

ELLIOT KAY

Year of call: 2013

Clerked by: Louise Barnes

AREAS OF EXPERTISE:
Serious Injury Inquests



Serious Injury

Elliot acts for Claimants and Defendants across the full range of serious injury litigation. In particular, Elliot has experience in road traffic claims, as well as claims involving employers' liability, occupiers' liability and public liability.

Elliot is regularly instructed for liability trials and hearings on quantum and appears at CCMCs, interlocutory hearings, mediations and joint settlement meetings. Elliot is a member of the Attorney General's C Panel of Junior Counsel and acts for a number of government departments.

Elliot deals with increasingly complex multi-track cases from the initial advisory stage right through to trial. In addition to his advocacy work, Elliot maintains a busy paper practice. He frequently advises on both liability and quantum in addition to drafting pleadings and statements of case.

Recent Cases Include:

Balal v MOJ- A three day trial successfully defending the Ministry of Justice against claims of assault, misfeasance in public office and malicious prosecution;

Moore v Bashir and Baskaran- Advising on both liability and quantum in a case involving a fire at mixed use premises which resulted in significant respiratory issues following smoke inhalation. Elliot went on to successfully represent the Claimant at trial.

R v R- Representing a Claimant who sustained multiple significant injuries having been knocked off his bicycle by a motor vehicle driven by the Defendant.

Mallinson v Garside- Advising on quantum following a road traffic collision which caused the Claimant a significant head injury and bilateral high sensorineural hearing loss.

Atack v McHugh- Advising on quantum following road traffic collision where the Claimant suffered a fractured skull, personality changes and an increased risk of developing epilepsy.

Lackenbv v Serco- Preparing pleadings and advising at length on liability and quantum in a substantial claim arising out of a vicious attack on a vulnerable prisoner whilst detained at HMP Lowdham Grange;

BD v AS- Preparing pleadings and advising on quantum following an assault on a teacher at a specialist learning resource centre at an independent school which resulted in compartment syndrome.

Profile

Elliot practises in all areas of personal injury litigation, acting for Claimants and Defendants in equal measure. He was appointed to the Attorney General's Panel of Junior Counsel (C Panel) in April 2018 and acts for a number of government departments and local authorities.

Elliot has an expanding practice and has gained significant inquest experience. Elliot accepts instructions to draft papers and can be relied upon to meet tight deadlines when required to do so.

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Areas of expertise

Inquests

Serious Injury

Memberships

North Eastern Circuit

Football Junior (North Eastern Circuit)

Junior Counsel to the Crown, Regional C Panel (2018-2023)

Personal Injury Bar Association

Lincoln's Inn

Qualifications

Law (LLB) (Durham University, First Class)

Bar Professional Training Course (BPP, Outstanding)

Accredited Mediator (ADR Group)

Awards

Louise Godfrey QC Memorial Moot Winner

Megarry Scholarship (Lincoln's Inn)

Buchanan Prize (Lincoln's Inn)

North Eastern Circuit Prize

Lord Denning Scholarship (Lincoln's Inn)

Hardwicke Entrance Scholarship (Lincoln's Inn)