



Alan Payne KC

Year of call: 1996 | Silk: 2019

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'Alan's work is exceptional. He never fails to provide outstanding advice and advocacy. Solicitors always, without fail, receive lovely comments from lay clients about how he is the best'. Legal 500 2024

Alan is recognised as a leading silk specialising in public law, police law, public inquiries, inquests, Data Protection & Information law and advisory work. He represents private clients, central government, public authorities, police forces, and corporations in complex, high-profile and sensitive investigations, inquiries, judicial reviews and civil claims.

Before taking silk, Alan spent 14 years on the Attorney General's panels, including five years on the A panel. Alan has acted in a number of cases in the Supreme Court, over 25 cases in the Court of Appeal, and more than a hundred in the High Court.

Recent and ongoing inquiries include the Jalal Uddin Inquiry heard in September 2024, the Under Cover Policy Inquiry (ongoing), the Independent Inquiry into Child Sexual Abuse (2023), and the Azelle Rodney Inquiry. Recent cases include *R (Police and Crime Commissioner for the West Midlands) v Secretary of State for the Home Department* [2024] EWHC 604 (challenge to dissolution of PCC role), *Hughes v Revenue and Customs Commissioners* [2024] EWHC 1765 (misfeasance and malicious prosecution) *Rennie v Secretary of State for the Home Department* [2023] EWHC 1794 (challenge to the failure to implement the Grenfell Inquiry recommendations), *HM & Ors v Secretary of State for the Home Department* [2022] EWHC 695 (challenge to seizure/retention/data extraction from mobile phones), *R (Tortoise Media Ltd v Conservative and Unionist Party* [2023] EWHC 3088 (judicial review refusal by Conservative Party to provide data concerning internal election); *G (A Child), Re* [2021] UKSC 9 (Refugee Convention/Hague Convention; abducted children).

Areas of expertise

Administrative and Public

Human Rights

Inquiries

Inquests

Police Law

Employment

Data Protection and Information Law

Immigration and Business Immigration

Hague Convention

Immigration and Business Immigration

Alan represents both private clients and government departments in statutory appeals, judicial reviews, appeals to the Court of Appeal and in the Supreme Court. He has broad experience advising and representing the government, businesses, high net worth, and highly skilled individuals. This includes those falling within Tier 1 (investors, entrepreneurs and highly skilled migrants), Tier 2 (skilled migrants, intra-company transfers, support persons) and Tier 5 (temporary workers). He also advises and represents educational institutions and international students, falling within Tier 4.

Recent cases of note

- *R (on the application of PA) v Secretary of State* [2023] EWHC 2476 (challenge to non-recourse to public funds policy)
- *R (on the application of MQ) v Secretary of State* [2023] EWHC 205
- *R (on the application of PM) v Secretary of State* [2023] EWHC 1551 (challenge to support policy applicable to victims of trafficking)
- *R (on the application of HM) v Secretary of State for the Home Department* [2022] EWHC 695 (challenge to lawfulness of mobile phone seizure of small boat channel migrants)
- *R (on the application of JM) v Secretary of State for the Home Department* [2021] EWHC 2514 (challenge to asylum support provided during COVID-19).
- *R (on the application of Safe Passage International) v SSHD* [2022] 1 WLR 165 (challenge to lawfulness of policy guidance concerning EU Regulation 604/2013)
- *R (on the application of the Secretary of State for Home Department) v First Tier Tribunal (Social Entitlement Chamber)* [2022] 1 WLR 22 (challenge to decision requiring the SSHD to provide support during COVID)

Recommendations

- *"A truly brilliant advocate. He is methodical, versatile and tenacious, and his arguments are delivered with such sincerity that he never seems to fail in getting judges on his side."*
Chambers and Partners 2023
- *"Alan is an attractive and persuasive advocate, with a proven ability to run difficult cases – in particular for the UK government."* The Legal 500 2023
- *"His advice is robust and consistent. He really gets hold of a case. You feel in safe hands."* The Legal 500 2023
- *"He works extremely hard and thinks about cases tactically. He puts up a hard fight."* (Police Law) Chambers and Partners 2022
- *"He is very well regarded in the sector, he is extremely able and a very technical lawyer."* (Immigration) Chambers and Partners 2022
- *"An effective and friendly opponent who is very proper in his approach."* (Immigration) Chambers and Partners 2022
- *"He's a client-friendly barrister and has a good grasp of the issues."* (Inquests & Public Inquiries) Chambers and Partners 2022
- *"He's very well prepared and able."* (Inquests & Public Inquiries) Chambers and Partners 2022
- *"Outstanding and instructed in the most difficult cases."* (Inquest and Inquiries) The Legal 500 2022
- *"Alan's written pleadings and advice is excellent."* (Police Law - Defendant) The Legal 500 2022
- *"He is fantastic in judicial reviews."* (Police Law) Chambers and Partners 2021
- *"He is extremely effective and likeable as an opponent. A very strong advocate for his clients, with a lot of experience in the higher courts."* (Immigration) Chambers and Partners 2021
- *"Alan is really on top of the detail and very well trusted and regarded."* (Inquests and Inquiries) Chambers and Partners 2021
- *"An outstanding barrister, whose strengths are his client-friendly approach, his depth of knowledge of the subject area and his grasp of current and future issues."* The Legal 500 2021
- *"A very able advocate. He is dogged and fierce in his litigation, but is a likeable opponent and the courts have a lot of respect for him."* (Immigration) Chambers and Partners 2020
- *"He has a good grasp of the feel of a case and really knows his way around immigration law."* (Immigration) Chambers and Partners 2020
- *"A very impressive silk."* (Police Law) The Legal 500 2020
- *"An excellent legal brain and a very capable advocate." "Gives a lot of attention to detail, and is very approachable and great technically."* (Police Law) Chambers and Partners 2020
- *"Insightful, concise and 100% accurate in terms of the law and tactical approach. He is really flexible, good on paper and always contactable."* (Police Law) Chambers and Partners 2019

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