



Sovereign Peoples Assembly of Western Australia

Peoples Notice of Statement and Claim of Right

Date: 04/07/2023

Claim Number: -91714646 Amendment 1

Claimants Name/s: Patricia Tasker, Diane Corbett, Amanda Seneno

Claim Title: Failure of Lawful Due Process resulting in Harm and Injury

Community of: Terra Australis

I/we, {Insert Name:9}, give notice to the people of the community, my/our statement of my /our claim of right and lawful excuse to convene and establish a Common Law Court under my liberty as a flesh and blood man or woman; and I do hereby call upon the support of all competent men and women to assist me/us in this lawful right.

I/we further give notice to the people of my/our claim of right and lawful excuse to convene and establish as part of such a court, a jury of my peers, consisting of at least 12 men or women, to judge a matter affecting the wellbeing, rights and safety of myself/us and my community.

That matter being the following:

I/We, give notice to the people of the community, my/our statement of my /our claim of right and lawful excuse to convene and establish a Common Law Court under my liberty as a flesh and blood man or woman; and I do hereby call upon the support of all competent men and women to assist me/us in this lawful right. I/we further give notice to the people of my/our claim of right and lawful excuse to convene and establish as part of such a court, a jury of my peers, consisting of at least 12 men or women, to judge a matter affecting the wellbeing, rights and safety of myself/us and my community. That matter being the following:

Facts of the dispute

1. There is a Lawful Due Process when there is a claim and that is;

1.1. The claimant must prove their claim

1.2. The accused must be heard

1.3. A competent court must make a determination, and

1.4. Only then can remedy be administered.

2. The removal of Cheyenne and Terrence's children occurred via a failure of this Lawful Due Process with,

2.1 Terrence Jnr: Age 8. Born 3 August 2014, removed as at 5 December 2022

2.2 Lytrell: Age 3. Born 2 October 2019, removed as at 5 December 2022, and

2.3 Olivia: 5 months old. Born 1 February 2023, removed as at 11 March 2023

3. This has resulted in the removal of the children from Cheyenne and Terrence for a period of,

- 3.1. 211 days for Terrence Jnr, and
- 3.2. 211 days for Lytrell, and
- 3.3. 115 days for Oliviah, as at 4 July 2023

4. A 6th hearing, a trial, and the first expectation for the claimant to prove their claim, is scheduled for 12 September 2023.

Thus the children will have been removed from their parents for a total of:

- 4.1. 281 days for Terrence Jnr, and
- 4.2. 281 days for Lytrell, and
- 4.3. 185 days for Oliviah.

This is preceded by a Readiness Hearing on 28 August 2023 at 09:00am

5. The affidavit of the mother, Cheyenne Hume, was absent from the 4th and 5th hearings in the Perth Children's Court.

5.1. Despite asking for it to be heard.

5.2. The Court confirmed on 23 June 2023 that the Affidavit was on file.

6. The defendants, by their own admission, in their own documents, visited the house 23 times before the removal of the two boys, then later the baby Oliviah.

7. As at 16 April 2023 Terrence has been incarcerated for an alleged crime of stealing a motorbike where there has been no claimant in the court, and no evidence has been presented to substantiate the claims.

7.1 Terrence has been before Magistrate Andretich 5 times.

7.2 Each time Terrence has been sent back to Bunbury Regional Prison

7.3 Terrence's next hearing is 28 August 2023

7.4 Being a total of 175 days incarcerated without a Lawful Due Process followed

Details of the Alleged Wrong (Charges of Harm and/or Loss)

1. Kidnap and hostage – Taking a hostage is considered a crime or an act of terrorism and the criminal activity is kidnapping. Kidnapping is defined as the unlawful taking of someone by force or fraud and detaining them against their will.

Terrence Jnr and Lytrell were kidnapped and taken hostage on 5 December 2022, and Oliviah on 11 March 2023, and the court documents were filed by the defendants two days after the kidnapping on 7 December 2022.

The first Court date was set for 14 December 2022.

This is a failure of Lawful Due Process. The defendants never proved their claims and Cheyenne and Terrence were not heard in a competent court before the remedy, or in this case, the kidnapping and hostage taking of their three children.

2. Torture – The Criminal Code Act 1995, Section 274.2 defines torture when a perpetrators'

conduct has inflicted severe mental pain and suffering through forms of intimidation and coercion while they are acting in their capacity as a public official.

The defendants used intimidation, which can be referred to as any act that creates fear of physical or mental harm. It can also include the process of attempting to coerce or deter an action by inducing fear. The constant fear of their children being taken.

The defendants induced this fear by visiting their home 23 times before the two young boys were forcefully removed. This is an abuse of the defendants power who took advantage of Cheyenne and Terrence's vulnerability as a young mum and dad.

The defendants further induced fear upon Cheyenne and Terrence by making threats to remove the baby upon her birth.

