378 of which National Grid Electricity Transmission Plc is the registered leasehold proprietor, which is adjoined by:
 - 15.2 Land at Didcot Power Station, registered at HM Land Registry under title number ON297164 of which National Grid Electricity Transmission Plc is the registered leasehold proprietor;

- 15.3 Land on the north side of Milton Road, registered at HM Land Registry under title number ON194931, of which National Gas Transmissions Plc is the registered leasehold proprietor; and
- 15.4 Electricity sub-stations at Didcot Power Station, registered at HM Land Registry under title number ON210652, of which SSE Services Plc is the registered leasehold proprietor.

Pembroke Power Station

16. Pembroke Power Station includes the Pembroke CCGT and the Pembroke Net Zero Centre. It is wholly surrounded by a secure perimeter fence. The area in respect of which injunctive relief is sought, as shown edged red on Plan 3, also includes a construction site immediately abutting the southwestern part of the main power plant site and on which existing operational infrastructure is located and additional operational infrastructure is being constructed which will become operational in the near future. Both the main power plant and the construction site are fenced.
17. Pembroke Power Station is situated wholly on land of which the Claimant is the registered freehold proprietor. The Claimant's freehold title in and surrounding Pembroke Power Station is registered at HM Land Registry under title numbers WA962157, CYM768801, CYM12566 and CYM399739.

Little Barford Power Station

18. Little Barford Power Station comprises a CCGT and OCGT facility. It is situated on two sites, separated by a public highway. Each of the sites is wholly surrounded by a secure perimeter fence, and the two sites are linked by a footbridge over Barford Road ("the Bridge"). The area in respect of which injunctive relief is sought, as shown edged red on Plan 4, is demarcated by the perimeter fence around each site and includes the Bridge.
19. The two sites comprising Little Barford Power Station are situated wholly on land of which the Claimant (under a previous company name) is the registered freehold

proprietor, title to which is registered at HM Land Registry under title number BD214443.

20. There are two areas falling within Little Barford Power Station which are subject to a leasehold interest registered to a third party. These areas are shown hatched blue on Plan 4A, and comprise land at Little Barford Power Station, title to which is registered at HM Land Registry under title number BD168495. The registered leasehold proprietor is Easter Power Networks Plc.
21. The Bridge is not included within the Claimant's title.

Great Yarmouth Power Station

22. Great Yarmouth Power Station is a CCGT which has been operated by the Claimant since 2002. It is wholly surrounded by a secure perimeter fence. The area in respect of which injunctive relief is sought, as shown edged red on Plan 5, is primarily demarcated by that perimeter fence.
23. Great Yarmouth Power Station is situated wholly on land of which the Claimant (under a previous company name) is the registered freehold proprietor, title to which is registered at HM Land Registry under title number NK166277. There are two areas falling partly within Great Yarmouth Power Station which are subject to leasehold interest registered to Eastern Power Networks Plc. These are shown hatched blue on Plan 5A, and comprise:
 - 23.1 Substation, South Denes Road, Great Yarmouth, title to which is registered at HM Land Registry under title number NK363229; and
 - 23.2 Tunnel and access shaft on the east side of South Denes Road, Great Yarmouth, title to which is registered at HM Land Registry under title number NK363233.

Kings Lynn Power Station

24. Kings Lynn Power Station is CCGT which has been operated by the Claimant since 2020. It is wholly surrounded by a secure perimeter fence. The area in respect of which

injunctive relief is sought, as shown edged red on Plan 6, is demarcated by that perimeter fence.

25. The area within the perimeter fence includes a substation which is owned by Eastern Power Networks Plc, title to which is registered at HM Land Registry under title number NK218673, and shown hatched green on Plan 6A (“the Sub Station”). The Sub Station is separately fenced but is accessed through the Power Station, with access thus controlled by the Claimant.
26. Excepting the Sub Station, the majority of the land within Kings Lynn Power Station is land of which the Claimant is the registered freehold proprietor, title to which is registered at HM Land Registry under title numbers NK108157 and NK271060.
27. There is a small area of land within the north eastern part of the sites which is inside the perimeter fence but does not appear on the boundary shown on the title plans to title number NK271060 (“the NE Area”). The NE Area is enclosed within the perimeter fence and used as an integral part of the Power Station. For the purposes of this claim, the Claimant does not positively assert freehold ownership but does assert that it is a person entitled to sufficient possession or control of the NE Area to entitle it to pursue a claim in trespass against the Defendants.
28. There is one area within the Kings Lynn Power Station which is subject to a leasehold interest registered at HM Land Registry under title number NK179596, of which National Grid Transmission Plc is the registered leasehold proprietor. This area is shown hatched blue on Plan 6A.

THE THREAT

29. Greenpeace is a campaign group with a history of direct action, including against fossil fuel energy installations and RWE group companies.
30. Greenpeace UK has announced, online, that it will be launching its campaign against the “Great Gas Rip-Off” this autumn, inviting people to events on 27 September 2025 and 21 October 2025 with the advertisement for that later event stating “*Join our campaign launch call to hear how you can get involved. Whether you’re a seasoned*

activist or just getting started, everyone's welcome. Let's turn outrage into organising – and show that climate justice is energy justice too".

31. On 22 September 2025, eight protesters associated with Greenpeace UK entered the Claimant's facility at Staythorpe Power Station in Nottinghamshire. The means of entry are not known with certainty, but the Claimant presumes (and it is probable) that they scaled the perimeter fence, unobserved by the Claimant. They scaled two of the 75m high gas turbine "stacks" and there displayed banners highlighting the Greenpeace UK campaign against the "Great Gas Rip-Off".
32. That action took place despite Greenpeace UK having met with representatives from the Claimant on 16 September 2025 - at a meeting requested by Greenpeace UK to discuss its concerns - and a subsequent meeting having been arranged for 24 September 2025. At no point did Greenpeace UK give the Claimant any indication that direct action was intended at the Staythorpe Power Station. It has not ruled out taking any similar action in future, even if engagement through dialogue were to continue.

