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## TRANSCRIPT OF PROCEEDINGS

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O/N H-1066826

**FEDERAL COURT OF AUSTRALIA**

**NEW SOUTH WALES REGISTRY**

**GLEESON J**

**No. NSD 711 of 2019**

**LADY CROWN AND OF BEHALF OF NGATI RANGIHOU CORRANGIE HAPU  
DBA OFFICE OF THE CROWN and ANOTHER**

**and**

**PARRAMATTA CITY COUNCIL (49 907 474 773)**

**SYDNEY**

**3.00 PM, WEDNESDAY, 21 AUGUST 2019**

**LADY CROWN appears in person  
MR WHITE appears for the respondent**

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MR WHITE: Your Honour, White, W-h-i-t-e. I appear on behalf of the defendant and applicant on the interlocutory motion.

HER HONOUR: Thank you. All right. Now, is it Lady Crown?

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LADY CROWN: Lady Crown.

HER HONOUR: Lady Crown, you're representing yourself today?

10 LADY CROWN: I will be myself - - -

HER HONOUR: Yes.

LADY CROWN: - - - your Honour - - -

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HER HONOUR: All right.

LADY CROWN: - - - on behalf of the Hapu, Ngati Rangihou Carrangie Hapu.

20 HER HONOUR: Thank you. This is Mr White's application, and where - - -

MR WHITE: Yes, your Honour. Today's application is an application under section 31A(2) of the Federal Court Act or, alternatively, rule 26(1) of the Federal Court Rules. In essence, the defendant submits that it is not a company within the meaning of that term under the Corporations Act and, as such – apologies, your Honour.

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HER HONOUR: Let me just – so it's the interlocutory process that was filed on 28 June 2019?

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MR WHITE: That's correct, your Honour.

HER HONOUR: I see. Do you have a copy of the interlocutory process, Lady Crown?

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LADY CROWN: I do, your Honour.

HER HONOUR: Excellent. Is there any evidence in support of the affidavit – the application?

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MR WHITE: There is, your Honour, but from my side of the bar table it's not relied upon. It's – the issues today is of very short compass. It's a question of law predominantly.

45 HER HONOUR: So you don't rely on any evidence?

MR WHITE: Your Honour, you will see there's two affidavits of Mr Castle in the proceedings. They may become relevant as to the question of costs. But for the purposes of the application, they're not relevant.

5 HER HONOUR: Is there any evidence about the constitution of the Parramatta City Council, or is that a statutory matter?

MR WHITE: That is a statutory matter. It's the local government proclamation in turn with the Local Government Act of New South Wales.

10

HER HONOUR: I see. All right. So it looks as though the council doesn't have any evidence in support of its application. Do you have any evidence that you want to rely on in answering the application?

15 LADY CROWN: Are we talking about my application or something he has written?

HER HONOUR: Okay. So what we're talking about today is the application from the council, which is the one dated 28 June. I just – remember I just said, “Do you have a copy of that – the application?” And you said - - -

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LADY CROWN: Yes.

HER HONOUR: Yes.

25 LADY CROWN: Yes.

HER HONOUR: So that's the application we're talking about, and it's an application which says that the proceedings should be summarily dismissed.

30 LADY CROWN: So, your Honour, I actually responded to that and said no to the dismissal. I responded with an affidavit.

HER HONOUR: Right. So the court decides whether or not the application – the case should be summarily dismissed, but you can oppose it. It sounds like you have.  
35 And you did that by an affidavit?

LADY CROWN: I did.

HER HONOUR: Okay. Do you know what date that affidavit was made?  
40

LADY CROWN: There has been 21 affidavits actually filed on record. So it would have been immediately after – he did it on the 28<sup>th</sup>, you say?

HER HONOUR: 28 June - - -  
45

LADY CROWN: 28<sup>th</sup>.

HER HONOUR: - - - was the filing date of the application.

LADY CROWN: Your Honour, 25 June, I put an affidavit into court. I will just read the – if you don't mind, your Honour.

5

HER HONOUR: Yes.

LADY CROWN: So the affidavit was on 28<sup>th</sup> of – just getting a bit mixed up – the 4<sup>th</sup> of the 7<sup>th</sup>, and then we got his letter, so it was after the 4<sup>th</sup> of the 7<sup>th</sup>. Sorry, there's just multiple affidavits.

10

HER HONOUR: I can see.

LADY CROWN: Yes.

