

Mr. Owen Hancock

Senator Andrew Murray
51 Ord Street,
West Perth.
Western Australia 6005
Telephone 0262773709


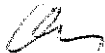
Dear Senator,

Attached is the corrected copy of our
'submission' that will have come to your attention originally sent 21/03/2003.

Faithfully
Owen Hancock

Monday, 24 March 2003

Owen Hancock



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Senate vote for inquiry into abuse

March 8 2003
 By Julie Szego
 Social Affairs Reporter

The abuse of children in orphanages and foster homes last century will be the subject of a national inquiry likely to expose governments and churches.

The inquiry, due to report in December, aims to uncover the scale of institutional abuse and explore its legacy.

It is expected to throw light on the current foster care crisis, and put pressure on governments and church agencies to provide compensation and support services to victims.

Children in institutions were often separated from siblings and subjected to penal routines and tough corporal punishment. Sexual abuse was also rife in many homes.

The Senate this week voted for the inquiry after years of intense lobbying by former wards of the state who had been excluded from the previous Aboriginal stolen generation and child migrant inquiries.

Democrats senator Andrew Murray, one of the key players behind the Senate vote, estimates there are between 50,000 and 80,000 former state wards who went through institutions from the 1920s to the mid-1970s.

Their testimony would become part of a "collective social record" of a less enlightened period of history and its effect down the generations, he said. "The Government spent about \$69 million on the stolen generation inquiry and about \$3 million on the child migrant report, but here is a significant cohort of Australians that need reconciliation with their past identity," Senator Murray said.

"If you count their relatives we're probably looking

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at about 2 million Australians who've been touched by these events."

Dr Joanna Penglase, a former children's home resident and Macquarie University sociologist, said many institutions systematically dehumanised children.

Survivors experienced higher levels of alcoholism and drug abuse, depression, and crime. Many were unable to later care for their own children.

The Vicar-General of the Melbourne's Catholic archdiocese, Monsignor Christopher Prowse, said the church welcomed "a sensible dialogue with people who feel aggrieved".



But he warned against imposing the insights of the present in judging the past.

"People did their best in very different circumstances to the present . . . And there are some people who feel most grateful for the care they were given in Catholic orphanages."

Leonie Sheedy, founder of the Care Leavers of Australia Network, comprising 330 former state wards, said governments and churches needed to provide support services to her members.

This would include counselling services, allowing access to old files and help in locating biological relatives.

"Look at the number of adoption books and adoption resource centres - and they weren't even the government's children."

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Notices of Motion

Notice given 21 March 2002

1 Senator Murray: To move—

- (1) That the following matters be referred to the Community Affairs References Committee for inquiry and report by 3 December 2003:
 - (a) in relation to any government or non-government institutions, and fostering practices, established or licensed under relevant legislation to provide care and/or education for children:
 - (i) whether any unsafe, improper or unlawful care or treatment of children occurred in these institutions or places,
 - (ii) whether any serious breach of any relevant statutory obligation occurred at any time when children were in care or under protection, and
 - (iii) an estimate of the scale of any unsafe, improper or unlawful care or treatment of children in such institutions or places;
 - (b) the extent and impact of the long-term social and economic consequences of child abuse and neglect on individuals, families and Australian society as a whole, and the adequacy of existing remedies and support mechanisms;
 - (c) the nature and cause of major changes to professional practices employed in the administration and delivery of care compared with past practice;
 - (d) whether there is a need for a formal acknowledgement by Australian governments of the human anguish arising from any abuse and neglect suffered by children while in care;
 - (e) in cases where unsafe, improper or unlawful care or treatment of children has occurred, what measures of reparation are required;
 - (f) whether statutory or administrative limitations or barriers adversely affect those who wish to pursue claims against perpetrators of abuse previously involved in the care of children; and
 - (g) the need for public, social and legal policy to be reviewed to ensure an effective and responsive framework to deal with child abuse matters in relation to:
 - (i) any systemic factors contributing to the occurrences of abuse and/or neglect,
 - (ii) any failure to detect or prevent these occurrences in government and non-government institutions and fostering practices, and
 - (iii) any necessary changes required in current policies, practices and reporting mechanisms.
- (2) In undertaking this reference, the committee is to direct its inquiries primarily to those affected children who were not covered by the 2001 report *Last Innocents: Righting the Record*, inquiring into child migrants, and the 1997 report, *Bringing them Home*, inquiring into Aboriginal children.
- (3) In undertaking this reference, the committee is not to consider particular cases under the current adjudication of a court, tribunal or administrative body.
- (4) In undertaking this reference, the committee is to make witnesses and those who provide submissions aware of the scope of the inquiry, namely:
 - (a) explain the respective responsibilities of the Commonwealth and the states and territories in relation to child protection matters; and
 - (b) explain the scope of the committee's powers to make recommendations binding upon other jurisdictions in relation to the matters contained in these terms of reference.

