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To: The Secretary
The Joint Select Committee on the Republican Referendum,
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Constitution Alteration (Establishment of Republic) 1999 Bill

My submission to this committee should not be taken in any way as condoning or approving any purpose of this Bill.

I regard the proposed alterations to the Constitution to be subversion and treason to Her Majesty.

Please find below my submission to your proposed Constitutional Bills, they are all totally Un-Constitutional and illegal, and that any politicians who support any of these Bills are in breach of their Oaths of Office and should not be allowed to sit in Parliament. You and you ilk, are organising a revolution from within at the tax payers expense against the Monarch. You all should be prosecuted and tried before a jury of 12 for Treason under section 24 of the Crimes Act 1914. The penalty is truly justified, Death by Hanging.

The Referendum, Revolution and Future War.

Many misguided people believe that the nice politically correct politicians will guide us into a glorious "New Age" of Australian independence, a golden sunset of socialism where the intellectuals will care for everyone from the cradle to the grave. Future reality is that unless we ourselves all take an active part, billions will never make it to the cradle or even birth, and many more billions will be left unburied, not in the grave. The world always makes the assumption that the exposure of an error is identical with the discovery of the truth - that error and truth are simply opposite. They are nothing of the sort. What the world turns to, when it has been cured of one error, is usually another error, and often times one worse than the first one. We are very fortunate in Australia. Thousands died for us on battle fields or met the hangman in countless experiments of errors, before our generation inherited the most advanced system of freedom the world has ever known.

Now due to political party abuse, and "we the people's" apathy, it now seems that like Camelot, the 'once pure and bright spark' is about to go out for another millennium.

The Truth

Legislation Contrary to Constitution is null and void. No legislative Act contrary to the Constitution can be valid. To deny this would be to affirm that the deputy is greater than his principal; that the servant is above the master; that the representatives of the people are superior to the people; that men, acting by virtue of powers, may not only do what their powers do not authorize, but what they forbid. The Constitution intends the representatives of the people to substitute their will to that of their constituents. A Constitution is, in fact, and must be regarded by judges as fundamental law. If there should happen to be an irreconcilable variance between the two, the Constitution has to be preferred to the statute.

Most literate people are aware that:-

1. All laws which are repugnant to the Constitution are null and void.
2. It cannot be presumed that any clause in the Constitution is intended to be without effect.
3. No one is bound to obey an unconstitutional law, and no courts are bound to enforce it. The general rule is that an unconstitutional statute, though having the form and name of law, is in reality no law, but is wholly void and ineffective for any purpose; since unconstitutionality dates from the time of its enactment, and not merely from the date of the decision so branding it.
4. Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them.
5. When any court violates the clean and unambiguous language of our constitution, a fraud is perpetrated and no one is bound to obey it.
6. Constitutional rights may not be infringed simply because the majority of the people choose that they be.
7. Under our form of government, a Constitutional Monarchy, the legislature is not supreme...like other departments of government, it can only exercise such powers as

have been delegated to it, and when it steps beyond that boundary, its acts, like those of the most humble magistrate in the state who transcends his jurisdiction, are utterly void.

8. If the legislature clearly misinterprets a Constitutional provision, the frequent repetition of the wrong will not create a right. Convention is not Law.

9. Where the meaning of the Constitution is clear and unambiguous, there can be no resort to construction to attribute to the founders a purpose or intent NOT MANIFEST IN ITS LETTERS.

10. An unconstitutional act is not law; it confers no rights; it imposes no duties; affords no protection; it creates no office; it is in legal contemplation, as inoperative as though it had never been passed.

I suppose I can add personally to these general presumptions that I particularly believe that prohibition on freedom of speech, the freedom from un-warranted search, prohibiting a person the right to self defence, go beyond the bounds of logical reason in that it attempts to control a man's freedom by legislation, and makes crimes out of things that are not crimes. A prohibitive law strikes a blow at all the very principles upon which our civilisation was founded. It is impossible for the state to lawfully diminish the rights of the people. They are immutable. States do not confer rights so cannot remove them. They illegally inhibit those natural rights but can never deny them forever.