CAUSES OF ACTION

33. The Claimant apprehends that, unless restrained by the Court, the persons unknown who are described as the First Defendants herein will conduct themselves in such a way as to amount to trespass and/or nuisance.
34. Members of the public including the persons unknown who are described as the First Defendants herein have no consent or permission to enter upon any of the six Sites. The Claimant has not given any permission, consent or licence to any person to enter onto any of the six Sites other than in connection with the operation of those facilities, or for the purposes of access to the freehold or leasehold estates situated within the Sites. In particular, it has not given any permission, consent or licence to members of the public to enter onto any of the Sites for the purpose of protest, direct action or other activity associated with Greenpeace UK or otherwise.
35. Any entry onto, occupation of, or remaining on any of the Sites or the damaging or defacing of any part of them (including the perimeter fence) by the Defendants would

therefore constitute a trespass, which the Claimant is entitled to injunctive relief to restrain.

36. The Claimant also seeks injunctive relief in respect of those areas within the respective perimeter fences of the Sites which are hatched blue on the various “A” plans indicated above (being areas in relation to which there subsist leasehold interests, the NE Area at Kings Lynn Power Station, the Bridge at Little Barford Power Station, and the Substation within the Great Yarmouth Power Station) upon the basis that:
 - 36.1 the relief claimed by the Claimant in relation to those areas is no more than is necessary and proportionate in order to give effective protection to its rights as landowner to restrain trespass onto the Power Stations within which they are located; and
 - 36.2 further or alternatively, such relief is required in order to restrain acts of nuisance, or threatened nuisance, within those areas which would interfere with the Claimant’s use and enjoyment of the Power Stations within which they are located, or which would threaten to do so.
37. Reliance by the Defendants of rights of freedom of expression and / assembly under Articles 10 and/or 11 of the European Convention of Human Rights would not provide a defence in the particular circumstances of this case.
38. The Claimant therefore seeks the following Orders:
 - 38.1 An order restraining the Defendants, without the Claimant’s consent, from entering, occupying or remaining upon the land shown edged red on Plans 1 to 6, being the Staythorpe Power Station, Didcot Power Station, Pembroke Power Station, Little Barford Power Station, Great Yarmouth Power Station and Kings Lynn Power Station, and from the damaging or defacing of any part thereof, including the perimeter fence, for the purposes of protest whether in support of any Greenpeace campaign or otherwise.
 - 38.2 Further or other relief as the Court sees fits.
 - 38.3 Costs.

TIMOTHY MORSHEAD KC
JACQUELINE LEAN

STATEMENT OF TRUTH

The Claimant believes that the facts stated in these particulars of claim are true. The Claimant understands that proceedings for contempt of court may be brought against anyone 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 am duly authorised by the Claimant to sign this statement.



Signed

Donal Patrick Kelly

Legal Director

Osborne Clarke LLP

Claimant's Solicitor

Date: 1 October 2025

ANNEX TO PARTICULARS OF CLAIM

Plans 1-6



Key:

— Extent of injunction area (2416m)

Drawn	MJA	WM	Checked	Date	WM	Approved	Rev.
				30/09/25			B

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Size of original	Scale of original
A3	1:2,250