Notice of motion altered on 3 March 2003 pursuant to standing order 77.

TO WHOM IT MAY CONCERN

Owen wrote his autobiography called 'Shame Game' with the express purpose of conveying to others what he by experience knew, that sexual aberrations were not necessarily genetic predisposition but the result of environmental exposure to those activities prior to emotional maturity being attained and as a consequence his life became a roller coaster nightmare.

He was aware the possibility was, that the exercise might backfire to his disadvantage, but the therapeutic value of the task, in his mind outweighed any risk that exposing his failures might bring.

In the process of unravelling the maze he discovered so many missing pieces of the jigsaw and as well the unwillingness of many in the system to give credit to his sincerity of intent, seemingly because of fear of political backlash.

26th January 2003

33 Formby Rd.
DEVONPORT Tas

Sincerely,

A handwritten signature in black ink, appearing to read 'Neville D. Owen'. The signature is written in a cursive style with a prominent horizontal stroke across the middle.

20/2/03

To Whom It may concern.

Re Owen Hancock 5-2-58

This patient is currently
suffering from Post-Traumatic Stress + Chronic
pain syndromes.

I believe he was due to attend a hearing
of his submission (which has already been presented)

In view of the nature of his condition
~~and~~ and the short notice to travel I believe this
would be deleterious to his health and I
therefore medically unfit to attend.

Garry F. Beaton M.B. Ch.B.

SENDER TO KEEP

CV8820903

Mr. Owen Hancock

11th Floor, 11th Street
Lawrenceville, Georgia 30046
Phone: 770-962-1111

District Court Haymarket
Facsimile 0293775777

Attention please:

Associate for Judge Garling
Mrs. A Randal

Dear Madam,

Mail (no CV8820903)

posted 9/12/2002 containing the self-explanatory cover note (attached)
also includes a signed statutory declaration relating to content. Bringing
total page no. of submission to 15.

(I trust this additional measure will ensure Judge Garling is in receipt of
the respondents' case on Monday)

Respectfully Owen Hancock
Wednesday, 11 December 2002

Cover Sheet

District Court Hearing
Before:
His Honour Judge Garling

Re: VCFC ats Owen Hancock
11am. 16th December

Submitted: 14 Pages inclusive cover sheet

1. Two page address to His Honour dated Tuesday, 3 December 2002
2. 'Summary' as tabled for Judge Karpin.
3. Two communications from VCFC 'A' & 'B'. 'B' missing identification.
(Request relevant document be returned to respondent)
4. Copy of 'the' updated Probation Officer's report.
5. Psychologist view of VCT solicited evidence been refuted.
6. Email from retired Barrister David Mitchell
7. Why FLAC exists
8. Document from PIAC (Withheld)

General evidence & moral Support example:

- ❖ Probation Officer Roslyn Purnell
- ❖ Psychologist Garry Baker
- ❖ Psychologist Jon de Jong
- ❖ Author- Christian Theologian Neville Overton
- ❖ Fred Niles
- ❖ Dr. David Mitchell retired Barrister
- ❖ Victims Support worker Nada McLeod
- ❖ Care Leavers of Australia
- ❖ Origins Incorporated
- ❖ North West Community Legal Centre

HIS HONOUR JUDGE GARLING

District Court Date 16 December .2002.

11am Respondent Mr. Owen Hancock VCT case no W56955

The matter has *now* been appointed for hearing before his Honour Judge Garling. The plaintiff is disabled¹, unrepresented so unwilling to travel. The only legal opinion on the merits of the case that could be afforded was those of retired Barrister David Mitchell (CDP) who stated that no laws were adhered to in the VCT's handling of the case. So I have no idea of procedure at District Court level.

HOWEVER THE FOLLOWING IS TENDERED:

The system/process has failed to afford the plaintiff equitable legal representation to deal with procedural demoralisation of a plaintiff viewed defendant's, case. Although a professional cross section of the Community (See attached) has tendered further, ignored, evidences supporting the above and the integrity of the suites and origin of. Given the recent conduct of the Crowns Solicitor² it would too be folly to try to self represent at this level of proceedings in a case that implicates the State of NSW and individuals allegedly misplaced in its midst, corroborating obscurely under the failed 'Separation of Powers Legislation' under the Attorney Generals umbrella.

With out dedicated legal help, complaint followed complaint arising from the case W56955 processing and at various 'Appeals' Complaints were to Clair Vernon, and to the Chairperson. One to the JC of NSW then the ICAC then later to the Ombudsman, all were flogged off in pretence.

