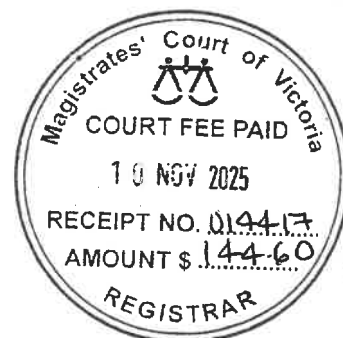


Magistrates' Court Criminal Procedure Rules 2019
S.R. No. 143/2019 52
Form 3— Charge-sheet and summons

FORM 3

Rule 13(c)

CHARGE-SHEET AND SUMMONS



Details of accused

Name: **MARGARET ELAINE GARDNER**

Gender: Female

Date of birth: 19 January 1954

Mobile phone number: not known, landline 03 9650 9050

Email address: info@govhouse.vic.gov.au

Registration number of vehicle: — State registered: —

Driver licence number: — State issued: —

To the accused:

You have been charged with an offence.

Read these pages to see what you must do.

Details of the charge against you

1. What is the charge?

(Description of offence)

On 26 January 2025 the accused did wilfully trespasses in a public place other than a Scheduled public place and neglected or refused to leave that place after being warned to do so by the owner occupier or a person authorized by or on behalf of the owner or occupier.

See attached **section 9 (1A) Summary Offences Act 1966** "statement on oath or by affirmation" of **UNCLE ROBBIE THORPE** 28 March 2025 "that he is or was at any stated time the owner or occupier of any place or a person authorized by or on behalf of the owner or occupier thereof which shall be evidence until the contrary is proved by or on behalf of the accused that such person is or was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof (as the case requires)".

Under what law?

State Act

Summary Offences Act 1966 section 9 (1) (d)

<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>

Is this an infringement offence? Yes—see below No

Enforcement review Enforcement review—special circumstances

Infringements Act 2006 section 40 Other—specify

Date of service by the Director, Fines Victoria

Are there more charges No Yes—see "Continuation of Charges" attached

Type of offence Summary offence Indictable offence

Request for committal proceeding No Yes

Who filed the charge-sheet(s)? Uncle Robbie Thorpe

Name of informant: Uncle Robbie Thorpe

Agency and address: CAMP SOVEREIGNTY "Kings Domain" Naarm ["Melbourne Vic 3004"]

Telephone: 0422 200 696

Email: bunjilsfire@gmail.com

Agency Ref.: Eviction #1: Form 5E Recovery of Land, Supreme Court of Victoria, lodged 28.3.25

Signature of informant:

Date: 28 March 2025

Uncle Robbie Thorpe

Filed at: Melbourne Magistrates' Court

Date: 10 11 2025

Where will the case be heard?

The Magistrates' Court at Melbourne

Address 233 William St, Melbourne

Telephone 9628 7728

When Time 10:00 AM Day Friday 23rd Month January Year 2026

Details about this summons

Issued at: Melbourne Magistrates Court

Date: 10 11 2025


Susan Law
Registrar
Magistrates' Court of Victoria

Registrar:

~~Magistrate:~~

~~Police officer:~~

~~Prescribed person~~

Magistrates' Court Criminal Procedure Rules 2019
S.R. No. 143/2019 52
Form 2—Continuation of Charges

FORM 2

Rule 13(b)

CONTINUATION OF CHARGES

Page No. 2

Person charged: **MARGARET ELAINE GARDNER**

(Description of offence)

On 26 January 2025 the accused refused to leave a private place after being warned to do so by the owner or occupier or a person authorised to give that warning on behalf of the owner or occupier, unless the person has a lawful excuse

 State Act**Summary Offences Act 1966** section 9 (1) (f)<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>

(Description of offence)

On 26 January 2025 without express or implied authority given by the owner or occupier or given on behalf of the owner or occupier by a person authorised to give it or without any other lawful excuse wilfully entered a private place unless for a legitimate purpose.

 State Act**Summary Offences Act 1966** section 9 (1) (e)<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>Are there more charge(s)? No Yes— see page No.

Signature of Informant: *Uncle Rohde Thoyne*

Agency and Address: CAMP SOVEREIGNTY "Kings Domain" Naarm ["Melbourne Vic 3004"]

Phone: 0422 200 696

Email: bunjilfire@gmail.com

Fax No: —

Agency Ref.: Eviction #1: Form 5E Recovery of Land, Supreme Court of Victoria, lodged 28.3.25

Signature of Registrar:

Susan Law
Susan Law
Registrar
Magistrates' Court of Victoria

Date: 10 11 2025

Filed at: Melbourne Magistrates' Court

Date: 10 11 2025

ATTACHMENT TO CHARGE SHEET AND SUMMONS

Person charged: **MARGARET ELAINE GARDNER** 28 March 2025

This is the "Statement on oath or by affirmation" of **UNCLE ROBBIE THORPE** 28 March 2025 "that he is or was at any stated time the owner or occupier of any place or a person authorized by or on behalf of the owner or occupier thereof which shall be evidence until the contrary is proved by or on behalf of the accused that such person is or was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof (as the case requires)" referred to in the charge sheet and summons to **MARGARET ELAINE GARDNER** signed by the informant **UNCLE ROBBIE THORPE** dated 28 March 2025 on page 1.

