

THE CRIMINAL ACT

Acts Amendment and Repeal (Courts and Legal Practice) Act 2003
(No. 65 of 2003)

Part 8 - Amendments about the Crown

121. Ball Act 1982 amended

(1) The amendments in this section are to the *Ball Act 1982*.*

(* 27 August 1999. For subsequent amendments see 2001 Index to Legislation of Western Australia, Table 1, D. 27 and Acts Nos 6 and 27 of 2002.)

(2) Section 3 (1) is amended by deleting the definition of "prosecutor" and inserting instead- "prosecutor" includes -

(a) in the case of an offence charged in a complaint, the complainant;

(b) in the case of an offence charged in an indictment, the State or the Commonwealth, as the case may be;

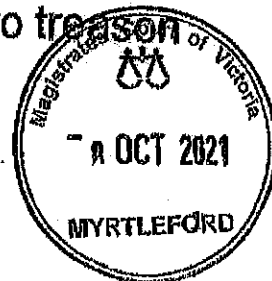
(3) Each of the provisions in the Table to this subsection is amended by deleting "Crown" in each place where it occurs and in each case inserting instead — "State".

Table

s. 19 (2)(b)	s. 58 (1)
s. 49 (1)	s. 58 (2)
s. 49 (3)	s. 59 (2 places)
s. 57(1)	Schedule 1 Part D cl. 1(2)(e)
s. 57(3)	

(4) Section 63 is amended by deleting "Crown" and inserting instead - "State or the Commonwealth"

The attack on the Allegiance amounts to treason



122. Children's Court of Western Australia Act 1988 amended

(1) The amendments in this section are to the *Children's Court of Western Australia Act 1988**

[* 25 August 2000.

For subsequent amendments see 2001 Index to Legislation of Western Australia Table I, p. 5 and Act No. 27 of 2002].

(2) Section 19B (480) is amended by deleting "Crown" and inserting instead " State"

(3) Section 19E is amended by deleting "the Crown in the right of".

(4) Section 32(2)(a)(i) is amended by deleting "Crown" and inserting instead -"State".

(5) Section 32(4) is amended in the definition of "public authority" by deleting "the Crown in right of".

(6) Schedule 1 is amended by deleting "our Sovereign Lady Queen Elizabeth the Second Her Heirs and Successors" in the 2 places where it occurs and in each place inserting instead - " the State of Western Australia "

123. The Criminal Code amended

(1) The amendments in this section are to *The Criminal Code**

[*9 February 2001 as the Schedule to the *Criminal Code appearing as Appendix B to the Criminal Code Compilation Act 1913,*

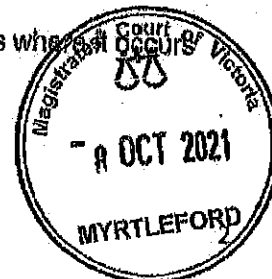
For subsequent amendments see 2001 Index to Legislation of Western Australia, Table 1p, 89 and Acts Nos. 3, 6, 8 and 27 of 2002.]

(2) Each of the provisions in the Table to this subsection is amended by deleting "Crown" in each place where it occurs and in each case inserting instead "prosecutor" .

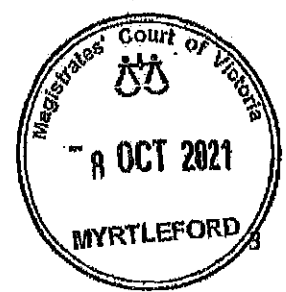
Table

s. 577 (2 places)	s 632A
s. 616 (1)	s. 646
s. 617A	s. 651A (5)
s. 618(3)	

(3) Section 581 is amended by deleting "Crown" in the 2 places where it occurs and in each place inserting instead -"State"



- (4) Section 584 (14) is amended by deleting "Her Majesty" and inserting instead - "the State"
- (5) Section 609 is amended by deleting "Crown" and inserting instead - "State or the Commonwealth "
- (6) Section 628 is amended as follows:
 - (a) by deleting "Crown" in the first and third places where it occurs and in each place inserting instead — "prosecutor "
 - (b) in paragraph (2) by deleting "Crown" and inserting instead Commonwealth, as the case may be, ". "State or the
- (7) Section 633 is amended by deleting "Crown" and inserting instead - State or the Commonwealth, as the case may be."
- (8) Section 637 is amended by deleting "counsel for the Crown" in the 4 places where it occurs and in each place inserting instead - "prosecutor"
- (9) Section 693A (4) is amended by deleting "Crown" and inserting instead -" State"
- (10) Section 701(2) is amended by deleting "for the Crown thereon".
- (11) Section 720 is amended by deleting "Queen" and inserting instead -- " State
- (12) Section 7293) is amended by deleting "Crown" in the 3 places where it occurs and in each place inserting instead - "prosecution".
- (13) Section 746A (1) is amended as follows:
 - (a) by deleting "prosecution" and inserting instead -- " State",
 - b) by deleting "Crown" and inserting instead -- " State",
- (14) Section 746A (4) is amended by deleting "Crown" and inserting instead — " State "



124. Director of Public Prosecutions Act 1991 amended

(1) The amendments in this section are to the *Director of Public Prosecutions Act 1991*.*).