Site

STAYTHORPE
POWER STATION

Title

PLAN 1

SITE SECURITY

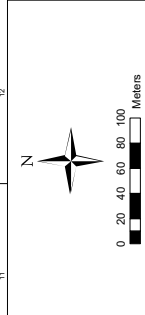
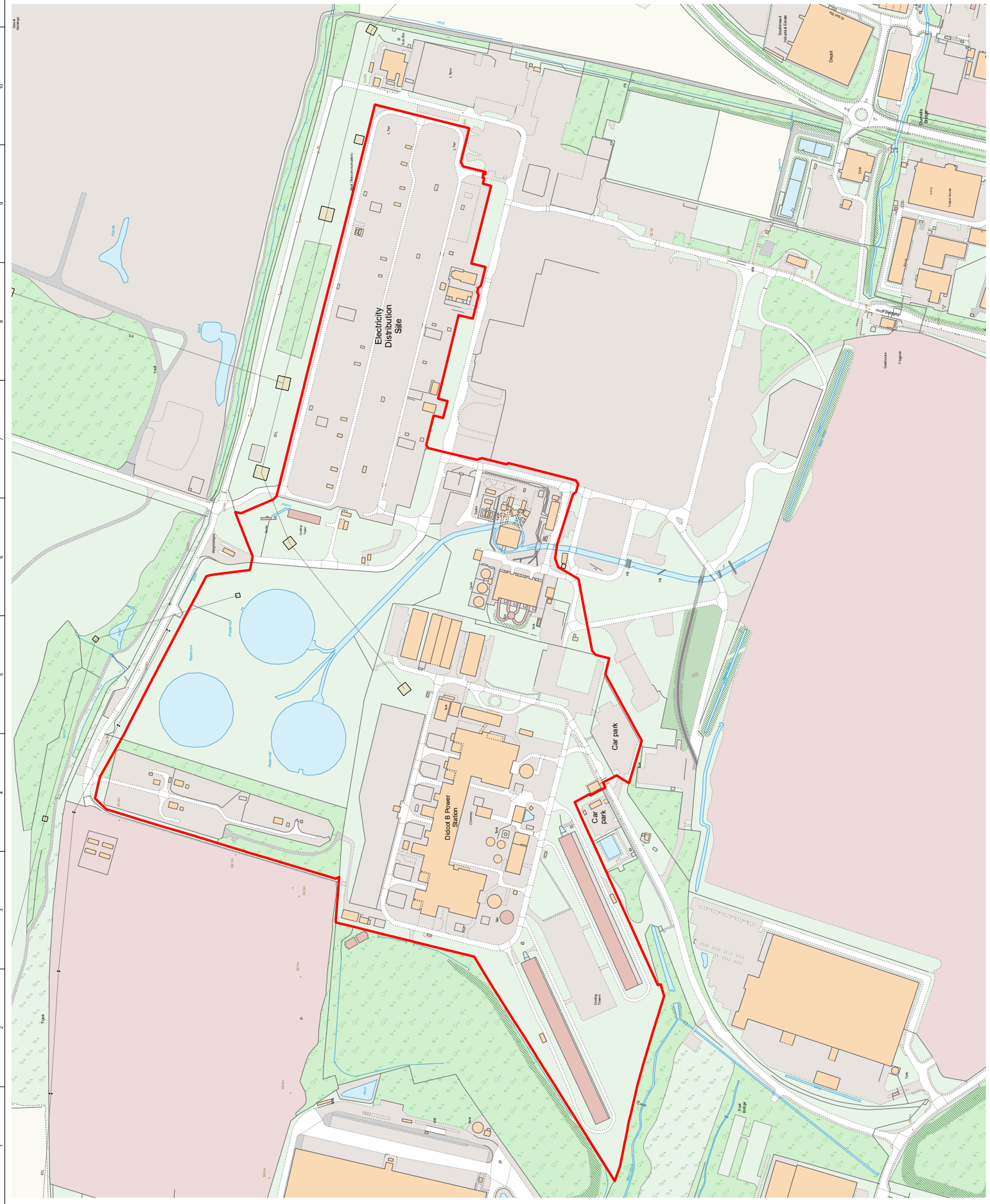
EXTENT OF INJUNCTION AREA PLAN

Status

FINAL

Drawing Number

RWE/STYTH/PMS/0005/B



Key: — Extent of injunction area (3716m)

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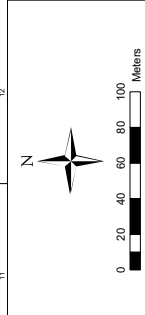
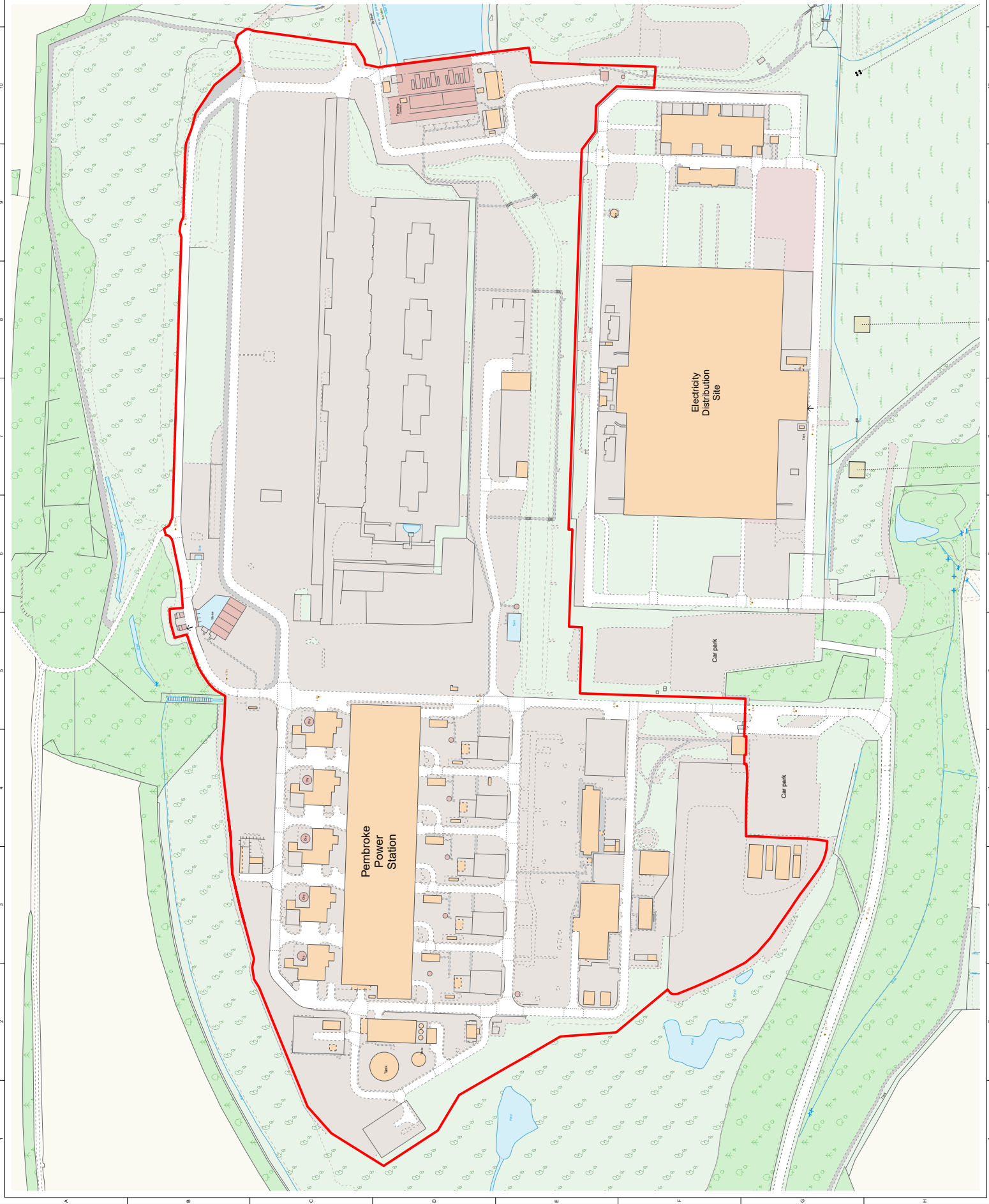
Site
**DIDCOT
POWER STATION**