Most freedom loving Australians believe that the Constitution is true and cannot be subverted and changed.

Contempt!

For the Commonwealth Constitution.

For the last fifteen years, conniving politicians who do not believe the above to be true, but believe that they alone should have total power in the Nation, have united across the party barriers to steal power.

The abuse of the Australian Constitution by Australian politicians is legendary as before the first Australian Parliament had its first sitting, Governor General Lord Hopetoun appointed not one but two Prime Ministers, even though there was no Constitutional provision for one. There was illegal incursion of a Cabinet system, the reversal of the sub-sections on Banking, Currency, Taxation, Trial by Jury, Race, Civil Conscription,

Aid to the Civil Power, Immigration, and the Acquisition of Property. The Queen is supposed to appoint the Governor General the Governor General is supposed to appoint the Justices to the High Court. When the watch dogs owe their allegiance to a corrupt appointment, what hope have we? Hundreds (many still sitting) of members of Parliament have sat in parliament illegally, due to being a Citizen of a Foreign Power, acknowledging allegiance or obedience, or adherence to a Foreign Power, entitled to the rights and privileges of a Foreign Power, Holding an office of Profit or a Pensions payable by the Crown, Direct or Indirect pecuniary interest, Taking any Fee or Honorarium (position) for service rendered to any person or State, or is Attainted of Treason. The last one includes all republican members of parliament. As under Section 42, all elected representatives and Senators have to take an Oath of Allegiance, or if they are not Christian they may make an affirmation. Under the definitions of Treason in Section 24 Crimes Act 1914, all republicans have broken that oath. All under the most elementary definitions of the Act are Attainted of Treason and should no longer sit in Parliament.

Contempt for our Constitution by our politicians has gradually galloped into the gargantuan proportions which now cannot be described as anything less than Revolution from within.

The Politicians Greatest Problem.

The Preamble.

The greatest impediment to the politicians republic has always been the Preamble to our Constitutional Act. Where is states:

"Whereas the people of New South Wales, Victoria, South Australia, Queensland, and Tasmania, humbly relying on the blessing of Almighty God, have agreed to unite in one indissoluble Federal Commonwealth under the Crown of the United Kingdom of Great Britain and Ireland, and under the Constitution hereby established:" This is what federates the Australian states. This mechanism is not repeated in any other section of the Constitution Act, and it is the most important sentence in our Constitution, but it's more. It uses the word "indissoluble" and "under the Crown", and as Preamble of our Constitutional Act is not in Section 9 which is headed "The Constitution", but is still a major unchangeable part of the Commonwealth of Australia's Constitutional Act.

Section 9 is itself split into eight Chapters and 128 Sub Sections. Sub Section 128 allows alteration of Sub Sections 1 to 128 of Section 9 but gives no power whatsoever to alter the Preamble and Sections 1 to 8. This has been the politicians greatest stumbling block.

No amount of referenda can alter this preamble, and to proclaim a republic is treason. Even assisting with a referenda is giving credence to its legality, and as the Constitution is "indissoluble" and only allows for minor alteration to Section 9, any attempt at changing illegally the other sections is Treason.

The Great Lie,

"Make the lie big enough and all will believe it." - Adolf Hitler.

To combat this threat to the republican plot, the politicians have thrown up a massive furphy. The social engineers must have had many sleepless nights scratching their wooden heads before they came up with this master plan.

The Quest for a (New) Preamble (for our Constitution).

John Howard set the Constitutional Convention Foundation the job of reviewing the submissions and the careful handling of the complacent publicity. Of course John can distance himself from this, and just say that this body is only reflecting what the Australian people want. Of course this is codswallop and only reflects the opinions of the misguided misfits he appoints to it, as was proved on Wed 24th Feb 99 (broadcast ABC) at the National Press Club Lunch, where the un - Constitutional Centenary Foundation (that sounds very legal and proper but it is the reverse) launched its report and recommendation from the Preamble Quest. It had received ONLY 383 submissions, yet Cheryl Saunders, the Deputy Chair, boasted that it truly reflected the views of the Nation. (Maybe 18,000,000 people - what's that as a percentage?).