15

HER HONOUR: So - - -

LADY CROWN: So it's just a matter of which one had that letter in it. What my – had their letter in it. Sorry, I've got so much going on. And I responded to their letter. That's that one. So there was 9 July. There was quite a few affidavits actually put into court on 9 July, because my point was all these affidavits – and not once in nine years have the council rebutted point-by-point any of them. Not even our immediate affidavits on 8 May.

20

HER HONOUR: I'm just looking at an affidavit that was filed on 5 July.

25

LADY CROWN: Okay. Yes, that would have been it, I think.

HER HONOUR: And that's the first affidavit, it seems, that you filed after - - -

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LADY CROWN: Bear with me a minute, sorry.

HER HONOUR: - - - the council filed this interlocutory process, and it's 24 pages. And it says:

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*I've been released from the system and all man-made schemes.*

LADY CROWN: The affidavit I'm talking about was in direct response to his interlocutory order, because we didn't receive it for a while.

40

HER HONOUR: Yes.

LADY CROWN: So I was just getting that right – the right one, because I attached my letter in it.

45

HER HONOUR: All right. Mr White, do you think that you know – can identify an affidavit that was served in opposition to your application?

MR WHITE: From what I'm understanding, your Honour, the plaintiff is referring to an affidavit – pardon me for a moment – filed on 26 June which annexes correspondence, being the only formal written correspondence between the parties. If I – 25<sup>th</sup> – yes, sorry, I think we're looking at the same document.

5

LADY CROWN: Yes.

HER HONOUR: But that's before you filed your interlocutory process.

10 MR WHITE: Quite, your Honour. And the plaintiff will correct me if I'm wrong. My understanding is the plaintiff is referring to the directions hearing that occurred wherein Registrar Segal made orders for a timetable of filing the interlocutory process and evidence in support of that interlocutory process.

15 Since that point there have been several affidavits in proceedings, some of which deal with the issue of the interlocutory process, and others go towards – or as far as I understand them, the final release order.

LADY CROWN: So the point, your Honour, was nothing got rebutted for nine  
20 years. Not one affidavit. And then we've had nothing but offensive, dismissive – I mean, we're the Originee people of the land and we just keep getting dismissed. So we just want to be heard. We would just love to have a mediation. We're not divisive in any way. We're conciliatory. We would like to sit down and be recognised and acknowledged and discuss this land that's in the Rangihou, because  
25 as the Originee owners of the land but also the Maori guardians, we are one. I feel we just need to talk about it.

It has taken nine years just to get to this point, just to sit in front of you, which I feel is quite sad for all parties because I feel like we have to bridge a gap between not  
30 only the laws of this country but also the laws of this government. I know we have issues with the Constitution. I totally get it. But I feel like we could work together, and we could find a way forward and make this happen because, at the end of the day, that land was gifted to the Maori nation. Parramatta Council do not want to give it up, but they don't own it. The fact of the matter is they just don't own it. The  
35 Originee people of the lands own it.

And all we've ever asked for is a rebuttal or just something to say – because they've written three times to me that they own the land, yet Julia Gillard in 2012 clearly said we own the land. Tony Abbott said it, 2013, and so did Dowsell J in 2012, yet  
40 somewhere in there, 2014, Parramatta City Council writes to me and says they own the land, on three occasions. So they put themselves – made themselves superior to the ..... of this land and the courts and the Prime Minister. They made themselves superior to all of us by saying they own the land. So we just have a problem with that.

45

I feel like there needs to be a mediation. There needs to be a serious discussion about it and move forwards, and bring the two laws together and make this place, this

place that we're talking about, Rangihou, a conscious community and – I mean, and – we just need people to stop dismissing our laws and our cultures and our traditions and our values. They are real. We're alive. We're not extinct. We are here. I just feel like they would – they should talk to us and not be arrogant towards me and  
5 intimidate me all the time. I just feel we need to talk. Let's sit down and mediate. Let's have a discussion and move forward.

I really, truly believe there's a bridge here for one bill of rights for this actual country. I think there's a lot more going on here than just Rangihou. And I believe  
10 the council, if they really care for the people, they will talk to us because we are the Originee people. We're the owners of the land/the Maori people are the guardians of the land. We need to work together. I know they don't have a rebuttal. I totally get it. They don't have a ..... they don't have a consent. We get that, and I understand that. But, I mean, we've got to talk. Someone has got to talk to us.