Uncle Robbie Thorpe informant

SUMMARY OFFENCES ACT 1966**SECTION 9(1A)**

In any proceedings for an offence against subsection (1) the statement on oath or by affirmation of any person that he is or was at any stated time the owner or occupier of any place

or a person authorized by or on behalf of the owner or occupier thereof shall be evidence until the contrary is proved by or on behalf of the accused that such person is or was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof (as the case requires).

<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>

<https://content.legislation.vic.gov.au/sites/default/files/2025-03/66-7405aa143-authorized.pdf>

https://www.austlii.edu.au/cgi-bin/viewdoc/au/legis/vic/consol_act/soa1966189/s9.html

Order 53—Summary proceeding for recovery of land¹Supreme Court (General Civil Procedure) Rules 2015

53.01 Application of Order

(1) Subject to paragraph (2), this Order applies where the plaintiff claims the recovery of land which is occupied solely by a person or persons who entered into occupation or, having been a licensee or licensees, remained in occupation without the plaintiff's licence or consent or that of any predecessor in title of the plaintiff.

(2) This Order does not apply where the land is occupied by a mortgagor or successor in title and the claim is made by the mortgagee or successor in title.

53.02 Originating process

(1) The plaintiff may make the claim in a proceeding in accordance with this Order.

(2) The proceeding shall be commenced by originating motion.

(3) The originating motion shall be in Form 5E.

53.03 Who to be defendant

(1) Each person in occupation of the land whose name the plaintiff knows shall be a defendant.

(2) If the plaintiff does not know the name of any person in occupation the proceeding may be commenced without naming any person as defendant.

53.04 Affidavit in support

At the time the proceeding is commenced an affidavit shall be filed stating—

(a) the interest of the plaintiff in the land;

(b) the circumstances in which the land has been occupied without licence or consent and in which the claim for recovery of the land arises; and

(c) that the plaintiff does not know the name of any person occupying the land who is not a defendant.

53.05 Service

(1) The originating motion and a copy of the affidavit and of any exhibit referred to therein shall be served—

(a) on each defendant, if any; and

(b) on any person occupying the land who is not a defendant.

(2) Service on a defendant shall be personal.

(3) Service on a person occupying the land who is not a defendant shall be effected—

(a) by—

(i) affixing a copy of the originating motion and a copy of the affidavit to some conspicuous part of the land; and
(ii) if practicable, leaving in the letter-box or other receptacle for mail on the land a copy of the originating motion and a copy of the affidavit enclosed in a sealed envelope addressed to "The Occupiers"; or

(b) in such other manner as the Court directs.

53.06 Occupier made a party

The Court may order that a person occupying the land who is not a defendant be made defendant or added as a defendant, as the case requires, and that the person file an appearance

53.07 Judgment for possession

In a proceeding under this Order, a judgment for possession shall be in Form 53A.

53.08 Warrant of possession

(1) A warrant of possession to enforce a judgment for possession in a proceeding under this Order shall not be issued without the leave of the Court where three months have elapsed since the judgment took effect.

(2) An application for leave under paragraph (1) may be made without notice to any person, unless the Court otherwise orders.

(3) A warrant of possession to enforce a judgment for possession in a proceeding under this Order shall be in Form 53B.

Under Public Access in Courtroom

¹ <https://www.legislation.vic.gov.au/in-force/statutory-rules/supreme-court-general-civil-procedure-rules-2015/035>

1 of 31

2025 No.

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

COMMON LAW DIVISION

PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

AFFIDAVIT OF UNCLE ROBBIE THORPE

Date of Document: 28 March 2025

Solicitors Code: —

DX: —

Filed on behalf of: Uncle Robbie Thorpe

Telephone: 0422 200 696

Prepared by: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Ref: Eviction #1 — Trespass Charge

Email: bunjilsfire@gmail.com

I, Uncle Robbie Thorpe, Truth-Teller Fire-Keeper and Elder, of Camp Sovereignty, "Kings Domain" near "Government House" and Shrine of Remembrance, affirm:

1. I am and was on 26 January 2025 the owner or occupier of this place or a person authorized by or on behalf of the owner or occupier thereof.

2. Pursuant to section 9 (1A) of the *Summary Offences Act* of the State of Victoria my above affirmation shall be evidence until the contrary is proved by or on behalf of the accused that I am and was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof.