The cruel saga encapsulated an attempted verballing of the victim by Police before at the least it was accepted that positive identification of the perpetrator 'Paul' was in any regard impossible citing confusion over the 'Surname' Two or perhaps three Paul's (Given name of the perpetrator) were resident at the institutional compound. (Crime scene) One of the same character size and disposition as confirmed by a Police witness. Having investigated the complaint that police had failed to investigate, then again failed to investigate why, the Ombudsman concluded in ignorance of who the VCT Magistrate was that resided over infamous case W56955. (B Barbour 23/04/02)

For this appeal, initiative was considered in the form of an application under 'Special Circumstance' criteria on medical grounds to Legal Aid. (As the process had led to attendance at hospital emergency department following overdose) The hope was abandoned given the astonishing response of Legal Aid Part Time Commissioner Rev Harry Herbert³ Mr Herbert claimed quote: "no idea what so ever" why I would take my concerns to him! Such indicated conflicts of interest where as the 'official excuse' for failure to address past internal governmental and some church abuses the: 'Statute of Time Limitation' Legislation, was in sight of folding. Further, I submit notice that extra ordinary efforts to secure legal representation were also made to P.I.A.C⁴, however the response letter is self-explanatory.

¹ Plethora of medical evidences tendered example torturous effects of a systems denial of a modest claim. Government authorisation for G8 prescriptions.

² 'Victims Compensation Fund Corporation' Logo absent with Tracey Hall concealing source of enquiry behind Tasmyn Thomas. Repellent thought sympathetic PR Dep' was writing and released privileged evidence. See attached.

³ Harry Herbert member of the Operations Review Committee of the ICAC. Executive Director of Board of Social Responsibility Uniting Church. Public figure out spoken moralist.

⁴ Public Interest Advocacy Centre

The appellant given the above and merely been accepted in CLAN¹ and ORIGINS INC² has had no option but to adopt the views of Former MP John Hatton who following the Wood Royal Commission saw quote: "whole battlefield of corruption left untouched by Commissioners Woods report. This inspired the organization of FLAC (see attached) who seemingly have already written the politics of my case. With out question, given the litigation raised in my 'FORWARD' case W56955 warrants independent legal presence. Not least, as the tendering of evidence may prejudice pending action under common law at which legal council has been secured, ascertaining that a case exists moving to evaluate its chance of success against the State of NSW (or *unofficially* state of affairs in N.S.W) following revelations as those put to Magistrate Gilmore naively for direction about my been illegally institutionalised where these:

Criminal homosexual assaults for which compensation/recognition is sought gave rise to injury and maladaptive learning experience, a modest common sense claim.

Your Honour, it is not my will to deprive myself the satisfaction of tabling the particulars to the 'FORWARD' (dated & filed) however nor will I again table truth to be annihilated by powerful legal identities that take joy in distorting evidences of comparatively crippled adversary's.

What discretionary powers lay at his Honours bench I do not know? I know his Honour has special roles in seeing to efficiency of the running of country compensation courts. Never the less I advise I cannot withdraw my case. For all the above reasons.

Should the matter be stood out of the list with some kind of recommendation from His Honour regard to the necessity for worthy representations of for the Appellant's case at this level and the legal tiers it may be remitted to as well as taking into account the possibility the VCT may not even then feel repentant the legal recourse must be equitably resourced. Should his Honour advocate that will I would take notice to FLAC for directive on approach to legal aid.

I close expecting these submissions will be viewed grossly impertinent, though foremost I remain a constituent of the 'Commonwealth of Australia' who has told then stuck to truth, this been a quality very much in the Australian National Interest.

Thus: document is also respectfully duelled to the Premier who was privy to case W56955 I am sure given the Premiers strong public condemnation of the Commonwealth Secretary General who was thought to be covering up, a historical sexual offending, the Premier too, will condone any initiative the courts take to ensure State Government accountability to past, truth and justice. Not self-serving hypocrisy. No Tribunal is properly constituted in bankruptcy tailored to legislative anarchistic changes leaving questions pertaining to errors of law indicated in "Forward" as desolate as individuals denied the truth of their past at risk in and to Society.

Owen Hancock

Tuesday, 3 December 2002

¹ Care Leavers of Australia Network, representing institutional child abuse victims. Pushing for National Enquiry as proposed by Senator A Murrey.

² Origins Incorporated. Spearheaded enquiries into past adoption practices. Relevance: Family Separation. Re/ Melva Joy Hancock

FOREWORD

To:

Reasons of Appeal and Particulars against the decision of Magistrate Gilmore of the Victims Compensation Tribunal passed on the case of W56955. Date of Determinations: 4th May 2001 and the 6th March 2002.

