

Is this the face of the new domestic violence laws proposed by the Australian Law Reform Commission (ALRC)?

ALRC proposes Australia follow the Canadian domestic violence model

“(ALRC 114 Summary). Family Violence – A National Legal Response: Improving Practice”

Extracts:

“Relevant bench books have been published by judicial institutes and bodies in Australia and these could be built upon and, with adequate resourcing, such bodies could contribute towards the development of a national family violence bench book. The Victorian Department of Justice is currently in the process of securing access to the *Canadian family violence bench book*, and Victoria and South Australia are exploring a partnership agreement to progress work at a state level in relation to a bench book.

The Commissions consider that there is potential for collaboration between the Australian and state and territory governments to develop a similar bench book in Australia, *using the Canadian bench book as a model*. The Commissions therefore recommend, in Chapter 31, that the Australian, state and territory governments should collaborate with relevant stakeholders to develop and maintain a national bench book on family violence, including sexual assault, having regard to the Commissions’ recommendations throughout the Report in relation to the content that should be included in such a book ...

Police play an important role in responding to, intervening in, and preventing family violence, and are the first point of contact for many victims. Police are responsible for recording incidents, interviewing victims and collecting evidence to support criminal charges and ... applying for protection orders in the civil system.”

The Canadian model

But is following the Canadian model a good idea?

Shown below is an example of the way in which the domestic violence system evidently works in Canada.

(NB. It is not suggested here that Australian police forces currently operate in the way described in the following commentary. There are many fine police officers in

both the Federal Police and State police forces, whose work is much appreciated by the public. Nevertheless, the Canadian experience with police acting in a summary manner in domestic violence cases does not inspire much confidence in the way that the Australian system might develop in the future if current proposals are acted upon.)

[Vancouver Police Beat Yao Wei Wu After DV Call](#)

January 23rd, 2010 [3 comments](#)



Yao Wei Wu After Police Beating

Source: [angiemedialia](#)

“Here’s a story that illustrates just how out of control and violent police and law enforcement are regarding domestic violence calls. Vancouver police were called by a woman claiming she was being beaten by her husband and she was afraid for her child. Plainclothes cops with guns showed up at the address and knocked on the door. A man answered the door and opened it for the police. The cops say they identified themselves as Vancouver police, but the man says he complied not because he knew they were police but because they had guns. The cops then kicked in the open door, grabbed the man and pulled him out of the home, and proceeded to beat him bloody. They smashed in the bones around one of his eyes, badly bruised his back, and left him with abrasions and bruises all over his face, torso, and knees. The cops then arrested and handcuffed him.

What law had this man broken? Why do police believe they can brutalize a person who answered the door and had no weapon and did nothing to provoke them? Even if you assume that he was beating his wife, it doesn’t appear the police were justified in their conduct. But it gets far worse the more you learn of the story.

Cops beat and arrest the wrong man

Only after all of this did they bother to ask him his name. The man can’t speak English well as Cantonese is his primary language. But he understood they were asking for his name and identified himself as Yao Wei Wu.

Oops. They had the wrong man! The 911 call came from another unit in the building.

Cops attempt to cover up their crime

They were cops and beating up people is what they do. They probably believed nothing will come of it so long as it is handled the standard police way by using lies

and manipulating the public to blame the victim. So they issued a statement falsely claiming that Yao Wei Wu resisted arrest, figuring that would justify the beating to the public.

While lying works well for criminal cops in many cases, especially misconduct in which they beat a member of an ethnic minority, in this case the police chief Jim Chu is also Chinese. Chu a short time later revealed that the initial story being put out by the police trying to blame Yao Wei Wu was not accurate, issued a press release announcing that Wu did not resist arrest, and apologized for what the police did to him. Chu even visited Wu's home to apologize to him and his wife who had been terrorized as she witnessed the brutal unprovoked beating of her husband by the police.

Chu is at least trying to do his job of upholding the law and keeping the public safe. Although there may be temptation to hang the man for the actions of abusive VPD cops under his command, the reality is that even a saint can't keep absolute control over the thugs who are part of police forces in every nation.

VPD apology not enough

The couple don't believe the apology by VPD's chief of police makes up for what was done to them. As the wife explained to reporters, she does not trust the police. *Wu can't work now due to the injuries inflicted upon him. He worries his eye may not heal to fully restore his vision.*

Police misconduct common, cops usually get away with it

For many of us who have had contact with police and government agencies like CPS, we know that not trusting these people is a rational belief. Not all cops are bad, but far too many malicious abusive liars remain on police forces around the world including supposedly free nations such as Canada and the US in which people are claimed to have civil rights but in reality are often mistreated in violation of their rights. These cops involved are generally liars who will hurt innocent citizens without reasonable cause.

