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THE SUPREME COURT
OF NEW SOUTH WALES
COMMON LAW DIVISION

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HARRISON AsJ

MONDAY 20 OCTOBER 2008

4646/2008 - JOHN WILSON v STATE OF NEW SOUTH WALES

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Mr J Wilson in Person
Mr C F Hodgson for the Defendant

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WILSON: I am here as a free man not a mythical person, with liberty in Jesus Christ. I am a sovereign human being created by God with the right to trial by jury with twelve of my equals who are, so help me God, to administer justice. I have a right to trial by jury and I accept nothing inferior to that. Did you hear what I said? Do you understand?

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HER HONOUR: Yes, I heard.

WILSON: Do you understand?

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HER HONOUR: Yes.

HODGSON: It is the defendant's motion - which flows from a refusal to comply with directions.

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HER HONOUR: How long will this take?

HODGSON: Half an hour.

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WILSON: You have no authority whatsoever, I challenge the jurisdiction of the court.

HODGSON: He won't comply with the directions and in those circumstances they become an abuse and will either be dismissed or stayed.

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WILSON: They must be stayed because I challenge the jurisdiction of this court. I challenge the jurisdiction of the court. That brings a pre-emptory set of proceedings until it is judged by a jury. I challenge the jurisdiction of the court. I am a sovereign human being.

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HER HONOUR: You are not relying on any evidence, just your statement, Mr Wilson?

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WILSON: I demand a trial by jury and then the trial can proceed. Until then the court has no jurisdiction to make any directions, hear any evidence, nothing; that is the rule of law. I say again I challenge the jurisdiction of the

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court and a jury will decide - nothing inferior. You are an officer of the State and any jurisdiction you might have is inferior. I don't consent to being without a trial by jury.

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HER HONOUR: You are relying on the affidavits of Lisa Munro filed 14 October and 17 October?

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WILSON: Justice is a protection of rights and punishment of wrongs. This matter must go back to the Registrar for the allocation of a date to empanel a jury. I have actually written out that declaration of jurisdiction on some slips of paper.

HER HONOUR: Do you want to hand that up, Mr Wilson?

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WILSON: Yes.

HER HONOUR: Actually, I have dealt with your matter three times recently. I think that---

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WILSON: You have totally ignored---

HER HONOUR: I will hand it back, Mr Wilson. I think I will hand this matter back to the Duty Judge Justice Hislop in 10B.

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WILSON: He has no jurisdiction either. What is the point of that?

(HER HONOUR REFERRED THE MATTER TO THE DUTY JUDGE JUSTICE HISLOP)

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