Title
PLAN 2

**SITE SECURITY
EXTENT OF
INUNCTION AREA
PLAN**

Status
FINAL

Drawing Number
RWE/DDCOT/PMS/0042/A



Key:
— Extent of injunction area (3039m)

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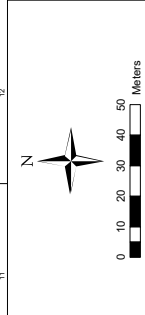
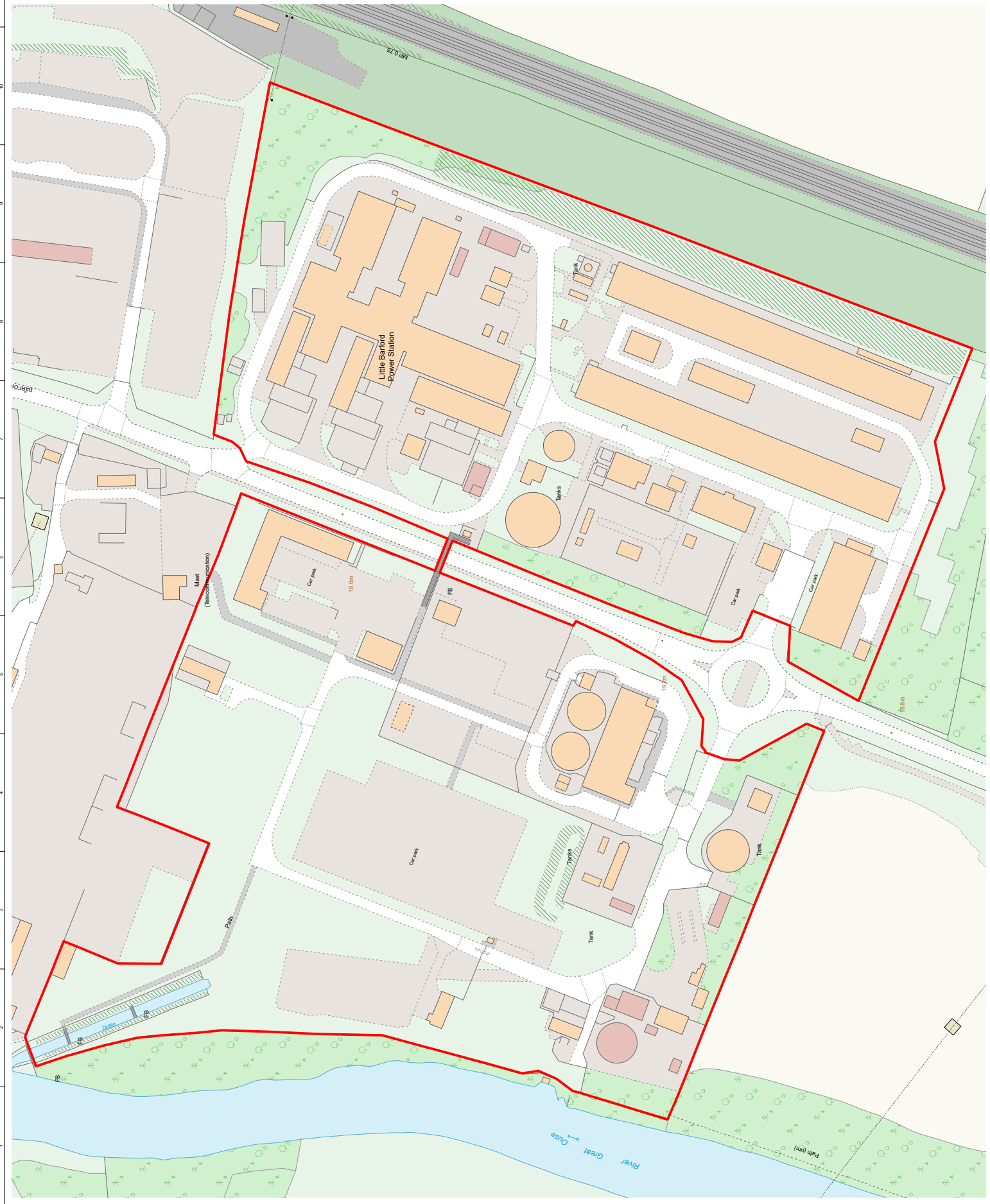
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Site
**PEMBROKE
POWER STATION**

Title
**PLAN 3
SITE SECURITY
EXTENT OF
INUNCTION AREA
PLAN**

Status
FINAL

Drawing Number
RWE/PMBRK/PMS/0031/B



Key:
Extent of injunction area (2485m)

