

## Barrister: Kieran Coleman

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### Overview:

As a junior tenant in our leading common law set, Kieran is in court on almost a daily basis and has experience both in multi-day trials and discrete applications. This breadth of experience provides for a resilient and adaptable advocate.

Kieran has a varied practice encompassing civil litigation, family law, crime, police and regulatory matters and has appeared in the High Court, Crown Court, County and Family Courts across the country. Kieran also has a busy paper-based practice providing advice and pleadings across all of his practice areas.

Having graduated from the University of Oxford, where he studied Modern History, Kieran worked as a Caseworker at the Independent Police Complaints Commission whilst undertaking a Graduate Diploma in Law and completing the Bar Professional Training Course. He was called to the Bar by Middle Temple and received a Queen Mother Scholarship, the inn's most prestigious award, in 2010.

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### Personal Injury & Civil Litigation

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#### Personal Injury & Civil Litigation:

Kieran regularly advises and appears in fast track personal injury cases on a CFA and privately paying basis in the County Court. Kieran is also frequently instructed in small claims and multi-track hearings and has advised and appeared in commercial, contractual and property cases in the County and Company Court.

Kieran has represented and advised clients in cases involving road traffic accidents, credit hire, possession claims, contractual disputes, the sale and supply of goods, the Consumer Protection Act, workplace accidents, occupier's liability claims, battery, fraud, enforcement and interlocutory applications.

Kieran can advise in conference or in writing and provides quality drafting across all his civil practice areas. He has recently advised on a multi-track head injury case concerning the exacerbation of epileptic seizures and Post-Traumatic Stress Disorder and has advised and drafted particulars in a multi-defendant construction claim.

#### Recent Cases:

- **London Borough of Lambeth v Cumberbatch:** Representing the local authority in a highways obstruction claim brought in the magistrates court.
- **Leeper v Systematic Logistics:** Representing the Claimant in a workplace accident claim which also included an application of fundamental dishonesty.
- **Begum v (1) Barvar & (2) Allianz:** Representing a Defendant and Part 20 Claimant in a fast track personal injury claim involving six witnesses of fact where allegations of fraud were raised.
- **Stone Screen Limited v Space Projects Limited:** Representing a small business defendant in a supply of goods contractual claim concerning cross allegations of breach.
- **Dean Wilson LLP v Ester Makhlof:** Representing a solicitors firm in an application to set aside default judgment in a claim for the enforcement of costs following a residential possession claim.
- **Brenda Levy v BHS Limited:** Representing a Claimant in a multi-track CCMC concerning the instruction of an additional expert.
- **Abayomi v Cygnet Health Care Limited:** Representing a prospective Claimant in an application for pre-action disclosure relating to a third party's medical records.
- **Alam v Rahman:** Representing a Claimant in a small claim where the Defendant raised the prospect of fraud.

### Family & COP

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#### Family & Court of Protection

Kieran frequently appears in family cases representing parents and local authorities; he has appeared in the High Court and regularly appears before Circuit Judges and District Judges in the Family Court across London and the South East.

Kieran is regularly instructed in the Court of Protection and has most recently appeared on behalf of a Protected Party in a contested final hearing concerning living arrangements which were linked to private law family proceedings.



**Call: 2012**

#### Education:

BPTC (Very Competent), The College of Law; GDL (Commendation), The College of Law; Modern History (2:1), St Edmund Hall, University of Oxford

#### Practice areas

- Clinical Negligence
- Commercial and Property
- Costs
- Crime and Fraud
- Employment
- Family
- Inquests
- Personal Injury
- Police Law
- Professional Negligence
- Regulatory and Disciplinary

#### Recent News

- Jennifer Osborne gives online seminar to prosecutors in Tanzania on cryptoassets
- 9 Gough Chambers Congratulates Francesca Kolar on Tenancy
- Andrew Ritchie QC successfully settles Cauda Equina clinical negligence claim for £2.75 million
- Jamie McCracken successfully contests factual evidence of Whistleblowing in the Employment Tribunal.
- Court of Appeal confirms that primary care providers who have claims resolved in their favour before the NHSLA can claim interest on damages

The majority of Kieran's family practice concerns public law care cases for which he draws on his experience of working as in-house counsel in the Children's Law department at the South London Legal Partnership on secondment. In that role he regularly provided advice to social work teams on threshold and case management and brings that experience to his practice at the bar. He has appeared and advised in cases involving issues of neglect, domestic violence, substance misuse, parental and child disabilities, honour based violence, Child Sexual Exploitation, physical abuse amongst others.

