

## NOTICE OF FILING AND HEARING

### Filing and Hearing Details

Document Lodged: Originating Application for Judicial Review - Form 66 - Rule 31.01(1)  
Court of Filing: FEDERAL COURT OF AUSTRALIA (FCA)  
Date of Lodgment: 26/06/2024 11:01:00 AM AEST  
Date Accepted for Filing: 28/06/2024 3:14:50 PM AEST  
File Number: VID589/2024  
File Title: UNCLE ROBBIE THORPE v JUDICIAL REGISTRAR ALICIA DITTON  
Registry: VICTORIA REGISTRY - FEDERAL COURT OF AUSTRALIA  
Reason for Listing: To Be Advised  
Time and date for hearing: To Be Advised  
Place: To Be Advised



A handwritten signature in blue ink that reads 'Sia Lagos'.

Registrar

### Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.



Form 66, 69  
Rule 31.01(1), 31.11, 31.12(1)

**Originating Application for judicial review  
and for relief under section 39B Judiciary Act 1903**

No. VID of 2024

Federal Court of Australia

District Registry: Victoria

Division: Human Rights / Other Federal Jurisdiction

**Uncle Robbie Thorpe**  
Applicant

**Judicial Registrar Alicia Ditton**  
Respondent

To the Respondent

The Applicant applies for the relief set out in this application.

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, then the Court may make orders in your absence.

You must file a notice of address for service (Form 10) in the Registry before attending Court or taking any other steps in the proceeding.

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**Time and date for hearing:**

**Place:** 305 William St, Melbourne

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Date:

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Signed by an officer acting with the authority of the District Registrar.

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Filed on behalf of Uncle Robbie Thorpe, applicant.  
Prepared by Uncle Robbie Thorpe.  
Mobile 0422 200 696  
Email bunjilfire@gmail.com  
Address for service: Camp Sovereignty, "Kings Domain", Melbourne VIC 3004.



The applicant applies to the Court to review the decision of the Respondent, Judicial Registrar Alicia Ditton, made Friday 31 May 2024 that the Documents should not be accepted for filing pursuant to rule 2.26 of the Rules.

A statement of the terms of the decision, being a letter signed by the said Judicial Registrar dated 31 May 2024 re Lodgement ID 1323946, accompanies this originating application as required by rule 31.03 of the Rules.

### **Details of Claim**

The applicant is aggrieved by the decision because:

1. The Documents disclose a cause of action properly stated and there are prospects of success on those Documents.
2. The Documents set out with clarity the basis on which this Court could grant the relief sought (the 12 declaratory orders) as against the named Respondent, the Honourable Mark Dreyfus, Attorney-General of the Commonwealth of Australia.
3. The Documents are not on their face vexatious, frivolous or an abuse of process.
4. The Documents disclose a matter arising under the Constitution or involving its interpretation under section 39B(1A)(b) of the *Judiciary Act* 1903 (Cth).
5. There are immediate rights, duties or liabilities to be established and determined by the Court.

### **Matters arising under the Constitution or involving its Interpretation**

On the grounds stated in the statement of claim, accompanying affidavit or other document prescribed by the Rules, the Applicant applies for the following relief under section 39B of the *Judiciary Act* 1903:

1. Clarification of the twelve Constitutional questions set out in paragraph 15 of the Applicant's Statement of Claim dated 24 May 2024.
2. A declaration that it is implicit in your Constitution that no decision of a Judicial Registrar of the Federal Court of Australia can be valid that allows legitimises attempts incites conspires aids abets Aboriginal genocide.

### **Grounds of application**

Rule 31.12 provides that a claim for relief under Division 31.1 that arises out of, relates to or is connected with the same subject matter as the application under Division 31.2 must be made in one application.

Section 11(3) of the *Administrative Decisions (Judicial Review) Act* 1977 (Cth) provides that the prescribed period for making an application for an order of review is the period commencing on the day of which the decision was made and ending on the twenty-eighth day after.



1. The Documents disclose that:

- i. The cause of action is the vindication of Our Aboriginal Rights under your own Constitution and under your laws both common and legislative made under your own Constitution.
- ii. This cause of action is properly stated.
- iii. There are prospects of success on this cause of action.

2. The Documents set out with clarity the Constitutional basis upon which the Court could grant relief including a hearing before a bench of five judges of the Federal Court to overrule previous case law under the Constitution.

3. No reasonable person, and certainly no Aborigines and no member of the international community, could possibly describe the Documents as being “on their face” “vexatious”, “frivolous” or “an abuse of process. No member of the invading/“settler”/colonising group seems capable of giving an unbiased opinion on these Documents without doing violence to the plain meaning of the words in quotation marks.

4. The Documents clearly and irrefutably disclose a backlog of matters arising under your Constitution or involving its interpretation that have been ignored or otherwise not properly considered by individuals purporting to be high office-holders of the invisible entity you call “the Commonwealth of Australia”.

5. The Documents disclose immediate rights, duties or liabilities to be established and determined by the Court that have so far been ignored or otherwise not properly considered by judicial officers of the Commonwealth of Australia under your Constitution.

#### **Particulars of bad faith— rule 31.01(2)**

6. The Respondent has sworn allegiance to Queen Elizabeth II - King Charles III (thus denying Our Sovereignty) and did not disclose this fact nor properly take this fact into account when deciding that the Documents should not be accepted for filing.

7. The Respondent was well aware of the serious consequences of the decision not to accept the Documents for filing:

- i. It is open to the Office of the Prosecutor of the International Criminal Court to conclude that the signatory State of Australia is unwilling and unable to investigate and prosecute genocide offences against Us.
- ii. It is open to any member State of the United Nations to bring a case in the International Court of Justice against Australia in relation to
  - (a) Our Rights to Our Lands, Our Law and Our Culture under the principles of the Western Sahara case, UN Decolonisation Protocols and recent decisions such as the Chagos cases (in which Australia’s no-jurisdiction submissions were rejected).
  - (b) Our Genocide under the practice and procedure for genocide allegations in recent internationally-publicised proceedings of the Court in Ukraine v Russia (in which Australia intervened) and South Africa v Israel re the Palestinian genocide.



**Orders sought**

1. An order that the Documents be accepted for filing.
2. A declaration that it is implicit in your Constitution that no decision of a Judicial Registrar of the Federal Court of Australia can be valid that allows legitimises attempts incites conspires aids abets Aboriginal genocide.

**Claim for interlocutory relief**

The applicant also claims interlocutory relief.

1. An order under Rule 31.04 that this application be served by email on
  - (a) The Attorney-General;
  - (b) The Attorneys-General of the States and Territories;
  - (c) The Office of the Prosecutor, International Criminal Court.
  - (d) Each signatory State of the Rome Statute of the International Criminal Court.
  - (e) The other member States of the United Nations with right of access to the International Court of Justice.

**Applicant's address**

The Applicant's address for service is:  
Place: Camp Sovereignty, "Kings Domain", Melbourne VIC 3004.  
Email: bunjilfire@gmail.com  
The Applicant's address is Camp Sovereignty, "Kings Domain", Melbourne VIC 3004.

**Service on the Respondent**

It is intended to serve this application on the Respondent.

Date: 26 June 2024

A handwritten signature in blue ink, appearing to read 'T. H. Long'.

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Applicant