

Keina Yoshida



Call: 2013

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Profile

Keina practises in the areas of human rights law, public inquiries and inquest, actions against the police, media law, and the court of protection. Keina has acted in high profile public law cases. In 2017, she was led by Aswini Weeraratne QC in the Child Migrants strand of the Independent Inquiry into Child Sexual Abuse (IICSA) representing a core participant. She is currently representing CPs in the second strand of the COUK case study.

Keina has an international and domestic practice with a particular focus on equality, non-discrimination and LGBT rights. She is regularly instructed by NGOs on issues relating to fundamental human rights and has acted in European Court of Human Rights and as an intervener in domestic, regional and international courts, including before the IACHR and CEDAW Committee.

Keina has particular expertise in violence against women, freedom of expression and the Convention on the Elimination of All Forms of Discrimination against Women (CEDAW). She has taught at the LSE, City University and the Kofi Annan International Peacekeeping Training Centre in Ghana. She is currently a research officer at the Centre for Women, Peace and Security where her research focuses on the intersection between women's rights, environmental rights and peace.

Prior to the Bar, Keina worked as a staff attorney at Women's Link Worldwide strategically litigating women's rights cases. She holds a PhD in law from the LSE. Keina regularly publishes in academic journals. Her publications are set out below.

Education

Law and French, First Class, Trinity College Dublin, (2004-2008).

Diplôme international de sciences politiques et sociales, Institut d'Etudes Politiques, (Sciences Po) Paris (2006-2007)

LLM (Public Intl Law) with Distinction, London School of Economics, (2008-2009)

BPTC (Very Competent) BPP (2011-2013)

PhD, London School of Economics, (2011-2015)

Languages

Spanish

Japanese

Related practice areas

International Law & Arbitration

International Human Rights Law

Public International Law

International Media Defence

Actions Against the Police and Public Authorities

Court of Protection & Mental Health

Inquests and Public Inquiries

Media, Defamation and Freedom of Expression

Data Protection and Information Law

Public Law

Foster v McNicol (junior counsel representing the Labour Party, led by Mark Henderson)

QSA, Broadfoot and ARB v Secretary of State for the Home Department and Secretary of State for Justice (junior counsel led by Karon Monaghan QC on the disclosure, recording and retention of criminal convictions for soliciting offences) pending before the Court of Appeal.

Inquests and Public Inquiries

Keina regularly acts in inquests, including Article 2 inquests representing bereaved families. These have included:

- Inquest into the death of a person detained in a medium secure unit raising issues about ambulance service responses and resulting in a PDF report;
- Inquest into the death of a British man in a Spanish police cell, which was contributed to by neglect by the Spanish police. National reporting in both Spain and the UK

Keina was junior counsel to Aswini Weeraratne QC representing the Child Migrants Trust in the Child Migration strand of the IICSA.

She has experience acting in an Article 2 investigation commissioned by the Ministry of Justice into a young woman who self-harmed in prison.

Media Law

Keina practises in media law in cases concerning free speech, reporting and newsgathering. She is a pre-publication lawyer at a number of newspapers and accepts instructions on a wide range of media law issues. Keina also has experience of representing NGOs on access to information and surveillance issues.

Recent cases include:

Rotherham Metropolitan Borough Council v M, F, G (a child) etc [2016] EWHC 2260: acted alone for the Times Newspapers Limited successfully ensuring that the matter was heard in open court. The case concerned open justice, and reporting restriction orders.

Butkevich v. Russia [2016] (European Court of Human Rights): led by Caoilfhionn

Gallagher, for the Media Legal Defence Initiative (MLDI), ARTICLE 19 and the Mass Media Defence Centre, intervening, in this case concerning the arrest and ill-treatment of a Ukrainian journalist when he was covering protests taking place in St Petersburg during the G8 summit of 2006. The case raises serious concerns regarding freedom of expression, and the law enforcement's response to newsgathering, in Russia, and it raises issues about the appropriate approach for the European Court to adopt.

Court of Protection

Keina is a member of the Court of Protection team. She has experience representing local authorities and other interested parties on issues relating to deprivation of liberty, welfare and personal issues and the interface of the MHA/MCA.

Actions Against the Police

Keina is a member of the AAP team. She has particular experience in claims involving an element of media law, such as the data protection act and misuse of private information. She also has experience with cases involving equality and discrimination issues, relating to gender and mental health.

International Human Rights Law

Keina frequently represents NGOs and clients in cases involving an international law element. She has experience working strategically, and is particularly passionate about women's human rights LGBT rights, and the protection of journalistic freedom. She has worked on numerous cases before international treaty bodies and regional courts and mechanisms. Particular areas of experience include:

- Due diligence failures by the State in relation to violence against women and girls
- Sexual and reproductive rights litigation before the ECHR
- Discrimination against LGBT persons
- Privacy and surveillance issues
- Protection of journalists/restrictions of freedom of expression

Publications and Seminars

Keina regularly publishes in blogs and in academic journals. She has recently spoken on international media defence in Chambers and regularly guest lectures at universities in the UK and abroad. She is an editorial board member of *Feminist Legal Studies*.

Select Academic Publications:

- Human Trafficking as a gendered phenomenon: CEDAW in perspective, *Journal of Asylum, Immigration and Nationality Law*, (with Gema Fernandez)
- The domestic prosecution of gender crimes in Argentina, *Human Rights Quarterly*, August 2017, (with V Waisman and P Soria]
- Privacy Injunctions in an Internet Age: the PJS Decision. *European Human Rights Law Review* (August 2016)
- Towards Intersectionality in the ECHR: the case of B.S. v Spain. *Feminist Legal Studies*, (2013) 21: 195-204.
- Great Eggspectations: La tecnología reproductiva y los nuevos retos para la autonomía de las mujeres (U. Nacional de Colombia, 2010).