15 So to have to come here, it's insulting to have to come into this realm and talk about the first laws and the land. Like, just talk to us. We're not – you don't have to fear us. We are real, and we are here, and we're not going anywhere. I feel that you're understanding. And as a mother of seven, Originee and Maori children, it's very  
20 dear to my heart what's going on here. But I feel as a nation, there's more to us. I feel like we can bridge a gap. I feel like we're conciliatory. We're not divisive. We actually don't care about the money. We actually do not care. We just want recognition, acknowledgement. We want to be on our land, and we just don't want any more guns pointing at us when we do that. We just don't want the police coming  
25 in to force us off.

I have to guard the children there, and I don't like the police coming to tell me I can't guard my children. They're our kids. That's it. And so they are buried there, and they have been buried there for a long time. You know, Samuel Marsden, hands  
30 down, and his descendants today said, "Yes, the land was gifted." The Originee people from across the nation, "Yes, the land was gifted." I have support from Australia and ..... not just Maori and Originee people. We have support from all peoples because we are all one. We are all the Originee people of this land, each and every one of us in this room. It's all of us.

35 I am not about just Originee people, and I'm not just about Maori people. I'm about my children. I'm about your children, your children and his children, and bridging a gap and making this better for all of us. And I truly believe we can do this. But I just feel it's really sad to have to come all this way with a statutory demand, which I  
40 really don't care about, to bring them to the table after nine years. I had to create an invoice in 2013 knowing that it would multiply and multiply and multiply, but we actually don't care about any money. We never have.

45 We were the first people. We have the first laws in time. It's not even disputed here. We understand the laws that you have to uphold for the British subjects. We get that too. Totally get it. But let's find a way forward. I think that what we have here is quite unique, being that we are gifted the land, we have been gifted the land. I feel

that there is a bridge here somewhere for both the Orignee people and us as a nation, because my father is Australian, my children are Maori and Orignee, and I also descend from King George III. Very difficult for me to handle. But I truly believe we need to find a way forward. There – we can do better than this. We can do better  
5 than sitting here, talking like this. I feel you would rather be sitting with us having a really good conversation about how we can move forward, and let’s create a Bill of Rights that bridges the two laws together and helps every individual here so we can all live here. There’s plenty of land for us all in Parramatta in Australia.

10 HER HONOUR: Let me hear what Mr White has to say. So I can see now that this is the originating process by which this case was started as an application for a winding-up order and a liquidation against Rik Hart and the Parramatta City Council, and that Rik Hart has been struck out. Why do you want to say that the application should be summarily dismissed, Mr White?

15 MR WHITE: Well, your Honour, the application for winding up is under part 5.4 of the Corporations Act, and that part 5.4 is only applicable in respect of companies, of which the City of Parramatta is not one. Your Honour, if it assists, I’ve prepared some short submissions that detail the relevant law, and how it applies in the  
20 circumstances, and I - - -

HER HONOUR: Have you given them to Lady Crown?

25 MR WHITE: Yes, your Honour. Earlier this morning.

LADY CROWN: What? He hasn’t given me anything. I haven’t been given anything. I haven’t – hasn’t sealed, or was nothing – he has just walked in here – well, I didn’t know what he had.

30 HER HONOUR: I think it probably is not helpful. Why don’t you take me through what you want to say right now?

MR WHITE: Of course, your Honour. So, as I commenced with, part 5.4 of the Corporations Act confers the court with jurisdiction to wind up companies. As was  
35 held by the New South Wales Supreme Court in Residents v Improper Development Incorporated and Chase Property Investments Proprietary Limited (2006) New South Wales Supreme Court 623, and Uniting Church in Australia Property Trust Queensland v Northbank Place Victoria Proprietary Limited (2009) Victorian Supreme Court:

40 *The jurisdiction of the court to make an order under part 5.4 is confined to circumstances where the subject of the relief is a company which is incorporated under the Corporations Act.*

45 Your Honour, I’ve got copies of those cases, if it assists.

HER HONOUR: No, thank you.

MR WHITE: Of course. Your Honour, section 9 of the Corporations Act defines a company as namely a company which is registered under this Act. In the present circumstances, the defendant is not registered under the Corporations Act, but was rather constituted by the Local Government Act New South Wales and the *Local Government (City of Parramatta and Cumberland) Proclamation (2016)*.

HER HONOUR: I don't – where's the evidence of that?

MR WHITE: Your Honour, they are – it's legislation. I've got the relevant legislation here, if that would assist.

HER HONOUR: Is that material that you've given to Lady Crown this morning?

MR WHITE: That's correct, your Honour. It has also been included in correspondence.