3. Human trafficking - is defined in the UN's Article 3 of Trafficking Protocol into three parts;
- 3.1 The act: involving either recruitment, transportation, transfer, harbouring or receipt of persons,
 - 3.2 The means: the use of threat, force, coercion, abduction, fraud, deception or the abuse of power, and
 - 3.3 The purpose: the aim of exploitation of servitude, slavery or practices similar to slavery.

The defendants did act by removing (transferring) the children from their family by using means of coercion, deception and abuse of their power for the purpose of bringing the children under the ownership of the state, which is known as slavery.

4. Slavery is defined in the International Convention to Suppress the Slave Trade and Slavery of 1926 to mean 'the status or condition of a person over whom any or all of the powers attaching to the right of ownership are exercised'.

Slavery is the condition of being enslaved, held, or owned as human chattel or property; bondage by a practice or institution that treats or recognizes some human beings as the legal property of others.

The defendants did exercise their power of right to ownership and recognized the children as legal property of the state by kidnapping and taking the children hostage, before any claims were substantiated. This is a failure of lawful due process.

5. Misappropriation of resources is the wrongful, fraudulent or corrupt use of resources in someone's care. The misappropriation occurs when they are not utilized effectively to improve the living conditions of the people.

This can lead to a significant decline in the quality of public services, inadequate housing, limited access to healthcare, and food that is available to the people.

The Hume family reside in a home that is uninhabitable. This has been confirmed by a building inspection.

Resources allocated to housing are clearly not being used to provide adequate housing for this family.

Defendants Name

Amanda Jackson, Gemma Varney, Joleen Bowles, Andrew Kennedy, Kat O'Loughlin, Melinda Castle, Sabine Winton, Paul Papalia, Hylton Quail, Jeffrey Calver and Joanne Andretich

Remedy Sought

Remedy to the wrong being sought:

1.If the children have not already been returned they must be returned immediately.

2. 007-001 Hume - ORDERS of Superior Jurisdiction - 16 June 2023

<https://executiveorders.life/press-release-record/entry/5720/?gvid=2748>

30.4. The Salvation Army, or other, to provide all necessary goods required.

30.5. All food stuffs to be provided.

30.6. A house to be supplied.

30.7. This family to be left in Peace to prosper and find their way forward.

30.8. Community support systems to be provided by consultation with the Sovereign People's Assembly (SPAWA) and the First Nation Sovereign Council (FNSC), and will include government funded facilities who will retain excellent communications and full transparency.

3. Financial remedy 007-001 Hume - ORDERS of Superior Jurisdiction - 16 June 2023

<https://executiveorders.life/press-release-record/entry/5720/?gvid=2748>

29. The Harm and Injury costs are considerable:

29.1 \$10 000 per hour, per child, for every hour the child is stolen by the State, with no Lawful Due Process.

29.2 The remedy equates to \$240,000 per day per child

As at 30 July: the removal of the children from Cheyenne and Terrence has been

3.1 238 days for Terrence Jnr, and

3.2 238 days for Lytrell, and

3.3 142 days for Oliviah.

3.4 Therefore the financial remedy, as at 30 July 2023 is \$148,320,000.00

4. Kidnap and Hostage – maximum imprisonment up to 15 years

5. Torture – imprisonment for 20 years

6. Child trafficking - maximum penalty 25 years imprisonment

7. Slavery - maximum penalty 25 years imprisonment

8. Misappropriation of resources - Immediate termination from employment and separation from pay cheque.

8.1 12th Meeting. First Nation Sovereign Council 3RD OFFICIAL MEETING RATIFIED - Terms & Conditions

<https://executiveorders.life/press-release-record/entry/5696/?gvid=2748>

Order #2 : Funding:

2.1. Funding is to be provided to ensure families are facilitated to stay together. It is easily witnessed that the generational trauma of deprivation of resources is the driver in the breakdown of the First Nation family unit.

2.2. Funding is not to be spent on public servant employees to drive families apart eg: DCP workers, Police, Legal Practitioners within the registered system of the Private BAR Guild, foster families, Judges, Magistrates, Centrelink employees and others.

2.3. As the Australian Government is a guest on these lands, all financial provisions will be adequately provided for, including housing, food, fuel, utilities. To excellent standards of health

and wellbeing, and building maintenance.

9. Terrence Rodd is to be realised from jail immediately.

I/We, further give notice to the people that the said jury of my/our peers claims the jurisdictional competence to judge this matter and issue a sentence and verdict within this Common Law Court established to render such a judgement, based upon proven and irrefutable evidence presented within its Court.

I/we hereby openly call upon and request the support of my/our community to establish this Common Law court and its jury of twelve men and women, to be sworn to act in such a capacity for the duration of the court proceedings, according to Common Law and the rules of evidence and Lawful Due Process. I/we make this peoples claim of right freely, without coercion or ulterior motive, in the interest of justice and the welfare of the people and the community.

Court Registrar stamp: