

# IN THE HIGH COURT OF AUSTRALIA

Registry : Brisbane  
No : B13/2014

BETWEEN :

**Applicant : Peter Markan**

AND :

**Respondent : Bar Association of Queensland**

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## APPLICATION FOR LEAVE TO APPEAL

The applicant applies for leave to appeal from the whole of the judgement of the Court of Appeal of the Supreme Court of Queensland .

FILE NO/S: Appeal CA 7082 of 2013 SC No 6041 of 2013

DELIVERED ON: 28 February 2014

HEARING DATE: 18 February 2014

JUDGES: Margaret McMurdo P and Muir JA and Mullins J

## 20 GROUNDS :

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1. The subject of my application to this Court relates to the issues of:
  - the lack of respect for the human rights in Queensland;
  - racist attitude, discrimination and vilification of people who are not lawyers and not of anglo origin and who represent themselves in courts;
  - denial of the protection by law to those people;
  - treatment of those people by 'public institutions' and courts as **SECOND CLASS CITIZENS**
  - enacting of concealed dictatorship when an opinion of an **unelected individual** is claimed to be binding to 20 million of free people in Australia

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2. I am **demanding** that my human rights are acknowledged and respected. Particularly, the provisions of **Article 14 of The International Covenant on Civil and Political Rights** – 'All persons shall be equal before the courts and tribunals. In the determination of any criminal charge against him, or of his rights and obligations in a suit at law, **everyone shall be entitled to a fair and public hearing by a competent, independent and impartial tribunal established by law.**'

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3. The 'judgement' showed disrespect for the laws, international treaties, covenants, obligations and rules; was abuse of my human rights and in effect was endorsement and encouragement to committing criminal acts by lower courts/judges.
4. '**Judgement**' and reasons are deeply offensive to an average Australian person who is formally and publicly declared by a Queensland judge as not being able to be 'a fair minded lay observer'.
5. Appeal judges offered support and protection to their colleague who, by own admission, was receiving financial benefit from the other party before the court.

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Application for Special Leave to Appeal  
in High Court of Australia  
Peter Markan v Bar Association of Queensland  
NUMBER: B13/2014  
Form 23 ( rule 41.01.1 )

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Name: Peter Markan  
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6. The conduct of Queensland Supreme Court Appeal judges:
    - indicates deeply embedded hypocrisy by accusing other people of being ‘criminals’ while themselves openly displaying fragrant contempt for laws in this country,
    - serves protection of interests and hegemony of lawyers in legal industry,
    - serves protection of interests and hegemony of singular ethnic group,
    - reinforces de facto apartheid conditions in this state,
    - is abuse and discrimination of people of non anglo origin,
    - is the display of judges patronizing attitude and ‘colonial mentality’,
    - is the abuse of judicial discretion which is exercised arbitrarily and capriciously,
    - is the abuse of position of public trust,
    - there are no mitigating elements of unconscious conduct due to the lack of awareness - on the contrary! - it is a deliberate and premeditated action.
  7. Placing an **opinion** of pretentious mediocre buffoon **above** the state, country and international laws is the denial of ‘natural justice’.
  8. Feudal concepts of laws and social arrangements are maintained, promoted and enforced with manifest disregard to democratic and civilized principles of 21<sup>st</sup> century.

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  9. Naive dogmas are propagated - centred around the concept of infallibility of anglo judges who are presumed to be never wrong, never stupid, never dishonest.
  10. Atrocious statements are made to support the idea that somehow ‘Queensland judges’ are above the laws which are applicable to every other Australian and absurdly implying that any critique of judicial performance is the result of “unduly sensitive or suspicious” person making such critique.
  11. Judgment and/or conclusion does NOT correspond nor are validated by reasons and/or facts or material evidence resulting in manifest miscarriage of justice.

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  12. Judges utilized hideous concept, often used in degenerated anglo ‘legal’ system, of unjustified rejection/ignorance of evidence and ‘authorities’ inconvenient for judgement and without stating a reason for such viewpoint - to deprive me of fair trial and thus assisting, aiding and abetting unlawful discrimination and persecution.
  13. Judges were not acting in ‘good faith’ but they acted like mafia dons protecting their friends and to pervert or obstruct Justice and the Rule of Law.

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  14. The judgement is the mockery of the concept that we are living in a country where there is ‘rule of law’ - when LAWS are bypassed by incompetent judges ‘justifying’ their views by quoting **opinions** of their incompetent colleagues.

## ORDER’S SOUGHT :

1. I am requesting the High Court to pronounce the decisions of the Qld SC Appeal judges and the ‘order’ by Mr Fryberg from 26.07.2013 in this matter (6041/13) as null and void – not having any legal consequences, the verdict set aside and order the new hearing.

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2. Declare as invalid (breaching Statute of Monopolies 1623) plainly discriminatory section 59 of the Constitution of Queensland 2001(Appointment of judges) - and declare that any member of the community has the right to become a judge, as such job does not require any qualifications or competence.
3. Denounce the Appeal Court judges for relying in their ‘reasoning’ on discriminatory, apartheid style provisions of section 59 of the Constitution of Queensland 2001.
- 10 4. Instigate investigation of how few families are controlling Queensland Legal Industry, which is dominated by anglos and jews, and discriminating against people from other ethnic background and in spite of ‘multiculturalism’.
5. Instigate investigation of Queensland Supreme Court as the hub of racism.
6. I am proposing that High Court issues the Declaration that Queensland legal system is a dodgy, shabby back yard operation **and not** respectable legal system complying with international laws, rules, standards and obligations.
- 20 7. Due to cold and calculated criminal and offensive conduct and the unrepentant attitude of those involved (which affects the foundation and the legitimacy of legal arrangements in the State) I am requesting the Court to consider issuing the recommendation that people associated with Queensland Legal Industry ( lawyers, barristers and judges) to be sent to re-education facilities where they will be subjected to hard physical labour to try to rehabilitate them and instil in them the respect for the laws and other people in the community.
- 30 8. I am requesting the Court to declare those people as ‘not fit and proper‘ of holding any position in Queensland requiring trustworthiness and honesty and to issue the order prohibiting those people from applying or holding such positions in Queensland.

Dated : 12.03.2014

Signed by the applicant Peter Markan : .....

**To :** The Registrar of Supreme Court Of Queensland

**To:** The Respondent

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Chief Executive Officer  
Bar Association of Queensland  
Level 5 , Inns of Court  
107 North Quay  
Brisbane , Qld 4000

**TAKE NOTICE:** Before taking any step in the proceedings you must, within **14 DAYS** after service of this application, enter an appearance in the office of the Registry in which the application is filed, and serve a copy on the applicant.

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**PARTICULARS OF THE APPLICANT:**

**Name:** Peter Markan

**Address for service:**

**Phone:**

**Email:** justiceaction@gmx.com

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**Copies of following documents are included:**

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1. copy of the sealed order of the court below;
2. copy of the reasons for the judgment below;
3. copy of the primary sealed order;
4. the reasons of the primary court that were before the court below;
5. the notice of appeal to the court below.