In the private law field, Kieran has represented and advised parents and local authorities in child arrangement order proceedings, divorce and ancillary relief hearings and related proceedings, including enforcement.

#### Recent Cases:

- **Re: S:** Representing a local authority initially in private law proceedings, but which culminated in public law proceedings before the High Court for a declaration on the Deprivation of Liberty.
- **Re: CP:** Representing a father accused of sexual offences at a final hearing where criminal proceedings had not yet concluded. Issues included the question of calling the complainants and the principles of *Re: W*.
- **Re: IP:** A four day final hearing where representing a local authority; issues included the admissibility and weight given to medical evidence which was not that of a permitted expert and the reliance, for threshold, on incidents postdating the relevant date.
- **Re: CT:** A four day final hearing where Kieran represented a local authority; the key issue was whether threshold was met given the somewhat historic nature of the concerns.
- **B v A:** A final hearing in a private law child arrangement case where Kieran represented the father in a dispute including allegations of domestic violence.
- **P v P:** A Financial Dispute Resolution hearing concerning the CETV value of pensions and that of a property which was not kept as the matrimonial home.
- **Re: C:** An interlocutory hearing in care proceedings concerning the imposition of a residence and occupation order.
- **Re: AG:** A contested Interim Care Order where Kieran represented the local authority in obtaining an ICO where there was a significant delay in issuing proceedings.

## Police, Crime & Regulatory

### Police, Crime & Regulatory:

Kieran is currently working with the Designated Lawyer for the Metropolitan Police in the Undercover Policing Inquiry. He is security cleared to NPPV3/SC level. The work has included drafting applications, witness statements, and skeleton arguments for use in applications before the inquiry and providing ad-hoc advice where required.

Kieran previously worked as a caseworker at the Independent Police Complaints Commission where he was the casework lead for complaints concerning the Serious Organised Crime Agency. Kieran draws upon his considerable experience in the field of police powers and procedure in advising and appearing in cases concerning the police. Kieran has represented police forces in hearings for Domestic Violence Protection Orders, Football Banning Orders, Closure Orders, Disclosure and orders relating to the Proceeds of Crime Act.

Kieran has appeared on behalf of the Nursing and Midwifery Council (NMC) in interim and final disciplinary hearings brought by the regulator.

Kieran regularly appears in magistrates' courts and the Crown Court across London and the South East; this includes work in the magistrates' court acting under their civil jurisdiction (complaints) often on behalf of police forces in London and Home Counties.

Kieran is frequently instructed in the criminal courts appearing on behalf of the CPS, National Probation Service, Transport for London and various defence solicitor firms; in particular he regularly receives instructions in privately paying driving offence matters for which he draws upon his considerable civil law experience.

#### Recent Cases

- **Metropolitan Police Service v Coker:** A contested final hearing in a Domestic Violence Protection Order where the complainant was treated as a hostile witness.
- **Metropolitan Police Service v A:** An application for disclosure by the Metropolitan Police from family law proceedings.
- **Re: Roshni Hotel:** Kieran appeared on behalf of the Commissioner of the Metropolitan Police in a closure order concerning a local hotel from which anti-social behaviour had been allegedly linked.
- **R v Casey & Another:** A two day trial concerning the cross-examination of minors requiring detailed understanding of the 'Advocates Gateway' guidance in dealing with vulnerable witnesses and defendants.
- **Metropolitan Police Service v Sapiano:** A cash forfeiture application linked to hydroponic materials found on the premises.
- **R v Honey:** A confiscation order in Crown Court arising from a benefit fraud claim.
- **Cambridgeshire Constabulary v Williams:** A highly detailed application for an Anti-Social Behaviour Order encompassing statements from 30 individuals.

