

4.75 *Shall 'not be dealt with more severely', Defendant Unlawful sentences*

Att-Gen's Ref 2019 Re Clews 2019 EWCA Crim 769. The Attorney-General referred D's case to the Court of Appeal. There were two threats to kill, which were referable. D's common assault, having an offensive weapon and two ABH counts were not. Held. We apply *Att-Gen's Ref No 32 of 2004* 2004 EWCA Crim 2644, so we are not restricted to the referable counts.