



OENOVIVA



NOTE TO RECEIVERS. THIS FAX IS SENT IN THREE PARTS FOR TRANSMISSION:
Friday, 20 December 2024



PART 1

TO: HIGH COURT OF HONG KONG
THE JUDICIAL CLERK TO MASTER J WONG,
ATTN: MS. CECILIA LAU, AND
THE JUCIAL CLERK TO MASTER J. HUI
ATTN: E. TO
ROOM G31, G/F, HIGH COURT BUILDING,
38 QUEENSWAY, HONG KONG
EMAIL: ENQUIRY@JUDICIARY.HK
FAX; +852-2524-2034

CC: THE HIGH COURT OF AUSTRALIA
(LIQUIDATOR AND MANAGING CONTROLLER APPOINTED),
ATTN: MR STEPHEN GAGELER, ACTING CHIEF JUSTICE,
50 PARKES PLACE, PARKES,
AUSTRALIAN CAPITAL TERRITORY 2600
EMAIL: REGISTRY@HCOURT.GOV.AU.

Cc,
THE ANDREW GARRETT FAMILY IRREVOCABLE LIVING TRUST ENTITIES
LEVEL 29, OLAYA TOWERS TOWER B, INTERSECTION OF OLAYA STREET &
MOHAMMED BIN ABDUL-AZIZ STREET, RIYADH 11523.
Attn: DAE HUNG SO, CLOBAL PRESIDENT, JOINT CEO, EMAIL
oenovivawashingtoninc@gmail.com
Attn: JENNE MARIE ESCH, GLOBAL COO AND JOINT CEO, EMAIL: jmesch@pm.me
Attn: PETER D KERIN, GLOBAL CONSIGLIERI: pk@sabas.net.au
Attn: PAUL DEVERALL RIGBY, GLOBAL CFO, EMAIL: cfo.global.bwff@gmail.com

AMG 8476: RE HCMP-1855-2022: IN THE MATTER OF THE CROWN
(LIQUIDATOR AND MANAGING CONTROLLER APPOINTED),
ENFORCEMENT PROCEEDINGS, *"THE MAIN PROCEEDINGS"*.

DEAR JUDICIAL CLERKS TO THE HONOURABLE MASTERS & MR. GAGELER,

I have copied the High Court of Australia to allow that court to be heard on the issue of standing.

OENOVIVA GLOBAL, OENOVIVA CAPITAL RESOURCES, OENOVIVA BUSINESS SYSTEMS, OENOVIVA HAND CRAFTING, OENOVIVA ARTISANS,
BETTER WORLD FUTURE FUND, OUR GREEN PLANET, PEARL COAST PRAWNS, IRON BOOMERANG, OFFICE OF THE CROWN ATTORNEY GENERAL

Cryptocurrencies: VIVA, VIVA2, VIVACOIN, VIVACASH

ISIN: AU0000023194, LEI: 984500957DB10F0T4B11, ABN: 42 388 204 496, Brazil Registration CPF: 12192308124; SEC Registration CIK: 0001872362

Better World Future Fund; LEI: 984500914484J1F7PE95, ABN: 26 317 275 322

GLOBAL HEAD OFFICE: C/- AL NAKHLAH ISLAND INVESTMENT COMPANY/ OENOVIVA CAPITAL RESOURCES STRATEGIC PARTNERSHIP,

C4R4+42R, Prince Mohammed Street, Al Souq, Dammam Eastern Province 23322, Saudi Arabia

Hong Kong: Level 19, Two International Finance Centre, 8 Finance Street, Central, Hong Kong

Phone; +61 1300 OENOVIVA (6366 8482)

Washington: 1015 15th ST NW #1000 Washington DC, 20005 USA

Email: amg@betterworldfuturefund.org ; oenoviva@gmail.com

www.oenoviva-capital-resources.com www.vivacoin.org www.carbonhelix.net www.betterworldfuturefund.org

<https://thecommonwealth.org/>



I,

1. refer to [ANNEXURE 1](#) as being true and correct copies of applications made in NSD-741-2023 and DCCRM-0073-2019 for recognition of these proceedings as “the Main Proceedings” under the provisions of the International Treaty annexed to *the Cross Border Insolvency Act 2008* (AU) now produced and marked as the exhibits marked as;
 - a) **AMG 7278** DCCRM-73-2019-Form 20 Notice for Recognition of Foreign Proceeding under Cross Border Insolvency Model Law 14.12.2023 final
 - b) **AMG 8010** NSD-741-2023; SECOND SEALED Filed Form 20 Notice for Recognition of Foreign Proceeding under Cross Border Insolvency Model Law.
2. make this respectful request to the Honourable Masters presiding to take Judicial Notice of the aforementioned Notorious Legislative Fact, related model law and International Treaties under the provisions of the Uniform Evidence Law within the meaning of the Common Law.
3. refer to [ANNEXURE 2](#) as being true and correct Notices of Enforcement filed and served in NSD-741-2023 and DCCRM-0073-2019, amongst other things, and refer to the exhibits produced and marked as:
 - a) [AMG 4; NSD 1848 of 2018 Sealed Tender Bundle 3 Federal Court Indictments.pdf](#) which may be inspected through the hyperlink.
 - b) [AMG 7824 HCMP-1855-2022; NSD741_2023 DCCRM-0073-2019 email service indictment, interlocutory apps; Kudelka; et al stamped DCCRM-0073.pdf](#) which may be inspected through the hyperlink.
 - c) [AMG 7827 DCCRM-0073; NSD-741-2023 Indictment Sealed Received both courts 23.02.2024.pdf](#) which may be inspected through the hyperlink.
 - d) [AMG 8446 HCMP-1855-2022; Writ Of Enforcement; Primary Public Authority V OFAC Glomag-2024-1236930-1; Glomag-2024-12372-1.Pdf](#) which may be inspected through the hyperlink. attached without annexures.
 - e) [AMG 8445 Writ Of Summons And Enforcement; Primary Public Authority And Ors V High Court Of Australia; Woe Unto You Ye Lawyers!.Pdf](#) which may be inspected through the hyperlink. attached without annexures.
 - f) [AMG 8424 Writ Of Summons And Enforcement; In The Matter Of The Territory Of Australia \(Liquidator And Managing Controller Appointed\).Pdf](#) which may be inspected through the hyperlink.
 - g) [AMG 8330 HCMP-1855-2022; Deed Of Priority For Enforcement 21.10.2024.Pdf](#) which may be inspected through the hyperlink.
 - h) [AMG 8012 NSD-741-2023 The King V Australia Notice Of Enforcement In The Matter Of The Crown 05.05.2024.Pdf](#) copy attached.



- i) [AMG 8206 DCCRM-0073-2019 The King Anor V Australia And Anor; Notice Of Enforcement ; In The Matter Of The Crown 04.08.2024.Pdf](#) copy attached
4. am the Hereditary Primary Public Official described in AMG 8446 and AMG 8445 for the territories of the member Nations of the United Nation (Liquidator and Managing Controller Appointed) and the Commonwealth of Nations pursuant to the laws related to the Exhibit produced and marked as [AMG 7969 TENDER BUNDLE # 9 HEADS OF DISCRETIONARY PUBLIC POWERS AND INDEX final.pdf](#) which may be inspected through the hyperlink.
5. am the Liquidator and Managing Controller appointed to the aforementioned corporations.
6. am the Crown Attorney General ABN 25 582 859 403, am the CEO of the Office of the Crown Attorney General ABN 33 785 287 219 established on the 4th August 2020 within the meaning of the *Charter of the United Nations Act 1945* (AU) to fulfil the function of privately funded review of government efficiency and enforcement by Indictment; in which regard you are referred to my correspondence of even date now produced and marked as [AMG 8469 HCMP-1855-2022; NSD-741-2023; LOD-0106699; IN THE MATTER OF THE LEGAL PROFESSION \(LIQUIDATOR AND MANAGING CONTROLLER APPOINTED\) .msg](#) which may be inspected at the hyperlink.

I write to the Honourable Court seeking Directions in the administration of these proceedings requesting that Orders and/or Declarations of Relief are made that.

1. Security for Costs on a solicitor client indemnity basis to be paid by Suntory Holdings Limited (Liquidator and Managing Controller Appointed) pursuant to Clause 13 & 17.3 (Indemnity) 18 (Vendor to Fund Litigation Costs) of the Share Sale Agreement between the Applicant and Suntory (Aust) Pty Ltd dated 27th July 1995. ([ANNEXURE 3](#))
2. Finlaysons Solicitors produce the file paid for by the applicant in SASC-1996-2244; *Garrett & ors v Mildara Blass and Anor.*
3. The Notice of Crystallisation of Personal Property Security Interests/ Notice of Seizure of Collateral/ Notice of Retention of Collateral and Notice of Appointment as Managing Controller dated 1st May 2016 is enforced.¹ ([ANNEXURE 4](#))
4. The US Federal District Court Registry for the District Court of Colorado, the Higher Court Registry of South Australia, the Registry of the Federal Court of Australia, the High Court of Australia and the Registry for the Judicial Committee of the Supreme Court of the United Kingdom produce the Court Files of proceedings related to the applicant to be adduced as evidence in this proceeding.
5. The Judicial Officers presiding exercise judicial discretionary public powers of the Member Nations of the Commonwealth of Nations (Liquidator and Managing Controller Appointed)

¹ [AMG 7412 GAR 501 000 0011 5 Copy of Notice of Seizure of Collateral dated 01 05 2016.pdf](#)



pursuant to conferral of power and jurisdiction by the Applicant on the 23rd of February 2023.

6. The Judicial Officers presiding exercise judicial discretionary public powers of The Applicant as Trustee and Primary Public Official for the Commonwealth of Australia Cik; 0000805157 (Liquidator and Managing Controller Appointed) ABN 86 150 409 985.
7. Global Jurisdiction is enlivened pursuant to the Common Law Principle of Ex Debito Justitiae² and the Court's duty to inquire in its inherent jurisdiction.
8. The Court Rules requirements as to form and procedure are dispensed with.
9. That Lodgment numbers and/or Case numbers disclosed by the applicant in the Registry of the High Court of Australia are interpreted to be matters arising in the Main Proceedings including but not limited to HIGH COURT OF AUSTRALIA reference Numbers HCA-M35-1998, HCA-M95-1998, HCA-A8-1998, HCA-A30-1999, HCA-A31-1999, HCA-A9-2000, HCA-A67-2004, HCA-M42-2014, HCA-A30-2016, HCA-A31-2016, HCA-S161-2015, HCA-B52-2021, HCA-B54-2021, and Lodgments rejected 2020-2024: HCADLS:0119568; 0119566; 0119570; 0119567; LOD-010578, LOD-010582, LOD-010601, LOD-010621, LOD-010574, LOD-010576, LOD-010593, LOD-010595, LOD-010644, LOD-010645, LOD-010653, LOD-010663, LOD-010668 and LOD-010669.
10. The correspondence of the applicant copied or alternatively addressed to the Court registry at enquiry@judiciary.hk be read as plain English and is admitted into evidence in this proceeding.
11. The Evidence lodged for filing in NSD-741-2023, DCCRM-0073-2019 and the Proceedings referred to in the Fifth Amended Notice of Removal at ANNEXURE 1 to the Originating Process are accepted as evidence in this proceeding.
12. The "Sine Die" adjournment of these proceedings in place since the 2nd of September 2023 remains in place to allow the Judiciary Administrator to make such arrangements as are necessary to hear these proceedings by Video Link from the Facilities of the High Court of Australia in the Adelaide Registry pursuant to that court's duty to assist the Judicial Officers presiding in the Main Proceedings under Australia's International Cross Border obligations.
13. The Order of Nolle Prosequi dated 29th July 2024 filed in DCCRM-0073-2019 is recognised Internationally (ANNEXURE 5) as an Audit of Notice of Assessment dated 6th September 2022 (ANNEXURE 6) under International Tax Treaties confirming the Balance Sheet Values and Income Statements of entities related to the applicant filed with the Australian Commissioner of Taxation for tax assessment by Commissioner Chan of the Internal Revenue Department for the periods 25th May 2016 to 30th June 2022.

² [*AMG 1309; Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet \(1999\) UKHL 17.pdf*](#), [*AMG 1308b; Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet \(1999\) UKHL 2.pdf*](#), [*AMG 1308a; Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet \(1998\) UKHL 41.pdf*](#)



14. Such other orders as this Honourable Court deems fit in the administration of justice.

I, Licensor, swear this communicate and its annexures to be true and correct Statements of Fact under penalty of perjury, except where otherwise deposed, pursuant to the operation of s61 of *the Commonwealth of Australia Constitution Act 1900 (UK)* as my undisputed personal property pursuant to Notice of Crystallisation of Personal Property Security Interests / Notice of Seizure of Collateral/ Notice of Retention of Collateral / Notice of Appointment as Managing Controller to Windsor Family Office dated 1st June 2019 served on Her Majesty Queen Elizabeth II (Licensee) on the 3rd June 2019 (THE FIRST ENACTMENT).

I act for King Chares III, Licensee.

ADELAIDE, Friday, December 20, 2024.

Kind Regards



Signature: _____

Name / Title: ANDREW MORTON GARRETT: Global Chairman/ Joint Trustee of the Boards of Trustees of the Andrew Garrett Family Trust No 4 trading as OenoViva Capital Resources (Global) and the Better World Future Fund (Global), The Crown Attorney General to Commonwealth of Nations and the United Nations, Managing Controller and Liquidator appointed to the Crown (Liquidator and Managing Controller Appointed), the Commonwealth of Nations (Liquidator and Managing Controller Appointed), the British Empire Property Trusts (Liquidator and Managing Controller Appointed), the Queen's Dominions Property Trusts (Liquidator and Managing Controller Appointed), the United Nations (Liquidator and Managing Controller Appointed), (Liquidator and Managing Controller Appointed), the United States of America (Liquidator and Managing Controller Appointed), and the Cestui Que Vie Trust (Liquidator and Managing Controller Appointed).