The Determination was significantly the result of Magistrates pretence, that Genetics cause Homo - sexuality. The Judgement is thwart with bias non-contextual statements construed to undermine and omit reference to the consensus that Homosexuality is a learned behaviourism and in this Appellants case, historic, maladaptive learning experiences that ruined his life.

Lego – medical, evidences establishing primary direct links from the past abuse to established ‘injury’ were proofs substituted by a mentality of victimisation deliberately obscured by a forged reflection of community attitude. Learned skill to reconcile budgetary efficiency with fair reasoning fell fowl to ignorance, personal ambition and pride.

The Determination clearly contains lies and was based on a private sexual philosophy that is at odds with both the Australian Law Reform Commission Issue paper 26. Evidence issue 14.76 and ethical norms. It also displays consequential ignorance’s of Parliamentary instruction to DoCS relative to the 30% of us ‘former wards’ that have burdened Prison. It is ignorant of historical Community attitude exposed by Former Premier John Gorton’s 1972 public statement that, Quote: “homosexuals don’t hurt anyone and should not be dubbed criminals”^{1*}. Justice Kirby himself has stated sexual ethics and genetic science is not even in the Docks.

Further pretence implies that civil fact-finding lies in the establishment of truth with in the ‘Criminal Law Jurisdiction’ and the dispensation of Justice in the Civil Jurisdiction can be guided by an amalgamation of ‘Acts’

Comprehensively to this ‘Forward’ and the following particulars the ‘Appellant’ holds that Magistrate Gilmore has breached ‘Article 10 of the Universal declaration of Human Rights and Article 14.1 (a) of the

¹ * “...anyone and should not be dubbed criminals” (*opening the way for an eventual minority tolerance of homosexuality*)18/11/2002

International Covenant of Civil and Political Rights. (Ratified by Australia) It is further proposed that the Judicial Oath requires both the appearance and reality of judicial impartiality, absence of ill will, and understanding and equitable treatment to all manner of persons. The personal qualities of a Judicial Officer expected by the Public can largely go unreminded bar to submit a 'strong sense of fairness' has not been perceived by the cross section of the Community, attitude reflected in the supporting evidence and call for equitable treatment by the Appellant (re VCT case history)

The VCT Charter has been reversed.

It is not imposturous to say that the issue at stake is not confined to been about Budgets – Government attitudes- or Personal failings; it is about the mental health of future generations of children.

The writer urges all concerned to tolerate his unlearned attempt to bring the case to Justice.

Mr. Owen Hancock
Doc 115L
Monday, 24 June 2002

Doc 116L to be Forwarded to the Court Certified Mail

Gary Bakker B.A.(Hons.) M.Psych. M.A.P.S.
Clinical Psychologist

76 York Street
Launceston TAS 7250
PO Box 1495
Telephone: (03) 6334 2751

24/1/01

Dear Owen,

I've carefully re-read the Determination and the latter parts of my major report.

Unfortunately I can't help any further.

Mr Blair seems to be saying: You can't prove the assaults occurred, and you can't prove they produced specific effects in you. So it's a legal block, not a psychological-evidence one.

I guess the System would be afraid of the precedent set if your complaint were accepted. The floodgates may open.

So I don't fancy your chances from here on in.

All the best,

Gary.



Tasmania

May 24th, 2002

To Whom It May Concern

Re : Owen Hancock's Criminal Compensation Claim

Although I am a little uncertain as to whom I am addressing in this correspondence, I am writing in response to a request from Mr Hancock to confirm my knowledge as to the history of his ongoing criminal compensation claim endeavours.

I am a Probation Officer employed by Community Corrections in Devonport, my involvement with Owen currently being in an official capacity in terms of the completion of a Community Service Order imposed for a non payment of fine. Because of our joint involvement at the Devonport Community Church I have also had unofficial involvement with Owen over a long period of time. Over the many years I have known him I have observed Owen struggle to establish his identity and find his way, in process battling to combat an addiction to alcohol, battling to meet the challenge of life's day to day pressures and battling to come to terms with his sexual history/identity/past.

Some years ago I encouraged Owen to try and put pen to paper and write of his experiences. I saw this in terms of a therapeutic exercise that might help him make sense of who he was in light of the experiences of his past. Owen took the exercise on board and in process dedicated himself to recording his life story with its many painful memories and experiences. Upon later reading his story and discussing it with him I then encouraged Owen to lodge a claim against the system that in part appeared responsible for creating some of his emotional pain. I also took it on board to establish an initial linkage for Owen with the local Tasmanian Victims of Crime Officer.