3. Pursuant to Rule 53.04(a)(b) and (c) of the *Supreme Court (General Civil Procedure) Rules 2015* of the State of Victoria I state

Uncle Robbie Thorpe informant

FORM 5 E

Rule 5.02, 53.02(3)

**ORIGINATING MOTION FOR RECOVERY OF LAND
UNDER ORDER 53**

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION

PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

Date of Document: 28 March 2025

Filed on behalf of: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Telephone: 0422 200 696
Ref: Eviction #1 – Trespass Charge
Email: bunjilfire@gmail.com

Defendant:

VICTORIAN GOVERNMENT SOLICITORS OFFICE
Level 27, 121 Exhibition St,
Melbourne VIC 3000

DX: Solicitor Code:
Telephone: 9375 5300
Email: enquiries@vgso.vic.gov.au

Uncle Robbie Thorpe in demand



Robbie Thorpe <bunjilfire@gmail.com>

New Electronic Filing - Received - Pending assessment [please read]

1 message

Supreme Court-Redcrest <redcrest@supcourt.vic.gov.au>
To: Robert Thorpe <bunjilfire@gmail.com>

28 March 2025 at 13:29

eFile ID: 488053

New Filing Status: Submitted

Document Type Submitted: Commence Case - Originating motion (no fee payable), Supreme Court Application For Court Fees, Subsequent Filing - Affidavit

Filed By: Robert Thorpe

Dear Robert Thorpe

Your proposed filing has been received.

All documents submitted for filing are subject to review. We will advise you by email when your document/s have been accepted for filing. If your documents are not accepted, an email will be sent to you explaining the changes required for acceptance of the documents.

Processing times

Processing times will vary depending upon the nature of your court documents.

Processing times for search requests will also vary depending on the nature of the request, and the quantity of requests submitted.

Payment

Please note that payments authorised through PayPal will not be deducted from your account until your document/s have been accepted for filing.

Representing yourself in court proceedings

If this is your first filing, or you are commencing a proceeding, you will receive an email from the Court's Self-Represented Litigant Coordinator. The Coordinator is not allowed to give legal advice, however they will advise you on court process and procedures.

For more information about the Self-Represented Litigant Coordinator's role and contact details, please click [here](#). There are also guides and information to assist you on the Supreme Court of Victoria website. To access this material, please click [here](#).

Yours sincerely,

Supreme Court of Victoria

DO NOT REPLY TO THIS EMAIL.

To contact us, please click [here](#).

Supreme Court of Victoria - Electronic Filing

Recent Topics Home Search Office Orders Cases
New Case Request 488053

100% Robyn Thorne
Printed On: 28/03/2025 01:27 PM

File Supreme Court
Case Type Contract Law (General)
Initiating Action Probate, Trustees & Land

Parties

Party 1

Party Type Plaintiff
Last Name Thorne
First Name Robyn
DOB 22/09/1957
C/O FITZROY
1526 VICTORIA
Postcode 3005
Phone Type Business
Phone (03) 94194377
Street 1526 Victoria

Contact Information

Address Type Business Address
Address 21 Sime St
C/O FITZROY
1526 VICTORIA
Postcode 3005
Phone Type Business
Phone (03) 94194377
Street 21 Sime St

Party 2

Party Type Defendant
C/O BRISBAY
First Name Walter
Last Name SOLJER
First Name Vassilios Government
Address Type Business Address
Address 121 Exhibition St
City MELBOURNE
Postcode 3000
Phone Type Business
Phone 137 83753300
Email enquiries@vpsa.vic.gov.au

Contact Information

Address Type Business Address
Address 121 Exhibition St
City MELBOURNE
Postcode 3000
Phone Type Business
Phone 137 83753300
Email enquiries@vpsa.vic.gov.au

Documents

Document 1

Document Type Commercial Code - Contract Model (no attachments)
File Name
Page Count 2

Document Date 28/03/2025 01:27 PM
Document Description Form 36 - Originals with necessary documents
Page Count 1
Page Date 28/03/2025 01:27 PM

Attachments

File Name
Page Count 8
Date 28/03/2025 01:27 PM
Form 36 - Originals with necessary documents
Page Count 1
Date 28/03/2025 01:27 PM
Form 36 - Originals with necessary documents
Page Count 1
Date 28/03/2025 01:27 PM

Document 2

Document Type Summary Calculation For Court Fees
File Name
Page Count 2

Document Date 28/03/2025 01:27 PM
Document Description Summary Calculation For Court Fees
Page Count 2
Date 28/03/2025 01:27 PM

Attachments

File Name
Page Count 1
Date 28/03/2025 01:27 PM
Summary Calculation For Court Fees
Page Count 2
Date 28/03/2025 01:27 PM

Document 3

Document Type Subordinate Form - Affidavit
Page Count 31

Document Date 28/03/2025 01:27 PM
Document Description Affidavit of Robyn Thorne
Page Count 31
Date 28/03/2025 01:27 PM

Attachments

File Name
Page Count 31
Date 28/03/2025 01:27 PM
Subordinate Form - Affidavit
Page Count 31
Date 28/03/2025 01:27 PM

FORM 5 E

Rule 5.02, 53.02(3)

**ORIGINATING MOTION FOR RECOVERY OF LAND
UNDER ORDER 53**

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION

PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

Date of Document: 28 March 2025

Filed on behalf of: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Telephone: 0422 200 696
Ref: Eviction #1 — Trespass Charge
Email: bunjilfire@gmail.com

Defendant:

VICTORIAN GOVERNMENT SOLICITORS OFFICE
Level 27, 121 Exhibition St,
Melbourne VIC 3000

DX: Solicitor Code:
Telephone: 9375 5300
Email: enquiries@vgso.vic.gov.au

TO THE DEFENDANT AND TO EVERY PERSON IN OCCUPATION OF THE LAND AT [description of land*¹] the beautiful high land overlooking the misty billabongs and wetlands of Birrarung aka "The Yarra" as shown in the attached bunjil's-eye view of the site at pages 4, 5 and 6 of this originating motion aka "Government House".