Witnessed



Dae Hung So, Power of Attorney, Global President/ Joint Global CEO.
Sole Director and Shareholder OenoViva (Washington) Inc., Joint Trustee.

ANNEXURE 1

NOTICE OF FILING

Details of Filing

Document Lodged:	Non-Prescribed Notice/Request
Court of Filing	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	2/05/2024 1:52:20 PM AEST
Date Accepted for Filing:	2/05/2024 1:52:32 PM AEST
File Number:	NSD741/2023
File Title:	AUSTRALIAN PRUDENTIAL REGULATION AUTHORITY v ANDREW MORTON GARRETT
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA



A handwritten signature in blue ink that reads "Sia Lagos".

Registrar

Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.



NOTICE OF FILING

Details of Filing

Document Lodged:	Non-Prescribed Notice/Request
Court of Filing	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	6/12/2023 9:23:57 AM AEDT
Date Accepted for Filing:	6/12/2023 9:23:59 AM AEDT
File Number:	NSD741/2023
File Title:	AUSTRALIAN PRUDENTIAL REGULATION AUTHORITY v ANDREW MORTON GARRETT
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA



Sia Lagos

Registrar

Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.



Form 1 Notice of filing of application for recognition of foreign proceeding

(rule 15A.6)

Federal Court of Australia

No. NSD 741 of 2023

District Registry: NSW

Division: Corporations

IN THE MATTER OF THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED), ABN 50 785 365 455 ("THE CROWN")

AUSTRALIAN PRUDENTIAL REGULATORY AUTHORITY

ABN 79 635 582 658 (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED)

ABN 33 446 145 662

The Plaintiff, Defendant by Counterclaim

&

ANDREW MORTON GARRETT,

- **CROWN ATTORNEY GENERAL ABN 25 582 859 403,**
- **TRUSTEE OF THE OFFICE OF THE CROWN ATTORNEY GENERAL TRUST ABN 33 785 287 219**
- **LIQUIDATOR, AND MANAGING CONTROLLER, BENEFICIARY OF PRIVATE AND PUBLIC TRUSTS, PRIOR TRUSTEE SECURED BY LIEN ABN 70 432 067 434**
- **TRUSTEE OF A LETTER TO MY SONS TRUST ABN 90 243 103 687**
- **SECURED PARTY CREDITOR, REGISTRATION NUMBER 40591602**

The Defendant/Respondent, Plaintiff by Counter Claim and Plaintiff by Cross Claim

&

OTHERS NAMED IN THE EXHIBITS PRODUCED AND MARAKED AS;

- **AMG 6776**
- **AMG 6867**
- **AMG 6793**
- **AMG 7015**

Filed on behalf of (name & role of party)	The Respondent		
Prepared by (name of person/lawyer)	Andrew Garrett		
Law firm (if applicable)			
Tel	0450 831 708	Fax	02 9617 7125
Email	amg@betterworldfuturefund.org		

Address for service

(include state and postcode) Unit 3/ 11 Harvey Street, Nailsworth, South Australia, 5083

**Form 20 Notice of filing of application for recognition of
foreign proceeding**

(rule 15A.6)

IN THE HIGH COURT OF HONG KONG

No. 1855 of 2022

THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED)

ABN; 50 785 365 455

TO all the creditors of THE CROWN

TAKE NOTICE that:

1. An application under the *Cross-Border Insolvency Act 2008* for recognition of a foreign proceeding in relation to THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED) was commenced by the plaintiff, ANDREW MORTON GARRETT on 11th NOVEMBER 2022 and will be heard by The Justice presiding at No.38 Queensway, Admiralty, 1/F, High Court, CENTRAL, SAR HONG KONG at TO BE ADVISED . Copies of documents filed may be obtained from the plaintiff's address for service.
2. The plaintiff's address for service is 3/ 11 Harvey Street Nailsworth SA 5083.
3. Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and any affidavit on the plaintiff at the plaintiff's address for service at least 3 days before the date fixed for the hearing.
4. If you are a foreign creditor you must file in the registry of the Court at the address mentioned in paragraph 1 an affidavit setting out the details of any claim, secured or unsecured, that you may have against the company above at least 3 days before the date fixed for the hearing.

Date: 6th December 2023

Name of plaintiff or plaintiff's legal practitioner: ANDREW MORTON GARRETT

Andrew Garrett

FORM 1

FDN:

**IN THE DISTRICT COURT OF SOUTH AUSTRALIA
IN THE CRIMINAL JURISDICTION**

DCCRM - 19 - 73

THE CROWN (LIQUIDATOR & MANAGING CONTROLLER APPOINTED)

VS

**ANDREW MORTON GARRETT, CROWN ATTORNEY GENERAL, LIQUIDATOR, MANAGING
CONTROLLER, PRIVATE TRUSTEE, PUBLIC TRUSTEE, DIRECTOR.**

Accused

**NOTICE OF FILING OF APPLICATION FOR RECOGNITION OF FOREIGN
PROCEEDING – CORPORATION**



CROWN ATTORNEY GENERAL

2023.12.14 10:00:26 +10'30



Filed by the Accused; Andrew Morton Garrett in his capacities set out in Exhibit AMG 6087

Address; 3/11 Harvey Street, Nailsworth, SA, 5083

Mobile Phone; 0450 831 708

Email; amg@betterworldfuturefund.org

The Address for service is by email

Settled by: the Accused

Date and time of filing or transmission: Monday, 14/12/2023

Form CORP 20 Notice of Application for Recognition of Foreign Proceeding

**NOTICE OF FILING OF APPLICATION FOR RECOGNITION OF FOREIGN
PROCEEDING – CORPORATION**

HIGH COURT OF SAR HONG KONG
MIXED JURISDICTION
Case Number: 1855-2022

THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED) ABN 50 785 365 455 IN RIGHT OF
147.COMMONWEALTH OF AUSTRALIA CIK; 0000805157 (LIQUIDATOR AND MANAGING CONTROLLER
APPOINTED) ABN 86 150 409 985; ABN 98 724 451 651 AUSTRAC ACCOUNT No; 100817296
ACN or ABN: [ACN or ABN of company to which proceeding relates]

TO all the creditors of [name of company]

TAKE NOTICE that:

1. An application under the *Cross-Border Insolvency Act 2008* for recognition of a foreign proceeding in relation to The Crown (Liquidator And Managing Controller Appointed) Abn 50 785 365 455 In Right Of The Commonwealth Of Australia Cik; 0000805157 (Liquidator And Managing Controller Appointed) Abn 86 150 409 985; Abn 98 724 451 651 Austrac Account No: 100817296 was commenced by the applicant Andrew Morton Garrett on 11th November 2022 and will be heard by a Master of that Court on To Be Advised at To Be Advised at 38 Queensway, Hong Kong Email hcregistry@judiciary.hk . Copies of documents filed may be obtained from the applicant's address for service.
2. The applicant's address for service is Andrew Morton Garrett in his capacities set out in Exhibit AMG 6087; 3/11 Harvey Street, Nailsworth, SA, 5083.
3. Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and any affidavit on the applicant at the applicant's address for service at least 3 days before the date fixed for the hearing.
4. If you are a foreign creditor you must file in the registry of the Court at the address mentioned in paragraph 1 an affidavit setting out the details of any claim, secured or unsecured, which you may have against the company above at least 3 days before the date fixed for the hearing.

Date: 14/12/2023

Name of applicant or applicant's legal practitioner:

Andrew Garrett

amg@betterworldfuturefund.org

From: CAA:PM District Court Kudelka DCJs Chambers (CAA)
<caapmdistrictcourtkudelkadcschamberscaa@courts.sa.gov.au>
To: amg@betterworldfuturefund.org
Sent: Thursday, 14 December 2023 11:00 AM
Subject: Read: AMG 7279 HCMP-1855-2022; NSD-741-2023; DCCRM-0073-2019;FORM 20
NOTICE FOR RECOGNITION OF FOREIGN PROCEEDINGS IN THE DISTRICT COURT OF
SA

Your message

To: CAA:PM District Court Kudelka DCJs Chambers (CAA)
Subject: AMG 7279 HCMP-1855-2022; NSD-741-2023; DCCRM-0073-2019;FORM 20 NOTICE FOR RECOGNITION
OF FOREIGN PROCEEDINGS IN THE DISTRICT COURT OF SA
Sent: Wednesday, 13 December 2023 11:54:28 PM (UTC+00:00) Monrovia, Reykjavik

was read on Thursday, 14 December 2023 12:29:39 AM (UTC+00:00) Monrovia, Reykjavik.

Lodgment Details

Lodgment ID:	1316107	Transmission Date:	5/05/2024 1:47:42 PM AEST
Lodgment Date:	5/05/2024 1:47:42 PM AEST	Your File Reference:	NOTICE OF ENFORCEMENT

Cause of Action Details

Filing:	Existing	Jurisdiction:	Federal Court of Australia (FCA)
Filing Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA	File Number:	NSD741/2023
		File Title:	AUSTRALIAN PRUDENTIAL REGULATION AUTHORITY v ANDREW MORTON GARRETT
Cause of Action:	MISCELLANEOUS ACTION filed by AUSTRALIAN PRUDENTIAL REGULATION AUTHORITY(A) on 20-JUL-2023		

Lodged Documents

Original Document	Document Type	Document Status	Fee	Requests
NSD-741-2023 THE KING v AUSTRALIA NOTICE OF ENFORCEMENT In the Matter of the Crown (Liquidator and Managing Controller Appointed) 05.05.2024.pdf	Application for an Order Relating to the Procedure to be Followed in a Representative Proceeding - Form 22 - Rule 9.35(1)	Supporting Document	AUD\$ 0.00	
AMG 8013 NSD 721 of 2023 Affidavit of Andrew Morton Garrett dated 30th April 2024.pdf	Affidavit - Form 59 - Rule 29.02(1)	Supporting Document	AUD\$ 0.00	
Total Cost (\$AUD): AUD\$ 0.00				

Parties for this Action

Sequence	Representative	Name	Matter Role Type	Lodged on behalf of	Corporate Type
1		OENOVIVA CAPITAL RESOURCES	Cross-Claimant	☐	other
1	OENOVIVA CAPITAL RESOURCES	GARRETT, ANDREW MORTON	Respondent	☒	other

Contact for the File

Surname:	ANDREW MORTON GARRETT PERSONALLY, AND AS TRUSTEE OF THE ANDREW GARRETT FAMILY TRUST NO 4 ABN 42 388 204 496 TRADING AS OENOVIVA CAPITAL RESOURCES	Given Names:	
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**Form 3 INTERLOCUTORY PROCESS RE ENFORCEMENT OF
NOTICE OF REVIEW OF DECISIONS AND CONDUCT OF
LEE J. AND ORS. RE BREACHES OF SEPARATION OF
POWERS.**

(Corporations Rules; 2.1,2.2 14.1, Division 15, 15A.4, 15A.8, 15A.9)

Federal Court of Australia

No. 741 of 2023

District Registry: NSW

Division: MIXED PROCEEDING; CRIMINAL/ EQUITY/ CORPORATIONS.

IN THE MATTER OF THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER
APPOINTED)

ABN 50 785 365 455

THE KING

First Plaintiff and those named in the Schedule¹.

**COMMONWEALTH OF AUSTRALIA CIK; 0000805157 (LIQUIDATOR AND
MANAGING CONTROLLER APPOINTED)**

First Defendant and those named in the Schedule².

A. DETAILS OF APPLICATION

This application is made under s61 of *the Commonwealth of Australia Constitution Act 1900* (UK) and the Laws applicable under Judicial Notice.

On the facts stated in the supporting affidavits filed in these proceedings and DCCRM-0073-2019, the applicants, The King and ors applies for the following relief:

1. That the title of these proceedings is changed to reflect the Cross Claim and Addendum to the Cross Claim.
2. Enforcement ³ of Recapitalisation of the First Defendant, Judicial Reviews and Writs of Ouster of Office/ Quo Warranto published by Andrew Morton Garrett of the Decisions and Conduct of Lee J and all Public Officials purportedly exercising Judicial and/or Quasi-Judicial Discretionary Public Powers Conferred under Enactments presiding in any hearing in the Jurisdictions of related to Andrew Morton Garrett in any capacity.⁴
3. Such other orders as the Crown Attorney General deems fit upon advice from the Court.

¹ Attached to AMG 7377 NSD-741-2023 SEALED Filed TAGFILT to ATO, CDPP, AUSTRALIA, PRIME MINISTER 19.09.2023 RE TAX JURISDICTION

² AMG 7765 NSD-741-2022 Indictment Mark Dreyfus and Ors 03.02.2024; AMG 7766 NSD-741-2022 Indictment Information Notice Mark Dreyfus and Ors 03.02.2024

³ section 440B, 440F, 440J, 459A, 459B, 459C, 459D, 459F, 459H, 459J, 459L, 459M, 459N, 459P, 459Q, 459R, 459S, 459T, 461, 462, 464, 465B, 465C, 466, 467, 467A and 467B of *Corprations Act 2001* (AU)

⁴ Disclosed in Public Interest Disclosure Drive at the address disclosed in the affidavits.