HER HONOUR: It makes it very difficult for the court to receive particularly large volumes of material from an institutional entity who's litigating against an unrepresented litigant. It makes it very hard for the court to give procedural fairness. Why is it such a huge volume of material?

MR WHITE: Apologies, your Honour. I should have been clear. This is – my submissions refer to several cases. I've extracted them all in full. However, I can take the court only to about 20 pages of this volume. It was out of an abundance, more than anything, knowing that we had a self-represented litigant on the other side that we didn't want to withhold anything.

HER HONOUR: I'm happy for you to identify to me the statutory basis for your application in court now, but I'm not happy to receive a bundle of material that has only been given to Lady Crown today.

MR WHITE: Of course. Apologies, your Honour.

HER HONOUR: All right. You can – but identify the statutory basis now.

MR WHITE: So, your Honour, it's section 220 of the Local Government Act (New South Wales).

HER HONOUR: All right. Local Government Act (1993)?

MR WHITE: That's correct, your Honour.

HER HONOUR: Section 220: legal status of a council.

MR WHITE: Correct, your Honour. And if I can draw your Honour's attention to subsection (1).



HER HONOUR: Yes.

MR WHITE:

5           *A council is a body politic of the state with perpetual succession and legal capacity and powers of an individual, both in and outside the state.*

And then relevantly, your Honour, subsection (2):

10           *The council is not a body corporate (including a corporation).*

In my submission, your Honour, this application rises and falls on that.

15           HER HONOUR: How do I know that Parramatta City Council is a council within the meaning of section 220?

MR WHITE: If I can take your Honour to - - -

20           LADY CROWN: Your Honour, I object to what he's saying. I will tell you why. He's talking about the City of Parramatta City Council. He's talking about the City of Parramatta. They've switched the hats on us. That Parramatta City Council is registered with an ABN, and what he's trying to do now – he's talking about a proclamation written by the City of Parramatta. That's not who's here. The City of Parramatta is not here; the Parramatta City Council is here. So he's switching the  
25           hats in front of you, disrespecting us – the Crown – he's the trustee, and he's de son tort, right now; he needs to behave himself. You don't switch hats without telling us. He's – mischief.

30           HER HONOUR: The application that you've made is directed to the Parramatta City Council, and then you've set out the ABN, right?

LADY CROWN: Right.

35           HER HONOUR: Okay. So my question to Mr White is how do I know that the Parramatta City Council identified in that way is a council within the meaning of section 220.

40           MR WHITE: So, your Honour, what the *Local Government (City of Parramatta and Cumberland) Proclamation 2016* - - -

LADY CROWN: I object, your Honour. He switched hats again. You keep switching hats. He's not telling you what's in front of him. It's in front of him – I can see it from here.

45           HER HONOUR: Well, maybe I will have to look at what he's showing me – what he's referring to. So you're talking about a 2016 proclamation?

MR WHITE: That's correct, your Honour.

HER HONOUR: And what's the name of it?

5 MR WHITE: It's the *Local Government (City of Parramatta and Cumberland) Proclamation 2016*.

HER HONOUR: Yes.

10 LADY CROWN: Your Honour, if I may speak, where's the Parramatta City Council? Disappeared.

HER HONOUR: Yes, I understand ..... I understand what you're saying, but that's just the title of the document that he's referring to, so let me have a look at that.

15 LADY CROWN: Your Honour, if I can just ask, who's he representing now? Can we ask who's he representing? I'm a bit – I'm actually a bit confused.

HER HONOUR: Mr White, are you a solicitor or a barrister?

20 MR WHITE: I'm a solicitor, your Honour.

HER HONOUR: And have you filed a notice of acting in the proceeding?

25 MR WHITE: Yes. Yes, your Honour.

HER HONOUR: Notice of appearance of 4 June.

30 MR WHITE: That's correct, your Honour. Christopher Thomas Drury, a partner of Sparke Helmore Lawyers.

HER HONOUR: So the entity that has appeared is called the City of Parramatta Council, and you're saying, Lady Crown, that that is a different entity from the Parramatta City Council.

35 LADY CROWN: If you don't mind, your Honour, with due respect, I have a document here, actually, that has got the City of Parramatta, and under it is all the entities, and there's quite a few – but the theatres, and – all these different entities. I'm addressing the Parramatta City Council, and the reason I'm addressing the  
40 Parramatta City Council is they're the ones that write to me, and they're the ones telling me they own the land. It wasn't the City of Parramatta. I didn't have anyone from the City of Parramatta ring – write to me, but I had plenty from the Parramatta City Council, who actually stipulated in three letters that they own the land.

