



Dutch

CONSULTANCY

Russian

TRANSLATION AND INTERPRETATION SERVICES

Czech

ADVOCACY

German

ADMINISTRATION

English

JUSTICE IS IN THE EYE OF THE BEHOLDER AND CLOUDED BY HIS/HER SIGHT DEFICIENCY



ABN: 97144820620

MAY JUSTICE ALWAYS PREVAIL®

GM-211-02C

PEOPLES POWER Reclaim our State and Federal constitutional and other legal rights, and hold politicians & judges accountable!

From: Mr. G. H. Schorel-Hlavka,

www.schorel-hlavka.com Note: temporary E-mail: inspector_rikati@yahoo.com.au Ph/Fax: 0011-61-3-94577209

Please note: *The opinion(s) expressed in this letter by the writer, are stated considering the limited information available to him and may not be the same where further information were made available to him, is not intended and neither must be perceived to be legal advice!*

WARNING

WITHOUT PREJUDICE

Joint Standing Committee on Electoral Matters

11-6-2008

Inquiry Secretary, email: jscem@aph.gov.au

Phone: (02) 6277 2374 - Fax (02) 6277 4710

SUBMISSION-SUPPLEMENT**AND TO WHOM IT MAY CONCERN****Ref: UNLAWFUL MULTIPLE VOTING**

Sir/Madam,

This is a further supplement submission's (see 31-3-2008 & 16-4-2008 submissions) regarding electoral matters.

Due to writing and publishing books about constitutional and legal issues, including electoral matters, I lack time to read other material and at times years go by before I have an opportunity to read certain material.

One is that I now happen to read the January 2005 issue 86 of **PCAUTHORITY** and the page 36 article by **Darren Ellis** did catch my attention that was titled "**THE PAPER-LESS POLLING PLACE**", but upon reading it I found it not particularly interesting, as I held it lacked appropriate research. I was flabbergasted to discover on page 14 then an article by **Edward Mandla** with the heading "**E-VOTING ON THE AGENDA**". Surely two articles about the same was a bit rich, nevertheless I decided to read this also. I noticed then the statement;

QUOTE

I'm personally aware of one instance where a young man went to a busy metropolitan polling place and after registering his own preferences, registering and voted on behalf of several of his friends.

END QUOTE

Having been myself a candidate in many municipal, state and federal elections I have some perception as to what voting is about and something about this story seems not plausible.

The first thing is that the writer claims it was a "**busy** metropolitan polling place" and as such, it seems to me sheer unlikely that Edward Madla could have observed someone else to multiple vote (also for others) while he himself was waiting to vote. As such, either Edward Mandla was himself standing there for the purpose to observe this person doing multiple voting (albeit under different identities) or he was part of AEC staff or otherwise a scrutineer as otherwise it would be unlikely he could have observed another person to vote more than once, in particular where it was a "**busy**" metropolitan polling place. One therefore has to ask did Edward Mandla simply seek to big note himself to alleged multiple voting? While Edward Mandla states "**, registering and voted on behalf of several of his friends.**", **ordinary** the act of registering is not done when voting but is done long before the actual election is held, when rolls are closed!

Obviously the question that must be answered is at which polling station did Edward Mandla at the time vote, if he observed this as being himself a voter? If he was there for other purposes then to vote then what poling station did he attend to?

While the article drops names such as Tim Evans, an AEC director of election systems and policies and his purported response, on the other hand Edward Mandla refer to a further waiting time “With just four years until the next federal election,” he obviously lacked any proper knowledge of the three year limit for the federal Parliament to sit. Then again, I recall, and previously referred to this in my last published book that prior to the 2007 federal election Alexander Downer claimed that there is a 3-year 3-month period before the next federal election is due to be called As such where even a long sitting Member of Parliament doesn’t even know time limits then in that regard Mr Edward Mandla may be excused not knowing there is no 4-year federal election period. What however is relevant is that Mr Edward Mandla clearly states that in effect he witnessed offences being committed against commonwealth electoral provisions. Further, did the AEC disclose this to the previous JSCEM committee as to show the weaknesses of voting and how some people may claim not to have voted where perhaps some other person may have voted not just once or twice but going by the version of Edward Mandla several times more then what he was entitled upon.