Filed on behalf of (name & role of party)

The Respondent

Prepared by (name of person/lawyer)

Andrew Garrett

Law firm (if applicable)

Tel 0450 831 708

Fax 02 9617 7125

Email amg@betterworldfuturefund.org

Address for service

(include state and postcode)

Unit 3/ 11 Harvey Street, Nailsworth, South Australia, 5083

Date: 5th May 2024




RESERVE BANK
OF AUSTRALIA



.....
Signature of applicant making this application

This application will be heard by at the South Australian Registry, 3 Angas Street, Adelaide, 5000 at *am/*pm on

B. NOTICE TO RESPONDENTS

TO: ANDREW MORTON GARRETT, TRUSTEE IN BANKRUPTCY, LIQUIDATOR AND MANAGING CONTROLLER and others as named in the Schedule.

If you or your legal practitioner do not appear before the Court at the time shown above, the application may be dealt with, and an order made, in your absence.

Before appearing before the Court, you must, except if you have already done so or you are the plaintiff in this proceeding, file a notice of appearance, in the prescribed form, in the Registry and serve a copy of it on the plaintiff in the originating process.

Note Unless the Court otherwise orders, a respondent that is a corporation must be represented at a hearing by a legal practitioner. It may be represented at a hearing by a director of the corporation only if the Court grants leave.

C. FILING

This interlocutory process is filed by The Crown Attorney General for the applicant.

D. SERVICE

The applicant's address for service is Unit 3/ 11 Harvey Street,

It is intended to serve a copy of this interlocutory process on each respondent and on any person listed in the Schedule Care of:

Mark Dreyfus; Care of the Australian Government Solicitor's Office, Level 10, 60 Martin Place Sydney, NSW 2000

Email; processservice@ags.gov.au

Schedule

Federal Court of Australia No. 741 of 2023

District Registry: NSW

Division: MIXED PROCEEDING; CRIMINAL/ EQUITY/ CORPORATIONS.

IN THE MATTER OF THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER
APPOINTED)

ABN 50 785 365 455

Plaintiffs

Named in Schedule attached to AMG 7377 NSD-741-2023 SEALED Filed TAGFILT to ATO,
CDPP, AUSTRALIA, PRIME MINISTER 19.09.2023 RE TAX JURISDICTION

Defendants

NAMED IN THE EXHIBITS PRODUCED AND MARKED AS;

- AMG 6776.
- AMG 6867.
- AMG 6793.
- AMG 7015.
- AMG 7765; NSD-741-2022 Indictment Mark Dreyfus and Ors 03.02.2024.
- AMG 7766; NSD-741-2022 Indictment Information Notice Mark Dreyfus and Ors
03.02.2024

Date: 5th May 2024.

To be inserted by Court	
Case Number:	
Date Filed:	
FDN:	
Hearing Date and Time:	
Hearing Location:	

Hearing panel above only completed if application for investigation summons or examination summons

APPLICATION TO ENFORCE A JUDGMENT AND ORDERS

DISTRICT COURT OF SOUTH AUSTRALIA
MIXED JURISDICTION

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for party. Each party should include a party number if more than one party of the same type.

First Applicant THE KING, LICENSEE.

First Respondent COMMONWEALTH OF AUSTRALIA CIK: 0000805157 (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED)

First Interested Party ANDREW MORTON GARRETT, LICENSOR, LIQUIDATOR AND MANAGING CONTROLLER

Judgment Creditor	Andrew Morton Garrett, Liquidator and Managing Controller Appointed		
Name of law firm / solicitor If any	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))		
	Office of Crown Attorney General	Andrew Morton Garrett	
Address for service	Law Firm	Solicitor	
	Unit 3 Number 11 Harvey Street,		
	Street Address (including unit or level number and name of property if required)		
	Nailsworth	SA	5083
	City/town/suburb	State	Postcode
Phone Details	Australia		
	Email address		
	+61 450 831 708		
Type - Number			

Duplicate panel if multiple Judgment Creditors

Judgment Debtor	COMMONWEALTH OF AUSTRALIA CIK: 0000805157 (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED)
Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))	



PER REGISTRAR

Form 141

Page 2 of 33

Address	Attn: Mark Dreyfus; Care of the Australian Government Solicitor's Office, Level 10, 60 Martin Place			
	Street Address (including unit or level number and name of property if required)			
	Sydney	NSW	2000	Australia
	City/town/suburb	State	Postcode	Country
	processservice@ags.gov.au			
	Email address			
Phone Details	Not Available			
	Type - Number			

Duplicate panel if multiple Judgment Debtors

Application

Mark appropriate sections below with an 'x'

The Judgment Creditor applies for the Registrar to issue enforcement orders attached

Amount owing below only displayed if monetary judgment being enforced

Amount Owing

Date Judgment entered:

Balance owing after payments	\$ ⁰⁰
Interest since last process	\$ ⁰⁰
Issue fee (for summons/warrant)	\$N/A (set off)
Service fee (for summons/warrant)	\$N/A (set off)
Solicitor's Fee (including attendance)	\$To Be Advised
First Payment due 06/08/2024	\$100,000,000.00

TOTAL OWING \$⁰⁰

Undertaking below only displayed if application for issue of warrant of sale or warrant of possession

Undertaking

The [Judgment Creditor /Judgment Creditor's solicitor] by filing this application undertakes to pay the Sheriff's reasonable costs and expenses associated with the execution of the warrant and sale or attempted sale of and/or recovery of and dealing with the property.

Investigation Notice

[X] An investigation notice has been served on the Judgment Debtor(s).

Date debtor was required to return the requested Form 140 Investigation Notice see Indictment and Addendum



**Form 3 ORDERS RE ENFORCEMENT OF THIS NOTICE OF
REVIEW OF DECISIONS AND CONDUCT OF JUKDELKA J.
AND ORS. RE BREACHES OF SEPARATION OF POWERS.**

(Federal Court of Australia Corporations Rules; 2.1,2.2 14.1, Division 15, 15A.4, 15A.8, 15A.9)

District Court of South Australia

No. DCCRM-0073-2019

Higher Courts Registry: Federal Jurisdiction

Division: MIXED PROCEEDING; CRIMINAL/ EQUITY/ CORPORATIONS.

IN THE MATTER OF THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER
APPOINTED)

ABN 50 785 365 455

THE KING

First Plaintiff and Anor named in the Schedule.

**COMMONWEALTH OF AUSTRALIA CIK; 0000805157 (LIQUIDATOR AND
MANAGING CONTROLLER APPOINTED)**

First Defendant and those named in the Schedule.

A. DETAILS OF ORDERS

These orders are made under exercise of s61 of the *Commonwealth of Australia Constitution Act* 1900 (UK) by the Plaintiffs and the Laws applicable under Judicial Notice.

On the facts stated in the supporting affidavits filed in these proceedings and NSD 741 of 2023, the applicants, The King and anor orders the following relief:

1. That the title of these proceedings is changed to reflect the Cross Claim and Addendum to the Cross Claim filed in NSD-741-2024 also served in these proceedings.
2. That Mark Dreyfus provide a copy of Attachment C to the *Freedom of Information Act* 1982 (Cth) Decision of the Department of the Attorney General Reference Number FOI23/310; CM23/12244 dated 28th August 2023 shown at annexure 1.
3. That Costs are awarded on an Indemnity Solicitor/ Client basis inclusive of those Costs of the Second Plaintiff disclosed to the Legal Service Commission of South Australia (Liquidator and Managing Controller Appointed)¹ for the period 25th May 1988-today's date.
4. That the First Defendant provide:
 - a. Security for costs of the Plaintiffs on an Indemnity Solicitor/ Client basis secured by Irrevocable Guarantee.
 - b. Initial Cash Payment of €100,000,000.00 (ONE HUNDRED MILLION EURO) to the account nominated by the Second Defendant.

¹ AMG 8204 Letter to Legal Services Commission dated 03.08.2024 re Nolle Prosequi dated 29.07.2024

Filed on behalf of (name & role of party)	The Plaintiffs		
Prepared by (name of person/lawyer)	Andrew Garrett		
Law firm (if applicable)	Office of the Crown Attorney General		
Tel	0450 831 708	Fax	02 9617 7125
Email	amg@betterworldfuturefund.org		
Address for service (include state and postcode)	Unit 3/ 11 Harvey Street, Nailsworth, South Australia, 5083		



5. Enforcement² of Recapitalisation of the First Defendant, Judicial Reviews and Writs of Ouster of Office/ Quo Warranto published by Andrew Morton Garrett of the Decisions and Conduct of Kudelka J and all Public Officials purportedly exercising Judicial and/or Quasi-Judicial Discretionary Public Powers Conferred under Enactments presiding in any hearing in the Jurisdictions of related to Andrew Morton Garrett in any capacity.³
6. Such other orders as the Crown Attorney General deems fit upon advice from the Court.

Date: Sunday, 4 August 2024



Signature of Plaintiff making this order

B. NOTICE TO DEFENDANTS

TO: ANDREW MORTON GARRETT, TRUSTEE IN BANKRUPTCY, LIQUIDATOR AND MANAGING CONTROLLER and others as named in the Schedule.

If you or your legal practitioner do not appear before the Court at the time shown above, the application may be dealt with, and an order made, in your absence.

Before appearing before the Court, you must, except if you have already done so or you are the plaintiff in this proceeding, file a notice of appearance, in the prescribed form, in the Registry and serve a copy of it on the plaintiff in the originating process.

Note Unless the Court otherwise orders, a respondent that is a corporation must be represented at a hearing by a legal practitioner. It may be represented at a hearing by a director of the corporation only if the Court grants leave.

C. FILING

This Order is filed by The Crown Attorney General for the Plaintiffs.

D. SERVICE

The Plaintiff's address for service is Unit 3/ 11 Harvey Street,

It is intended to serve a copy of this Order on each Defendant and on any person listed in the Schedule Care of:

Mark Dreyfus; Care of the Australian Government Solicitor's Office, Level 10, 60 Martin Place Sydney, NSW 2000

Email; processservice@ags.gov.au

² section 440B, 440F, 440J, 459A, 459B, 459C, 459D, 459F, 459H, 459J, 459L, 459M, 459N, 459P, 459Q, 459R, 459S, 459T, 461, 462, 464, 465B, 465C, 466, 467, 467A and 467B of *Corporations Act* 2001 (AU)

³ Disclosed in Public Interest Disclosure Drive at the address disclosed in the affidavits.

Schedule

District Court of South Australia No. DCCRM-0073-2019

Higher Courts Registry: Division: MIXED PROCEEDING; CRIMINAL/ EQUITY/
CORPORATIONS.

IN THE MATTER OF THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER
APPOINTED)

ABN 50 785 365 455

Plaintiffs

Second Plaintiff: Andrew Morton Garrett as trustee of those trusts named in Schedule attached
to AMG 7377 NSD-741-2023 SEALED Filed TAGFILT to ATO, CDPP,
AUSTRALIA, PRIME MINISTER 19.09.2023 RE TAX JURISDICTION

Defendants

NAMED IN THE EXHIBITS PRODUCED AND MARKED AS;

- AMG 6776.
- AMG 6867.
- AMG 6793.
- AMG 7015.
- AMG 7765; NSD-741-2022 Indictment Mark Dreyfus and Ors 03.02.2024.
- AMG 7766; NSD-741-2022 Indictment Information Notice Mark Dreyfus and Ors
03.02.2024

Date: Sunday, 4 August 2024



IN THE HIGH COURT OF AUSTRALIA
ORIGINAL AND EXCLUSIVE JURISDICTION

REGISTRY: ADELAIDE AND HONG KONG, By Conferral of Jurisdiction on 23rd February 2023 to be presided over by Judicial Officers appointed by Chief Justice Andrew CHEUNG Kui-nung, GBM

FILE NO: HCMP-1855-2022; IN THE MATTER OF THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED) ("The Main Proceedings")

**WRIT OF SUMMONS AND ENFORCEMENT OF JUDICIAL REVIEW.
IN THE MATTER OF CHARTER ENFORCEMENT FUNDS #1 & #2 &
INVESTMENT, EXTRADITION AND TAX TREATIES v MONEY
LAUNDERING, TERRORISM FINANCING AND THE RISE OF
CORPORATIONS, TRANCHE 1 AND TRANCHE 2 ENTITIES.**



"And when they seek to oppress you, and when they try to destroy you, Rise and rise again and again Like the Phoenix from the ashes. Until the lambs have become lions and the rule of Darkness is no more"

— Maitreya The Friend of All Souls, The Holy Book of Destiny.

"EQUITIES ARE NOT ABOLISHED!"

BETWEEN:

INTERESTED PARTIES

President Elect Donald John Trump, Esq.