45 And that's who I'm asking – I just don't understand how someone can be superior to us, and – superior to you and superior to the Prime Minister, Julia Gillard, who clearly said the aborigine people – we hold in land – we hold in trust for the

sovereign people; they own the land and they will come for their share. Julia Gillard. Tony Abbott, Aboriginal and Torres Strait Recognition Bill. Judge – Dowsett J. He clearly says who we are. He didn't even – he never disrespected us.

5 HER HONOUR: all right. Well, I'm going to give Mr White an opportunity to explain how it is that the – what he is talking about all links back to something called Parramatta City Council with the ABN that you've identified. So let me just hear what he wants to say on that.

10 MR WHITE: Well, relevantly, your Honour, the – prior to the proclamation of the City of Parramatta, I – it is my understanding that my client, the defendant, was called the Parramatta City Council. What the plaintiff is referring to is the ABN and the trading name of the counsel.

15 HER HONOUR: Yes.

MR WHITE: And, of course, as your Honour would be aware, the – one does not need to be a company or a corporation to hold an ABN; it is merely a utility for GST purposes.

20

HER HONOUR: Yes. But you're asking for this to be summarily dismissed. You've – as Lady Crown has pointed out, you've got a notice of appearance which seems to refer to a different entity. What I need you to do – I mean, you've just talked about what's your understanding. I can't operate on the basis of your

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MR WHITE: Of course, your Honour.

30 HER HONOUR: Are you able to show me something in this proclamation which indicates that the entity you're talking about is the successor of Parramatta City Council, for example?

MR WHITE: Well, what I can take your Honour to is, if you have the proclamation available, schedule 1 refers to the new council.

35

HER HONOUR: Yes.

MR WHITE: Schedule 1 is titled Provision for the City of Parramatta. New council means City of Parramatta Council.

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HER HONOUR: Yes.

MR WHITE: So – and then if I can take your Honour - - -

45 HER HONOUR: I can see something here at schedule 1, item 8 which refers to the former Parramatta City Council.

MR WHITE: Yes, quite. Quite, your Honour.

LADY CROWN: With all due respect, your Honour, could I show you these letters? There's three of them that say, clearly, they own the land.

5

HER HONOUR: Yes.

LADY CROWN: Parramatta City Council. What I'm – I'm quite upset about – just listening to this young man is – laws on laws on laws on top of our laws, where our laws were the first in time. To keep stacking things on top of us, to try to make us extinct, is offensive. He's a de son tort trustee. As someone that's in trustee for the aborigine people of these lands – because everything is held in trust for us, the Crown, he is de son tort. He is currently acting belligerent and he's offending me by literally putting – stacking things on top, changing hats. At the end of the day, our laws are the oldest in time. Julia Gillard said they own it and they deserve their share. You know, Samuel Marsden – was a witness. He's a magistrate. Lady Spiderward – she is a descendent of Samuel Marsden. She said yes, they were gifted the land. Richard Green ..... historian, gifted the land. Let's go to some of your people. Andrew Carrurangi of Parramatta City Council – he said yes, the Maori people have gifted the land. Dowsett J said:

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*The Parliament on behalf of the people of Australia recognises that the continent and the islands known as Australia were first occupied by the aboriginal and Torres Strait Islander peoples. The Parliament of Australia, on behalf of the people of Australia, acknowledges the continuing relationship of aboriginal and Torres Strait islander.*

25

He keeps going on to talk about it. What gets me in this whole court matter right now is they've positioned themselves superior to all of us, which is a tort – it's meddling with trust property that belongs – we are the owners. Hands down fact. Absolutely – it's not even a question, but to keep stacking these laws and creating proclamations – and I believe you created that because of me, knowing I'm the Crown, because not once was the word Crown in that proclamation – keeps creating documents to try to make us extinct. It's false, it's misleading and it's deceptive, and it's fraudulent, and most of all, it's treasonous. So the House of Lords, I have to say this, in 1837 said:

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*A time will come when these people, they will rise victorious, enlightened and His Majesty's government must avail themselves to all the aid and information and experience of His Majesty's administrators could generally afford.*

40

I am a descendant of King George III. I am a descendent of King Hongi Hika and Queen Turikatuku Aotearoa. I am a descendant of many kings. I am a descendant of Kawiti who was gifted the land. How is it that so many people can recognise me for who I am, the Crown, Lady Crown, yet this young man here with all his bits of paper will not give me that respect, not once. And hiding secrets, conspiring with the police, obstructing and preventing and perverting the course of justice here. It's

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fraudulent. I did, in all these affidavits, show them where the errors were. I pointed it out time and time again hoping – hoping there would be a remedy and they would go, okay, we get it, right, and we will talk about it. But not once did they do that.