When their misconduct is pointed out, they often hurt their victims even more. Police brutality like that done to Yao Wei Wu is just one of the many methods they use. False arrests, falsely obtained search warrants, planted and fabricated evidence, cops lying in court, suborning false witnesses and perjury against a victim, and blacklisting their victims on domestic violence and child abuse lists to destroy their reputations and careers are just some of the means they use to harass those who anger them. Many of these blacklists have been declared as unconstitutional, yet the police break the law by continuing to use them to persecute people who have never been charged with or convicted of any crime.

Government-aligned media spin

While minority media reports seem to get the story right that the cops were totally wrong on their actions regardless of whether they apprehended the alleged suspect,

some mainstream media sources act as spin-happy apologists for the government. CBC in particular has been spreading the perception that the problem with what happened is that the cops beat up the wrong person. That's just one of the problems. That the police believe they can act with such unprovoked brutality and treat people as guilty until proven innocent is a much bigger problem."

Selected comments on the above

JS

"They say he resisted. He says he did not. They (the police) were in plain clothes and with guns at 2.00 am in the morning. And imagine if it HAD been the right "suite" and the man they then viciously 'took out' without a word and in such brutal fashion had been the one calling about a domestic dispute?"

Most of us don't have to imagine what might have happened because we know this happens every single day across Canada anyway. And most men are surprised and shocked when it happens to them. These are often the same men who are so critical and dismissive of us when we tell them about these things. "It can't be so" they tell us. "This is Canada and we have a Charter" they say.

Well actually you don't. What changes everything is Police and Justice Department bias, an out of control "we are in control here" attitude" and domestic violence "rules" (for men), feminist influences, and the fact that you are a man. That's the reality of "domestic violence" in Canada and the reality of what the shelter-DV industry in Canada means and represents and how it affects all Canadian men especially Fathers in domestic relationship break-downs.

They beat men and Dads mercilessly and break their wrists and stuff them upside down into police cruisers based on a spurious and mostly false allegation of "violence" which is sometimes merely a defensive 'shove' .

It happens like this in the USA, UK, Australia and New Zealand too. Time to wake to people. As you can see by this story the next victim could well be YOU. And all you have to do is open the door."

Concerned Citizen 10

"Change the law to the way it is supposed to be, so people are innocent until proven guilty. In domestic violence (DV) cases the police ALWAYS arrest the man, even if HE is the one that was abused. That is the direction police have given to their force. This response has come from decades of women's groups feeding the police inaccurate and self serving information. The police have not done their own work and assume the information is complete and correct.

That assumption is wrong, sexist, misguided, archaic, and needs to change. Almost 50% of DV victims are men (check StatsCan for yourself, because you will never hear this in the media), and against all we have been spoon-fed from women's groups and the media, women are twice as likely as men to initiate DV.

Sadly, there are many more men out there who have been beaten by police in DV cases, and there is almost a 50% chance that these men were in fact the victim of DV, yet now they have been beaten, dragged away from their family and homes, and sent to jail, all on the accusation of one person who has a motive to hide her involvement in any abuse she has done to her partner. And when we hear these stories in the news we say, "Good, he got what he deserved, that bastard", yet we are condemning innocent men.

The policy should be if anyone fears for their safety, then THEY should be taken to a safe place, not just assume one sex is guilty.

Society needs to open its eyes to the all this deep rooted hatred towards men and come to terms with the fact that our prejudices will only weaken our society and harm the world our children will live in. When my son grows up I don't want him to be sent to jail, lose his house and kids because his wife is abusive, or worse, dead since he can't defend himself. Would you?"

Rkozga1

"Canadian taxpayers' dollars have been provided, since 1974, to narrow-minded organisations, groups and their advocates who then, among other horrors committed, have caused Canadian police forces to be conditioned and "trained" in how to deal with domestic violence/ abuse situations: get the man. As such, domestic violence in Canada, is viewed from a one-sided perspective.

Unfortunately, how the police acted in this case, is another consequence of how billions of Canadian taxpayers' dollars have been used over the last 3 decades."

Family Law Amendment (Family Violence) Bill 2010

The Family Law Amendment (Family Violence) Bill 2010 currently before the Australian Parliament, is largely based on recommendations by the ALRC. This Bill must be assessed in the light of the above information.

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