(1 1 June 2001*

For subsequent amendments see 2001 Index to Legislation of Western Australia, Table 1. p. 100 and Act No. 27 of 2002.)

(2) Section 10(1)(a) is amended by deleting "Crown" and inserting instead - " State".

125. District Court of Western Australia Act 1969 amended

(1) The amendments in this section are to the *District Court of Western Australia Act 1969*.*.

(19 January 2001. For subsequent amendments see 2001 Index to Legislation of Western Australia, Table 1, D. 103 and Act No. 23 of 2002.)*

(2) Section 6 is amended as follows:

(a) in the definition of "action" by deleting "by the Crown";

(b) in the definition of "cause" by deleting "by the Crown".

(3) Section 10 (1) is amended by deleting "in Her Majesty's name" and inserting instead - " under the Public Seal of the State".

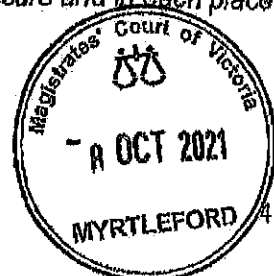
(4) Section 11(1) is amended by deleting "Her Majesty" and inserting instead " the Governor ".

(5) Section 18 A (1) is amended by deleting "in Her Majesty's name" and inserting instead M under the Public Seal of the State ".

(6) Section 18A (3) is amended by deleting "in Her Majesty's name" and inserting instead — ** under the Public Seal of the State *.

(7) Section 24 (1) is amended by deleting "in Her Majesty's name" and inserting instead under the Public Seal of the State"

(8) The Schedule is amended by deleting "our Sovereign Lady Queen Elizabeth the Second Her Heirs and Successors" in the 2 places where it occurs and in each place inserting instead — " the State of Western Australia"



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126. Family Court Act 1997 amended

(1) The amendments in this section are to the *Family Court Act 1997*,
(* Act 40 of 1997.

For subsequent amendments see 2001 Index to Legislation of Western Australia, Table], p. 124 and Acts Nos. 3 and 15 of 2002.)

(2) Schedule 1 Item) is amended by deleting "Her Majesty Queen Elizabeth the Second, Her heirs and successors" in each place where it occurs and in each place inserting instead ".the State of Western Australia"

127. Juries Act 1957 amended

(1) The amendments in this section are to the *Juries Act 1957**. (* 3 July 2000.)

(2) Section 38(1) is amended by deleting "those prosecuting for the Crown" and inserting instead "the prosecution".

(3) Section 52(1) is amended by deleting "Crown" and inserting instead — "prosecution".

128. Justices Act 1902 amended

(1) The amendments in this section are to the *Justices Act 1902*.
* 8 October 2001.

For subsequent amendments see 2007 Index to Legislation of Western Australia, Table 1. p. 193 and Act No. 27 of 2002.)

(2) Section 154A (1) is amended by deleting "Crown" in the 2 places where it occurs and in each place inserting instead "State".

(3) Section 154A(3) is amended by deleting "Crown" and inserting instead — "State".

(4) Section 206D is amended by deleting "Crown" and inserting instead — "State".

129. Local Courts Act 1904 amended

(1) The amendments in this section are to the *Local Courts Act 1904**. 1st 12 January 2007,

(2) Section 3 is amended in the definition of "Minister" by deleting "Crown" and inserting instead — "State".



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130. Supreme Court Act 1935 amended

(1) The amendments in this section are to the Supreme Court Act 1935*

[* 9 February 2001.

For subsequent amendments see 2001 Index to Legislation of Western Australia, Table 1, p. 370 and Act No. 23 of 2002]

(2) Section 4 is amended as follows:

- (a) in the definition of "Action" by deleting "by the Crown";
- (b) in the definition of "Cause" by deleting "by the Crown".

(3) Section 9 (1) is amended by *deleting "Her Majesty and inserting instead " the Governor "*

(4) Section 15 (1) is amended by deleting "Royal Arms" and inserting instead "armorial bearings of the State".

(5) Section 37(2) is repealed and the following subsection is inserted instead

(2) Nothing in this section shall alter the practice in proceedings in relation to the prerogative and criminal jurisdiction of the Court.

(6) Section 50(1) is amended by deleting "by the Crown".

(7) Section 51(1) is amended by deleting "by the Crown".

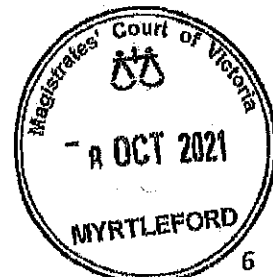
(8) Section 56(1) is amended by deleting "by the Crown".

