

James Kinsey

Call 2018



Clerks' Details

Kate Heald
0113 203 1983

Rebecca Bennett
0113 203 1985

Nicole Haigh
0113 203 1975

Memberships

- PIBA (Personal Injury Bar Association)
- CBA (Criminal Bar Association)
- North Eastern Circuit

Appointments

- Grade 1 Prosecutor for the CPS

Personal Injury CV

Overview

James has a busy Personal Injury Fast Track practice appearing successfully for both Claimants and Defendants at final hearings and interlocutory applications. Outside of court James quickly turns around instructions to settle particulars of claim, defences, and advices on liability and quantum, including infant quantum advices.

James has an emerging Multi-Track practice and is happy to accept instructions on higher value matters.

The bread and butter of James's personal injury practice is road traffic accidents and he regularly represents Claimants and Defendants in Fast Track trials. He has an interest in representing Claimants in Low Velocity Impacts and was recently successful in representing five Claimants accused of fundamental dishonesty.

James regularly appears in Employer's Liability matters on the Fast Track. Recent successful cases have involved:

- Persuading a tribunal that a Claimant had not been adequately trained to move wooden pallets in a warehouse leading to a puncture wound to the hand from a protruding nail and consequent ulna nerve damage and scarring.
- A finding that the Defendant employer was partially responsible for failing to re-train a Claimant employee HGV driver which led to his fall from the top deck of a car transporter.

With a working knowledge of the Highways Act 1980 James has predominately defended for Local Authorities successfully running defences under s.58 of the Act.

James has a burgeoning interest in cases involving accidents and sickness whilst abroad and appears in hearings and advises on such matters.

James has a good knowledge of costs matters and recently won an application for the recovery of multiple counsel's brief fees turning on the interpretation of CPR Part 45 Section IIIA.

Recommendations

"I would also ask you to pass on my gratitude to my barrister. What an excellent choice of an individual to represent me, your solicitors, himself and his Chambers. It must be noted that immediately I was placed at ease by his attitude although incredibly professional and knowledgeable he was also human without the aloofness one would associate with a barrister. The questions and instructions given to me enabled me to go into court, answer and stand up to cross examination and give honest consistent responses which resulted in the successful outcome of my claim."

Client testimonial

Publications

[Third Parties Rights against Insurers: A review and cautionary tales for claimants](https://www.exchangechambers.co.uk/third-parties-rights-against-insurers-a-review-and-cautionary-tales-for-claimants/)
<https://www.exchangechambers.co.uk/third-parties-rights-against-insurers-a-review-and-cautionary-tales-for-claimants/>

[Zooming in on a new nirvana](https://www.exchangechambers.co.uk/zooming-in-on-a-new-nirvana/)
<https://www.exchangechambers.co.uk/zooming-in-on-a-new-nirvana/>

Education

Qualifications:

- The University of Birmingham 2011-2014 (English Literature 1:1 BA (Hons))
- The University of St Andrews 2014-2015 (English Literature 1:1 MLitt)
- GDL 2015-2017: Distinction (The University of Law)
- BPTC 2017-2018: Outstanding (BPP University)

Scholarships/Prizes:

- Diplock Scholarship 2017-2018 (Middle Temple)
- Excellence Award Scholarship 2016 (BPP University)
- Urquhart Scholarship 2014 (The University of St Andrews)

Beyond the Bar

In years gone by James was a keen sportsman having rowed internationally for Great Britain and raced in marathons and half-marathons but now slowly jogs around Leeds when time permits. He also enjoys spending time with friends and family.