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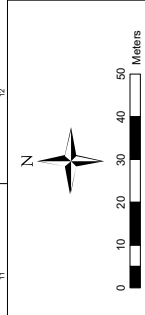
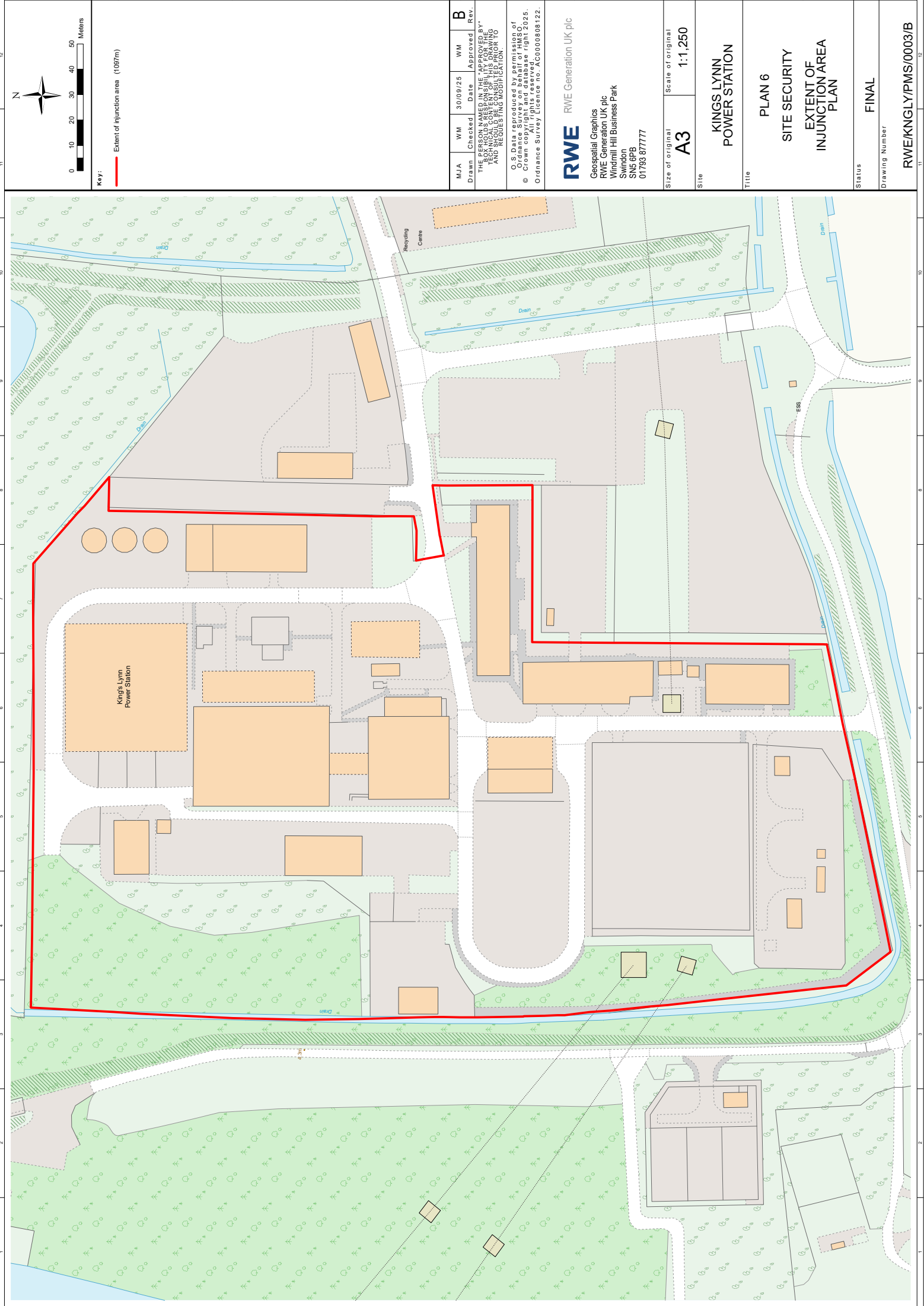
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Site
**LITTLE BARFORD
POWER STATION**

Title
**PLAN 4
SITE SECURITY
EXTENT OF
INUNCTION AREA
PLAN**

Status
FINAL

Drawing Number
RWE/LTLBR/PMS/0003/B



Key: — Extent of injunction area (1007m)

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Size of original **A3** Scale of original **1:1,250**