5 A corporate entity cannot own the lands of this landmass. Only we can. And you need to stop masquerading as the Crown. I am the Crown with lawful – that’s my birthright. I have lawful authority here.

10 HER HONOUR: Well, what I would like to do is to receive these documents as an exhibit - - -

LADY CROWN: Yes.

15 HER HONOUR: - - - arrange for them to be photocopied so that then I can return you your papers. But we don’t seem to have a court officer.

20 LADY CROWN: I – also – you can have those, your Honour. I have all the letters from the Parramatta City Council sitting right here in front of me. You know, they keep writing to me saying they’re the owners yet he wants to stand here now and say, “It wasn’t us”.

25 HER HONOUR: Well, what I will then do is I will mark the four pages which I will describe in a second as exhibit A on the application. And it comprises a letter dated 10 October 2014 from Parramatta City Council, a letter dated 3 March 2014 and a letter dated 13 November 2014.

30 **EXHIBIT #A THREE LETTERS FROM PARRAMATTA CITY COUNCIL  
DATED 10/10/2014, 03/03/2014 AND 13/11/2014**

35 HER HONOUR: Now, Lady Crown, I want to give Mr White one more opportunity to explain what he is saying which is essentially about whether or not you are entitled to wind up Parramatta City Council. That’s the issue that I’ve got to deal with today.

40 LADY CROWN: With all due respect, your Honour, I actually don’t want to wind them up. We just want to mediate and have our lands returned. But to have to do that we had to come here with a statutory demand. I’m an honest woman. I’m fair. I’m a mother. I’m a grandmother. I’m a wife. I’m a sister. I’m a friend. But I am the Crown and I am an Originee woman of this land and of Aotearoa. I just want respect. I just want to be heard.

45 HER HONOUR: Yes. My powers are limited, obviously. My powers are very limited. And at the moment the only power that I have is to decide whether or not you’re entitled to wind up the Parramatta City Council. I have a suspicion based on what Mr White has shown me so far that the Parramatta City Council no longer exists anyway.

LADY CROWN: They do.

HER HONOUR: You think they still exist?

5 LADY CROWN: They've still got signs everywhere. And they've now matched it up with the City of Parramatta because I live there so they've just got both signs and they're still operating.

10 HER HONOUR: All right. I will give Mr White one more opportunity to say anything he wants to say about the existence of the Parramatta City Council.

15 MR WHITE: Well, the plaintiff has referred to several letters there which your Honour has taken and marked as a exhibits. I think the easiest answer to that, your Honour, is that they were in 2014, the relevant dates, and of course the proclamation came into effect in 2016. As such, that was the relevant date in which the defendant changed its name.

20 HER HONOUR: Well, how do I know from this that the Parramatta City Council is affected by this proclamation?

MR WHITE: Well - - -

25 LADY CROWN: Your Honour, I asked them where it was proclaimed, where it was gazetted, where it was even spoken of. Nothing. I got nothing in return to say, "Yes, we gazetted it over here". It has just been created. They just created this out of thin air, probably to try to counteract who I am and what we're here to do. Had they of just spoken to us we wouldn't be here but – so their idea of fixing all these problems is create another document: we will try and rid of her that way. It just doesn't exist anywhere. It's just a bit of paper, actually, whereas my documents stand in law.

30 MR WHITE: So your Honour, to understand the force of the City of Parramatta proclamation, one needs to return to the Local Government Act, specifically chapter 9, part 1.

35 LADY CROWN: Your Honour, I object to the Local Government Act. The reason I object is because he knows on 8 July in 2010 – I have the letter from the Attorney General that local government is not recognised in the Constitution so three referendums clearly state that local government does not exist yet they've gone ahead and created themselves. Then they've created a Local Government Act. It's illegal and invalid. Yet he keeps running from it. He keeps referring to this illegal document which I can – hands down – hands down, I have so many times said illegal and invalid. Three referendums, there ain't no more and there is not going to be a local government recognised in the Constitution until come and talk to us, the people.

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45 We are the people of the land. The council – this young man here, he is a trustee. He has got to remember who he is. You're an administrator.

