

11KBW

Inquest Case Law Update (and some thoughts on equality!)

Elizabeth Prochaska

- *AB v Assistant Coroner for Inner South London*: reopened inquest into death of Ella Kissi-Debrah following new evidence on air quality
- *R (Parkinson) v HM Senior Coroner for Kent and Ors* [2018] EWHC 1501 (Admin): cases of individual negligence should not be “*dressed up*” as systemic failings
- *R (Maguire) v HM's Senior Coroner for Blackpool and Fylde* [2019] EWHC 1232 (Admin): applying *Parkinson* in a DOLS case
- *R (Lee) v HM Assistant Coroner for Sunderland* [2019] EWHC 3227 (Admin): application of Art 2 to mental health patient receiving care in the community

R (Maughan) v Her Majesty's Senior Coroner for Oxfordshire
[2019] EWCA Civ 809

- Burden of proof in suicide cases
- Rare appeal to UKSC
- To be heard 26-27 February 2020

R (Frost) v HM Coroner for West Yorkshire (Eastern District) [2019] EWHC 1100 (Admin):

- Original inquest held in 1966 quashed after new evidence became available
- Useful summary of law on passage of time under s13 Coroners Act 1988

- *R (Worthington) v Senior Coroner for Cumbria* [2018] EWHC 3386 (Admin): coroner neutrality and costs
- *R (Chidlow) v HM Senior Coroner for Blackpool & Fylde and ors* [2019] EWHC 581 (Admin): leaving causation to the jury
- *Dyer v Assistant Coroner for West Yorkshire* [2019] EWHC 2897 (Admin): heavy justification required to screen witnesses

- Application of the PSED: *R (Adath Yisroel Burial Society) v HM Senior Coroner for Inner North London* [2018] EWHC 1286 (Admin) and *R (Daniels) v Prime Minister* [2018] EWHC 1090 (Admin)
- Implications for inquests and inquiries?