The lodging of claims, appeals and counter appeals in interstate jurisdictions has since appeared to have sadly represented the focus of Owen's life, and I say sadly because I have continued to observe him engage in painful processes. These have intensified his sense of victimisation and caused him to assume he is either not believed or "fobbed off". In turn he has single mindedly dedicated himself to battling legal systems and proving his assertions without the assistance of clear family and Government welfare institutional records and supports. In the course of proceedings Owen has felt a need to define and often interpret legal arguments that have seemingly been made in both political and prejudicial terms and contexts. Very specifically he has felt the need to challenge the view certain parties have held as to homosexuality being primarily a genetically predisposed behaviour and not a learnt or conditioned behaviour arising from certain life experiences. Owen very firmly believes he did not invite or encourage sexual assaults perpetrated upon him when he was a minor in the care and custody of Government institutions. He does not believe he was genetically predisposed to be homosexual but rather that any sexual offending he later engaged in or any later sexual conflict he experienced, was directly related to his earlier experiences as a victim. For legal officers to suggest he was not really a victim (even when it might be possible assaults actually occurred) because he asked to be assaulted, seems to be beyond Owen's comprehension and in turn clearly makes his sense of victimisation worse.

Throughout the duration of my discussions with Owen in relation to his life story, the prime difficulty that has continued to present, would be that Owen does not feel he is being believed. In similar vein to the young child sexually assaulted by her father "because she asked for it" or the battered wife assaulted "because she wanted and deserved to be beaten" Owen is led to believe no-one is responsible for his pain and life direction because he encouraged any assault through a genetic inclination (he disputes). It would appear this type of argument is no longer tolerated from the judiciary in determining other cases so from Owen's perspective, why is it agreed as an end point to an argument in his case. Owen is so evidently frustrated about this and until there is some form of satisfactory resolution and acknowledgement of his truth, then it is felt he will continue to battle on in what currently might appear to be a no win dispute. From our perspective this means Owen has effectively placed his life on hold and is not able to move forward emotionally or practically. It also means that at times when

he is feeling powerless and depressed there is risk of self harm and a propensity to self medicate with alcohol.

If further clarification of any statement I have made is required, then please feel free to contact me at work on () or at home on ()

Thankyou for your interest and involvement.

Yours faithfully

R. Purnell

Ros Purnell

[Faint, illegible text]

ADVOCACY UNIT DIVISION
FAX NUMBER (02) 9228-8068

Facsimile Transmission

To: Mr Owen Hancock

Facsimile Number: (03) 6424 5731

Date: 24/09/2002

From: Tamsyn Thomas

Telephone Number: (02) 9228-7231

Total Number Of Pages,
Including Cover Sheet: 1 Of 1

Subject:

Dear Mr Hancock

Could you please advise this Department if you are attending Sydney District Court for the hearing of your case on Friday 27 September 2002.

If you are not going to be in attendance at the Court on Friday, could you please advise us of what orders you are seeking.

Thank you for your cooperation in this matter.

Tamsyn Thomas

Tamsyn Thomas
Senior Clerk - Advocacy Unit

VICTIMS
C
OMPENSATION
FUND
C
ORPORATION



8 July 2002

Mr Owen Hancock
Canning Drive
DEVONPORT 7310

By facsimile: (03) 64245731

Dear Mr Hancock

RE: VCFC ats OWEN HANCOCK

I refer to your facsimile dated 23 July 2002.

I advise I appeared before Her Honour Judge Karpin on Thursday 4 July 2002 and handed a copy of your letter to the Court.

I also advise the matter has been stood over to the long motions call over list on 9 August 2002 to obtain a date for hearing.

This means you do not have to attend on 9 August as we are only having the matter listed for hearing. Prior to 9 August could you please provide any dates you are unavailable to attend court. The matter will then be listed for hearing in the long motions hearing list and will most likely be heard on that day.

I look forward to your early response.

Yours faithfully

Tracey Hall
Manager/Senior Advocate

Dioscora Hancock

From: Dr David Mitchell <darnit@auswide.net.au>
To: marypalapar <marypalapar@our.net.au>
Sent: Monday, 8 July 2002 11:05 AM
Subject: Re: Revered Harry Herbert quote: "time to keep silent and time to talk" relying on 'The..

Owen,

I no longer have a copy of his decision. I returned it to you.

For my part, I am not sure that he based decision on any "fact" but, equally I don't think he based his decision on law!!!

David

Why FLAC exists



[Home](#)

Former Independent NSW MP John Hatton was the driving force in getting a Royal Commission into police corruption. The Wood Royal Commission exposed, in the operation of the NSW courts, what John Hatton saw as a "whole new battlefield of corruption left untouched by Commissioner Wood's report".