TAKE NOTICE that this proceeding by originating motion has been commenced by the plaintiff for the recovery of land at . Further particulars of the claim appear in the affidavit made in support of the claim. A copy of the affidavit and of any exhibit referred to therein is served with this originating motion.

AND TAKE NOTICE that the plaintiff will apply to an Associate Judge in Court No. , Supreme Court, 436 Lonsdale Street, Melbourne on

at or so soon afterwards as the business of the Court allows. At that time the Associate Judge may hear an application by the plaintiff for judgment that the plaintiff recover possession of the land described in this originating motion as and that the defendant pay the plaintiff's costs to be assessed.

IF YOU ARE NAMED AS DEFENDANT AND INTEND TO DEFEND THIS PROCEEDING you must:

- (a) give notice of your intention by filing an appearance on or before the day specified above; and
- (b) attend before the Associate Judge as specified above.

YOU OR YOUR SOLICITOR may file the appearance. An appearance is filed by:

- (a) filing a "Notice of Appearance" in the Prothonotary's office, 436 Lonsdale Street, Melbourne, or, where the originating motion has been filed in the office of a Deputy Prothonotary, in the office of that Deputy Prothonotary; and
- (b) on the day you file the Notice, serving a copy, sealed by the Court, at the plaintiff's address for service, which is set out at the end of this originating motion.

IF YOU FAIL to file an appearance on or before the day specified above or to attend before the Associate Judge on that day, the plaintiff MAY OBTAIN JUDGMENT AGAINST YOU without further notice.

IF YOU ARE IN OCCUPATION OF THE LAND AND ARE NOT NAMED AS DEFENDANT you may attend before the Associate Judge in

¹ * [Note: The land should be so described as to as to be physically identifiable.]

person or by your counsel or solicitor on the day and at the time and place specified above and apply to be made a defendant.

FILED 28 March 2025.

Prothonotary

Page 2

1. Place of trial—

(If no place of trial is specified, trial will be held in Melbourne.)

2.** This originating motion was filed—

(a) by the plaintiff in person;

3. The address of the plaintiff is—

CAMP SOVEREIGNTY
“Kings Domain”
Naarm (“Melbourne VIC 3004”)

4. The address for service of the plaintiff is—

CAMP SOVEREIGNTY
“Kings Domain”
Naarm (“Melbourne VIC 3004”)

5. The email address for service of the plaintiff is—

bunjilfire@gmail.com

6. The address of the defendant is—

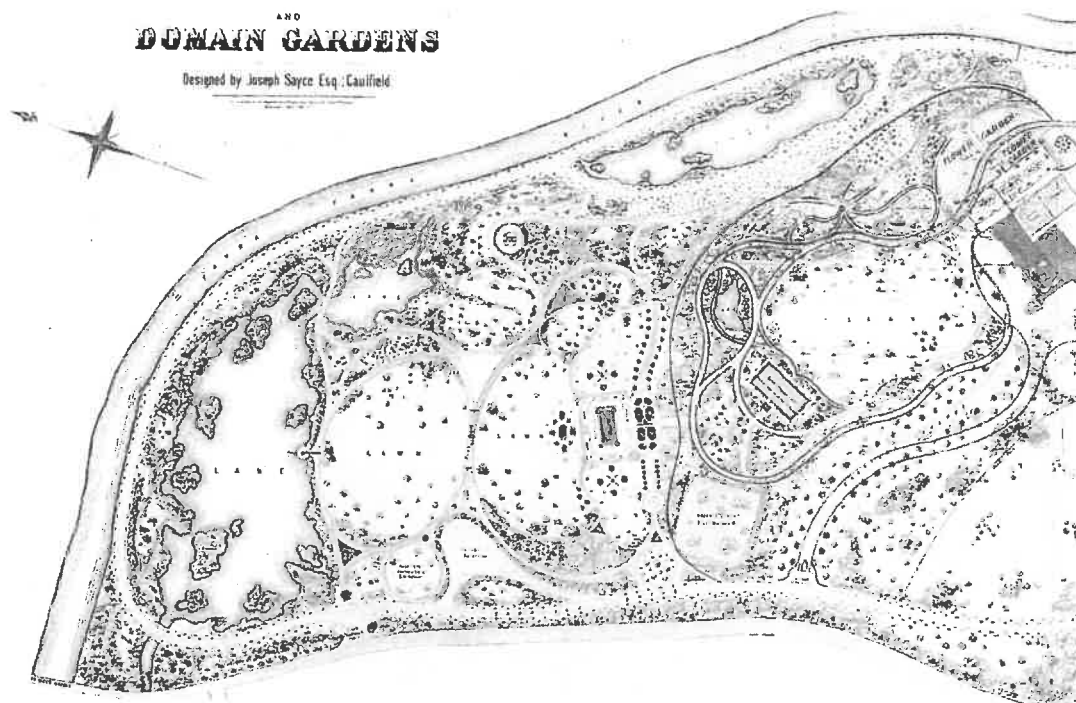
VICTORIAN GOVERNMENT SOLICITORS OFFICE
Level 27, 121 Exhibition St,
Melbourne VIC 3000

* [Note: The land should be so described as to as to be physically identifiable.]