Site **KINGS LYNN POWER STATION**

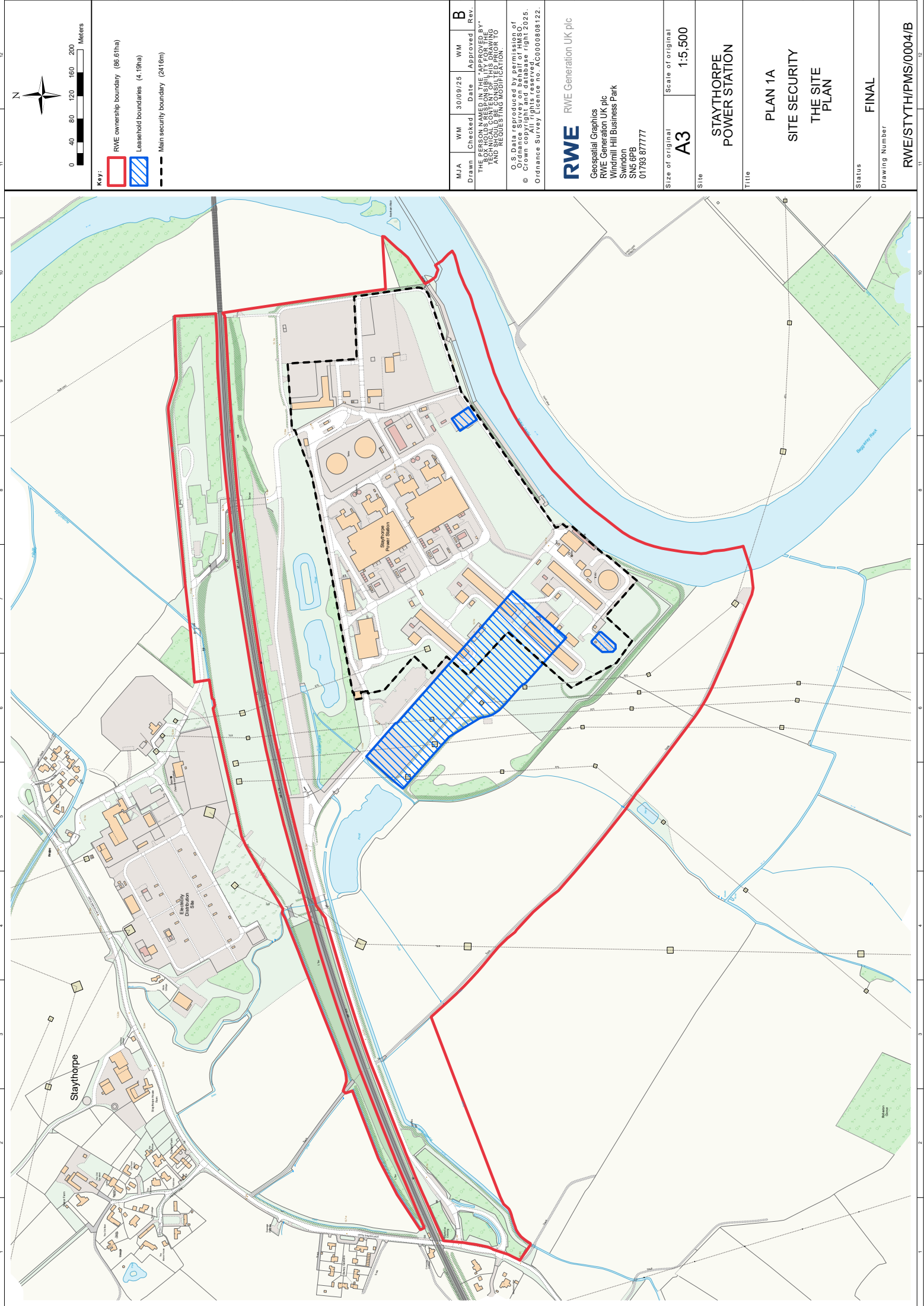
Title **PLAN 6
SITE SECURITY
EXTENT OF
INUNCTION AREA
PLAN**

Status **FINAL**
Drawing Number

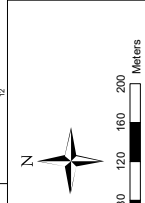
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Plans 1A, 2A, 4A, 5A and 6A



0 40 80 120 160 200
Meters



Key:

- RWE ownership boundary (86.6ha)
- Leasehold boundaries (4.19ha)
- Main security boundary (2416m)

MJA	WM	30/09/25	WM	B
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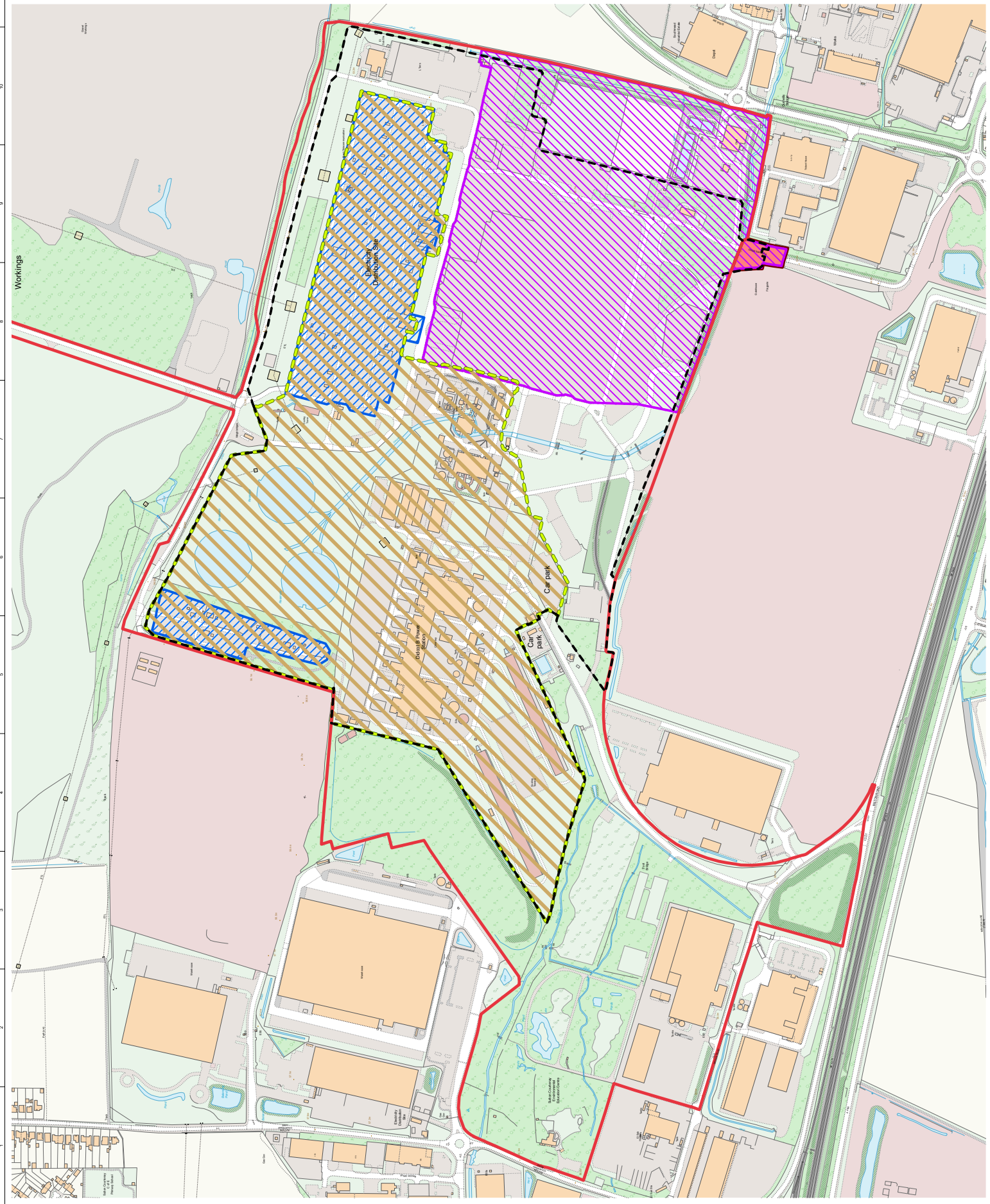
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Site
**STAYTHORPE
POWER STATION**