John Hatton saw a separate inquiry into the judicial system as urgently needed and made the following points:

- The body set up to oversee the judicial system had failed.
- The court system was still plagued by corruption.
- Evidence existed of lawyers:
 - lying to courts,
 - not following clients instructions,
 - overcharging clients,
 - colluding with corrupt police,

and of gross incompetence among some legal practitioners.

"You have to ask the question why, when the Wood royal commission reports that it was concerned about the court system, about defendants being loaded up and where corrupt police regularly lied under oath, yet not one person has done anything about it ... The whole process has led citizens to the conclusion that the courts are for the rich and the well-connected ... the ICAC or any other body are hardly going to investigate judges. ... We know that the court process is being distorted. The system works on jobs for the boys on both sides of Parliament, they often appoint the most inappropriate people."

John Hatton retired from the NSW Parliament at the 1995 election but said he would consider a role in monitoring the police or the justice system or assisting officially in the process

In 1997 thanks to reports by journalist Martin Chulov in *THE SUN HERALD* some people who had suffered serious problems at the hands of the NSW legal system made contact and a meeting was called. Via the World Wide Web the concept of FLAC was known to some present, and contact was made with FLAC USA. In late 1997 with support and help of The

Hon Pat Rogan MP (Member for East Hills) FLAC NSW was launched at a public meeting held in the NSW Parliament complex.

What can be done ?

It is all too easy in NSW for people who suffer abuse by the legal system to be so damaged, both personally and financially, that they become shocked into silence. It is vital if reform is to ever occur that such abuse be exposed and victims helped.

FLAC's aim is to build a resource base from member's experiences that will allow legal consumers to be much more savvy about the purchase of legal services.

FLAC will also work to get the official inquiry, as John Hatton wished. Such an inquiry is vital and will allow victims to speak out under privilege in NSW, a State that has some of the most draconian libel laws in the world.

IN THE DISTRICT COURT
OF NEW SOUTH WALES
AT SYDNEY

RE: HANCOCK -v- VICTIMS COMPENSATION TRIBUNAL
4892/02

DEAR SIR,

THE ABOVE ACTION IS LISTED FOR HEARING ON 2ND MAY 2003.
ENCLOSED IS A COPY OF JUDGE GARLING'S ORDERS :-

THE MATTER IS LISTED ON THE SAME BASIS AS LAST TIME THAT
IS:-

IF THE APPELLANT IS NOT READY TO PROCEED THE MATTER IS
ALSO LISTED FOR HIME TO SHOW CAUSE WHY THE APPEAL SHOULD
NOT BE DISMISSED FOR WANT OF PROSECUTION. THE APPELLANT
SHOULD BE ADVISED THAT IF HE IS NOT READY TO PROCEED THERE
IS EVERY CHANCE HIS APPEAL WILL BE DISMISSED.

21ST FEBRUARY 2003



REGISTRAR.

OUR REF:
OUR REF: HNZ:20211
CONTACT: Hamad Zreika
PARTNER: Maithri Panagoda

Direct Line: 8226 7323
Email: hzreika@codea.com.au

CARROLL O'DEA LAWYERS

22 May 2003

Mr Owen Hancock

Dear Mr Hancock

YOUR CLAIM AGAINST THE STATE OF NEW SOUTH WALES

We refer to our letter dated 22 April 2002.

It has been over a year since we sent this letter to you asking you to clarify and answer the questions we put in that letter. To date we have not received the required information from you, and we have not been able to, in our investigations, clarify the issues and questions posed.

On the available information, we do not believe that you have reasonable prospects of success in bringing an action at common law against the State of New South Wales in either the District or Supreme Court of NSW.

If you do not agree with our opinion, we would be more than happy to refer you on to other legal firms who might be able to help you.

We wish you all the best in the future.

If you have any further questions or queries, please do not hesitate to contact Maithri Panagoda.

Yours faithfully
Carroll & O'Dea
Per: _____

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111 Elizabeth Street
Sydney 2000 Australia

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GPO Box 7105
Sydney 2001

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02 9291 7100

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02 9221 1117

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FACI CARROLL AM, LLB
MICHAEL O'DEA AM, BA, LLM,
ALD BAIN, LLB
KJ BRIGGS, BA, LLB
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SUE SHELLS



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37 Valley Road

Devonport Tasmania 7310

10 June 2003

Mr Maithri Panagoda
Carroll & O'Dea
Solicitors
111 Elizabeth Street
SYDNEY NSW 2000

Dear Sir

RE: Mr Owen Hancock (File No. 11364)

5th February 1958

[Faint, illegible text]

With reference to your letter to Mr Hancock dated 22 May 2003.

Mr Hancock has sought aid feeling that there has been an inexplicable retraction from involvement and previous intention to act on behalf of his case. He now feels that those acting on his behalf have been influenced by outside agencies who are interested in having his case quashed. He has shown me documents that have been sent to and from yourself over the last twelve months.