ATTACHMENT TO FORM 5E ORIGINATING MOTION FOR RECOVERY OF LAND

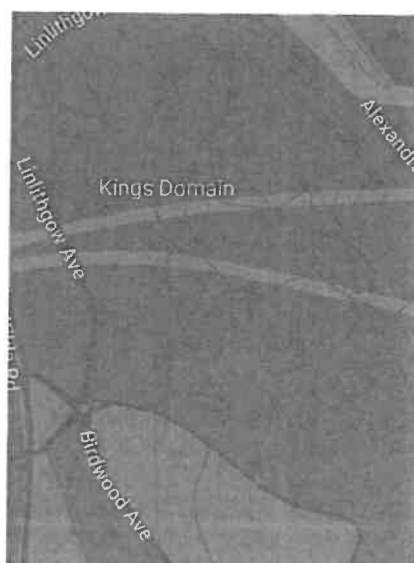
UNCLE ROBBIE THORPE, Plaintiff and GOVERNOR MARGARET GARDNER, Defendant

PHYSICALLY-IDENTIFIABLE² DESCRIPTION OF THE LAND



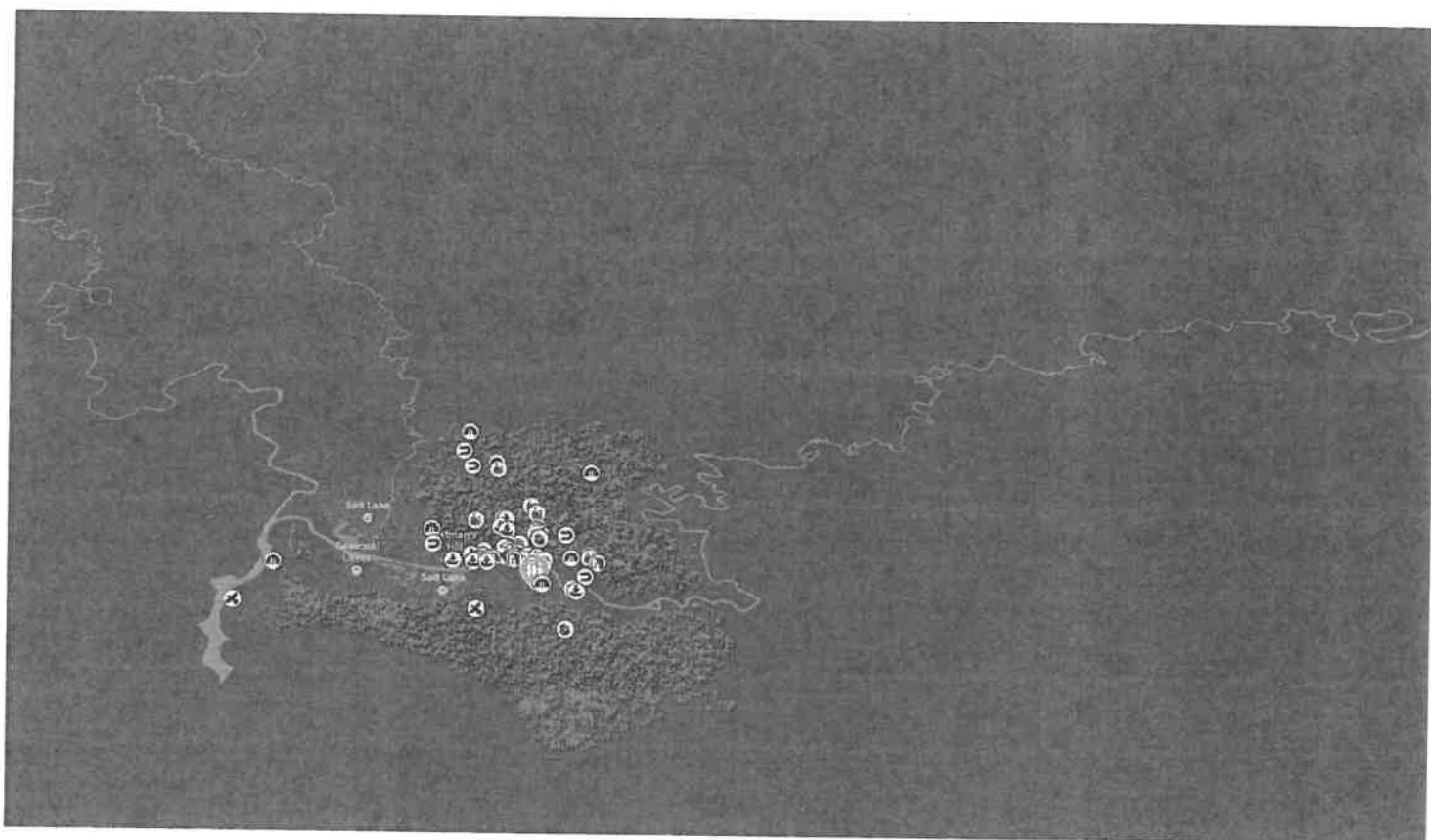
1872 ↑

2025 ↓ →

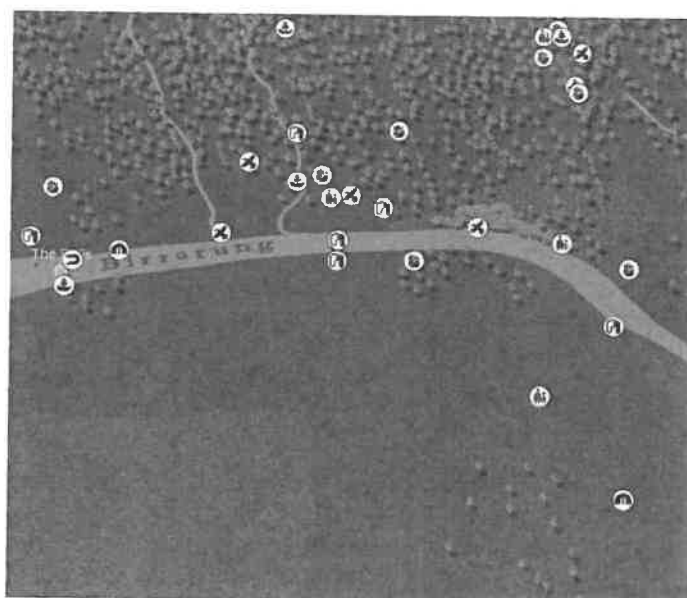


² * [Note: The land should be so described as to as to be physically identifiable.]

note * at page 623, Supreme Court (General Civil Procedure) Rules 2015 Authorised Version No. 035 S.R. No. 103/2015 incorporating amendments as at 6 July 2020