Managing Controller of the Global Reserve Currency (United States Dollars)

First Interested Person

His Excellency Suhail Mohammed Abanmi,

Governor of the Zakat, Tax and Customs Authority

Second Interested Person

O. Sr. José Barroso Tostes Neto,

Secretário Especial da Receita Federal do Brasil

Third Interested Person

Commissioner Benjamin Chan,

Inland Revenue Department of the Special Administrative Region of Hong Kong

Fourth Interested Person

Andrew Morton Garrett

Liquidator and Managing Controller appointed to Reserve Bank of Australia (Liquidator and Managing Controller Appointed) ABN 78 837 313 084; 52 548 550 246

Fifth Interested Person

Andrew Morton Garrett

Liquidator and Managing Controller appointed to Bank of England (Liquidator and Managing Controller Appointed) ABN 99 475 901 249

Sixth Interested Person

Andrew Morton Garrett

Liquidator and Managing Controller appointed to Federal Reserve Banking System (Liquidator and Managing Controller Appointed) ATO Reference #: 3614880293321

Seventh Interested Person

Andrew Morton Garrett

Global Managing Trustee of Dynamic Capital Bank ABN 97 236 690 409

Eighth Interested Person

Andrew Morton Garrett

Global Managing Trustee of Banque De Capital Dynamique ABN 91 135 831 277

Ninth Interested Person

Andrew Morton Garrett

Global Managing Trustee of Banca di Como ABN 34 150 236 795

Tenth Interested Person

Andrew Morton Garrett, CPF: 121.923.081-24

Agent of GSP Banco LTDA CPF 12.996.538/0001-87 and Joint Trustee of GSP Banco (Australia) Treasury Working Capital Trust ABN 71 782 658 362

Eleventh Interested Person

Andrew Morton Garrett

Global Managing Trustee of VivaCoin ABN 84 221 120 784

Twelfth Interested Person

Andrew Morton Garrett

Global Managing Trustee of VivaCash ABN 35 495 960 704

Thirteenth Interested Person

APPLICANTS

Andrew Morton Garrett, heirs, successors and assigns

Crown Attorney General, Champion of the Public Interest, Relator in the Public Interest, Trustee of Trusts, Liquidator, Trustee in Bankruptcy, Licenser

Primary Public Authority.

King Charles III,

CEO of the Commonwealth of Nations, Licensee.

Secondary Public Authority.

The Governor General

Agent of the Secondary Public Authority

Tertiary Public Authority.

AND:

RESPONDENTS

United States and Territories of America

Under new management.

First Respondent (Previously the 3rd Convicted Proscribed Person)

US Treasury Office of Foreign Asset Control,

Under new management.

Second Respondent

US Securities Exchange Commission

Under new management.

Third Respondent (Previously the 8th Convicted Proscribed Person)

Federal Reserve Bank System

Under new management.

Fourth Respondent (Previously the 11th Convicted Proscribed Person)

(and others named in the Schedule of Proscribed Persons annexed to the Indictment attached hereto including but not limited to)

Joe Biden (A Bankrupt)

First Convicted Proscribed Person

Merrick B Garland (A Bankrupt)

Second Convicted Proscribed Person

Prior Members of Congress (Bankrupts)

Fourth Convicted Proscribed Person (Together)

The Secretary General and The Secretariat of The United Nations (Liquidator and Managing Controller Appointed)

Sixth Convicted Proscribed Person (Together)

The Trustees of The United Nations Charter Enforcement Fund, (Managing Controller Appointed)

Seventh Convicted Proscribed Person (Together)

Society of Worldwide Financial Telecommunications (Liquidator and Managing Controller Appointed)

Ninth Convicted Proscribed Person

American Banking Association (Liquidator and Managing Controller Appointed)

Tenth Convicted Proscribed Person

Supreme Court of America (Liquidator and Managing Controller Appointed),

Twelfth Convicted Proscribed Person

Purported Judicial Committee of The Supreme Court of United Kingdom, (Liquidator and Managing Controller Appointed)

Thirteenth Convicted Proscribed Person

The Secretary General and The Secretariat of The United Nations (Liquidator and Managing Controller Appointed)

Fifty-Ninth Convicted Proscribed Person (Together)

The Trustees of The Commonwealth of Nations Charter Enforcement Fund, (Managing Controller Appointed)

Sixtieth Convicted Proscribed Person (Together)

The United Kingdom of Great Britain and Northern Ireland (Liquidator and Managing Controller Appointed)

Sixty First Convicted Proscribed Person

Bank Of England (Liquidator and Managing Controller Appointed),

Sixty Second Convicted Proscribed Person.

Commonwealth of Australia (Liquidator and Managing Controller Appointed)

Sixty Third Convicted Proscribed Person.

Law Society of South Australia (Liquidator and Managing Controller Appointed)

One Hundred Ninth Convicted Proscribed Person.

Law Society of Western Australia (Liquidator and Managing Controller Appointed)

One Hundred Tenth Convicted Proscribed Person.

New South Wales Law Society (Liquidator and Managing Controller Appointed)

One Hundred Eleventh Convicted Proscribed Person.

Law Institute of Victoria (Liquidator and Managing Controller Appointed)

One Hundred Twelfth Convicted Proscribed Person.

Queensland Law Society Inc. (Liquidator and Managing Controller Appointed)

One Hundred Thirteenth Convicted Proscribed Person.

Australian Capital Territory Law Society (Liquidator and Managing Controller Appointed)

One Hundred Fourteenth Proscribed Person.

Norther Territory Law Society (Liquidator and Managing Controller Appointed)

One Hundred Fifteenth Convicted Proscribed Person.

Law Society of Tasmania (Liquidator and Managing Controller Appointed)

One Hundred Sixteenth Convicted Proscribed Person.

Law Council of Australia Limited (Liquidator and Managing Controller Appointed)

One Hundred Seventeenth Convicted Proscribed Person.

Price Warehouse Coopers (Liquidator and Managing Controller Appointed),

Four Hundred Seventeenth Convicted Proscribed Person.

BDO Accountants and Advisors (Liquidator and Managing Controller Appointed),

Four Hundred Eighteenth Convicted Proscribed Person.

CPA Australia Limited (Liquidator and Managing Controller Appointed)

Four Hundred Nineteenth Convicted Proscribed Person.

Suntory Holdings Limited (Liquidator and Managing Controller Appointed)

Four Hundred Twentieth Convicted Proscribed Person.

Takashi Fukuzumi (A Bankrupt)

Four Hundred Twenty First Convicted Proscribed Person.

Gen Saito (A Bankrupt)

Four Hundred Twenty Second Convicted Proscribed Person.

Treasury Wine Estates Limited (Liquidator and Managing Controller Appointed)

Four Hundred Twenty Third Convicted Proscribed Person.

Foster's Brewing Group Pty Limited (Liquidator and Managing Controller Appointed),

Four Hundred Twenty Fourth Convicted Proscribed Person.

Anhesier Busch GmbH (Liquidator and Managing Controller Appointed)

Four Hundred Twenty Fifth Convicted Proscribed Person.

SAB Miller Beverage Investments ABN 46 958 718 133 (Liquidator and Managing Controller Appointed)

Four Hundred Twenty Sixth Proscribed Person.

Coors Chambers Westgarth ABN 89 690 832 091 (Liquidator And Managing Controller Appointed)

Four Hundred Twenty Seventh Proscribed Person.

Dentons Lawyers (Liquidator and Managing Controller Appointed)

Four Hundred Fourty Fifth Convicted Proscribed Person.

Finlaysons Lawyers (Liquidator and Managing Controller Appointed)

Four Hundred Fourty Seventh Convicted Proscribed Person.

ENFORCEMENT

1. BACKGROUND

The United States is under new administration (Thank God) as the World's Largest Economy, Public Officials administering that economy bear great responsibility and have abdicated office of Global Champion of the Public Interest being now subject to review by the Department of Government Efficiency for that Territory (D.O.G.E.).

The First, Second and Ninth Convicted Proscribed Persons have committed treason against the peoples of the World and the peoples of the America.

The Second and Third Respondents are the subject of Freedom of Information request made by the Primary Public Official for the territories of the Commonwealth of Nations and the Commonwealth of Nations on the 12th of December 2024.

- Third Respondent Reference Number 25-00059-FOPA
- The Second Respondent has not replied to that request addressed to:

Office of Foreign Assets Control
U.S. Department of the Treasury
Treasury Annex / Freedman's Bank Building
1500 Pennsylvania Avenue, NW
Washington, DC 20220
E-mail: FOIA@treasury.gov

- The Office of Information Policy has not replied to that request addressed to:

Office of Information Policy (OIP)
U.S. Department of Justice
441 G St, NW, 6th Floor
Washington, DC 20530
E-mail: National.FOIAPortal@usdoj.gov

The British Empire a.k.a. the Commonwealth of Nations is the World's oldest global economy, Public Officials administering that economy bear great responsibility and have abdicated office of Commonwealth Champion of the Public Interest being now subject to review by the Office of the Crown Attorney General as the Global Independent Department of Government Efficiency.

The Ninth Convicted Proscribed Person has invalidly and unlawfully prevented access to the SWIFT Payment Systems by the Primary Public Official and the Fifth - Thirteenth Interested Persons amongst other related entities of the Primary Public Official.

The Primary Tax Jurisdictions of the Primary Public Official in all capacities prior to the 1st June 2019 is/was:

- The Territory of Commonwealth of Australia between the 11th of April 1957 until the 24th of May 2016.
- The Special Administrative Region of Hong Kong of the People's Republic of China between the 25th of May 2016-30th June 2022 remaining as the Secondary Tax Jurisdiction
- The Kingdom of Saudi Arabia from the 1st of July 2022 until further notice.

The Tax Jurisdiction of the Republic of Brazil is the Tertiary Tax Jurisdiction of the Primary Public Official and entities related to him from the 22nd of July 2024 until further notice.

The Primary Public Official

- wrote to the Secretary General of the Secretariat of the Commonwealth on the 25th of May 2016 **ANNEXURE 1**,
- wrote to the United Nations Human Rights Committee on 19th January 2021 in Ten Parts **ANNEXURE 2; PART 1**,
- wrote to the First Respondent by Whistleblower Reports TCR #
- wrote to the Second Respondent on
- has resigned as external administrator of the First Respondent and related agencies the subject of review by D.O.G.E. with effect from the 5th November 2024.

The Charter Enforcement Fund #1 was created and paid to the Secretary General of the Secretariat of the Commonwealth of Nations on **ANNEXURE 3**,

The Charter Enforcement Fund #1 was created and paid to the Secretary General of the Secretariat of the Commonwealth of Nations on **ANNEXURE 4**,

Fees have been paid to the US Securities Exchange Commission in respect to Registration of OenoViva Capital Resources CIK: 0001872362 **ANNEXURE 5**, for drawing and transacting freezable assets issued against Primary Account Number held with the Reserve Bank of Australia (Liquidator and Managing Controller Appointed)

Bank Name: Reserve Bank of Australia (Liquidator & Managing Controller Appointed)

Street Address: 65 Martin Place

City: SYDNEY

State: NSW

Postal Code: 2000

Account Name: The Trustees of the Andrew Garrett Family Trust No 4 trading as OenoViva Capital Resources.

Commonwealth of Australia Tax Receivables Primary Account: 887754439 (Cash Call Account)

Bank Code No.: 092 002

SWIFT Code: RSBKAU2S

Secondary Numbered Account: 42388204496

Bank Officer#2: Andrew Morton Garrett, Liquidator and Managing Controller

Telephone Number: + 61 450 831708

Email: amg@betterworldfuturefund.org

Bank Officer#2: Anthony Leonard Dickman

Telephone Number: + 61-2-9551 9710

Fax Number: + 61-2-9551 8041

Email: secretary@rba.gov.au

Judicial Review is a Common Law Right.

An Appeal is a creature of statute subject to the Common Law Right as a Source of Power.

This finding of fact for enforcement invokes the original and exclusive jurisdiction of the High Court of Australia pursuant to Chapter III of the Constitution, the Judiciary Act 1903 (Cth), and related laws, treaties, and equitable doctrines. The Applicants seek judicial enforcement of Australia's obligations under **the Charter of the Commonwealth, the Charter of the United Nations Act 1945 (AU) ATS1, United Nations Convention Against Corruption 2003 (UNCAC) ATS 2** and equitable redress for systemic misconduct and breaches of fiduciary duties by the Respondents, particularly in relation to the facilitation of money laundering and terrorism financing.

The Convicted Proscribed Persons have negated their own immunities and incurred penalties under s20 and/or s21 of *the Charter of the United Nations Act 1945 (AU)* being contravention of *the Charter of the Commonwealth 2013 (Regina)* and mandatory life sentence for treason.

These Findings for enforcement have been prepared with the assistance of Legal Intel Assist AI. <https://legalintel.ai/home/>

The Applicants commenced proceedings in:

- The Courts and Tribunals of Australia that were blocked at Registry level.
- The Supreme Court of the United Kingdom before the Judicial Committee/ Privy Council that were blocked at Registry level.
- The US Federal District Court for the District of Colorado given proceeding Numbers:
 - 1;22-CV-00173-DDD-STV; *Garrett et al [sic.] v Garrett et al [sic.]*
 - 1;22-CV-00206-DDD-STV; *Garrett et al [sic.] v Bankrupt Estate of Jersey Green AND Esch et al*
 - 1;22-CV-00243-DDD-STV; *Garrett v Secretary General and Secretariat of the United Nations & Anor*
 - 1;22-CV-00254-DDD-STV; *Garrett et al v Suntory Holdings Limited (Managing Controller Appointed)*

The Proceedings named in the First-Fifth Amended Notices of Removal **ANNEXURE 6**, have been removed and are the alleged judgments purportedly made in those proceedings has been vacated pursuant to the Second Enactment. **ANNEXURE 7**,

The Applicants requested on the 31st July that the Member Nations of BRICS apply Sanctions against the Convicted Proscribed Persons named as respondents in these proceedings described in the Indictment shown as **ANNEXURE 8**

2. THE PARTIES

- **Primary, Secondary and Tertiary Public Authorities:**
are represented by the Primary Public Authority, Andrew Morton Garrett, Crown Attorney General as independent regulator of the Crown, and relator in the public interest, Trustee in Bankruptcy, Liquidator and Managing Controller of Assets of the Convicted Proscribed Persons, seeks enforcement of obligations under domestic and international law, equitable remedies for systemic wrongs, and judicial accountability.
- **Respondents:**
The Public Officials of United Kingdom, Australia and United States, holding office from 11 April 1957 (D.O.B. of Primary Public Authority) to the present, including but not limited to Chief Justices and Justices of the Twelfth, Thirteenth and Ninety Fifth Convicted Proscribed Person in their capacity as the pinnacle of the legal profession and custodians of judicial oversight, particularly as it pertains to equitable doctrines and fiduciary accountability.