I am the Crown. We are the ones here directing this. Not a young buck here thrown around and assaulting me with his Local Government Act which three referendums clearly tell me it's illegal and invalid yet that's all he stands on. I stand on our laws, the first laws in time which were supersede your laws any day, every single day of  
5 the year. And that's in support of Julia Gillard, Tony Abbott, Justice Dowsett, every Originee in this land and more than likely probably including Mrs Gleeson up there.

10 HER HONOUR: It's important to – for me to give Mr White an opportunity to say what he wants to say.

LADY CROWN: No.

15 HER HONOUR: So I will give him an opportunity to say what he wants to say about this Act.

MR WHITE: So your Honour, if I can take you to division 1, How are areas constituted and dissolved.

20 HER HONOUR: What's the section?

MR WHITE: It's section 204, constitution of areas, subsection (1).

HER HONOUR: Yes.

25 MR WHITE:

*The Government may, by proclamation, constitute any new part of New South Wales as an area.*

30 HER HONOUR: Yes.

MR WHITE: It follows from section 204 that the Parramatta City Council – the City of Parramatta Council – I withdraw that – the Cumberland Proclamation was given force by virtue of the Local Government Act.

35 HER HONOUR: Yes, but I'm not asking you about the City of Parramatta Council. I'm asking you about the Parramatta City Council. That's the entity that Lady Crown is seeking to wind up: the Parramatta City Council.

40 MR WHITE: Apologies, your Honour. We're at cross purposes. So that, in essence, by operation of the Local Government Act and the City of Parramatta Proclamation, the former entity being the Parramatta City Council which was made up of a number of local government areas which changed, was dissolved and reconstituted as the City of Parramatta.

45 HER HONOUR: Where do I see that in the Proclamation? I can see - - -

LADY CROWN: Your Honour, here is more letters from the Parramatta City Council, untold letters. Yes.

5 HER HONOUR: I think I understand that there is some group or people who are purporting to be the Parramatta City Council, whether or not that exists, but at the moment what I'm trying to find out is how, if at all, that entity came into existence. I can see, for example, that clause 43 says:

10 *The councils of the areas amalgamated by this proclamation are dissolved.*

MR WHITE: Quite.

HER HONOUR: But I can't see where the councils of the areas are identified.

15 MR WHITE: I understand, your Honour, it is the councils in the tables above - - -

HER HONOUR: Yes, there's no reference to Parramatta City Council then. He says City of Parramatta.

20 MR WHITE: Areas amalgamated – apologies, your Honour – City of Auburn, City of Holroyd, City of Parramatta.

LADY CROWN: Once again, your Honour, I object. City of Parramatta.

25 HER HONOUR: No, I understand what you're saying. Is there anything apart from that that you want to rely on, Mr White?

30 MR WHITE: Your Honour, there of course is the subsidiary issue that the mere fact that an entity has an ABN and is described as a trading name doesn't, in and of itself, make it a legal entity. A legal entity is that which is described in the relevant legislation.

35 LADY CROWN: Your Honour, with all due respect, could I submit this to the court? I've actually got the ABN details, I've got the website, I've got the Parramatta City Council on the internet, I've got the Parramatta City Council signs. All here. And I have all of these letters from the Parramatta City Council, yet he's trying to delete them, all of a sudden, in the courtroom. So they're all sitting right there.

40 Your Honour, I think this young man is forgetting, if he wants to keep pointing to the Local Government Act, I just want to remind him that the Act binds the Crown. That's me. That means I'm holding hands with you, young man, which means he needs to be subordinate to the Crown. I stand here as the Crown. The true Crown. Not a masquerading Crown with masks on, but the Act binds the Crown. Your Local  
45 Government Act. So what I'm saying to you, young man, is de son tort trustee, you're misbehaving. You need to tell the truth. Just tell the truth. That's all I ask. So I would like to submit these, your Honour. Attorney-General and all the



Parramatta City Council photos, letters, signs in the street, internet, that you exist. And you wrote me lots of letters and they also, your Honour – excuse me – they also acknowledged who I was as a sovereign woman.

5 They acknowledged my claim of right. They acknowledged the Parramatta Rangihou Sovereign Nation Embassy alongside the Police Commissioner and the Attorney-General. They acknowledged who we are on the land. They wrote to us. They wrote to us at Rangihou. They wrote to us being there. Straight away Parramatta City Council kept writing to me lots of times, but where they failed to disclose the truth  
10 was when they said they owned the land, and so somewhere along there they became superior with their little proclamation to everyone on this land. Superior. A de son tort trustee misprision of treason. It's court fraud.