<https://content.legislation.vic.gov.au/sites/default/files/2020-07/15-103sra035%20authorised.pdf>
<https://www.legislation.vic.gov.au/in-force/statutory-rules/supreme-court-general-civil-procedure-rules-2015/035>



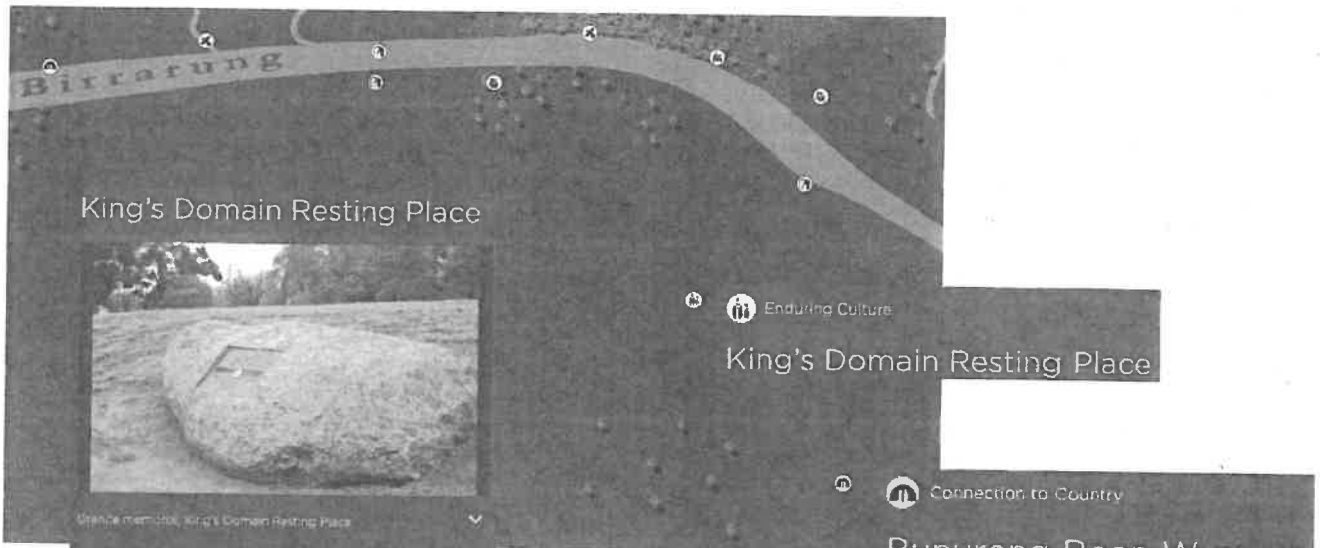
29 July 1768³



4

³ 30 July 1768 Lt. Cook RN royal instructions to sail over here and land “with the **consent** of the natives”.
<https://aboriginal-map.melbourne.vic.gov.au/>