I would be grateful for anything you can do to abate Mr Hancock's concerns as the ongoing stress involved in this case exacerbates significantly the difficulty in treatment.

Many thanks for your consideration of this.

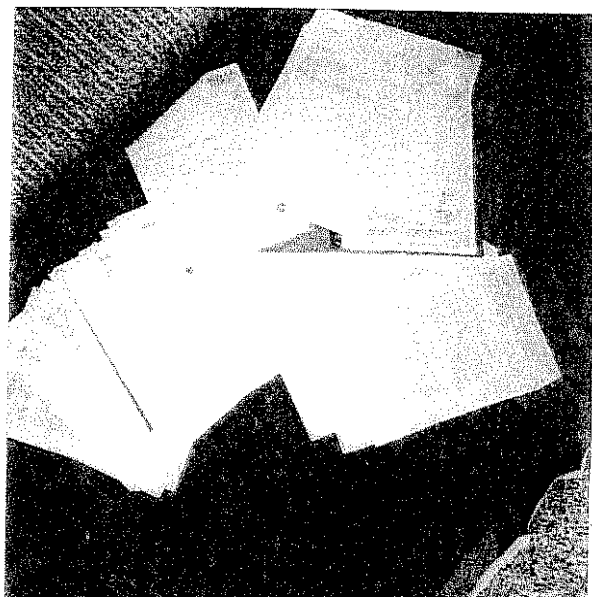
Yours faithfully



DR GARRY F BEATON

GFB:gh

*17th June
2003*



10th September 2003

Mr O Hancock

100
100
100

Dear Mr Hancock

Thank you for contacting my office in regard to your ongoing case against the NSW Child Welfare Authority.

I have read all the information you have provided for me and it causes me a great deal of angst that I am unable to immediately address your concerns at this stage as this matter obviously comes under the jurisdiction of the New South Wales Government.

However, in the meantime I have attached some information from the NSW Government website regarding the Ninth Australian Conference on Child Abuse and Neglect being held in Sydney between November 24-27th as there could be an avenue there for you to pursue.

The NSW Government website is www.nsw.gov.au

I do sincerely hope that you are able to have closure on this matter in the very near future.

Yours sincerely



Jeremy Rockliff
Liberal Member for Braddon.



**JEREMY
ROCKLIFF**
MHA

Liberal Member
for Braddon

Shadow Minister for
Primary Industries,
Water and the
Environment

Shadow Minister for
the Arts

Opposition Whip

47b Best Street
Devonport 7310
Tasmania, Australia

Ph: (03) 6421 7930

Fax: (03) 6421 7938

email: jeremy.rockliff@parliament.tas.gov.au

www.taslib.net

Owen Hancock
Tasmania.

Premier Bob Carr
Parliament House
Sydney. NSW

The Office of The Commonwealth Governor General
Canberra.

Former CCG: Dr. Hollinworth.

Friday, 18 July 2003

Senator Brian Harradine encourages pursuit of, all denied democratic rights, on the grounds of principle, following scrutiny of the information here attached.

The Honourable Premier Carr, main addressee of these correspondences, will quickly relate to the evidence that as a twelve-year-old child I was illegally deemed a 'Ward of the State of NSW' snatched from my Grandma, unlawfully imprisoned, where I was neglected facilitating homosexual abuse. (It can hardly be claimed that, 'that' was all with the intention of instilling National Pride behind the electorates back)

The material indicates I believe the NSW Premier turns a blind eye where possible, condones re writing of rule books when not, or moves the focus from the **goings on** under his own jurisdictions to pious failing such as the former Commonwealth Governor General's. The Premiers big voice on the Governors morale aberrations, given my cases against the State of NSW and the treatment received, was incredulously painful.

Premier Carr is not only at odds with the 'motions' (dealing with child abuse) of his colleagues in the Upper House, example that of: Julia Irwin echoed by Robert McClelland. It feels like the State of NSW is not subject to an Australian Constitution.

Where admitting, political legal and sexual abuse felled me ignominiously in life I out lay details of the source of my ongoing agony for the Premier, and as indicated, past and present Commonwealth Governor General's

I ask for **support in principle for access to the Courts** contextual to paragraph six of my letter to Senator Harradine 3rd July 2003

'The Government's Child'
Owen Hancock

Copy to Care leavers of Australia

Owen Hancock

Tasmanian State Ombudsman
Mrs. Jan O'Grady
&
Health Minister
Mr. David Lewellyn

Facsimile 0362338966

1 September 2003

Dear Mrs Grady,

I realise you have an enormous work load, so I have been reluctant to enquire about my submissions supported with local content sent to you with perhaps an inappropriate cover note dated the 11th August 2003. (Subject: *'Institutional Child Abuse'. NSW style*)

I read that John Dalzier, speaking for the Salvation Army with ABC 'Four Corners' correspondent Quentin McDermott on the 18th August 2003; in the Documentary titled 'Homies' accepts some responsibility (last page of transcripts) for the effects including victim come offender effect, of abuses/sexual that occurred to children that were in their Institutions. This was concurred to be appropriate response by Leneen Forde.