It was stated directly or strongly inferred that:

- C We need a new preamble to let us know who we are.
- C We have no preamble at the moment,
- C We need a new preamble for the new republic that is coming into being.
- C Overwhelming support for a new preamble during the Quest had removed the necessity for a question on "if" we needed one at the coming referendum,

but only what model or wording was required will be asked in the referendum.

C Overwhelming support for recognising that Indigenous people had prior ownership of Australia, and as this had so much support from the Courts with the Mabo and Wik decisions, that it had to be correct.

C That representative democracy should be mentioned in it. (of course uniting in an indissoluble federation under the Crown did not rate a mention. Constitutional Monarchy seemed an anathema)

C They all stated, "Most Australians could not care less about God, or if the word God appeared in the preamble or not. Why not, if it keeps them happy?" Jeers and laughter from the crowd, smiles all round, what a joke, God in the preamble, they thought that was hilarious.

C We should not refer to an "Almighty Christian God". Almighty should be dropped as its not in vogue theologically and is contrary to current doctrine and contrary to views on diversity and Multi culturism.

(No mention was made of the many people who sent submissions in requesting that the Current Constitution and Preamble not be changed, or that Almighty God was in the current Preamble).

No Choice, A Republic Anyway You Vote

It was very evident from this broadcast, that whichever way the people voted in this coming referenda, they would get a republic out of it, either by voting for a republic on one question, or by default with the Preamble. Questions would ask the people which republican model preamble they would like, and this would then replace the current legal one. Without our current Preamble, Almighty God, the Crown and the Federation will all be thrown out with the bath water.

There lies the Lie. Their diabolical plan is to introduce a republic, using the vacuum of knowledge within the Australian population on this subject. They will subvert the population to vote. It will have no bearing on what they vote for, as even the fact of misinforming the public into believing that they can change their system of government by referenda is a lie, but compliance in that lie will give them the victory that they require, whichever connivance the people vote for. This treason is nothing short of revolution, a revolution from within, but nonetheless Treasonous Revolution.

A true case of :-"Treason doth never prosper, what's the reason?

For if it prosper, None dare call it Treason".

Sir John Harrington, 1561-1612

It has prospered so long in Australia, it has risen to such heights of power, would the Federal Police dare call it 'Treason'. Would the politician appointed Courts call it Treason? Would the Media dare call it Treason? Will the Christian Church call it Treason? No, only the people can dare to call it Treason.

The Enemy Within.

Many Australians blame the Queen for not doing her job in not enforcing her powers over the governors, and yes, she is where the buck stops and must bear the responsibility. But the real blame has to be ourselves. Liberty is only granted to those who love it, and who are always ready to give their lives to fight and defend it. We are the enemy within. It's our apathy that has caused this debacle. In past ages it has been the people who have reminded the Monarchs of their Coronation Oath. Charles the First had his head removed for ignoring and in a similar manner James the Second had to hurriedly vacate the realm. William and Mary and their successors (Elizabeth II), were only allowed to reign if they and parliament heeded the Bill of Rights. It was the people who threw them out, and the people who invited them in. We are the responsible body.

All of this, I know, will sound wild and hysterical to the profound herd of vulgar so called intellectuals and all the robotical politicians who have no place amongst the people, who are a sort of beast who thinks that nothing exists but what comes out of their mouths, who are grossly material, and who, far from being qualified to be directors of the great movement of our nation, are not fit to turn a wheel in the machine.

To people rightly educated and truly taught, the ruling Constitutional safeguards and principles are in truth everything, but in the opinion of our politicians they have no substantial existence or worth. Generosity in politics is not wisdom; and a great country in the hands of little minds does not auger well.

We have to elevate our minds to the greatness of that trust to which Providence has called us. It is not up to our children or our parents, but our generation. Our predecessors have turned a savage wilderness into a glorious country, and have made the most extensive and honourable conquests, not by destroying, but by promoting the common wealth, the happiness of families living in peace.

The cement has gone, the cohesion has been loosened, and everything runs to decay and dissolution. As long as we have the wisdom to keep the sovereign authority of this country as a sanctuary of liberty, a sacred temple consecrated to our common faith, wherever the chosen race, the sons of Australia worship freedom, they will turn their faces towards the Commonwealth of Australia. The more we multiply, the more friends we will have. The more ardently all love liberty, the more perfect will be our obedience.

