

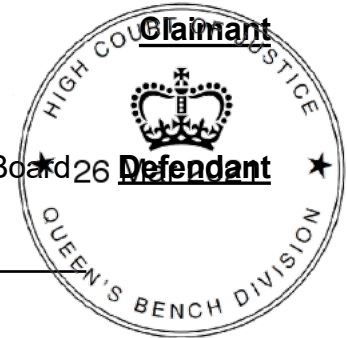
Master Thornett

BETWEEN

1. Anonymised Party TYU

- and -

1. Cwm Taf Morgannwg University Local Health Board **26**



ORDER

QB-2021-000487

UPON READING the application notice by the Applicant dated January 2021 and supporting witness evidence

AND UPON being satisfied that the Application can be considered on the papers without the need for any hearing

AND UPON consideration of the Applicant's right to respect for their private and family life pursuant to ECHR Article 8, the Article 10 right of free expression, the public interest in open justice and s.12 Human Rights Act 1998

AND UPON IT APPEARING that non-disclosure of the identity of the Applicant is necessary in order to protect the interests of the Applicant.

AND PURSUANT to s. 6 Human Rights Act 1998, section 11 of the Contempt of Court Act 1981 and rules 39.2(4), 5.4C and 5.4D of the Civil Procedure Rules.

IT IS ORDERED that :

ANONYMITY

1. That the requirements at CPR 16 PD 2.6 and 2.2 that the Claim Form as served contain the Applicant Claimant's full name and address are dispensed with and the identity of the Applicant be not hereafter be disclosed in either the present Application or the proceedings in

which she is the intended Claimant. The Claim Form as provides the Claimant's full name and address shall be filed and kept as directed under paragraph 5 below.

2. That the Applicant / Claimant be described in all statements of case and other documents to be filed or served in the proceedings and in any judgment or order in the proceedings and in any report of the proceedings by the press or otherwise as "TYU".
3. That the address of the Applicant Claimant be stated in all statements of case and other documents to be filed or served in the proceedings as the address of the Applicant's solicitors, JMW Solicitors LLP.
4. There be substituted for all purposes in these proceedings, whether orally or in writing, in place of references to the Applicant by name references to the letters.
5. That the original of any document disclosing the name or address of the Applicant Claimant is to be separately filed on the Court electronic file and marked "Confidential: not to be opened without the permission of a Judge, Master or District Judge of the Queen's Bench Division".
6. That reporting restrictions apply as to the disclosing of any information that may lead to the subsequent identification of the Claimant. The publication of the name and address of the Claimant or of any member of the Claimant's immediate family is prohibited.
7. The provisions of this Order shall not apply:-
 - (i) to communications between the Court Funds Office and the anonymised party in relation to the payment of money into the Court Funds Office for the benefit of the anonymised party or the investment or treatment of payment out of such money;

- (ii) to communications between the Court Funds Office and/or the anonymised party and any financial institution concerned as to the receipt or investment of such money; or
- (iii) to records kept by the Court Funds Office or the anonymised party or any such financial institution in relation to such money.

ACCESS TO DOCUMENTS

8. That a non-party may not inspect or obtain a copy of any document on or from the Court file (other than this order duly anonymised as directed) without the permission of a Master or Judge. Any application for such permission must be made on notice to the Applicant, and the Court will effect service. The file is to be retained by the Court and marked "Anonymised".

REVIEW

1. This Order shall be subject to review by the Judge at the first Case Management Conference in the Applicant Claimant's claim against the Defendant.

COSTS

2. The issue of the costs of and occasioned by this Application is reserved to the conclusion of the Part 7 proceedings.

SERVICE

3. Pursuant to CPR Part 23.9 a copy of this Order and the Application Notice and supporting evidence is to be served by the Claimant on the Defendant together with the Claim Form.

4. That the Defendant may apply under rule 23.10 to have this Order set aside or varied.
5. That any non-party affected by this Order may apply on notice to all parties to have this Order set aside or varied.

NAME AND ADDRESS OF THE APPLICANT' S LEGAL REPRESENTATIVES

6. The Applicant's solicitor is Laura Wilkinson, and her contact details are laura.wilkinson@jmw.co.uk , JMW Solicitors LLP, 1 Byrom Place, Manchester, M3 3HG. Telephone: 0161 828 1806.

DATED this 24 day of February 2021

SERVICE OF THE ORDER

The Court has sent sealed copies of this order to:

JMW Solicitors LLP, 1 Byrom Place, Spinningfields, Manchester, M3 3HG, DX 14372
Manchester 1
443803C.1