3. JURISDICTION

The High Court of Australia has **original and exclusive jurisdiction** pursuant to:

1. **Chapter III of the Constitution of Australia:** Establishing the High Court's role as the apex judicial authority.
2. **Judiciary Act 1903 (Cth):**
 - Section 38(a): Conferring exclusive jurisdiction on the High Court in matters where the Commonwealth is a party and matters arising directly under any treaty.

- Sections 30, 31, 32, 33, 33A, 55ZF, 56, 64, and 78: Governing federal laws, equitable doctrines, and fiduciary duties.
 - Sections 69(1) and (2): Addressing indictable offences by Commonwealth officers.
3. **UNCITRAL Convention on International Bills of Exchange and Promissory Notes:** Governing international negotiable instruments.
 4. **Bills of Exchange Act 1909 (Cth):** Establishing rules regarding negotiable instruments.
 5. **Banking Act 1959 (Cth):** Regulating Australian banking and financial systems.
 6. **Cross Border Insolvency Act 2008 (AU):** Regulating global insolvency practices.
 7. **Charter of the United Nations Act 1945 (Cth):** Sections 20 and 21 addressing breaches of UNCAC obligations and related penalties.
 8. **Federal Court of Australia Act 1976 (Cth):** Addressing potential ultra vires provisions of Section 18BA and ensuring consistency with the Constitution and common law.
 9. **Australian Prudential Regulation Authority Act 1998 (Cth):** Addressing Section 56 and its compatibility with common law and constitutional principles.
 10. the Provisions of the Common Law, the Cesteue Que Vie Trust Act 1666 (UK), the National Debt Act 1870 (UK), the Enforcement Act 1870 (US), 597 U.C._ 2022; **West Virginia Et Al. V. Environmental Protection Agency et al.** 30th June 2022, **Loper Bright Enterprises et al v Raimondo, Secretary of Commerce et al** US Supreme Court No 22-451 delivered 28th June 2024, the Commonwealth of Australia Constitution Act 1900 (UK) (“the Constitution Act”), the Australia Act Request Acts 1985 (AU, TAS, NSW, VIC, QLD, SA, WA) the Australia Acts 1986 (UK & AU), ASIC Act 1990 (AU), the Corporations Act 2001 (AU), related Regulations, the Securities Act 1931 (US) and related Regulations, the Bankruptcy Act 1966 *AU) and related Regulations, the Reserve Bank of Australia Act 1959 (AU) and related Regulations, the Banking Act 1959 (AU) and related Regulations, the Cross-Border Insolvency Act 2008 (AU) and associated Model Law, the Personal Property Security Act 2009 (AU) and associated Model Law, the Anti Money Laundering and Counter Terrorism Financing Act 2006 (AU) and associated Model Law, the Charter of the United Nations Act 1945 (Au) and related Regulations listing Australian UN Sanctions Law, the Charter of the United Nations (Amendment) Bill 2021 (AU) and Explanatory Memorandum, the Charter of the Commonwealth Act 2013 (Regina), the Public Interest Disclosure Act 2013 (AU), the Public Governance Performance and Accountability Act 2013 (AU), the Global Magnitsky Act 2016 (US), the Constitution of the United States of America 1787 (US), the Separation of Powers Restoration Bills/ Acts 2023, 2012, 2016 H.R. 2288 (US), Sanctions and Anti-Money Laundering Act 2018 (UK) the Insolvency Act 1986 (UK), the Jurisdiction of Courts Cross Vesting Act 1987 (AU,SA) Common Law Legal Systems Legislative Provisions Model Law on Money Laundering, Terrorism Financing, Preventative Measures, and Proceeds of Crime 2016 (Commonwealth), The Law referred to in UN Facts Sheet No 2, Australian Treaty Series AND
 - a. Charter of the United Nations and Statute of the International Court of Justice [1945] ATS 1
 - b. The Convention against Corruption [2006] ATS 2
 - c. The International Covenant on Economic, Social and Cultural Rights (ICESCR), [1976] ATS 5
 - d. AMG 6846 Extradition To Hong Kong Australian Treaty Series (2008) ATS 6

- e. Articles of Agreement of the International Monetary Fund [IMF] [1947] ATS 11
 - f. Multilateral Convention on Combating Bribery of Foreign Officials in International Business Transactions. [1999] ATS 21
 - g. The International Covenant on Civil and Political Rights (ICCPR), [1980] ATS 23
 - h. Agreement for the Establishment of the Anti-Corruption Academy as an International Organization [2012] ATS 27
 - i. The Convention against Torture and Other Cruel, Inhuman or Degrading Treatment of Punishment (CAT)
 - j. The UNCITRAL Convention on International Bills of Exchange and Promissory Notes 1990 (UN)
 - k. Optional Protocol to the International Covenant on Social Economic and Cultural Rights. [1991] ATS 39
 - k. Optional Protocol to the International Covenant on Economic Social and Cultural Rights [2013].
11. **Case Law and Common Law Principles:** Including fiduciary duties, equity, and negotiable instruments.
12. **Ex Debito Justitiae** in :
- AMG 1,306 Principle of Ex Debito Justitiae published 2018
 - AMG 1,307 *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (2000) Wikipedia Summary
 - AMG 1,308a *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (1998) UKHL 41
 - AMG 1,308b *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (1999) UKHL 2
 - AMG 1,309 *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (1999) UKHL 17
13. **High Court Rules 2004:**
- Rule 6.01: Governing commencement of proceedings in original jurisdiction.
 - Rule 8.03: Requiring concise statements of material facts.
 - Rule 8.04: Requiring clear statements of questions of law.
 - Rule 9.01: Governing relief sought in exclusive and original jurisdiction.
 - Rules 25.16.4 and 25.17: Requiring the Respondents to provide discovery, production, and facilitate declaratory relief.
-

4. RELIEF ENFORCED

The Applicants make:

1. A declaration that the **Professional Codes of Conduct** of:
 - Australian Public Services
 - Chief Justices (Judicial Behavior)
 - Australian Banking Association (Banking Code of Conduct)

- Australian Solicitors Conduct Rules are prepared pursuant to UNCAC obligations ratified by Australia and under the **Charter of the Commonwealth 2013**.
- 2. **Declarations and Accountability:**
 - That the Respondents have failed to uphold their fiduciary duties under domestic and international law.
 - That systemic breaches of obligations under the UNCAC, **Charter of the Commonwealth 2013**, and common law constitute actionable wrongs.
 - That any failure of judicial officers to consider all evidence lodged in a proceeding or deliberate removal of evidence constitutes a breach of constitutional duties as truth-seekers and amounts to **treason**, transforming such judicial officers into adversaries
- 3. Order of Enforcement of the Applicant's rights under these codes, including:
 - Removal of the Convicted Proscribed Persons from office, pursuant to the indictment annexed to the Concise Reply filed in NSD-741-2023, dated 3 February 2024 shown at Annexure 2.
- 4. A finding that the Respondents have conspired to deny the Plaintiff and the public at large equitable redress, as evidenced by:
 - The facilitation of money laundering and terrorism financing by judicial officers.
 - Wilful disregard for 10,000 complaints during the Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry by Justice Hayne.
 - The judicial appointment process being restricted to members of the legal profession, newly subject to reporting obligations under the **AML/CTF Act 2024**.
- 5. A declaration that all equitable claims by victims remain on foot and cannot be extinguished by judicial misconduct or failure to adjudicate, pursuant to **maxims of equity**, including:
 - "Equity will not suffer a wrong to be without a remedy."
 - "He who seeks equity must do equity."
 - "Equity follows the law."
 - "Equity acts in personam."
 - "Equity regards as done that which ought to be done."
 - "Equity abhors a forfeiture."
 - "Equity delights to do justice and not by halves."
- 6. **Judicial Review:**
 - Examination of the Respondents' roles in the facilitation of systemic misconduct.
 - A finding that the appointment of judicial officers exclusively from the legal profession impairs independence under the **AML/CTF Act 2024**.
- 7. **Orders of Compensation and Restitution:**
 - Redress for victims of systemic misconduct, particularly the 10,000 complaints unresolved during the Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry.
- 8. **Orders of Injunctive Relief:**
 - Prohibiting further violations of fiduciary and constitutional obligations by judicial officers.
- 9. A declaration that breaches of the **Charter of the Commonwealth 2013** constitute acts of treason, as evidenced by the findings in the Royal Commission report "**The Farce of Fake Regulation: Royal Commission Exposed Australia**" (Wilson Sy, 2019), exposing systemic failures and regulatory misconduct in Australia
- 10. **Orders for Discovery:**

- Compelling the Respondents to produce all documents relevant to systemic misconduct, regulatory failures, breaches of fiduciary duties, and deliberate exclusion of evidence.
11. Any further relief deemed appropriate by the Court.

5. BASIS OF ENFORCEMENT

- **A. Breaches of UNCAC Obligations:**
Failure to implement and enforce ethical standards in banking, judiciary, and legal practice, facilitating systemic misconduct.
- **B. Breach of Constitutional Duty and Failure of Judicial Oversight:**
Deliberate removal or exclusion of evidence in proceedings constitutes a breach of the constitutional duty of judicial officers to act as impartial truth-seekers. Such actions transform the judicial officer into an adversary and undermine the judicial process.

Uniform Evidence Law (ALRC Report 102)

Section 143: Judicial notice of matters of law

17.7 Section 143 covers judicial notice of legislation. Legislation in this context means statutes, subordinate legislation and executive government proclamations and orders. Parties do not need formally to prove that such laws exist, or the process by which such legislation came into operation. Under s 143, a judge may take ‘judicial notice’ of the legislation’s legitimate content and operation.

The Commissions’ view

17.8 In DP 69, no proposal is made for amendment of s 143. This elicited no submissions or consultations in response to DP 69. The Commissions consider that s 143 is operating satisfactorily and make no recommendation for change.

I find as a fact the Commission’s view is incorrect, and the legislation requires amendment.

- “may” is to be altered to “must”.

I find as a fact that in respect to *Boyl v CDPP & Anor (2024) HCSLA 282; A16-2024* the court acted corruptly in breach of Separation of Powers and in particular by findings that the Primary Judge, the Court of Appeal were correct

“The primary judge was correct to hold that the immunity does not extend to the appellant’s conduct in recording and collecting information that is the subject of counts 1-6 and 8-15.”

There is no reference in any of the three judicial decisions to

- a. The relevant International Treaties referred to above including “the Taxpayers Charter” as an enforceable code of conduct drawn under the National Obligations under the Convention Against Corruption 2003 (UN ATS 2.
- b. UN Facts Sheet No 2.
- c. s56 and s64 of the *Judiciary Act 1903* (AU).

- d. To the provisions of the Common Law and/or *the Charter of the United Nations Act 1945 (AU)* related to gathering and disclosing of information and more specifically as follows:

Part 6—Information relating to UN sanctions

Section 29 CEO of Commonwealth entity may give information or document

(1) The CEO of a Commonwealth entity may give any information or document to the CEO of a designated Commonwealth entity for a purpose in connection with the administration of a UN sanction enforcement law.

(2) Subsection (1) applies despite any other law of the Commonwealth, a State or a Territory.

Section 30 Power to require information or documents to be given

(1) The CEO of a designated Commonwealth entity may, for the purpose of determining whether a UN sanction enforcement law has been or is being complied with, give a person a written notice requiring the person to do either or both of the following:

(a) to give the CEO information of the kind, by the time and in any manner or form, specified in the notice;

(b) to give the CEO documents of the kind, by the time and in any manner, specified in the notice.

(2) The person must comply with the notice despite any other law of the Commonwealth, a State or a Territory.

(3) The time specified in the notice must be reasonable, having regard to all the circumstances.

(4) The person may, before the time specified in the notice, request the CEO to extend the time by which the information or documents must be given.

(5) The CEO may, by written notice given to the person, vary the notice under subsection (1) to specify a later time by which the information or documents must be given.

(6) Subsection (5) does not limit the application of subsection 33(3) of the Acts Interpretation Act 1901 in relation to a notice under subsection (1).

Note: Subsection 33(3) of the Acts Interpretation Act 1901 deals with revocation and variation etc. of instruments.

(7) Subsection (1) does not apply if:

(a) the person is the Commonwealth or a Commonwealth entity; or

(b) the person:

(i) is, or has at any time been, an officer of a Commonwealth entity; and

(ii) obtained or generated the information or document in the course of carrying out his or her duties as an officer of the Commonwealth entity.

Section 31 Information may be required to be given on oath

(1) The CEO may require the information to be verified by, or given on, oath or affirmation.

(2) The oath or affirmation is an oath or affirmation that the information is true.

32 Offence for failure to comply with requirement

(1) A person commits an offence if:

(a) the person has been given a notice under section 30; and

(b) the person does not comply with the notice.

Penalty: Imprisonment for 12 months.

(2) Section 15.1 of the Criminal Code (extended geographical jurisdiction—category A) applies to an offence against subsection (1).

33 Self-incrimination not an excuse

(1) An individual is not excused from giving information or a document under section 30 on the ground that the information, or the giving of the document, might tend to incriminate the individual or otherwise expose the individual to a penalty or other liability.

