

Neutral Citation Number [2019] EWCA Crim 1268

No: 201802978

**IN THE COURT OF APPEAL**  
**CRIMINAL DIVISION**

Royal Courts of Justice  
Strand  
London, WC2A 2LL

Thursday, 27 June 2019

**B e f o r e:**

**LORD JUSTICE HOLROYDE**

**MR JUSTICE BUTCHER**

**MRS JUSTICE FARBEY DBE**

**R E G I N A**

v

**JD**

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**J U D G M E N T**  
(Approved)

1. MR JUSTICE HOLROYDE: The applications to certify a point and for leave to appeal to the Supreme Court are refused. No point of law of general public importance is involved in the decision given by the court on 17 April 2019.
2. A judge may only issue a witness summons pursuant to Section 2 of the Criminal Procedure (Attendance of Witnesses) Act 1965 if satisfied that it is in the interests of justice to do so. The assessment of the interests of justice will necessarily be a fact-specific judgment based upon an evaluation of all the circumstances which are relevant to a particular case. On analysis, the points raised in the present application do no more than challenge the assessment made by the judge in the circumstances of this case.

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