

General Form of Judgment or Order

In the County Court at Croydon	
Claim Number	G70CR186
Date	27 June 2022



TRANSFORM HOUSING & SUPPORT	1 st Claimant Ref AMIRAH.ADEKUNLE- FOWORA@D
MR PETER PASSINGHAM	1 st Defendant Ref
MS CLAIRE CALLER	2 nd Defendant Ref

Before District Judge Baker sitting at the County Court at Croydon, The Law Courts, Altyre Road, Croydon, Surrey, CR9 5AB. on 23rd June 2022

Upon hearing from Transform Housing and Support - represented by Mr. Strelitz

and Upon the Defendant Mr Peter Passingham not attending

IT IS ORDERED THAT

1. On the 23rd June 2022 this court committed the Defendant Mr. Peter Passingham in his absence to prison for a total of 28 days suspended for a period of six months.
2. The court was satisfied beyond reasonable doubt that the Defendant had committed 8 breaches of the Injunction made on 9th December 2020 for a period of 2 years pursuant to s.1 of the Anti-Social Behaviour, Crime and Policing Act 2014.
3. The relevant paragraphs of the Injunction provide that the Defendant is forbidden, whether by himself or by instructing or encouraging another person from;
 2. Allowing any other visitor to enter or remain within Flat 2, Brunel House, 14a Clifton Road, Wallington SM6 8AN unless it is an employee, contractor or agent of Transform Housing and Support, St. Mungo's Spear, the first defendants (Mr Passingham's) GP or a member of the emergency services.

The court office at the County Court at Croydon, The Croydon Law Courts, Altyre Road, Croydon, Surrey, CR9 5AB. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 03001235577 (8.30-17.00) Fax: 01264 347989. Check if you can issue your claim online. It will save you time and money. Go to www.moneyclaim.gov.uk to find out more.

3. Using or threatening violence or attempting to do so against (a) any occupier or resident of Brunel House, 14a Clifton Road, Wallington SM6 8AN ; (b) any employee, contractor or agent of Transform Housing and Support ; (c) anyone engaged in any lawful activity at Brunel House, 14a Clifton Road, Wallington SM6 8AN

4. Intimidating or threatening to intimidate (a) any occupier or resident of Brunel House, 14a Clifton Road, Wallington SM6 8AN; (b) any employee, contractor or agent of Transform Housing and Support; (c) anyone engaged in any lawful activity at Brunel House, 14a Clifton Road, Wallington SM6 8AN

5. Using abusive, offensive or threatening language which may be heard by (a) any occupier or resident of Brunel House, 14a Clifton Road, Wallington SM6 8AN; (b) any employee, contractor or agent of Transform Housing and Support; (c) anyone engaged in any lawful activity at Brunel House, 14a Clifton Road, Wallington SM6 8AN

6. Causing nuisance, annoyance or distress to any of the following; (a) any occupier or resident of Brunel House, 14a Clifton Road, Wallington SM6 8AN ; (b) any employee, contractor or agent of Transform Housing and Support; (c) anyone engaged in any lawful activity at Brunel House, 14a Clifton Road, Wallington SM6 8AN

4. The Court found, having read the evidence served by the Claimant in its bundle and having heard the oral evidence of Ms.Pipe that the Defendant had breached the injunction on the following dates and imposed the sentences set out in the table below

	Date:	Breach	Sentence
1.	10/02/2022	Clause 2	14 days
2.	11/02/2022	Clause 2	14 days concurrent
3.	12/02/2022	Clause 2	14 days concurrent
4.	15/02/2022	Clause 2	14 days concurrent
5.	16/02/2022	Clause 2	14 days concurrent
6.	17/02/2022	Clause 2	14 days concurrent
7.	18/02/2022	Clause 2	14 days concurrent
8.	13/04/2022	Clauses 3,4,5,and 7	28 days concurrent

5. Accordingly, it was ordered that Peter Passingham be committed for contempt to prison for a total period of 28 days. The order will be suspended until 23rd December 2022 and will not be put in force during that time without the application of the Claimant.

6. The basis of the sentence was the persistent breaches close in time to a previous committal for breaches of the same injunction with a longer sentence to reflect the seriousness of the eight breaches which involved threatening and intimidating behaviour against two members of staff who were doing their jobs and trying to help him keep himself safe.

7. The court took account of the Defendants vulnerability to exploitation by others; the fact that he had left the accommodation following the amendment to the injunction excluding him and was now (it is believed) sleeping rough; and the time that he had already spent in custody in determining the length of the sentence and the suspension of the same.

8. The Claimant did not seek activation of the existing suspended term of imprisonment and the Court did not activate the same

Dated 23 June 2022