15 HER HONOUR: Now, what I will do, if my associate can give me a paperclip – a bulldog clip.

LADY CROWN: Due respect, your Honour, I will continue with the originating application because of the behaviour.

20 HER HONOUR: All right. The documents that I've paper-clipped will be exhibit B and after the hearing I will ask my associate to send copies of the exhibits to the solicitor for the respondent.

25 LADY CROWN: Out of respect, your Honour, they're all on file. They already have them all.

HER HONOUR: I see.

30 LADY CROWN: Many, many, many times they've got it.

HER HONOUR: Mr White, is there any other piece of legislation that you want to refer me to?

35 MR WHITE: So, your Honour, my submission is that in circumstances where the plaintiff has referred to the Parramatta City Council, the true entity is in fact the City of Parramatta and that - - -

LADY CROWN: I object, your Honour.

40 MR WHITE: - - - is evidence by the Local Government Proclamation.

LADY CROWN: I object.

45 MR WHITE: Insofar that the plaintiff has made a mistake in relation to the defendant's trading name.

LADY CROWN: I object, your Honour.

MR WHITE: That is a misconception in respect of the trading name of the entity and not the actual legal name. So turning back to the fundamental point of this application, your Honour, it's that the defendant is not a company under the Corporations Act.

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LADY CROWN: I object that, your Honour.

MR WHITE: As that is – and, of course, the court's jurisdiction under part 5.4 is conferred to make an application in respect of winding up only insofar as it relates to companies.

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LADY CROWN: I object, your Honour.

HER HONOUR: All right. Is there anything more?

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MR WHITE: In respect of that submission, your Honour, I will refer you to two cases. I've extracted the relevant parts of those cases in my submissions, however, I'm happy to take your Honour to them if - - -

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HER HONOUR: You can give me citations, if you want.

MR WHITE: Thank you, your Honour. It's Residents Against Improper Development Inc v Chase Property Investments Pty Ltd [2006] NSWSC 623.

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HER HONOUR: Yes. You've already given me that citation.

MR WHITE: Yes.

HER HONOUR: And the other one was [2009] VSC.

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MR WHITE: Yes. Thank you, your Honour.

HER HONOUR: What was the number? [2009] VSC?

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MR WHITE: 660, your Honour.

HER HONOUR: Thank you.

MR WHITE: So those two cases, of course, stand for the proposition an application to wind up can only be brought against a company.

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LADY CROWN: I object, your Honour.

MR WHITE: Then it follows from that, your Honour, that the Parramatta City – the City of Parramatta – I withdraw that – is not a company because it was not registered under the Act. It came into existence by virtue of section 206 of the Local

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Government Act, section 219 of the Local Government Act, and, of course, the Proclamation.

LADY CROWN: I object, your Honour.

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MR WHITE: If your Honour accepts me on those points, it therefore follows that the court does not have jurisdiction to grant relief sought in the originating process, and, as such, is liable to being dismissed under section 31A(2) of the Federal Court Act of Australia or, in the alternative, Rule 26.1 of the Federal Court Rules.

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LADY CROWN: I object, your Honour.

HER HONOUR: Yes.

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LADY CROWN: Due respect, your Honour. I just have to say, because he keeps pointing to this Local Government Act, he needs to remember that the act binds the Crown, that's me, and that's him. I instruct you, Registrar, to fire this young man. He's just out of hand. He is de son tort trustee, and this is going to continue. If it continues, I will lay charges of misprision of treason against you. It's got to stop. I am the Crown and the Act binds the Crown. That makes you the trustee, that makes me the Crown. That means you're here to administer. But to misbehave in the manner that you are, you are definitely going down the road of misprision of treason. I have no other choice, but we've got to deal with people like this and they just have to speak the truth or he's going to end up on the other side of the law. Not only that, he will end up – he will invoke tribal law. You've already invoked God's law. And then you will invoke, because of the Office of the Crown, Crimes Act, because we have an entity where we can actually have him charged under the officer of the Crown for misprision of treason for being de son tort trustee. Thank you, your Honour.

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HER HONOUR: Thank you. In the circumstances, I will reserve my decision and the court will notify you when the judgment is ready to be handed down. Could you please adjourn the court.

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**MATTER ADJOURNED at 3.48 pm ACCORDINGLY**

## **Index of Witness Events**

## **Index of Exhibits and MFIs**

EXHIBIT #A THREE LETTERS FROM PARRAMATTA CITY  
COUNCIL DATED 10/10/2014, 03/03/2014 AND 13/11/2014

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