(2) However, neither the information given nor the giving of the document is admissible in evidence against the individual in any criminal proceedings, or in any proceedings that would expose the individual to a penalty, other than proceedings for an offence against:

(a) section 28 (false or misleading information given in connection with a UN sanction enforcement law); or

(b) section 32 (failure to comply with requirement to give information or document).

34 CEO may copy documents

If a person gives a document to the CEO of a designated Commonwealth entity under section 30, the CEO:

(a) may take and keep a copy of the document; and

(b) must return the document to the person within a reasonable time.

35 Further disclosure and use of information and documents

Disclosure and use of information etc. within entity

(1) An officer of a designated Commonwealth entity may do any of the following for a purpose in connection with the administration of a UN sanction enforcement law or with a decision of the Security Council referred to in section 6:

- (a) copy, make a record of or use, any information or document;*
- (b) disclose any information, or give any document, to another officer of that entity.*

Disclosure outside of entity

(2) A CEO of a designated Commonwealth entity may disclose any information or give any document to any of the following for a purpose in connection with the administration of a UN sanction enforcement law or with a decision of the Security Council referred to in section 6:

- (a) a Minister of the Commonwealth, a State or a Territory;*
- (b) the CEO of another Commonwealth entity;*
- (c) a State or Territory entity;*
- (d) a foreign government entity;*
- (e) a public international organisation;*
- (f) a person specified in an instrument under subsection (3).*

(3) The Minister may, by legislative instrument, specify a person for the purposes of paragraph (2)(f).

(4) Subsections (1) and (2) apply despite any other law of the Commonwealth, a State or a Territory.

36 Protection from liability

(1) A person who, in good faith, gives, discloses, copies, makes a record of or uses information or a document under section 29, 30, 34 or 35 is not liable:

- (a) to any proceedings for contravening any other law because of that conduct; or*
- (b) to civil proceedings for loss, damage or injury of any kind suffered by another person because of that conduct.*

(2) Subsection (1) does not prevent the person from being liable to a proceeding for conduct of the person that is revealed by the information or document.

37 Retention of records and documents

(1) A person who applies for a licence, permission, consent, authorisation or approval under a UN sanction enforcement law (a relevant authorisation) must retain any records or documents relating to that application for the period of 5 years beginning on:

(a) if the relevant authorisation was granted—the last day on which an action to which the relevant authorisation relates was done; or

(b) if the relevant authorisation was not granted—the day on which the application was made.

(2) A person who is granted a licence, permission, consent, authorisation or approval under a UN sanction enforcement law (a relevant authorisation) must retain any records or documents relating to the person's compliance with any conditions to which the relevant authorisation is subject for the period of 5 years beginning on the last day on which an action to which the relevant authorisation relates was done.

Note: A person may commit an offence if the person fails to give under section 30 a record or document that is required to be retained under this section: see section 32.

38 Delegation

(1) The CEO of a Commonwealth entity may, by written instrument, delegate all or any of his or her powers or functions under this Part to:

(a) an SES employee or acting SES employee of the entity; or

(b) an employee of the entity of equivalent rank to an SES employee.

(2) In exercising powers or performing functions delegated under subsection (1), the delegate must comply with any directions of the CEO.

- **C. Facilitation of Money Laundering and Terrorism Financing:**
Judicial officers and public officials have facilitated unlawful activities, as demonstrated in the Royal Commission report "**The Farce of Fake Regulation**" by Wilson Sy.
- **D. Neglect of Equitable Principles:**
The Respondents have allowed victims' equitable claims to remain unresolved, contravening the principles of equity.

6. WRIT OF SUMMONS

TO: The Convicted Proscribed Persons

You are commanded to attend the High Court of Australia to respond to this Statement of Claim and defend the allegations against you, as described in the accompanying document.

Date of Hearing:

To be set by the High Court of Australia.

Filed By:

Andrew Morton Garrett
Crown Attorney General

Chairman of Board of Trustees of the Public Trust
Global Managing Trustee
Global Managing Controller
Global Liquidator
Global Trustee in Bankruptcy

Come Now, Public Officials appointed to Corporate United Kingdom, Australia and United States of America found as a fact to have breached the Public Trust holding public office and failed to exercise discretionary public powers conferred under enactments in the public interest as Global Magnitsky Act Sanctionable Criminal Offences being Insolvent/Fraudulent trading of Government Corporations and breaches of Cross Border Insolvency, Counter Terrorism and Anti-Money Laundering Model Laws and related domestic enactments as a conspiracy against rights.

18 U.S. Code § 241 - Conspiracy against rights

If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured—

They shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, they shall be fined under this title or imprisoned for any term of years or for life, or both, or may be sentenced to death.

(June 25, 1948, ch. 645, 62 Stat. 696; Pub. L. 90–284, title I, § 103(a), Apr. 11, 1968, 82 Stat. 75; Pub.L. 100–690, title VII, § 7018(a), (b)(1), Nov. 18, 1988, 102 Stat. 4396; Pub. L. 103–322, title VI, § 60006(a), title XXXII, §§ 320103(a), 320201(a), title XXXIII, § 330016(1)(L), Sept. 13, 1994, 108 Stat. 1970, 2109, 2113, 2147; Pub. L. 104–294, title VI, §§ 604(b)(14)(A), 607(a), Oct. 11, 1996, 110 Stat.3507, 3511.)

Maxim: “Equity will not suffer a wrong to be without a remedy.” The relief sought ensures that Claimants receive justice through equitable remedies, restoring their rights and addressing systemic injustices.

NOTICE TO THE RESPONDENTS

This Writ requires your immediate attention. Failure to respond or appear may result in orders being made in your absence, including enforcement actions under the High Court’s jurisdiction.

Dated this 15th day of December 2024.

Signed:



Andrew Morton Garrett
(Plaintiff, acting as Whistleblower, Crown Attorney General, and Liquidator and Managing Controller of the Crown)

ENDORSEMENT

This Writ is endorsed for service under the rules and practices of the High Court of Australia, and the Laws of the Crown.

SUPPORTING DOCUMENTS

1. **Banking Code of Practice** (Australian Banking Association, revised October 2021).
 2. **Guide to Judicial Conduct** (Council of Chief Justices, revised December 2023).
 3. **Australian Solicitors Conduct Rules** (Law Council of Australia, published November 2023).
 4. **Royal Commission Report: "The Farce of Fake Regulation: Royal Commission Exposed Australia"** by Wilson Sy, dated 29 March 2019.
 5. **Concise Reply and addendum to NSD-741-2023**, including the indictment dated 3 February 2024.
 6. Legislative references to:
 - **AML/CTF Act 2024**
 - **Bills of Exchange Act 1909 (Cth)**
 - **Charter of the United Nations Act 1945 (Cth)**
 - **Charter of the Commonwealth 2013 (Regina).**
-



IN THE HIGH COURT OF AUSTRALIA
ORIGINAL AND EXCLUSIVE JURISDICTION

REGISTRY: ADELAIDE AND HONG KONG, By Conferral of Jurisdiction on 23rd February 2023 to be presided over by Judicial Officers appointed by Chief Justice Andrew CHEUNG Kui-nung, GBM

FILE NO: HCMP-1855-2022; IN THE MATTER OF THE CROWN (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED) (“The Main Proceedings”)

**WRIT OF SUMMONS AND ENFORCEMENT OF JUDICIAL REVIEW;
IN THE MATTER OF THE CHARTER OF THE COMMONWEALTH
2013 (Regina);**

“Woe unto you, lawyers! For ye have taken away
the key of knowledge: ye entered not in yourselves,
and them that were entering in ye hindered.” — Luke. XI, 52; 100 A.D.

BETWEEN:

Interested Party

Richard Boyle

Delegate of the Australian Commissioner of Taxation

Applicants

Andrew Morton Garrett, heirs, successors and assigns

Crown Attorney General, Champion of the Public Interest, Relator in the Public Interest,
Trustee of Trusts, Trustee in Bankruptcy, Licensor

Primary Public Authority.

King Charles III,

CEO of the Commonwealth of Nations, Licensee.

Secondary Public Authority.

The Governor General

Agent of the Secondary Public Authority

Tertiary Public Authority.

AND:

Respondents

(and others named in the Schedule of Proscribed Persons annexed to the Indictment attached hereto)

❖ (“The Impossible Decisions”)

- In respect to *Boyl v CDPP & Anor* (2024) HCSLA 282; A16-2024 **ANNEXURE 1**

The High Court of Australia (Liquidator and Managing Controller Appointed)

95th Convicted Proscribed Person

Stephen Gageler (A Bankrupt)

102nd Convicted Proscribed Person

Michelle Gordon (A Bankrupt)

104th Convicted Proscribed Person

James Edelman (A Bankrupt)

894th Convicted Proscribed Person

Simon Steward (A Bankrupt)

895th Convicted Proscribed Person

Jaqueline Gleeson (A Bankrupt)

896th Convicted Proscribed Person

Jayne Jagot (A Bankrupt)

897th Convicted Proscribed Person

Robert Beech-Jones (A Bankrupt)

898th Convicted Proscribed Person

Rosemary Musolino (A Bankrupt)

679th Convicted Proscribed Person

- In respect to HCA-A67-2004, HCA-M42-2014, HCA-A30-2016, HCA-A31-2016 and Lodgements rejected 2021-2024

Kenneth Hayne (A Bankrupt)

96th Convicted Proscribed Person

Robert S. French (A Bankrupt)

97th Convicted Proscribed Person

Susan M. Kiefel (A Bankrupt)

98th Convicted Proscribed Person

Susan Crennan (A Bankrupt)

99th Convicted Proscribed Person

Geoffrey Nettle (A Bankrupt)

100th Convicted Proscribed Person

Virginia Bell (A Bankrupt)

101st Convicted Proscribed Person

Patrick Keane (A Bankrupt)

103rd Convicted Proscribed Person

Denise Weybury (A Bankrupt)

678th Convicted Proscribed Person

Ben Whickham (A Bankrupt)

677th Convicted Proscribed Person

Andrew Phelan (A Bankrupt)

108th Convicted Proscribed Person

Amanda Lee (A Bankrupt)

892nd Convicted Proscribed Person

Anna Bennett (A Bankrupt)

893rd Convicted Proscribed Person

BTD Lawyers

899th Convicted Proscribed Person

- HIGH COURT OF AUSTRALIA: HCADLS:0119568; In the Matter of the Crown (Liquidator and Managing Controller Appointed) filed 20.09.2021
- HIGH COURT OF AUSTRALIA: HCADLS:0119566; In the Matter of the Crown (Liquidator and Managing Controller Appointed) Application for an order to show cause. Breach of Separation of Powers/Collapse of Rule of Law
- HIGH COURT OF AUSTRALIA: HCADLS:0119570; In the Matter of the Crown (Liquidator and Managing Controller Appointed) Application for an order to show cause; Freedom of Speech: re Murdoch Corporation
- HIGH COURT OF AUSTRALIA: HCADLS:0119567; In the Matter of the Crown (Liquidator and Managing Controller Appointed) Application for an order to show cause; in right of the Principal Public Officials of the Constitutions of the Commonwealth, the States, and Territories of Australia (Liquidator and Managing Controller Appointed): Recapitalization of The Crown
- HIGH COURT OF AUSTRALIA: HCADLS:0119569; In the Matter of the Crown (Liquidator and Managing Controller Appointed) : Application for an order to show cause; Re Equality under the Law
- HIGH COURT OF AUSTRALIA: Palmer v The State of Western Australia [2021] B52
- HIGH COURT OF AUSTRALIA: Mineralogy Pty Ltd & Anor v State of Western Australia [2021] B54
- HIGH COURT OF AUSTRALIA: Attwells v Jackson Lalic Lawyers Pty Limited (2016)
- HIGH COURT OF AUSTRALIA: David Keys Australia Pty Ltd and Anor V Textile Clothing & Footwear Union of Australia M95 (1998)

- HIGH COURT OF AUSTRALIA: Josse and David Keys Australia Pty Ltd v Australian Securities and Investment Commission M35 (1998)
- HIGH COURT OF AUSTRALIA: RE MACKS & ORS; EX PARTE JOHNSON & ORS: A9/2000.
- HIGH COURT OF AUSTRALIA: RE MACKS & ORS; EX PARTE SAINT: A9/2000.
- HIGH COURT OF AUSTRALIA: RE MACKS & ORS: A32/1999.
- HIGH COURT OF AUSTRALIA: RE MACKS & ORS: A8/2000.
- HIGH COURT OF AUSTRALIA: RE MACNKS& ORS: A31/1999.
- HIGH COURT OF AUSTRALIA: HCADLS:0119567.
- HIGH COURT OF AUSTRALIA: HCADLS: XXXXX.
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- HIGH COURT OF AUSTRALIA: HCADLS: XXXXX.
- HIGH COURT OF AUSTRALIA: HCADLS: XXXXX.
- HIGH COURT OF AUSTRALIA: CHAMPION OF THE PUBLIC INTEREST v. THE CROWN IN RIGHT OF AUSTRALIA (LIQUIDATOR AND MANAGING CONTROLLER APPOINTED) & Ors; Form 20 - Writ of summons; 13 December 2024; Lodged; LOD-010663. Rejected HCADLS:0274184
- HIGH COURT OF AUSTRALIA: KING CHARLES III & Anor v. GOVERNOR GENERAL OF AUSTRALIA & Anor; Form 20 - Writ of summons; 12 December 2024; Lodged; LOD-010653. Rejected HCADLS:0274183
- HIGH COURT OF AUSTRALIA: OENOVIVA VAPITAL RESOURCES v. ANZ Banking Group Limited & Ors; Form 20 - Writ of summons; 11 December 2024; Lodged; LOD-010645. Rejected; HCADLS: 0274182
- HIGH COURT OF AUSTRALIA: OENOVIVA CAPITAL RESOURCES v. UNITED STATES SECURITIES EXCHANGE COMMISSION; Form 20 - Writ of summons; 11 December 2024; Lodged; LOD-010644. Rejected; HCADLS:0274181
- HIGH COURT OF AUSTRALIA: CROWN ATTORNEY GENERAL v. Wingstar Trading Pty Ltd trading as Revenue Share Capital and OptionScape & Ors Form 20 - Writ of summons; 9 December 2024; Rejected; LOD-010621.

