

**COURT OF APPEAL
SUPREME COURT OF QUEENSLAND**

CA NUMBER: 9591/13
NUMBER : 4516/13

Plaintiff: **Peter Markan**
AND
Defendant: **Crime and Misconduct Commission**

NOTICE OF APPEAL

To the respondent
And to the Registrar of Supreme Court of Queensland,

TAKE NOTICE that the appellant appeals to the Court of Appeal against the whole order by judge David Boddice of Supreme Court of Queensland in favour of the Defendant application to strike out my Claim and Statement of Claim

1. Date of Judgment: 10.10.2013

Description of Proceedings: Supreme Court NUMBER : 4516/13

Description of parties involved in the proceedings :

Plaintiff : Peter Markan

AND

Defendant: Crime and Misconduct Commission

Name of Primary Court Judge: David Boddice

Location of Primary Court: SUPREME COURT OF QUEENSLAND

2. GROUNDS –

- a. The subject of my application to this Court relates to the issues of:
 - the lack of respect for the human rights in Queensland;
 - discrimination, vilification and racist attitude towards 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.

- b. 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.**’

- c. Mr David Boddice conducted the court hearing only as ‘de facto’ judge failing to provide **the evidence of his judicial competency** therefore not being the judge ‘de jure’.

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Filed by Peter Markan

Form 64, Version 4

Uniform Civil Procedure Rules 1999

Rule 747(1)

Name: Peter Markan

Address:

Phone :

Email : justiceaction@gmx.com

- d. In spite of being reminded about existence and validity of various laws - Mr David Boddice choose to break the law and become abuser of human rights.
- e. I am rejecting the ‘order’ made by Mr David Boddice during the hearing on 10.10.2013 as unlawful and illegal – as being blatant abuse of the International and Australian laws and in breach of my human rights.
- f. 2 questions I stated before judge Mr David Boddice remain unanswered
 - **do I have the right to the protection by law ?**
 (as a non anglo and non lawyer)
 - **does CMC has duty to protect me against organized crime ?**
 (me - as a non anglo and non lawyer)
- g. Mr David Boddice conduct highlights serious problems with administration of justice in Queensland:
- Judiciary is the hub of racism - maintaining ‘colonial mentality’ through subtly disguised arrangements, reflected in attitudes and conduct, and resulting in the abuse and discrimination of people from non anglo background,
 - Judiciary is the primary tool of hegemony of one ethnic group of people (‘anglos’) over other subjugated citizens of the State of non anglo background
 - Judges are given so called ‘immunity’ permitting them to say any rubbish they choose without having legal responsibility for what they say,
 - Due to ‘immunity’ judges openly and blatantly abuse human rights without fear of punishment,
 - There is no effective community supervision of selection of judges, judicial conduct and their decisions,
 - The feudal concepts of ‘masters’ and ‘slaves’ are maintained to enable protection of depravity within legal industry
- h. Mr David Boddice failed to comply with the provisions of law and is involved in the **abuse of Australian Constitution, Queensland laws, The International Covenant on Civil and Political Rights and other internationally recognized legal standards.**
 He did not express any feeling of guilt or remorse.
- i. Mr David Boddice conducted the court hearing in discriminatory, disrespectful and racially abusive manner.
- j. Mr David Boddice is involved in the protection of criminal organisation - ‘Lawyers Mafia’.
- k. Mr David Boddice is involved in improper exercise of power, in the abuse of judicial discretion which has been exercised arbitrarily and capriciously and in bad faith. The abuse resulted in a manifest injustice.

- l. Mr David Boddice, through his conduct of disrespect for laws, lost his right to expect other people to obey the laws
- m. Mr David Boddice authoritarian conduct brings the administration of justice in Queensland into disrepute and has impact on the issue of integrity and respect for the law affecting Queensland legal system as the whole.

3. ORDERS SOUGHT –

- The Applicant requests the Supreme Court to pronounce the ‘order’ by Mr David Boddice from 10.10.2013 in this matter (4516/13) as null and void – not having any legal consequences, the verdict set aside and order the new hearing.
- The Applicant requests the Supreme Court to select truly **competent arbiter**, conforming to internationally recognized standards, to preside over the court hearing against 'Crime and Misconduct Commission'.

4. RECORD PREPARATION

I undertake to cause a record to be prepared and lodged, and to include all material required to be included in the record under the rules and practice directions and any order or direction in the proceedings.

PARTICULARS OF THE APPLICANT:

Name: Peter Markan
Plaintiff's residential or business address:

Address for service:
Peter Markan

PARTICULARS OF THE RESPONDENT:

Chief Executive Officer
Crime and Misconduct Commission
Level 2, North Tower Green Square
515 St Pauls Terrace
Fortitude Valley
Brisbane , Qld 4000

Signed: 

Description: *Applicant*

Dated: 11.10.2013

This application is to be served on:

1. Chief Executive Officer
Crime and Misconduct Commission
2. David Boddice
SUPREME COURT OF QUEENSLAND

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