(Again accounts of older boys sexually abusing younger boys, was broadcasted)

Tasmania has been my home for many years, and this has been fortunate, as over all I have been well treated here. So grateful was I that for the first time anywhere I even enrolled to vote.

However, even though Tasmania has it right on 'Institutional Child Abuse' and favourable talk elsewhere; all that I have achieved, and again thanks to people in this community is to communicate well (So I thought).

I hope news; can be forthcoming from your post that puts some meaning to my existence.

Most faithfully
Owen Hancock

Mr. Owen Hancock

Senator Brian Harradine
Fisherman's Warf
Hobart, Tasmania.

Re/ my request on Friday, 2nd May 2003 Focus 2nd Paragraph. Thankyou.

I bring this addendum to Brian's attention as it could now appear that my remarks relevant to Carroll and Odea were baseless, however I attach **the proof that Carroll and O'Dea have succumbed to betrayal of members they'd professed to have been from a 'Stolen Generation' as forwarded to the 'Inquiry' (Acknowledged) And Radio Personality John Laws.**

On the 9th October 2001 the NSW Government Minister (see attached) was contacted about the revelations showing the illegalities recorded in the 'Ward in Establishment' files pertaining to myself. **The informed Minister wrote to effect that the then Minister for Welfare could do as he liked because she (Fay Lo Po) could say as she liked with impunity'. 1***

Carroll and Odea did not agree. Application been considered by NSW Legal Aid Commission was consequently not needed.

I have, at least, in a round about way aspired to some of the same values proposed by the learned and politically privy Senator Harradine.

I propose, pending your advise, in absence of a wise approach to truth and reparation that you put my cases to a NSW Independent MP for forwarding to Premier Carr asking **for support in principle for access to the Courts.**

The 'Government's Child' as it were, is still been mistreated and alone; however we were taught to fight against the odds, that nobody else would fight our battles. This is literally killing me, as was the opinion of a Government Doctor of Phycology who was too apprehensive to speak out of inner circles.

Pending your reply.

Sincerely:
The Government's Child'.
3 July 2003

1* White child 1970's



SENDER TO KEEP
DL4856941

The Hon. Faye Lo Po' MP

Minister for Community Services
Minister for Ageing
Minister for Disability Services
Minister for Women

R 01/01311

17397

17537

18133

-9 OCT 2001

Mr O Hancock

Dear Mr Hancock

I refer to your correspondence concerning issues relating to your wardship documents.

I understand that you received a copy of your Ward files, which you were entitled to as an ex-Ward of the State of NSW. I have sought advice from the Department of Community Services' Legal Branch with regard to your questions, and am advised that, under Section 23 (1) (a) of the *Child Welfare Act 1939*, the Minister was given a broad power to admit children to wardship, and did not require parental consent to do this.

Other agencies who may be able to assist you with tracking down various helpful documentation include – the Land Titles Office, the Public Trustee, the various Courts and even the Registry of Births, Deaths and Marriages.

I am advised that the Department has released to you all the contents of your file and that there is no further light they can shed on this matter. I trust that this information is of assistance.

Yours sincerely

Faye Lo Po' MP
Minister for Community Services
Minister for Ageing
Minister for Disability Services
Minister for Women



NEW SOUTH WALES COUNCIL FOR CIVIL LIBERTIES INC

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11 June 2003

Mr Owen Hancock

Dear Mr Hancock

At your request, Senator Harradine has sent us copies of a number of documents relating to you.

We do not usually consider complaints received from a third party, but after reading the documents I have to say that we cannot assist you.

If you wish us to return the documents to you, please send postage. We are not a government agency and are short of funds.

Yours sincerely

A handwritten signature in black ink, appearing to be 'KB', with a small mark to the left.

Ken Buckley



PARLIAMENT OF AUSTRALIA • THE SENATE
SENATOR BRIAN HARRADINE

10 July 2003

Mr O Hancock

Dear Mr Hancock

Senator Harradine has asked me to thank you for your letter of 3 July 2003.

He advises that as the matter clearly falls within the jurisdiction of New South Wales you are encouraged to follow the action you have proposed – forwarding the material to a member of the New South Wales State Parliament.

Yours sincerely

MARGOT SCALES (Mrs)
Electorate Officer