Title
**PLAN 1A
SITE SECURITY
THE SITE
PLAN**

Status
FINAL

Drawing Number
RWE/STYTH/PMS/0004/B



RWE ownership boundary (114.63ha)

RWE leasehold boundary (0.31ha)

Prospective sale area (23.37ha)

Operational site (39.37ha)

Main security boundary (4444m)

0

40

80

120

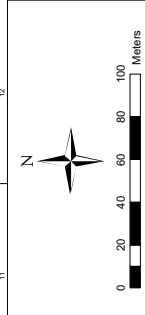
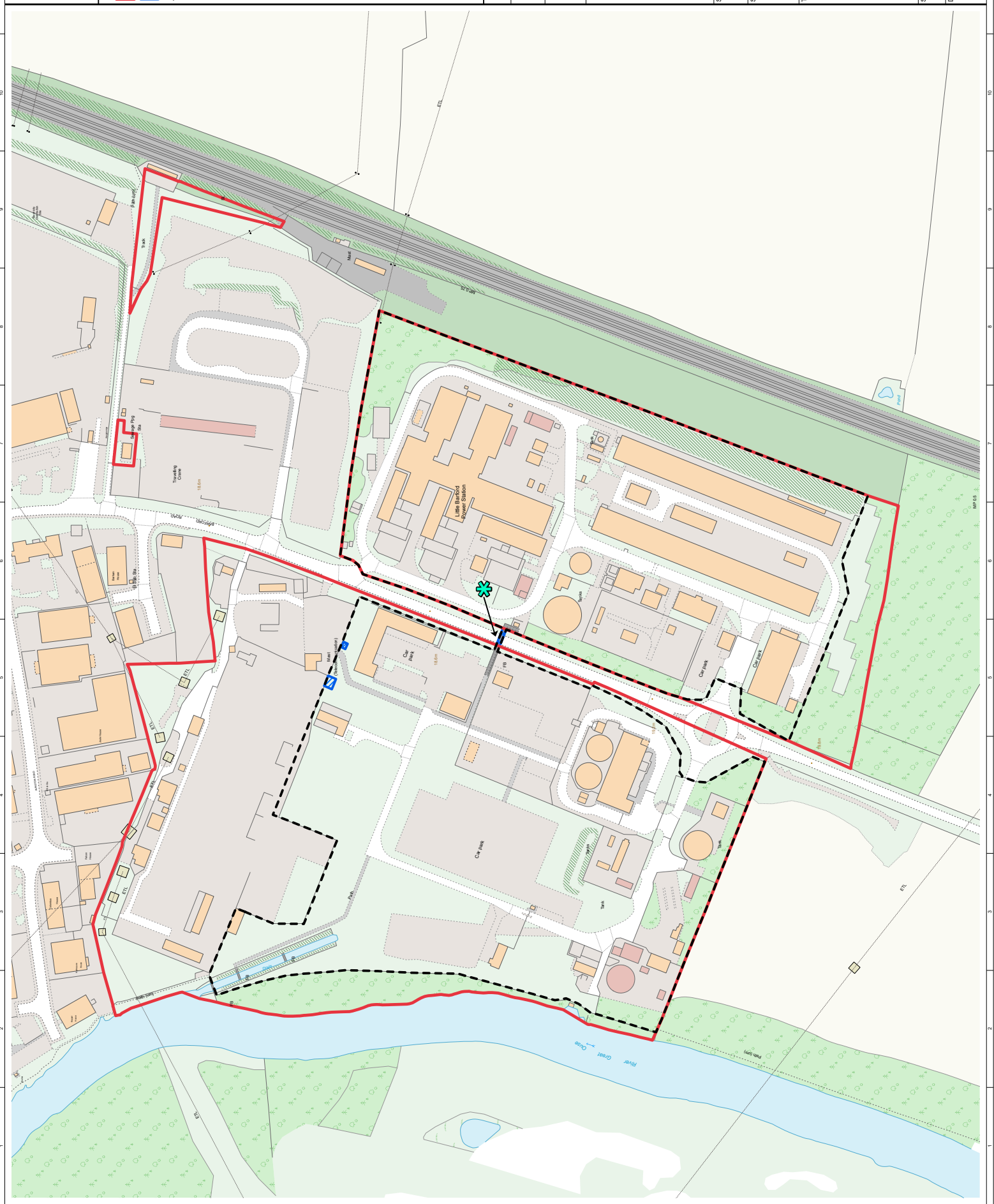
160