⁴ Mapping Aboriginal Melbourne © 2025 City of Melbourne **Director of Aboriginal Melbourne: Jason Eades**
<https://www.melbourne.vic.gov.au/aboriginal-melbourne> **First Nations Committee: Aunty Di Kerr (co-chair), Dr Olivia Ball (co-chair and Aboriginal Melbourne Portfolio Head), Lord Mayor Nicholas Reece (Aboriginal Melbourne Portfolio Deputy), Dr Kyle Turner, Josh Lloyd, Kayla Cartledge, Kelly Lehmann, Melanie Dale, Troy Walsh, Uncle Colin Hunter Jr, Zali Mifusd** <https://www.melbourne.vic.gov.au/first-nations-committee>



King's Domain Resting Place



Memorial plaque, King's Domain Resting Place

On 22 November 1985, the remains of 38 Victorian Aboriginal people of unknown provenance were repatriated by the Museum of Victoria and taken for reburial at King's Domain. The site is marked by a granite boulder with an inscribed memorial plaque:

A procession of representatives from Aboriginal communities, led by Gunditjmarra elder 'Banjo' Clarke and including Margaret Tucker, carried and accompanied the remains. The procession left from the Museum (then at the State Library of Victoria), walking along Swanston Street and St Klida Road. This was the first of the Museum's repatriations.

The memorial plaque reads: THIS IS THE RESTING PLACE FOR THE SKELETAL REMAINS OF 38 ABORIGINAL PEOPLE. THEY ARE REPRESENTATIVES OF THE FOLLOWING TRIBES OF VICTORIA: BIDAWAL BRABIRALUNG BRAIKAULUNG BRATAUOLUNG BUNGJANDITJ BUNJILKRAURA BUNRONG DIJILAMATANG DUDUROA GUNDITJMARA JAADWA JAARA JAITMATHANG JARIJARI JUPAGALK KATUBAMUT KIRRAE KOLAKNGAT KRAUATUNGALUNG KURNAL KURUNG KWATKWAT LATJILATJ MARDITJALI MINJAMBITA NGURELBAN PANGERANG TATITATI TATUNGALUNG TAUNGURONG TJAPWURUNG WAMBAWAMBA WAT/WATI WATHAURUNG WARKAWARKA WATJOBALUK WURUNDJERI YORTAYORTA

RISE FROM THIS GRAVE/ RELEASE YOUR ANGER AND PAIN/ AS YOU SOAR WITH THE WINDS/ BACK TO YOUR HOMELANDS/ THERE FIND PEACE WITH OUR/ SPIRITUAL MOTHER THE LAND/ BEFORE DRIFTING OFF INTO THE/ 'DREAMTIME'

Enduring Culture

King's Domain Resting Place

Connection to Country

Bunurong Boon Wurrung

The ... living area of the Bunurong Boon Wurrung people ... near important cultural places.

Arriving in 1841, William Kyle described the following scene: 'we found the black population pretty numerous. Many of them were camped around the embryo city of Melbourne ... During the Summer months the blacks could wade across the Yarra, near where Queen's Bridge now spans the river. Sometimes they would swim across from one tribe to another. In flood time they used canoes, which were easily made' ... where the Bunurong Boon Wurrung had traditionally stayed was no coincidence. Ideally situated on high land overlooking the river, the area was both strategically placed and beautiful... The location provided the Bunurong Boon Wurrung easy access to the large freshwater Tromgin Billabong (now part of the Botanical Garden's Ornamental Lake) ... good for getting eels and other resources.

Mapping Aboriginal Melbourne © 2025 City of Melbourne
<https://www.melbourne.vic.gov.au/aboriginal-melbourne>
 Jason Eades director of aboriginal melbourne
<https://www.melbourne.vic.gov.au/first-nations-committee>

The City of Melbourne does not intend any of the provisions of the Declaration of Recognition and Commitment 29th September 2021 to be legally enforceable

Sally Spence
 Lord Mayor
Justin Hanney
 Chief Executive Officer
 Justin Hanney

FORM 4A

Rule 4.09

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION

PROPERTY LIST

B E T W E E N

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

Date of Document: 28 March 2025

Solicitors Code: —

DX: —

Filed on behalf of: Uncle Robbie Thorpe

Telephone: 0422 200 696

Prepared by: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Ref: Treaty Date

Email: bunjilsfire@gmail.com

OVERARCHING OBLIGATIONS CERTIFICATE

In accordance with section 41 of the Civil Procedure Act 2010, I Robert Thorpe certify to the Court that I have read and understood the overarching obligations set out in sections 16 to 26 of that Act and the paramount duty set out in section 16 of the Act.

Date: 28 March 2025

Uncle Robbie Thorpe

UNCLE ROBBIE THORPE

FORM 4B

Rule 4.10(2)

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION

PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

Date of Document: 28 March 2025

Solicitors Code: —

DX: —

Filed on behalf of: Uncle Robbie Thorpe

Telephone: 0422 200 696

Prepared by: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Ref: Treaty Date

Email: bunjilsfire@gmail.com

PROPER BASIS CERTIFICATION

In accordance with section 41 of the Civil Procedure Act 2010, I Robert Thorpe certify to the Court that, in relation to my Form 5E Writ Originating Motion For Recovery Of Land dated 28 March 2025 and submitted for filing herewith, on the factual and legal material available to me at present each claim in the document has a proper basis and each question posed to the Court in the document has a proper basis.