Slavery can be had anywhere. It is a weed that grows in every soil in the world. It can be found in any republics like China, Russia, or Indonesia . But until our Constitution is lost and all feelings of our true honesty are destroyed, freedom can only be found here in Australia. Freedom is a commodity at a price, of which the Australian Constitution has the monopoly. That is the truth.

Deny us this participation in freedom, and you break that sole bond which was originally made, and must still preserve, the unity of Australia.

These politicians imagine that your accounts, taxation records, mortgages, and overdrafts are what form the great security of this nation's commerce. They dream that their Ministerial Appointments, Executive Cabinet decisions, and suspending clauses are the things that hold together the great texture of this mysterious whole. These things do not make government. Dead paper and red tape, passive tools as they are, do not count. It is the spirit of the British Monarchy that gives all their life and efficacy to them. It is the spirit of the English Constitution which gave birth to our Commonwealth of Australia Constitutional Act, which, infused through its mighty head of power, pervades, feeds, unites, invigorates, excites every part of Australia. Its minutest member has a perception of rights and freedom.

Do our political tyrants imagine then, that it is the Tax Acts which raises their revenue? Or that it is the annual vote in the Committee of Supply which creates our army? Or that it is the Mutiny Act which inspires the Army with bravery and discipline? No! It is the love of the people; it is their attachment to their Constitution from the sense of the deep stake they have in such a glorious institution, which gives Australia its Army and Navy, and infuses into both that liberal obedience without which our Army would be a base rabble and our Navy nothing but rusty tin.

War.

Fortunately we have a fine example of our future in the history of Ireland. There, a group of revolutionary republicans, starting from the bottom instead of the top, took to the streets in the Easter rising of 1916. Most of their best men were killed and the rising

put down. (Sir Rodger Casement was tried and hanged for Treason) Michael Collins was assassinated by Eamon de Valere, an intellectual who became the President of the Irish Republic. Civil War broke out, and the Republicans took the bigger, poorer area. The Monarchists took the smaller more industrialised northern area. The Civil War has lasted for over eighty years. At the moment the Republicans feel that the will to keep fighting has waned in the north and are ready to reap victory, settle the scores for the final time, and enjoy their complete republic. Any who object to their form of Government will either have to live with it or leave. Why the big rush to disarm the loyalist before the republic is proclaimed? Why is Jerry Adams, the Irish republican, visiting Australia's republicans such as Jim Soorley? The message for all is loud and clear. He considers us another republic, another breakaway from the Crown of the United Kingdom of Great Britain and Ireland, and our republicans want to show him off as the winner who took a jewel from the Crown. When the republic is proclaimed in Australia, many who rightfully object will congregate and stay loyal to the Constitution. The republicans will have to try and destroy them and so the Civil War will begin.

Duty.

So much of the time, many of us are all just lost. We say "please God, tell us what is right, tell us who is true, tell us which path we must take." Is it right to physically resist tyrants? But now there is no truth, no justice. The rich win, the poor are powerless. The courts turn truth into chains which bind the innocent. We become tired of hearing people lie, and after a time we become to expect it. From then on we become dead inside, we think of ourselves as victims, and because we think of ourselves as victims, we become victims. We think we are weak, so we become weak. We doubt ourselves, we doubt our beliefs, we doubt all our institutions and we doubt all law. Today we have to resist a revolution, so then the people have to be a part of the law. Providence has called on all of us. We have to be the law. The law is not a book, not the lawyers, not a marble statue or the trappings of the court. All these are just symbols, symbols of peoples desire to be just. They are in fact a desperate prayer, a fervent and frightened prayer. In the Christian Bible it says "Act as if

you have faith, and faith will be given to you". If we want freedom and justice to prevail, we need only to have faith in law and act with justice. I believe that there is justice in all of our hearts, and we will all do more than our duty as it is required.

"Rebellion to tyrants is obedience to God."

motto on Thomas Jefferson's seal [c. 1776]

By Ron Owen.

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