200

Meters

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Size of original		A3		
Scale of original		1:5,500		
Site				
DIDCOT POWER STATION				
Title				
PLAN 2A SITE SECURITY THE SITE PLAN				
Status				
FINAL				
Drawing Number				
RWE/DDCOT/PMS/0041/B				



Key:

- RWE ownership boundary (19.7ha)
- Third Party Areas
- Main security boundary (2485m)
- Location of Little Barford footprint

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Site
**LITTLE BARFORD
POWER STATION**

Title
PLAN 4A

**SITE SECURITY
THE SITE
PLAN**

Status
FINAL

Drawing Number
RWE/LTLBR/PMS/0002/D



Key:

- RWE ownership boundary (5.73ha)
- Leasehold boundaries (0.11ha)
- Main security boundary (1020m)

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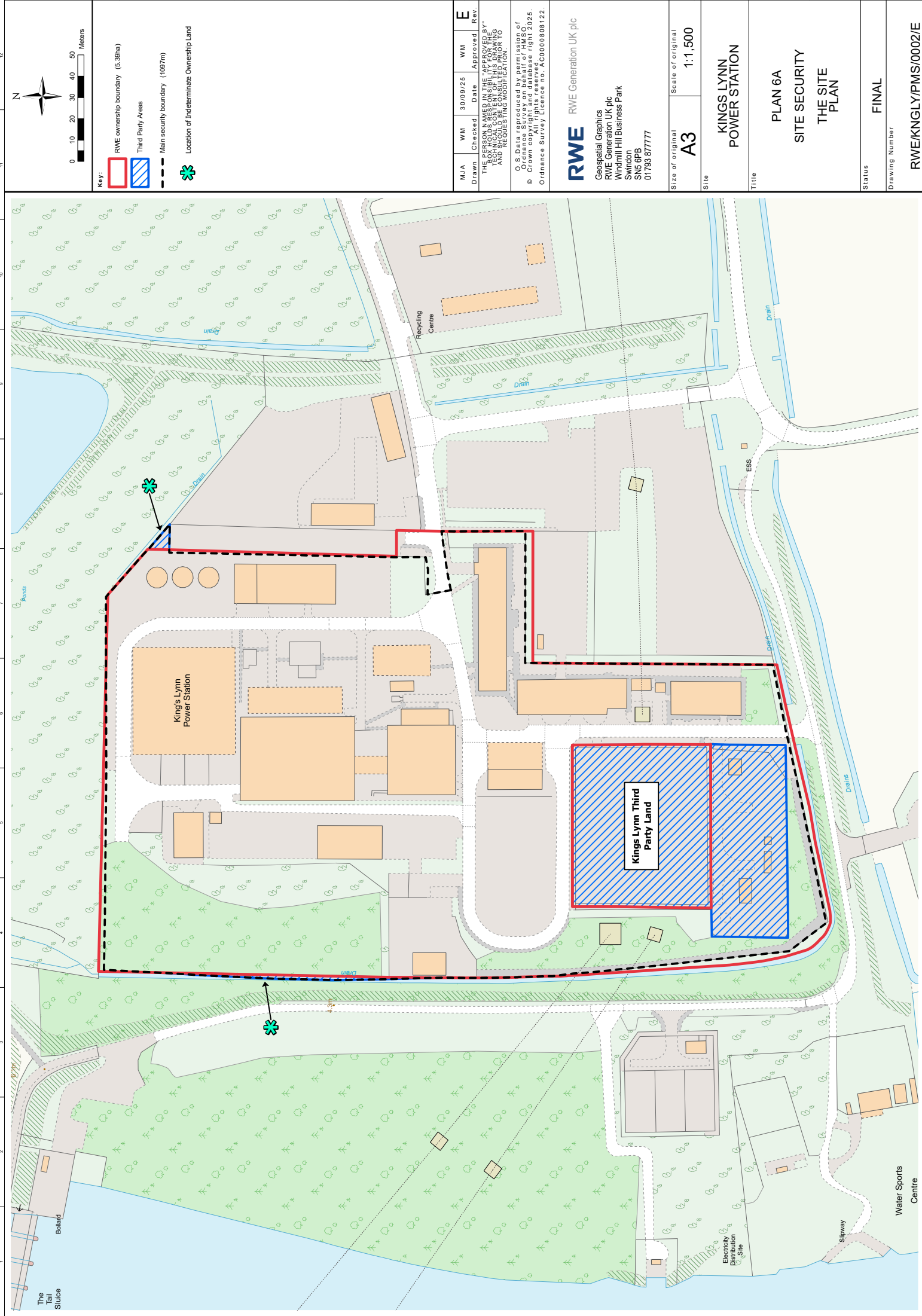
Size of original	A3	Scale of original	1:1,250
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Site
**GREAT YARMOUTH
POWER STATION**

Title
**PLAN 5A
SITE SECURITY
THE SITE
PLAN**

Status	FINAL
Drawing Number	

RWE/GTYRM/PMS/0003/B



Key:

- RWE ownership boundary (5.39ha)
- Third Party Areas
- Main security boundary (1097m)
- Location of Indeterminate Ownership Land

Scale: 0 10 20 30 40 50 Metres

Site Information:

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				30/09/25			

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Size of original **A3** **Scale of original** **1:1,500**

Site

**KINGS LYNN
POWER STATION**

**PLAN 6A
SITE SECURITY
THE SITE
PLAN**

Status **FINAL**

Drawing Number

RWE/KINGLY/PMS/0002/E