

Technology and Construction Court
7 Rolls Buildings
Fetter Lane
London
Greater London
EC4A 1NL
United Kingdom



By CE-File

15 July 2020

Dear Sir / Madam

107-111
Fleet Street,
London,
EC4A 2AB

Re: Good Law Project & EveryDoctor v The Secretary of State for Health & Social Care & Crisp Websites Limited (trading as Pestfix)

TCC No: HT-2020-000226

Admin Court No: CO/2144/2020

Our Ref:
AIR/AI/066

We refer to the above matter, which is allocated to Mrs Justice O'Farrell DBE.

We hereby file our Amended Statement of Facts and Grounds as per the order of Mrs Justice O'Farrell DBE.

Please note that there is an outstanding application before the court, which was emailed to the court on Friday 10 July and filed by CE-File on Monday 13 July. This application was made by consent with the parties to extend the date for filing of the amended Grounds to today.

Please note that as the matter was issued protectively, we have since updated the bundle with the reply to the PAP letter from the Defendant and Interested Party, and provided the updated contract etc. We are therefore filing at court the updated version of the Court Bundle, and have included our Amended Statement of Facts and Grounds for filing at A30-A67.

Application for permission to rely upon witness evidence

We have also included within the updated Court Bundle an application notice [A68-70] for permission to rely upon two witness statements from the two Claimants in this matter.

No witness evidence was filed with the claim when it was issued protectively, although it was understood the order granting permission to amend the Statement of Facts and Grounds implicitly included permission to file and service evidence in support of that amended statement. For the avoidance of doubt, the Claimants now seek the permission of the court to rely upon two witness statements when filing their amended statement of facts and grounds.

The court would ordinarily expect the Claimants to file a witness statement in support of their case, and the Defendant and Interested Party are being served with them at the same time as the amended statement of facts and grounds, and so have the full 14 days to consider them before filing their Acknowledgment of Service.

There is therefore no prejudice to the Defendant or Interested Parties and the statements themselves are not lengthy.

We considered it would be more convenient for the Judge for the documents relating to this application to be included in the Court Bundle, as opposed to filed as separate documents. We do not mean to prejudice the outcome of our application by doing so, and if the court requests these documents separately we will of course upload them via the CE-File system. We have also uploaded a Word version of the draft order, for the convenience of the court.

The documents relating to our application are [bundle refs]:

- N244 application notice [A68-70]
- Draft order [A77]
- Witness Statement by Mr Jolyon Maugham QC [B1-14i]
- Witness Statement by Dr Julia Patterson [B15-B21xiv]

We confirm the other parties have been provided with a copy of this letter and a full updated copy of the bundle.

Please do not hesitate to contact Alex Rook or Alice Cullingworth on 0207 936 9886 or by email to alex.rook@rookirwinsweeney.co.uk should you have any queries in relation to this matter.

Yours faithfully

Rook Irwin Sweeney LLP
Cc Defendant, Interested Party