

IN THE SUPREME COURT OF THE UNITED KINGDOM

**R (on the application of Miller) (Appellant) v
The Prime Minister (Respondent)
Cherry and others (Respondents) v Advocate
General for Scotland (Appellant) (Scotland)**

EXHIBIT UKSC/JFB/45 OF JULIAN BRENNAN, RE CONTEMPT OF COURT

Re Gibraltar

Julian Brennan <julian@britishconstitution.org>

Thu 31/12/2020 16:44

To: ec-president-vdl@ec.europa.eu <ec-president-vdl@ec.europa.eu>; Bjoern.SEIBERT@ec.europa.eu <Bjoern.SEIBERT@ec.europa.eu>; Stephanie.Riso@ec.europa.eu <Stephanie.Riso@ec.europa.eu>
Cc: jeremy.corbyn.mp@parliament.uk <jeremy.corbyn.mp@parliament.uk>

Dear Madam President

It has been reported in the UK media that an agreement has been reached by the United Kingdom and Spain over Gibraltar. The draft agreement reportedly allows Gibraltar to become part of the Schengen Zone. Any treaty that would allow that would be unlawful in both EU and UK law. You will act illegally if you allow the draft agreement to be converted into a treaty and then proceed for finalising, signing and ratifying. Any such treaty will be invalid in law.

Your signing of the invalid "treaty" between the EU and the UK, and you allowing today's draft agreement to be promulgated, will leave the European Union legally liable for all related financial losses and for damages for all harm caused.

I remind you of your personal pecuniary interest in this matter.

Yours faithfully

Julian Brennan