

Submission No.	117
Date Received	

RECEIVED  
 10 MAY 2007  
 BY: LACA



ATTENTION COMMITTEE  
 SECRETARY  
 HOUSE OF REPRESENTATIVES,  
 STANDING COMMITTEE ON  
 LEGAL AND CONSTITUTIONAL  
 AFFAIRS  
 PO BOX 6021  
 PARLIAMENT HOUSE,  
 CANBERRA ACT 2600

1  
 my name is DAVID BROPHY  
 my Paranoid Schizophrenia  
 card is in receipt of a Commonwealth  
 Disability Centrelink pension.  
 He is under financial management  
 of the C.P.C. He is under financial  
 management only and luckily not  
 under Guardianship of the O.P.C.  
 When someone is put under the O.P.C.  
 it is for life. The only avenue of  
 recourse against this situation is  
 to go to another arm of the same  
 but separate body, is the guardianship  
 tribunal. It is rather like Caesar against  
 Caesar. Caesar of course always wins  
 Caesar in this case has a vested financial  
 interest in holding on to their clients.  
 It means they can not only seize  
 and sell off their clients' assets but  
 other family assets as well. They are  
 laughing all the way to the bank.  
 My persistence is dealt with more  
 threatening and bullying tactics. The  
 O.P.C.'s spokesman is very adept at this  
 kind of behaviour.

[He makes his threats and threats  
 the phone down. He says that with me  
 as the sole trustee for my son.  
 A theory it is only upon my death  
 that my son benefits. However in  
 reality it is the O.P.C. who  
 benefits as they have made themselves  
 the default beneficiaries of this

property.

I have two titles, one being the ~~as~~ Trustee and the other a life tenant. The Land Titles Office was going to do something they had never done before. They were going to amalgamate the two titles ~~is~~ <sup>is</sup> or but they decided to keep them separate.

However the house was left to me in a state of deterioration, totally unfit for human habitation. This was remedial but required a small mortgage. Under the terms of my father's will I have ~~the~~ the right at my discretion to mortgage the property to defray essential repairs.

The W. P. C. had other ideas. They demanded that the house be sold ~~the~~ because they said I was depriving my ~~son~~ <sup>son</sup> of his rights. They seized ~~the~~ control of my home ~~refusing~~ at the time to allow the house to be put in my name, so I could as a pensioner get concessions on the rates etc. They didn't seem to be able to grasp the notion of what my father intended. That was for me to have full enjoyment of the property during my lifetime — to live in or derive an income from it or to let it.

3,

Although they have no legal jurisdiction over the property while I am alive they demanded that the property be sold, although the house had been very neglected a sturdy built double brick heritage cottage in a high prestige area all that was required was a small mortgage to bring it back to its former glory with a great deal of opposition from the O.P.C. but a great deal of help from the bank and the Land Titles Office who thanked them more at the O.P.C. things I have achieved the impossible, the house has more than doubled ~~to~~ doubled in value. I also had the help of a top Canberra barrister, who is what is required when dealing with the O.P.C. things. The O.P.C. used every guise they could muster to prevent me from achieving my goal. They are rude abusive and threatening. It is all about power and control. It has nothing to do with protecting people's rights. The O.P.C. is protected and should be called "the protected commission".

They have subverted my rights as the trustee by putting a caveat on my property. It is very

4.

~~It~~ clearly spelt out in my father's will what he can and can't do with the property. Putting a caveat on it doesn't change that.

My concerns are for my son's welfare. Then concerning we what they can do, how much they can make out of it and ~~can~~ can they get away with it.

My son has to travel into the city O.P.C. every day to collect his Centralised allowance. They keep a substantial portion of his pension every fortnight to pay their wages and salaries. My son doesn't owe the O.P.C. a living. The C.P.C. does not give my son sufficient funds to live on, which means he has to go without meals. They give him no money for clothing and do not accept the fact he is entitled to a little money for entertainment etc. He is living a ~~most~~ miserable life and has made a number of suicide attempts. The O.P.C. invests money that is meant for my son to live on very frugally. They tell him it is for him when he gets old. He is old now well before his time. My son's pension is not intended as some sort of Superannuation scheme to further the coffers of the O.P.C. It is meant for my son to live on now

7.

day to day.

When it was explained to the O.P.C. that the house was left to me in a state of dereliction they wrote to me very abusively that were concerned that the house was in a state of dereliction and recommended me as life tenant to maintain the house in a proper state of repair and what was I

going to do to maintain the house in a proper state of repair and to get back to them as a matter of urgency as to what I was going to do to maintain the house in a proper state of repair.

They would ring me up and threaten me. At one stage a solicitor warned them that they would be subject to a restraining order if they didn't stop harassing me. All down the line they have grossly mismanaged my sons benumbed

As my son is in receipt of a Commonwealth Centennial Pension I feel it would be better in his financial interests to collect his Pension from the body that dispenses it — the nearest Centennial Office. At least they wouldn't remove huge sums to pay their wages and salaries.

Do we need the O.P.C.? now we

01

don't, I request that my son's person  
/ be redispersed to the Commonwealth  
Prison.

Oh, the meantime all I can do is  
stand by helplessly and watch  
my only child being slowly murdered  
by their corrupt system.

Yours faithfully  
MRS DAWN BROPHY