

IN THE HIGH COURT OF JUSTICE

CO/3966/2020

QUEEN'S BENCH DIVISION

DIVISIONAL COURT

BEFORE LADY JUSTICE ANDREWS DBE AND MR JUSTICE SWIFT

**IN THE MATTER OF AN APPLICATION PURSUANT TO SECTION 42 OF THE
SENIOR COURTS ACT 1981**

BETWEEN:

HER MAJESTY'S ATTORNEY GENERAL FOR ENGLAND AND WALES

Applicant

-and-



PAUL MILLINDER

Respondent

ORDER

PENAL NOTICE

To: PAUL MILLINDER

You must obey the terms of this Order. If you do not obey, you will be guilty of a contempt of court and you, Paul Millinder, may be sent to prison or fined.

UPON an application by the Attorney General for an order pursuant to section 42 of the Senior Courts Act 1981;

AND UPON HEARING counsel for the Attorney General, and Mr Millinder, in person;

AND UPON an application by the Attorney General under CPR 6.15;

AND UPON an application by Mr Millinder made on 5 April 2021 without obtaining the prior permission of the court as required by the terms of the General Civil Restraint Order ("GCRO") made against him on 13 November 2020:

“ (1) To order a trial for fraud, criminal offences and civil contempt pleaded during the hearing of 30/03/2021: (2) To set aside void orders and orders founded by fraud, including the GCRO and to adjourn the S42 Senior Courts Act application pending outcome of the trial of untried issues”

AND UPON the handing down of reserved judgments on 6 July 2021

IT IS ORDERED THAT:

1. The Applicant's service of the section 42 application on Mr Millinder by email on 7 December 2020 is authorised pursuant to CPR 6.15. The date on which the application is deemed to have been served is 7 December 2020. The period for filing an acknowledgment of service is deemed to be 23 days after 7 December 2020.
2. An all proceedings order is made in respect of Mr Millinder pursuant to the power under section 42 of the Senior Courts Act 1981.
3. Mr Millinder's name shall be added to the list of vexatious litigants published by Her Majesty's Courts and Tribunal Service.
4. Paul Millinder shall not, without the leave of the High Court, whether personally or through any other person on his behalf or acting under his direction, institute civil proceedings or applications or criminal proceedings in any Court or Tribunal.
5. Any civil proceedings or applications or criminal proceedings instituted by Mr Millinder in any Court before the making of this order shall not be continued without leave of the High Court.
6. No application (other than one for leave under section 42 of the Senior Courts Act 1981) shall be made by Mr Millinder, in any civil or criminal proceedings instituted in any Court by any person, without the leave of the High Court.
7. Mr Millinder shall be prohibited from acting as a representative or McKenzie Friend or acting as the representative of any company or partnership in any proceedings in any Court or Tribunal.
8. Mr Millinder shall not apply for leave under any of paragraphs 4 to 6 above more than twice per calendar month. Mr Millinder shall not in connection with any such application send more than five messages (whether by correspondence or email) to the Court. Whilst the General Civil Restraint Order made against Mr Millinder on 13 November 2020 remains in force, any such application shall be made only to one of the supervising judges designated under that Order.
9. Any applications requests or messages sent in breach of paragraph 8 above will not receive any response nor be placed on the court file.

10. Save as provided in paragraph 8 above or by any further order of the Court, Mr Millinder shall not send any correspondence or emails or communicate in any manner (including by telephone) with Her Majesty's Courts and Tribunals Service (that expression including for this purpose any judge of any court or tribunal or any judge's clerk).
11. Any correspondence or emails or communication sent in breach of paragraph 10 above need not, unless the recipient decides otherwise, receive any acknowledgement or response.
12. The terms of this Order shall have effect until further notice.
13. All the applications made by Mr Millinder in his application notice dated 5 April 2021 are refused.
14. Mr Millinder shall pay the Attorney General's costs of and occasioned by the Attorney General's application (save for any costs of or occasioned by the application under CPR 6.15), to be assessed on the standard basis if not agreed.

Dated 6 July 2021

BY THE COURT