- HIGH COURT OF AUSTRALIA: OENOVIVA CAPITAL RESOURCES v. AL NAKHLAH ISLAND INVESTMENT COMPANY & Ors; Form 20 - Writ of summons; 5 December 2024; Rejected; LOD-010601.
- HIGH COURT OF AUSTRALIA: Garrett v. Prior Director of ABA Holdings LTDA (Managing Controller Appointed) & Ors; Form 20 - Writ of summons; 4 December 2024; Rejected; LOD-010595.
- HIGH COURT OF AUSTRALIA: CROWN ATTORNEY GENERAL v. CHIEF JUSTICE GAGELER & ORS; Form 20 - Writ of summons; 4 December 2024 Rejected; LOD-010593.
- HIGH COURT OF AUSTRALIA: OENOVIVA CAPITAL RESOURCES v. SOCIETY FOR WORLDWIDE INTERBANK FINANCIAL TELECOMMUNICATION; Form 20 - Writ of summons; 2 December 2024; Rejected; LOD-010582.
- HIGH COURT OF AUSTRALIA: OENOVIVA CAPITAL RESOURCES v. NATIONAL AUSTRALIA BANK LIMITED (Liquidator and Managing Controller Appointed) & Ors; Form 20 - Writ of summons; 1 December 2024; Rejected; LOD-010578.
- HIGH COURT OF AUSTRALIA: CROWN ATTORNEY GENERAL v. Australian Taxation Office; Form 20 - Writ of summons; 30 November 2024; Rejected; LOD-010576
- HIGH COURT OF AUSTRALIA: CROWN ATTORNEY GENERAL v. Commonwealth of Australia & Ors; Form 20 - Writ of summons; 29 November 2024; Rejected; LOD-010574
- HIGH COURT OF AUSTRALIA: Garrett v. Commonwealth of Australia & Ors; Form 12 - Application for constitutional or another writ; 19 November 2024; Rejected; LOD-010527
- HIGH COURT OF AUSTRALIA: THE KING & Anor v. JUSTICE MICHAEL LEE & Ors; Form 12 - Application for constitutional or other writ; 8 June 2024; Rejected; LOD-009963
- HIGH COURT OF AUSTRALIA: Garrett v. Kudelka & Ors; Form 12 - Application for constitutional or other writ; 26 March 2024; Rejected; LOD-009633
- HIGH COURT OF AUSTRALIA: Garrett v. Johnson; Form 12 - Application for constitutional or other writ; 4 September 2023; Rejected; LOD-007935

STATEMENT OF CLAIM

1. INTRODUCTION

Quotes from “Woe unto You Lawyers” Professor Fred Rodell 1939. **ANNEXURE 2**,

MODERN MEDICINE-MEN

“The law is a sort of hocus-pocus science.” Charles Macklin

THE LAW OF THE LAWYERS

*“The law is the true embodiment
Of everything that’s excellent.
It has no kind of fault or flaw.”* — W.S. Gilbert

THE WAY IT WORKS

*“...the lawless science of our law,
That codeless myriad of precedent
That wilderness of single instances.”* — Alfred, Lord Tennyson

THE LAW AT ITS SUPREME

*“We are under a Constitution, but the Constitution
is what the judges say it is.”* — Charles Evans Hughes

NO TAX ON MAX

*“‘If the law supposes that,’ said Mr. Bumble...,
‘the law is a ass, a idiot.’”* — Charles Dickens

THE LAW AND THE LADY

*“Women have, commonly, a very positive moral
sense; that which they will, is right; that which
they reject, is wrong.”* — Henry Adams

FAIRY TALES AND FACTS

*“‘What do you know about this business?’ the King said to Alice.
‘Nothing,’ said Alice.
‘Nothing whatever?’ persisted the King.
‘Nothing whatever,’ said Alice.
‘That’s very important,’ the King said, turning to the jury.”* — Lewis Carroll

MORE ABOUT LEGAL LANGUAGE

*“They have no lawyers among them, for they
consider them as a sort of people whose
profession it is to disguise matters.”* — Sir Thomas More

INCUBATORS OF THE LAW

*“The legal apprentice he sweats and he strains
To memorize every principle;
He’d learn a lot more in the end for his pains
By studying something sinciples.” — Anon.*

A TOUCH OF SOCIAL SIGNIFICANCE

“Laws grind the poor, and rich men rule the law.” — Oliver Goldsmith.

LET’S LAY DOWN THE LAW

“The first thing we do, let’s kill all the lawyers.” — William Shakespeare

Judicial Review is a Common Law Right.

An Appeal is a creature of statute subject to the Common Law Right as a Source of Power.

This finding of fact for enforcement invokes the original and exclusive jurisdiction of the High Court of Australia pursuant to Chapter III of the Constitution, the Judiciary Act 1903 (Cth), and related laws, treaties, and equitable doctrines. The Applicants seek judicial enforcement of Australia’s obligations under **the Charter of the Commonwealth, the Charter of the United Nations Act 1945 (AU) ATS1, United Nations Convention Against Corruption 2003 (UNCAC) ATS 2** and equitable redress for systemic misconduct and breaches of fiduciary duties by the Respondents, particularly in relation to the facilitation of money laundering and terrorism financing.

The Primary Judge, the Court of Appeal and the High Court evidenced sanctionable conduct on the requisite standard of proof being the Permissive Standard being “reasonable grounds to suspect” and/or “credible evidence” by avoiding the principle of Judicial Notice to apply all applicable law and in so doing the Judicial Officers presiding negated their own immunities and incurred penalties under s20 and/or s21 of the Charter of the United Nations Act 1945 (AU) being contravention of the Charter of the Commonwealth 2013 (Regina) and mandatory life sentence for treason.

The Conduct of all judicial officers presiding over matters related to the Interested Party is breach of “Judicial-Conduct-guide” revised-Dec-2023.

These Findings for enforcement have been prepared with the assistance of Legal Intel Assist AI. <https://legalintel.ai/home/> ANNEXURE 3,

2. THE PARTIES

- **Primary, Secondary and Tertiary Public Authorities:**
are represented by the Primary Public Authority, Andrew Morton Garrett, Crown Attorney General as independent regulator of the Crown, and relator in the public interest, Trustee in Bankruptcy, Liquidator and Managing Controller of Assets of the Convicted Proscribed Persons as respondents in these proceedings described in the Indictment shown as ANNEXURE 4, seeks enforcement of obligations under

domestic and international law, equitable remedies for systemic wrongs, and judicial accountability.

- **Respondents:**

The Public Officials of Australia, holding office from 11 April 1957 (D.O.B. of Primary Public Authority) to the present, including but not limited to Chief Justices and Justices of the 95th Convicted Proscribed Person in their capacity as the pinnacle of the legal profession and custodians of judicial oversight, particularly as it pertains to equitable doctrines and fiduciary accountability.

3. JURISDICTION

The High Court of Australia has **original and exclusive jurisdiction** pursuant to:

1. **Chapter III of the Constitution of Australia:** Establishing the High Court's role as the apex judicial authority.
2. **Judiciary Act 1903 (Cth):**
 - Section 38(a): Conferring exclusive jurisdiction on the High Court in matters where the Commonwealth is a party and matters arising directly under any treaty.
 - Sections 30, 31, 32, 33, 33A, 55ZF, 56, 64, and 78: Governing federal laws, equitable doctrines, and fiduciary duties.
 - Sections 69(1) and (2): Addressing indictable offences by Commonwealth officers.
3. **UNCITRAL Convention on International Bills of Exchange and Promissory Notes:** Governing international negotiable instruments.
4. **Bills of Exchange Act 1909 (Cth):** Establishing rules regarding negotiable instruments.
5. **Banking Act 1959 (Cth):** Regulating Australian banking and financial systems.
6. **Cross Border Insolvency Act 2008 (AU):** Regulating global insolvency practices.
7. **Charter of the United Nations Act 1945 (Cth):** Sections 20 and 21 addressing breaches of UNCAC obligations and related penalties.
8. **Federal Court of Australia Act 1976 (Cth):** Addressing potential ultra vires provisions of Section 18BA and ensuring consistency with the Constitution and common law.
9. **Australian Prudential Regulation Authority Act 1998 (Cth):** Addressing Section 56 and its compatibility with common law and constitutional principles.
10. the Provisions of the Common Law, the Cesteue Que Vie Trust Act 1666 (UK), the National Debt Act 1870 (UK), the Enforcement Act 1870 (US), 597 U.C._ 2022; **West Virginia Et Al. V. Environmental Protection Agency et al.** 30th June 2022, **Loper Bright Enterprises et al v Raimondo, Secretary of Commerce et al** US Supreme Court No 22-451 delivered 28th June 2024, the Commonwealth of Australia Constitution Act 1900 (UK) ("the Constitution Act"), the Australia Act Request Acts 1985 (AU, TAS, NSW, VIC, QLD, SA, WA) the Australia Acts 1986 (UK & AU), ASIC Act 1990 (AU), the Corporations Act 2001 (AU), related Regulations, the Securities Act 1931 (US) and related Regulations, the Bankruptcy Act 1966 *AU) and related Regulations, the Reserve Bank of Australia Act 1959 (AU) and related Regulations, the Banking Act 1959 (AU) and related Regulations, the Cross-Border Insolvency Act 2008 (AU) and associated Model Law, the Personal Property Security Act 2009 (AU) and associated Model Law, the Anti Money Laundering and Counter Terrorism Financing Act 2006 (AU) and associated Model Law, the Charter of the United Nations Act 1945 (Au) and related Regulations listing Australian UN

Sanctions Law, the Charter of the United Nations (Amendment) Bill 2021 (AU) and Explanatory Memorandum, the Charter of the Commonwealth Act 2013 (Regina), the Public Interest Disclosure Act 2013 (AU), the Public Governance Performance and Accountability Act 2013 (AU), the Global Magnitsky Act 2016 (US), the Constitution of the United States of America 1787 (US), the Separation of Powers Restoration Bills/ Acts 2023, 2012, 2016 H.R. 2288 (US), Sanctions and Anti-Money Laundering Act 2018 (UK) the Insolvency Act 1986 (UK), the Jurisdiction of Courts Cross Vesting Act 1987 (AU,SA) Common Law Legal Systems Legislative Provisions Model Law on Money Laundering, Terrorism Financing, Preventative Measures, and Proceeds of Crime 2016 (Commonwealth), The Law referred to in UN Facts Sheet No 2, Australian Treaty Series AND

- a. Charter of the United Nations and Statute of the International Court of Justice [1945] ATS 1
- b. The Convention against Corruption [2006] ATS 2
- c. The International Covenant on Economic, Social and Cultural Rights (ICESCR), [1976] ATS 5
- d. AMG 6846 Extradition To Hong Kong Australian Treaty Series (2008) ATS 6
- e. Articles of Agreement of the International Monetary Fund [IMF] [1947] ATS 11
- f. Multilateral Convention on Combating Bribery of Foreign Officials in International Business Transactions. [1999] ATS 21
- g. The International Covenant on Civil and Political Rights (ICCPR), [1980] ATS 23
- h. Agreement for the Establishment of the Anti-Corruption Academy as an International Organization [2012] ATS 27
- i. The Convention against Torture and Other Cruel, Inhuman or Degrading Treatment of Punishment (CAT)
- j. The UNCITRAL Convention on International Bills of Exchange and Promissory Notes 1990 (UN)
- k. Optional Protocol to the International Covenant on Social Economic and Cultural Rights. [1991] ATS 39
- k. Optional Protocol to the International Covenant on Economic Social and Cultural Rights [2013].

11. **Case Law and Common Law Principles:** Including fiduciary duties, equity, and negotiable instruments.

12. **Ex Debito Justitiae** in :

- AMG 1,306 Principle of Ex Debito Justitiae published 2018
- AMG 1,307 *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (2000) Wikipedia Summary
- AMG 1,308a *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (1998) UKHL 41

- AMG 1,308b *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (1999) UKHL 2
- AMG 1,309 *Regina V Bow Street Metropolitan Stipendiary Magistrate, ex parte Pinochet* (1999) UKHL 17

13. **High Court Rules 2004:**

- Rule 6.01: Governing commencement of proceedings in original jurisdiction.
- Rule 8.03: Requiring concise statements of material facts.
- Rule 8.04: Requiring clear statements of questions of law.
- Rule 9.01: Governing relief sought in exclusive and original jurisdiction.
- Rules 25.16.4 and 25.17: Requiring the Respondents to provide discovery, production, and facilitate declaratory relief.

