

# COURT OF APPEAL, CRIMINAL DIVISION

Determination by Single Judge under Section 31

Criminal Appeal Act 1968

(Criminal Procedure Rules, r65.5(2))

(Please write in BLACK)

a)  
**C2**  
**SJ**

**APPLICANT**

**REF NUMBER**

**DOB**

**MARTIN GLASGOW**

**200705703 C2 RD**

**10/07/1959**

**WHERE DETAINED**

**INDEX NO.**

**EDR**

**HDC NORTH SEA CAMP**

**PV9456**

**01/02/2008**

**ORDER by the Hon Mr. Justice TEARE**

**APPLICATIONS considered**

(a) **EXTENSION** of time ☒

(e) **LEGAL ASSISTANCE**

(b) **Permission to appeal against CONVICTION** ☒

(f) **BAIL**

(c) **Permission to appeal against SENTENCE** ☒

(g) **ORDER FOR WITNESS** to attend

(d) **Permission to appeal against CONFISCATION ORDER**

**DECISION Permission to appeal against conviction – REFUSED**

**Permission to appeal against sentence – REFUSED**

**Extension of time – REFUSED**

If legal assistance is granted please indicate the number of Counsel and whether Solicitors are included.

**REASONS FOR DECISION**

I have considered the papers in your case and your grounds of appeal

The Grounds of Appeal, despite their length, do not disclose an arguable ground of appeal either against conviction or sentence. There are a great many allegations but no coherent explanation as to why any have a realistic prospect of success.

For that reason leave to extend time is also refused.

Where a refused application for leave to appeal is renewed to the full Court, the Court may make a **loss of time order** if the application is considered to be wholly without merit, even if it is supported by your legal advisers. The Court will certainly consider doing so if the judge's initials appear in this box: ☐

**SIGNED**

*N.J. Teare*

**DATE 15 January 2008**

Date form SJ despatched: 15/01/2008

Date renewal received:

**PART 2 - FOR USE BY THE PRISON SERVICE**

A. Date form SJ handed to applicant:

Signed:

(Prison Officer)

B. Date applicant handed in form SJ renewal with Part 3 completed:

Signed:

(Prison Officer)

**PART 3 - RENEWAL NOTICE FOR USE BY APPLICANT/APPLICANT'S LEGAL REPRESENTATIVE**

Applicants should read the notes below in Part 4 and tick the relevant box(es) and sign below in this part of the form if they wish to renew existing application(s). This form cannot be used to lodge a new application. This renewal notice is invalid unless Parts 3A and 3B are completed.

A. I wish to renew the following application(s) (Tick the relevant box(es)):

- |                                                                             |                                                                 |
|-----------------------------------------------------------------------------|-----------------------------------------------------------------|
| <input checked="" type="checkbox"/> EXTENSION of time                       | <input checked="" type="checkbox"/> LEGAL ASSISTANCE            |
| <input checked="" type="checkbox"/> Permission to appeal against CONVICTION | <input type="checkbox"/> BAIL                                   |
| <input checked="" type="checkbox"/> Permission to appeal against SENTENCE   | <input checked="" type="checkbox"/> ORDER for witness to attend |
| <input type="checkbox"/> Permission to appeal against CONFISCATION ORDER    |                                                                 |

I understand that if an application is renewed after being refused by a Judge and the Court comes to the conclusion that there is no justification for the renewal, the Court may:

i) direct that some or all of the time spent in custody as an applicant shall not count towards sentence "a loss of time order" and/or

ii) make an order for costs against the applicant, including the cost of any transcript obtained.

You may include in the box below any reasons why you consider the Court should not make such an order:

B. Signed:

*M Glasgow*

(Applicant / Applicant's legal representative)

Date:

28<sup>th</sup> January 2008

**PART 4 - NOTES**

- a) Applications which have been refused by a Judge may be renewed for consideration by the full Court of Appeal.
- b) This form must be completed and signed if any applications are being renewed. A renewal cannot be lodged validly by any other means. This form may be completed by the applicant or by that person's legal representative. Legal representatives cannot renew an application without the applicant's express instructions.
- c) For applicants in custody, this form must be handed in the prison or other custodial authority within 14 days of the date shown in part 2a of this form. The date of handing in the form must be completed by the custodial authority in part 2b. Applicants not in custody and legal representatives must return this form to the Registrar to reach him within 14 days of the date shown in part 1 of this form.
- d) If an application is not renewed within the above time limits it will generally be treated as having been refused by the Full Court of Appeal, which will not extend the time limits unless the circumstances are wholly exceptional. If an applicant wishes to renew an application after the time limits, he or she must include with the late renewal a written explanation for the delay.
- e) If an applicant wishes to obtain advice before renewing any application(s), this should be done and the completed form returned within the time limits already mentioned. The Court will not normally accept as a reason for delay the fact that the applicant was seeking further legal advice. Legal advice received when the appeal was first launched should be sufficient to enable the applicant to make a decision concerning whether or not to renew any application(s).
- f) An applicant is not entitled to be present at the hearing of a renewed application.

Important notice to the applicant's legal representative

Legal assistance is not available under the provisions of the Crown Court representation order to prepare or present a renewed application. If a legal representative intends to appear in court on the applicant's behalf at the hearing of a renewed application (on a private or pro bono basis) he or she should inform the registrar in writing within 14 days of the date shown in part 1 of this form. Otherwise, the matter will be fixed for hearing as a non-counsel matter and, save in exceptional circumstances, will not be re-listed for hearing thereafter.