

12

King's Bench Walk

Nina Ross

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AREAS OF EXPERTISE

Personal Injury, Abuse, Military Claims, International & Travel, Criminal Injuries Compensation, Industrial Disease, Human Rights, Public Authority Liability, Insurance, Fraud, Group Litigation

Nina acts for claimants and defendants across all Chambers' practice areas. She specialises in claims arising out of sexual and physical assaults; military claims; international and group litigation; and human rights aspects of personal injury law. She has been instructed in high-profile litigation in these fields, including in:

- *X v Kuoni* [2019] UKSC 37 (led by William Audland QC): a claim brought under the 1992 *Package Travel Regulations* for sexual assaults committed by a hotel employee in Sri Lanka. The case has been referred by the Supreme Court to the CJEU for a preliminary ruling on a point of European law.
- *Alseran & Others v Ministry of Defence* [2017] EWHC 3289 (QB) [2018] 3 W.L.R. 95 (led by Richard Hermer QC and Harry Steinberg QC): claims against the MoD brought by Iraqi civilians who allege that they were assaulted and unlawfully detained by UK military personnel during the invasion of Iraq in 2003.

Given her areas of specialism, Nina has particular experience of claims for psychiatric injury and cases where limitation is in issue. She is co-author of *Personal Injury Limitation Law*, Bloomsbury (2020).

Before coming to the Bar, Nina worked on torture and abuse cases in the international and group claims department of Leigh Day & Co Solicitors; at the International Criminal Tribunal for the former Yugoslavia in the Netherlands; as well as at JUSTICE; Liberty; and the Legal Resources Centre in Durban, South Africa.

International & Travel

Nina frequently acts in claims with an international element.

Examples of recent instructions include:

- *X v Kuoni* [2019] UKSC 37 (led by William Audland QC): a claim against Kuoni brought under the 1992 *Package Travel Regulations* for sexual assaults committed by a hotel employee in Sri Lanka. The case has been referred by the Supreme Court to the CJEU for a preliminary ruling on a point of European law.
- Claims brought under the *HRA 1998* and in Afghan law by the family of a boy who was shot and killed in Kandahar City by British military personnel following the US invasion of Afghanistan.
- *Alseran & Others v Ministry of Defence* [2017] EWHC 3289 (QB) [2018] 3 W.L.R. 95 (led by Richard Hermer QC and Harry Steinberg QC): claims against the MoD brought by Iraqi civilians who allege that they were assaulted and unlawfully detained by UK military personnel during the invasion of Iraq in 2003

- Group litigation brought by Kenyan orphans who were sexually abused by a British Airways pilot during stopovers in Kenya.
- Claims brought by Thai children who were sexually abused by a retired British teacher in Thailand.
- A claim by British naval officer who was sexually assaulted by a senior officer in Bahrain.
- Historic abuse claims brought by a footballers assaulted by their coach during team trips to Norway and Thailand.
- A group action by environmental protestors who were shot, beaten, tortured and detained by security guards at a factory in Peru while attending a peaceful protest.

Nina advises on issues of jurisdiction and applicable law, including the application of Brussels Recast and Rome II. She has particular experience of claims brought under the Package Travel Regulations.

As a co-author of *Personal Injury Limitation Law*, Bloomsbury (2020), Nina is well-placed to advise on the complex limitation issues that can arise in international claims.

Qualifications & Awards

Bar Vocational Course (Outstanding), BPP College of Professional Studies

Graduate Diploma in Law (Distinction), City University

MA (Distinction), Islamic, Hindu and Buddhist Studies, School of Oriental and African Studies, University of London

BA Hons, English Language and Literature, Balliol College, University of Oxford

Major scholar, Middle Temple Inns of Court

Shakespeare scholar, Balliol College, University of Oxford

Cases

FXF v Ampleforth Abbey Trustees [2020] EWHC 791 (QB): a claim arising out of the alleged sexual assault of the claimant by a Roman Catholic priest, in which the key issue was limitation.

GXG v S [2019] EWHC 3644 (QB): a claim for psychiatric injuries arising out of serious sexual assaults inflicted upon the claimant by his neighbour when the claimant was a child. The award of damages included an award for wasted expenditure on alcohol.

X v Kuoni [2019] UKSC 37: a claim brought under the 1992 Package Travel Regulations for sexual assaults committed by a hotel employee in Sri Lanka. The case has been referred by the Supreme Court to the CJEU for a preliminary ruling on a point of EU law.

Alseran & Others v Ministry of Defence [2017] EWHC 3289 (QB) [2018] 3 W.L.R. 95: claims against the MoD brought by Iraqi civilians who allege that they were assaulted and unlawfully detained by UK military personnel during the invasion of Iraq in 2003.

Various claimants v (1) British Airways; (2) Wood: group litigation against British Airways for child sexual abuse carried out by a pilot during stopovers in Kenya.

AW v Lancashire County Council: claim against a local authority for failure to remove a child with learning disabilities from her parents' care.