4. RELIEF ENFORCED

The Applicants seek:

1. A declaration that the **Professional Codes of Conduct** of:
 - Australian Public Services
 - Chief Justices (Judicial Behavior)
 - Australian Banking Association (Banking Code of Conduct)
 - Australian Solicitors Conduct Rules
 are prepared pursuant to UNCAC obligations ratified by Australia and under the **Charter of the Commonwealth 2013**.
2. **Declarations and Accountability:**
 - That the Respondents have failed to uphold their fiduciary duties under domestic and international law.
 - That systemic breaches of obligations under the UNCAC, **Charter of the Commonwealth 2013**, and common law constitute actionable wrongs.
 - That any failure of judicial officers to consider all evidence lodged in a proceeding or deliberate removal of evidence constitutes a breach of constitutional duties as truth-seekers and amounts to **treason**, transforming such judicial officers into adversaries
3. Enforcement of the Applicant's rights under these codes, including:
 - Removal of the Convicted Proscribed Persons from office, pursuant to the indictment annexed to the Concise Reply filed in NSD-741-2023, dated 3 February 2024 shown at Annexure 2.
4. A finding that the Respondents have conspired to deny the Plaintiff and the public at large equitable redress, as evidenced by:
 - The facilitation of money laundering and terrorism financing by judicial officers.
 - Wilful disregard for 10,000 complaints during the Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry by Justice Hayne.
 - The judicial appointment process being restricted to members of the legal profession, newly subject to reporting obligations under the **AML/CTF Act 2024**.
5. A declaration that all equitable claims by victims remain on foot and cannot be extinguished by judicial misconduct or failure to adjudicate, pursuant to **maxims of equity**, including:
 - "Equity will not suffer a wrong to be without a remedy."

- "He who seeks equity must do equity."
 - "Equity follows the law."
 - "Equity acts in personam."
 - "Equity regards as done that which ought to be done."
 - "Equity abhors a forfeiture."
 - "Equity delights to do justice and not by halves."
6. **Judicial Review:**
- Examination of the Respondents' roles in the facilitation of systemic misconduct.
 - A finding that the appointment of judicial officers exclusively from the legal profession impairs independence under the **AML/CTF Act 2024**.
7. **Compensation and Restitution:**
- Redress for victims of systemic misconduct, particularly the 10,000 complaints unresolved during the Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry.
8. **Injunctive Relief:**
- Prohibiting further violations of fiduciary and constitutional obligations by judicial officers.
9. A declaration that breaches of the **Charter of the Commonwealth 2013** constitute acts of treason, as evidenced by the findings in the Royal Commission report "**The Farce of Fake Regulation: Royal Commission Exposed Australia**" (Wilson Sy, 2019), exposing systemic failures and regulatory misconduct in Australia
10. **Discovery:**
- Compelling the Respondents to produce all documents relevant to systemic misconduct, regulatory failures, breaches of fiduciary duties, and deliberate exclusion of evidence.
11. Payment of the Statutory Letters of Demand set out at **ANNEXURE 5**
12. Any further relief deemed appropriate by the Court.

5. BASIS OF ENFORCEMENT

- **A. Breaches of UNCAC Obligations:**
Failure to implement and enforce ethical standards in banking, judiciary, and legal practice, facilitating systemic misconduct.
- **B. Breach of Constitutional Duty and Failure of Judicial Oversight:**
Deliberate removal or exclusion of evidence in proceedings constitutes a breach of the constitutional duty of judicial officers to act as impartial truth-seekers. Such actions transform the judicial officer into an adversary and undermine the judicial process.

Uniform Evidence Law (ALRC Report 102)

Section 143: Judicial notice of matters of law

17.7 Section 143 covers judicial notice of legislation. Legislation in this context means statutes, subordinate legislation and executive government proclamations and orders. Parties do not need formally to prove that such laws exist, or the process by which such legislation came into operation. Under s 143, a judge may take 'judicial notice' of the legislation's legitimate content and operation.

The Commissions' view

17.8 In DP 69, no proposal is made for amendment of s 143. This elicited no submissions or consultations in response to DP 69. The Commissions consider that s 143 is operating satisfactorily and make no recommendation for change.

I find as a fact the Commission’s view is incorrect, and the legislation requires amendment.

- “may” is to be altered to “must”.

I find as a fact that in respect to *Boyl v CDPP & Anor* (2024) HCSLA 282; A16-2024 the court acted corruptly in breach of Separation of Powers and in particular by findings that the Primary Judge, the Court of Appeal were correct

“The primary judge was correct to hold that the immunity does not extend to the appellant’s conduct in recording and collecting information that is the subject of counts 1-6 and 8-15.”

There is no reference in any of the three judicial decisions to

- The relevant International Treaties referred to above including “the Taxpayers Charter” as an enforceable code of conduct drawn under the National Obligations under the Convention Against Corruption 2003 (UN ATS 2.
- UN Facts Sheet No 2.
- s56 and s64 of the *Judiciary Act* 1903 (AU).
- To the provisions of the Common Law and/or the *Charter of the United Nations Act* 1945 (AU) related to gathering and disclosing of information and more specifically as follows:

Part 6—Information relating to UN sanctions

Section 29 CEO of Commonwealth entity may give information or document

(1) The CEO of a Commonwealth entity may give any information or document to the CEO of a designated Commonwealth entity for a purpose in connection with the administration of a UN sanction enforcement law.

(2) Subsection (1) applies despite any other law of the Commonwealth, a State or a Territory.

Section 30 Power to require information or documents to be given

(1) The CEO of a designated Commonwealth entity may, for the purpose of determining whether a UN sanction enforcement law has been or is being complied with, give a person a written notice requiring the person to do either or both of the following:

(a) to give the CEO information of the kind, by the time and in any manner or form, specified in the notice;

(b) to give the CEO documents of the kind, by the time and in any manner, specified in the notice.

(2) The person must comply with the notice despite any other law of the Commonwealth, a State or a Territory.

(3) The time specified in the notice must be reasonable, having regard to all the circumstances.

(4) The person may, before the time specified in the notice, request the CEO to extend the time by which the information or documents must be given.

(5) The CEO may, by written notice given to the person, vary the notice under subsection (1) to specify a later time by which the information or documents must be given.

(6) Subsection (5) does not limit the application of subsection 33(3) of the Acts Interpretation Act 1901 in relation to a notice under subsection (1).

Note: Subsection 33(3) of the Acts Interpretation Act 1901 deals with revocation and variation etc. of instruments.

(7) Subsection (1) does not apply if:

(a) the person is the Commonwealth or a Commonwealth entity; or

(b) the person:

(i) is, or has at any time been, an officer of a Commonwealth entity; and

(ii) obtained or generated the information or document in the course of carrying out his or her duties as an officer of the Commonwealth entity.

Section 31 Information may be required to be given on oath

(1) The CEO may require the information to be verified by, or given on, oath or affirmation.

(2) The oath or affirmation is an oath or affirmation that the information is true.

32 Offence for failure to comply with requirement

(1) A person commits an offence if:

(a) the person has been given a notice under section 30; and

(b) the person does not comply with the notice.

Penalty: Imprisonment for 12 months.

(2) Section 15.1 of the Criminal Code (extended geographical jurisdiction—category A) applies to an offence against subsection (1).

33 Self-incrimination not an excuse

(1) An individual is not excused from giving information or a document under section 30 on the ground that the information, or the giving of the document, might tend to incriminate the individual or otherwise expose the individual to a penalty or other liability.

(2) However, neither the information given nor the giving of the document is admissible in evidence against the individual in any criminal proceedings, or in any proceedings that would expose the individual to a penalty, other than proceedings for an offence against:

(a) section 28 (false or misleading information given in connection with a UN sanction enforcement law); or

(b) section 32 (failure to comply with requirement to give information or document).

34 CEO may copy documents

If a person gives a document to the CEO of a designated Commonwealth entity under section 30, the CEO:

(a) may take and keep a copy of the document; and

(b) must return the document to the person within a reasonable time.

35 Further disclosure and use of information and documents

Disclosure and use of information etc. within entity

(1) An officer of a designated Commonwealth entity may do any of the following for a purpose in connection with the administration of a UN sanction enforcement law or with a decision of the Security Council referred to in section 6:

(a) copy, make a record of or use, any information or document;

(b) disclose any information, or give any document, to another officer of that entity.

Disclosure outside of entity

(2) A CEO of a designated Commonwealth entity may disclose any information or give any document to any of the following for a purpose in connection with the administration of a UN sanction enforcement law or with a decision of the Security Council referred to in section 6:

(a) a Minister of the Commonwealth, a State or a Territory;

(b) the CEO of another Commonwealth entity;

(c) a State or Territory entity;

(d) a foreign government entity;

(e) a public international organisation;

(f) a person specified in an instrument under subsection (3).

(3) The Minister may, by legislative instrument, specify a person for the purposes of paragraph (2)(f).

(4) Subsections (1) and (2) apply despite any other law of the Commonwealth, a State or a Territory.

36 Protection from liability

(1) A person who, in good faith, gives, discloses, copies, makes a record of or uses information or a document under section 29, 30, 34 or 35 is not liable:

(a) to any proceedings for contravening any other law because of that conduct; or

(b) to civil proceedings for loss, damage or injury of any kind suffered by another person because of that conduct.

(2) Subsection (1) does not prevent the person from being liable to a proceeding for conduct of the person that is revealed by the information or document.

37 Retention of records and documents

(1) A person who applies for a licence, permission, consent, authorisation or approval under a UN sanction enforcement law (a relevant authorisation) must retain any records or documents relating to that application for the period of 5 years beginning on:

(a) if the relevant authorisation was granted—the last day on which an action to which the relevant authorisation relates was done; or

(b) if the relevant authorisation was not granted—the day on which the application was made.

(2) A person who is granted a licence, permission, consent, authorisation or approval under a UN sanction enforcement law (a relevant authorisation) must retain any records or documents relating to the person's compliance with any conditions to which the relevant authorisation is subject for the period of 5 years beginning on the last day on which an action to which the relevant authorisation relates was done.

Note: A person may commit an offence if the person fails to give under section 30 a record or document that is required to be retained under this section: see section 32.

38 Delegation

(1) The CEO of a Commonwealth entity may, by written instrument, delegate all or any of his or her powers or functions under this Part to:

(a) an SES employee or acting SES employee of the entity; or

(b) an employee of the entity of equivalent rank to an SES employee.

(2) In exercising powers or performing functions delegated under subsection (1), the delegate must comply with any directions of the CEO.

- **C. Facilitation of Money Laundering and Terrorism Financing:**
Judicial officers and public officials have facilitated unlawful activities, as demonstrated in the Royal Commission report "**The Farce of Fake Regulation**" by Wilson Sy.
- **D. Neglect of Equitable Principles:**
The Respondents have allowed victims' equitable claims to remain unresolved, contravening the principles of equity.

6. WRIT OF SUMMONS

TO: The Convicted Proscribed Persons

You are commanded to attend the High Court of Australia to respond to this Statement of Claim and defend the allegations against you, as described in the accompanying document.

Date of Hearing:

To be set by the High Court of Australia.

Filed By:

Andrew Morton Garrett
Crown Attorney General
Chairman of Board of Trustees of the Public Trust
Global Managing Trustee
Global Managing Controller
Global Liquidator
Global Trustee in Bankruptcy

Maxim: *"Equity will not suffer a wrong to be without a remedy."* The relief sought ensures that Claimants receive justice through equitable remedies, restoring their rights and addressing systemic injustices.

NOTICE TO THE RESPONDENTS

This Writ requires your immediate attention. Failure to respond or appear may result in orders being made in your absence, including enforcement actions under the High Court's jurisdiction.

Dated this 12th day of December 2024.

Signed:



Andrew Morton Garrett
(Plaintiff, acting as Whistleblower, Crown Attorney General, and Liquidator and Managing Controller of the Crown)

ENDORSEMENT

This Writ is endorsed for service under the rules and practices of the High Court of Australia, and the Laws of the Crown.

SUPPORTING DOCUMENTS

1. **Banking Code of Practice** (Australian Banking Association, revised October 2021).
 2. **Guide to Judicial Conduct** (Council of Chief Justices, revised December 2023).
 3. **Australian Solicitors Conduct Rules** (Law Council of Australia, published November 2023).
 4. **Royal Commission Report: "The Farce of Fake Regulation: Royal Commission Exposed Australia"** by Wilson Sy, dated 29 March 2019.
 5. **Concise Reply and addendum to NSD-741-2023**, including the indictment dated 3 February 2024.
 6. Legislative references to:
 - **AML/CTF Act 2024**
 - **Bills of Exchange Act 1909 (Cth)**
 - **Charter of the United Nations Act 1945 (Cth)**
 - **Charter of the Commonwealth 2013 (Regina).**
-

ANNEXURE 1

Signed by AustLII

BOYLE
v
COMMONWEALTH DIRECTOR OF PUBLIC PROSECUTIONS & ANOR
[2024] HCASL 282
A16/2024

- 1 The applicant requires an extension of time within which to seek special leave to appeal from a judgment of the Court of Appeal of the Supreme Court of South Australia (Lovell, Doyle and David JJA), dismissing the applicant's appeal from a decision of the District Court of South Australia (Judge Kudelka). That decision dismissed the applicant's claim for immunity pursuant to s 23 of the *Public Interest Disclosure Act 2013* (Cth) in relation to a public interest disclosure that had been made by the applicant.
- 2 The proposed appeal does not enjoy sufficient prospects of success to make it in the interests of the administration of justice, either generally or in the particular case, to grant special leave to appeal. Accordingly, it would also be futile to grant the extension of time that is required.
- 3 Special leave to appeal is refused.

Gageler CJ
Gordon J
Edelman J
Steward J
Gleeson J
Jagot J
Beech-Jones J

7 November 2024

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