

Gemma Scott

Call: 2005
scott@12kbw.co.uk



AREAS OF EXPERTISE

Industrial Disease, Personal Injury, International & Travel,
Product Liability, Clinical Negligence, Group Claim
Litigation, Group Litigation

Gemma specialises in serious personal injury cases, industrial disease claims, and in large group actions.

She regularly appears against silks and senior juniors in High Court cases. She is also frequently instructed as junior counsel in multi-million pound claims, often working alongside silks from other chambers.

She is ranked in the fields of Personal Injury and Industrial Disease in the Legal 500 and in Chambers & Partners.

Gemma is a contributor to Sweet and Maxwell's *Asbestos: Law and Litigation*.

Personal Injury

Gemma is particularly experienced in cases involving catastrophic brain injuries, amputations, serious spinal injuries, and fatal claims. She is routinely instructed in her own right, but also acts regularly as junior counsel in high-value claims.

Notable cases

AK (by her Litigation Friend, LK) v SK

Instructed with John Kimbell K.C. for the Claimant.

The Claimant was 15 years old when she was involved in a road traffic accident in France. She suffered a very severe brain injury, profound neurological disabilities, and spinal injuries. Her intellect remained in the superior range, but she was unable to produce effective speech and was wheelchair-dependant.

BE (by his Litigation Friend) v MM

Acting as junior Counsel for the Claimant (led by Paul Russell K.C.).

The Claimant sustained a severe traumatic brain injury and significant orthopaedic injuries at the age of 36. Permission has been given for the instruction of 26 experts. The Claimant's rehabilitation has been compromised by Covid19 restrictions and there are issues relating to his immigration status.

TF (by his professional delegate) v MP

Acted as junior counsel for the Claimant alongside William Audland K.C.

The Claimant suffered a severe traumatic brain injury at the age of 12. The case was brought in Jersey and was therefore subject to a different discount rate to that applicable in England and Wales. Indexation of the PPO was fixed by reference to average earnings in Jersey rather than ASHE.

DI v JS

Instructed by the Claimant. He suffered multiple lower limb fractures and a degloving injury which ultimately led to a below-knee amputation.

G v G

Acted for the Claimant who sustained a serious injury to her retroperitoneal organs in a road traffic accident. Most of her small intestine had to be removed, leaving her dependent on IV nutritional feeding. She developed polyradiculopathy, secondary to nutritional deficiency.

NC (by her Litigation Friend, DC) v DC

Instructed for the Claimant with Robert Weir K.C.

The Claimant suffered an extremely severe brain injury when she was just 6 years old and was left with devastating injuries. She sustained a significant degree of cognitive impairment and was unlikely to ever achieve functional speech or mobility.

C v F

The Claimant was knocked down by a van while studying at Drama School. She suffered spinal and psychological injuries, and a large forehead laceration. She was left with a disfiguring facial scar that was likely to affect her future employment prospects as an actress.

TB v GM

Acted on behalf of the Claimant as junior counsel to Gerard Martin K.C.

The Claimant, a high-earning and extremely fit man, suffered a profound brain injury and significant injuries to his lower limbs when he was knocked off his motorcycle.

CIT (by her Litigation friend, DIT) v RSA PLC

Instructed with Frank Burton K.C. for the Claimant, who sustained a catastrophic brain injury in a road traffic accident.

Wojdon v Tomaszewski

Instructed by the Claimant, who sustained a severe traumatic brain injury when he was knocked off his motorcycle.

Salmons v Foster

Acted on behalf of the Claimant, who suffered serious physical and psychological injuries in a road traffic accident when aged 88. Her life expectancy was limited and was adversely affected by inadequate care provision and unsuitable accommodation.

Pritlove v Parfitt

Instructed by the Defendant. The Claimant suffered serious physical and psychological injuries in a motorcycle accident when aged 28. There were complex medical issues and significant debate as to the Claimant's prospects for future employment. He had a sporadic work history but had always engaged in physical jobs of which he was now incapable because of his chronic pain condition.

The case was settled at a JSM. Thereafter, the Claimant applied to Court to withdraw from that settlement and seek a higher award. But the judge upheld the settlement.

Palmer v Barber

Acted on behalf of the Claimant, who suffered a serious injury to the brachial plexus of her dominant arm in a motorcycle accident.

Qualifications & Awards

The Queen's College, Oxford University, MA (Hons) Modern History

Post Graduate Diploma in Law (Nottingham Law School)

Bar Vocational Course (Nottingham Law School)

The Blake Prize in History, The Queen's College, Oxford

Memberships

PIBA

Directories

Gemma manages to take a broad overview of cases but is also very thorough and attentive to the details of the evidence. The standard of the documents she drafts is excellent. – Chambers & Partners, 2024

Her particular strengths are attention to detail, grappling with very difficult issues quickly and providing good, pragmatic

advice to clients. – Chambers & Partners, 2024

She is an absolute star. She is very, very thorough and very good with clients. – Chambers & Partners, 2024

Gemma has provided some first-class advices in some very difficult cases, dealing with complex issues and expert witnesses. – Chambers & Partners, 2024

Gemma is pragmatic in her approach and able to advise with ease on complex matters. – Chambers & Partners, 2024

Gemma considers everything in fine detail in order to give the best advice. – Chambers & Partners, 2024

Gemma has huge experience in the field of asbestos-related illness claims and her technical knowledge in this field is superb. – Legal 500, 2024

She has the ability to explain complex issues in terms clients can understand. – Chambers & Partners, 2023

Gemma is very experienced in complex asbestos cases. – Chambers & Partners, 2023

She offers fantastic, practical advice. – Chambers & Partners, 2023

Gemma is an outstanding junior at the heart of the engine room at 12KBW, able to master the most complex legal and factual issues in catastrophic injury claims with consummate ease. – Legal 500, 2023

Has been at the forefront of a lot of high-profile asbestos cases, and the quality of her work is exceptional. – Chambers & Partners, 2022

She is an expert in asbestos litigation and has been involved in some of the recent test cases. – Legal 500, 2022

A brilliant, experienced junior who is very efficient, gives detailed advice and is able to deal with complicated cases. She has a clear-minded approach to issues and is very responsive. – Chambers & Partners, 2021

Has been involved in some of the most high profile cases in the area of asbestos litigation. Always super prepared and brings complex issues down to an understandable level due to her in-depth knowledge. – Legal 500, 2021

A very thorough junior. – Chambers & Partners, 2020

Her knowledge of the development of the understanding of asbestos risks is peerless. – Legal 500, 2019

Her knowledge on the history of asbestos is encyclopaedic. – Chambers & Partners, 2019

She is potentially a rising star in industrial disease matters. – Legal 500, 2018

Incredibly calm and intelligent lawyer who relates well to clients and produces work of the highest quality. – Legal 500, 2018

She has an excellent grasp of the law. – Legal 500, 2017

She's very bright and her in-depth knowledge of asbestos work is particularly remarkable given her call. – Chambers & Partners, 2017

She has a depth of knowledge of someone twice her call. – Legal 500, 2016

She has a fantastic depth of knowledge of asbestos cases – far beyond her year of call. – Legal 500, 2015