

You maintained that you had acted in self-defence and that Mr Stooke-Vaughan had been the aggressor. You claimed to have used only the minimum amount of force necessary to defend and extricate yourself from the situation.

Having considered the evidence the magistrates were satisfied that the charge had been proved and found you guilty of the offence.

Your Appeal

You applied for leave to appeal against your conviction, to Mold Crown Court. Your application was out of time, however, and the Judge refused leave, stating that your application was without merit.

Your application to the CCRC

You have asked the CCRC to review your conviction. We have attempted to obtain the Magistrates' Court file although it has been destroyed due to the passage of time. We have also attempted to obtain your defence file from Richard George & Jenkins, Solicitors, although they have told us that it was handed to you and is no longer in their possession.

The position regarding disclosure is set out at Annex B to this letter.

The CCRC's Powers

The CCRC may refer a conviction if the following conditions are met:

1. There is a real possibility that the conviction would be quashed if it were referred, and
2. this real possibility arises from evidence or argument which was not put forward at trial, or any appeal or application for leave to appeal, or
3. there are exceptional circumstances which justify the making of a reference even though there is no new evidence or argument.

The CCRC's powers to make a reference under the Criminal Appeal Act 1995 are summarised more fully at Annex A to this letter.

Analysis and Reasons

Your letter dated 19 March 2013, accepted by the CCRC as a new application, attaches a five-page document in which you challenge the facts relied upon by us in deciding not to refer your conviction in 2011.