

Adam Riley

Call Date: 2018



Adam Riley joined 3 Hare Court in October 2021 as a tenant on the successful completion of his pupillage. He has a broad civil practice encompassing commercial, public, employment, travel and personal injury law.

During pupillage he gained experience across all areas of Chambers expertise. He regularly appears in trials, interim applications and preliminary hearings, in addition to managing a busy paperwork practice.

Before pupillage Adam worked across a range of jurisdictions, including assisting attorneys in New Orleans working on capital appeals and working on refugee matters in Athens. During his legal studies he worked in the civil liberties team at Hodge, Jones and Allen LLP, and volunteered with Liberty. He also appeared regularly before the First-tier (social security) Tribunal as a representative with the Free Representation Unit, the Zacchaeus 2000 Trust and as a legal advisor with the UCL Centre for Access to Justice.

Legal Services

Commercial, Company and Insolvency

Adam is developing a broad practice encompassing all aspects of commercial, company and insolvency litigation and advisory work. He regularly appears in the County Court in a range of general commercial matters and has particular expertise and interest in actions involving the application of *force majeure* clauses and claims involving the doctrine of 'frustration'.

Notable cases and highlights include:

- Assisted Jeffrey Golden in drafting an advice on the English law of contract vis. frustration and *force majeure* in connection with matters arising out of the 2021 Texas power crisis (as a pupil).
- Drafted advice on remedies available in breach of confidence matters and unlawful means conspiracy actions, assisting Simon Davenport Q.C. (as a pupil).
- Drafted advice on applications for strike-out and summary judgment in unlawful means conspiracy matters, where it is necessarily the case that key points of fact are likely to be concealed, assisting Simon Davenport Q.C. (as a pupil).
- Assisted Tom Poole Q.C. in a complex unfair prejudice petition involving allegations of conflicts of interest and breaches of statutory, fiduciary and common law director's duties (as a pupil).

Public and Constitutional Law

Adam's expertise in public law matters is informed by his background working in civil liberties, social security and immigration matters across a range of contexts, and his experience working in social policy before coming to the bar. He is a member of the Attorney General's 'Junior Junior' Panel of counsel.

During pupillage, he assisted local Senior Counsel in a range of constitutional matters before the courts in Trinidad and Tobago, including:

- Assisting in a constitutional challenge to the automatic denial of bail to persons charged with murder before the Court of Appeal;
- Assisting in a constitutional challenge to the Covid-19 regulations closing the border to all persons, including citizens, which involved consideration of the application of a range of domestic and international human rights instruments before the High Court;
- Assisting in a constitutional challenge to guidelines issued pursuant to local Covid-19 regulations purporting to institute criminal offences regulating the functioning of religious establishments before the Court of Appeal;
- Assisting in a constitutional challenge to the lawfulness of the arrest of persons detained further to the Covid-19 Regulations before the Court of Appeal.

He has additionally assisted in government work responding to constitutional challenges in the commonwealth Caribbean before the Privy Council. Notable highlights include:

- *Betaudier (Appellant) v Attorney General of Trinidad and Tobago (Respondent) (Trinidad and Tobago) [2021] UKPC 7* – assisting Tom Poole Q.C. for the Respondent (as a pupil) concerning the lawfulness of the appellant's arrest and detention;
- *Duncan and Jokhan (Appellants) v Attorney General of Trinidad and Tobago (Respondent) (Trinidad and Tobago) [2021] UKPC 17* – assisting Tom Poole Q.C. for the Respondent (as a pupil) concerning whether there was a violation of the appellants' rights under section 4(a) of the Constitution not to be deprived of liberty and security of the person except by due process of law.

Immigration and Asylum

Adam accepts instructions to act in immigration matters. He has appeared in the First-tier (Immigration & Asylum) Tribunal in applications for EEA Family Permits under the Immigration (EEA) Regulations 2016. He has also advised on the operation of the EUSS scheme and assisted in Article 8 Human Rights Act appeals.

Before coming to the Bar, Adam acquired significant experience in this area of practice through volunteering with a charity assisting asylum-seekers in Athens, Greece.

Travel Litigation and Personal Injury

Adam is frequently instructed in matters involving the Package Travel Regulations (both the 1992 and 2018 iterations) and drafts advices and pleadings in disputes involving the same. During pupillage he assisted members of chambers in preparing advices, drafting statements of case, and skeleton arguments, for use in a range of disputes involving jurisdictional and conflict of laws issues.

He regularly acts for airlines in passenger claims for compensation under EC Regulation 261/2004 and under

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the Montreal Convention.

Adam publishes articles on the latest developments in travel litigation in Chambers' *Travel and Aviation Quarterly*. Recent pieces have explored:

- the lead-up to the Supreme Court's recent ruling in *Pakistan International Airline Corporation v Times Travel (UK) Ltd* (with James Hawkins);
- the *Jurisdiction and enforcement of judgments post-Brexit* (with Asela Wijeyaratne);
- matters pertaining to *limitation* (with Asela Wijeyaratne);
- the *judicial review challenge brought by Manchester Airport Holdings to the "Traffic Light" system of travel restrictions*.

Adam additionally maintains a busy personal injury practice, encompassing matters arising out of road traffic accidents, employer's liability, occupier's liability, Highways Act claims and holiday sickness. He accepts instructions to advise on matters relating to liability, causation, quantum, evidence, costs and related procedural issues. Adam is developing particular expertise in defending matters which involve exaggerated, dishonest and fraudulent claims which raise issues of fundamental dishonesty.

Employment

Adam accepts instructions across the full spectrum of employment law matters in both the Employment Tribunal and County Court.

During pupillage he assisted Tom Poole Q.C. in a complex 10-day Employment Tribunal hearing which involved allegations of sexual harassment, unfair dismissal, wrongful dismissal, constructive dismissal, discrimination, harassment, victimisation, and issues relating to contributory fault. He also assisted Tom Poole Q.C. in an Employment Tribunal hearing involving unlawful deduction from wages.

Education Law

Adam is interested in education law matters and during pupillage co-wrote an article with Sara Ibrahim for the New Law Journal on the legal duties imposed on schools in respect of preventing and responding to abuse: '*Sexual Abuse in School – Adopting a Zero Tolerance Approach*'

Memberships

- Commonwealth Lawyers Association
- COMBAR
- ALBA
- Young Legal Aid Lawyers
- Amicus ALJ

Education

- BA History, University of Sheffield (First Class) (Graduated 1/156)
- MA Medieval History, University of Sheffield (Distinction)
- GDL, University of Law (Distinction)
- BPTC, University of Law (Very Competent)

Awards

- Matrix Amicus Bursary
- BPTC Civil Advocacy Award, University of Law
- Keating Chambers Commercial Moot, 1st place, University of Law
- Inner Temple Exhibition Award
- Law First Scholarship, University of Law
- David Luscombe Prize for Medieval History, University of Sheffield