

1. Made on behalf of the Claimant
2. Witness Statement of John Irving
3. Statement No. 1
- 4.
5. Dated 28 July 2017

IN THE EDMONTON COUNTY COURT

CLAIM NO:

BETWEEN:

THE MAYOR AND BURGESSES OF
THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

WITNESS STATEMENT OF MR JOHN IRVING

I, Mr John Irving, of 117 Burncroft Avenue, Enfield, EN3 7JQ (Leaseholder) make this statement believing it to be true and understand that it may be placed before court.

Insofar as the content of this witness statement is within my own personal knowledge it is true and insofar as it is not within my personal knowledge it is true to the best of my knowledge.

I WILL SAY AS FOLLOWS

1. I am the landlord of Flat 117 Burncroft Avenue, Enfield, EN3 7JQ. The flat is located just above the Defendant's. The Property is currently let to Mr Mathiyalakan and it is being occupied by him, wife and his children.
2. I make this Witness Statement in support of the Claimant's application for an injunction to stop the Defendant from causing intimidation, harassment

and alarm to me, my tenants and other residents on Burncroft Avenue, Enfield, EN3 7JQ. The application also seeks access to the Defendant's Property to enable the Claimant to carry out checks on the Defendant's water pipes which are possibly affecting my tenant's water pressure and supply.

Background

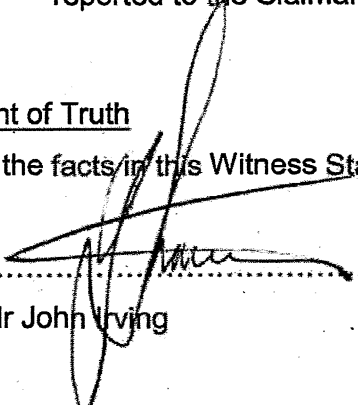
3. In the evening of 12 July 2017, I met with one of the Council's in house legal surveyors, Mr Neville Gray with regards to an ongoing low water pressure issue. Mr Gray attended my property (Flat 117) at 11am on the day and agreed that the water pressure was not adequate. An attempt was made to gain access to the two flats immediately below, including the Defendant's but this was unsuccessful.
4. At approximately 17.00 hrs the same day I was contacted by the managing agent informing me that there was now no water at the flat. I contacted Mr Gray and we both decided to attend the Property out of hours. I arrived at the flat to discover that water had been totally cut off for approx. 30 minutes, but surprisingly shortly after our arrival a supply was resumed and with good pressure. This despite the fact that low pressure had been a continual problem since 27 December 2016. Thames Water and plumbers have attended my property on at least 5 occasions but could not find a reason for the low pressure.
5. The Defendant lives in Flat 109 and in conjunction with his mother/mediator, was contacted by Mr Neville Gray with the intention of inspecting his flat. However, this was declined by the Defendant. Although I was inside the block, (on the landing), I watched the discussion from the open window. It was obvious the Defendant was becoming increasingly agitated by the raised voices and approaches towards Mr Gray. I could

see that he was not comfortable with the situation, and he backed off. He seemed to be very vocal with an aggressive manner, which was intimidating; at this point Mr Gray called for the police to attend.

6. I wish to add that on a previous visit to the property on 26 January 2017, to resolve the low water pressure, the Defendant had informed me that he was restricting the supply and stated: 'you will not solve the problem as I am restricting their water supply'. This was mentioned to me in front of an independent witness, a plumber who was attending with me. As I was leaving my Property, I saw the Defendant in the communal hallway and asked whether he could reinstate the water pressure to my tenant's property, however he responded by saying 'I cannot do anything at the moment I will sort it out later'. This information has previously been reported to the Claimant.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed.....

Name: Mr John Irving

Dated this 28 day of July 2017