Considering that Edward Mandla did refer to his discussions with Tim Evans, one then has to ask if he had those conversations with Tim Evans prior to or since the alleged witnessing of unlawful multiple voting. Did he convey to time vans what he had allegedly observed and did Tim Evans take appropriate action to have the matter investigated? One then must ask why did he not then report the matter that is if he didn’t report it to Tim Evans and/or anyone else of the AEC, and if he did what was done by the AEC to deal with such an issue.

I have already extensively in a past published book addressed numerous issues about problems with the AEC;

INSPECTOR-RIKATI® & How to lawfully avoid voting (Book)
A book about Australia’s federal election issues & rights
ISBN 0-9751760-3-X prior to 1-1-2007) ISBN 978-0-9751760-3-0

INSPECTOR-RIKATI® & How to Lawfully Avoid Voting (Book-Colour)
A Book about Australia's Federal Election Issues & Rights
ISBN 978-0-9751760-9-2

INSPECTOR-RIKATI® & How to lawfully avoid voting (CD)
A book on CD about Australia’s federal election issues & rights
(ISBN 0-9751760-4-8 prior to 1-1-2007) ISBN 978-0-9751760-4-7)

Because of my courtroom successes against the Australian Electoral Commission the Crown can do nothing against my publications because of the court decisions in my favour!

Why does the AEC pursue to fine people when they know from the court decisions that it has no constitutional authority to do so?

Regretfully, it seems the AEC portray itself, so to say, as the good guy and hides the truth far too often from the JSCEM. In particular with e-voting we would basically invite the entire voting process to be corrupted as while Edward Mandla claims to have witnessed one person to multiple voting, at least electoral staff may have stopped this if they had been aware of this whereas with e-voting (electoral voting, etc) no such opportunity then exist.

When it comes to a democracy it should never matter how elaborate an election system is as what does matter is that to the maximum security is provided, and even then it still can fail, at least by the claims of Edward Mandla.

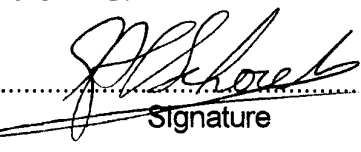
While Queensland intends to impose a bar code on a drivers licence to (what I as a constitutionalist deemed unconstitutional) to only give Queenslanders a rebate of taxes, nevertheless a bar code system on drivers licence might be used by all states and then the commonwealth may use this to enable quick scanning for recognition, albeit it could not be forced upon electors as this would be unconstitutional.

Trust me, I defeated twice the Commonwealth Director of Public Prosecutions on “**FAILING TO VOTE**” that constitutionally one does not have to register and/or vote in federal elections and/or in referendums, and never again can the commonwealth pursue me for the same! (direct and collateral estoppel prevents this). **Obviously the question is**; Did the AEC at the time investigate Edward Mandla claims and if it did not why not? Did the AEC perhaps not know about those claims and then one may have to ask how often is it that the AEC may be unaware of someone exercising multiple voting? Indeed, how extensive is this criminal conduct?

By the version of Edward Mandla it must be clear that this multiple voting appeared to take place at the one polling place. From my own past experiences in management and using time and motion study to set performance standards for workers I cannot accept that one person would be able to observe another person to make multiple voting in addition to his own voting unless he was specifically standing there to observe the person doing so or perhaps he might refer to his own person having done so. Whatever, considering that Section 41 of the constitution specifically prohibits more than once voting then clearly this is a very serious matters, irrespective if the person voted for other persons under their identity. As I stated in my successful court cases as well as in my books constitutionally I am entitled to refuse to vote without needing to give any explanation as to a reason and as such those who allegedly allowed their identity to be used for voting by another person must be also dealt with. Surely, if the AEC cannot even manage normal paper voting then the least we want is to further complicate matters and ensure that someone can perform multiple voting using the e-voting system. As I previous stated, **I did not vote** yet I did fill in both ballot papers and they were later counted as votes. This is the crazy system where the question is when is a person deemed to have technically voted?

In my view it is a serious matter for Edward Mandla to state having witnessed crimes against the constitution (Section 41 for example) and I view this is not a matter that can be ignored. Obviously, as long as the JSCEM does not question the integrity of the AEC, despite my years of claims against the AEC and upheld by the Courts, then we hardly can expect any real improvement in the holding of elections and then ultimately the very democracy elections are deemed to preserve is non-existent. Either we have a constitution or we don't!

More details can be provided at a **JSCEM** hearing and/or by email if required. Just ask for it! See also my correspondence to the AEC!

Awaiting your response,  Signature **G. H. SCHOREL-HLAVKA**