(9) Section 119 is amended by deleting "to Her Majesty or any of her subjects, or other persons entitled in like manner as subjects"

(10) Section 154(1) is amended by deleting "Her Majesty's" and inserting instead - "The "

(11) Section 154(3), (4), (5) and (6) are each amended by deleting "Crown" in each place where it occurs and in each place inserting instead "State".

(12) The Second Schedule is amended by deleting "our Sovereign Lady Queen Elizabeth the Second Her Heirs and successors" and inserting instead - "the State of Western Australia".



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GOVERNMENT GAZETTE
Western Australia
Previous Close Next

A4201
ACTS AMENDMENT AND REPEAL (COURTS AND LEGAL - PRACTICE) ACT 2003
65 of 2003

PROCLAMATION

WESTERN
AUSTRALIA
John
Murray
Sanderson
[L.S.]

By His Excellency
Lieutenant General
John Murray Sanderson,
Companion of the Order of Australia
Governor of the
State of Western Australia.

I the Governor acting under section 2 of the *Acts Amendment and Repeal (Courts and Legal Practice) Act 2003*, and with the advice and consent of the Executive Council fix 1 January 2004 as the day on which that Act comes into operation,

Given under my hand and the Public Seal of the State on 23 December 2003.

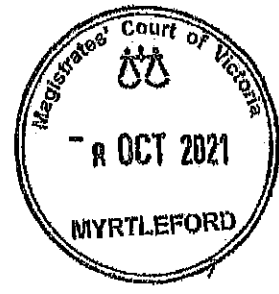
By Command of the Governor,

J. A. McGINTY, Attorney General.

GOD SAVE THE QUEEN!

Government of Western Australia
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Assented 4th DECEMBER 2003
Proclamation 23rd December 2003
Enactment 1st January 2004



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**THE SECURITY OF THE COMMONWEALTH
CRIMINAL CODE ACT 1995
OFFENCES AGAINST LAWS OF THE
COMMONWEALTH**

CHAPTER 5

Division 80 – Treason.

Subdivision B--Treason

80.1 Treason

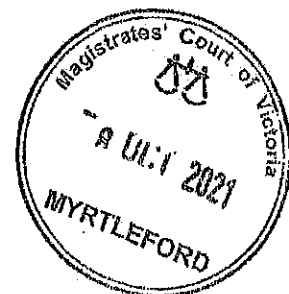
(2) A person commits an offence if the person:

(a) receives or assists another person who, to his or her knowledge, has committed an offence against this Subdivision (other than this subsection) with the intention of allowing him or her to escape punishment or apprehension;

or

(b) knowing that another person intends to commit an offence against this Subdivision (other than this subsection), does not inform a constable of it within a reasonable time or use other reasonable endeavours to prevent the commission of the offence.

Penalty: Imprisonment for life.



Mag - 2019 High Court. Vic Supreme Court. 6890-1999

CRIMINAL CHARGE FOR COMMON LAW GRAND JURY

January 2021.

Co-Infendant.

TO THE ACCUSED

BRIAN SHAW
 Date of Birth
 Registration No. **PO BOX 800** State
 INSTRUMENT ID No. **WERRIBEE** State
VIC 3030

You have been Charged with an offence

Details of the charges against you

What is the charge?

COUNT 1
 The Accused in the period from 1st January 2004 up to, and inclusive of present time, in the State of Victoria, an original State within the Commonwealth of Australia, did with deliberate intent conceal and has continued to fraudulently conceal, from the Electorate (the Voters), the unlawful and illegal removal of the statutory Oath of Allegiance to Queen Elizabeth the Second and substitution of the Governor of Western Australia in place of the Queen and subsequent removal of the Crown without the Statutory Referendums after the enactment of the overt Act titled "Acts Amendment and Repeal (Courts and Legal Practice) Act" within the Commonwealth of Australia.

Under what Law?	<input type="checkbox"/> Act	<input type="checkbox"/> Other	Act or Regulation	Section or Clause (full Ref)		
	<input type="checkbox"/> Reg	<input type="checkbox"/> State			COMMON LAW	FRAUD
	<input type="checkbox"/> C'wealth					

COUNT 2
MISPRISION OF TREASON (As Above)

This is a Common Law criminal charge and is reserved for exclusive jurisdiction for Presentment and Indictment for a Common Law Grand Jury sitting at Werribee (Wyndham) in the State of Victoria. The criminal offence of treason and Misprision of Treason can only be Indicted by a Grand Jury. This is Authority Law.

The Informant

Name: AS ABOVE
 Address: *[Signature]*

Witness 1

Name: GERARD J DONOHUE
 Address: 417 MACQUEEN AVE
 KORUMBURRA VIC 3950
[Signature]

Two Counts