Date: 28 March 2025

Uncle Robbie Thorpe

UNCLE ROBBIE THORPE

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION

PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

AFFIDAVIT OF UNCLE ROBBIE THORPE

Date of Document: 28 March 2025

Solicitors Code: —

DX: —

Filed on behalf of: Uncle Robbie Thorpe

Telephone: 0422 200 696

Prepared by: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Ref: Eviction #1 — Trespass Charge

Email: bunjilsfire@gmail.com

I, Uncle Robbie Thorpe, Truth-Teller Fire-Keeper and Elder, of Camp Sovereignty, "Kings Domain" near "Government House" and Shrine of Remembrance, affirm:

1. I am and was on 26 January 2025 the owner or occupier of this place or a person authorized by or on behalf of the owner or occupier thereof.

2. Pursuant to section 9 (1A) of the *Summary Offences Act* of the State of Victoria my above affirmation shall be evidence until the contrary is proved by or on behalf of the accused that I am and was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof.

3. Pursuant to Rule 53.04(a)(b) and (c) of the *Supreme Court (General Civil Procedure) Rules 2015* of the State of Victoria I state

Emily Lloyd

Registrar

Neighbourhood Justice Centre

241 Wellington Street, Collingwood 3068

- (a) My “interest in the land” is through my daughter Lisa and son Robbie Junior who are of the ancient original owners who came from the land and the land came from them. In any event under your own old “information of intrusion” as discussed by your High Court of Australia in the recent Yunipingu judgment earlier this month, I only need prove a better title than Margaret Gardner which is easy— I have my totems and my bloodline back to Country and I know the stories and Her Excellency does not have any of this.
- (b) “The circumstances in which the land has been occupied without licence or consent and in which the claim for recovery of the land arises”: on 30 July 1768 a military officer was instructed in writing by the king of a small island in Europe to sail here and land here “with the consent of the natives” but no such consent has ever been sought or obtained and could not under Our Law be granted anyhow and the king’s kleptocratic family thus began and continued a genocidal war of military invasion against Us involving war crimes such as biological warfare in an attempt to steal and occupy Our Lands and usurp Our Law and to this day there is no document evidencing the end of those hostilities but it is widely-acknowledged that Our Sovereignty was never ceded;
- (c) that I do not know the name of any person occupying the land who is not a defendant.

4. I refer to the bundle exhibit marked “URT 1” and the true copies of documents in the Exhibit:

- (i) Eviction notice served by email on 14 October 2024. PAGES 7, 8 & 9.
- (ii) Cease And Desist letter served by email on 25 January 2024 and in person on 26 January 2025. PAGES 11 - 15
- (iii) Further correspondence in March 2025 from Governor Gardner (who disrespected Aboriginal Protocol by refusing to address me as “Uncle Robbie Thorpe”) and Premier Allan of the thieving entity calling itself “State of Victoria”. PAGES 19 - 21
- (iv) Charge sheet and summons 28 March 2025 emailed to Senior Register MATT DALTON at Magistrates’ Court of Victoria accusing MARGARET ELAINE GARDNER of trespass offences contrary to section 9 of the said *Summary Offences Act*. PAGES

5. I refer to the usual defences to trespass charges and state that

- (i) there is **no factual dispute** as to the place and the property and its public and private nature;.
- (ii) there is no dispute about the **identity** of the trespasser;
- (iii) the trespasser had **no authority** under Our Law (the only Law applicable as there is no treaty or agreement with non-Aboriginal Peoples which would legitimise the attempted usurpation of Our Law);
- (iv) the trespasser has not made an **honest and reasonable** mistake of fact (... about genocide???);
- (v) the trespasser has no relevant **mental impairment** apart from the white denial and unearned white privilege endemic in you non-Aboriginal Peoples’
- (vi) there is **no necessity** for the trespass.

6. Under section 322K of your *Crimes Act* a person is entitled to use reasonable force to defend themselves or their property against an unlawful attack in Victoria. This includes defending property against a trespasser. A person acts in self-defence if they believe their actions are necessary

Emily Lloyd

Registrar

Neighbourhood Justice Centre
241 Wellington Street, Collingwood 306

in self-defence and their actions are a reasonable response in the circumstances and they perceived them.

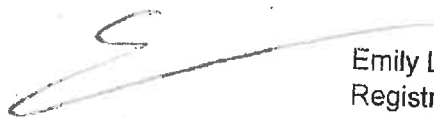
7. The history of your massacres of Our Peoples on Country shows Our Right of Self-Defence has never been recognised. We have come to your courts to use reasonable legal arguments to defend Ourselves and Our Land and Our Laws against unlawful attacks by "State of Victoria" officials and members. Will you even file and issue these proceedings?

The contents of this affidavit are true and correct and I make it knowing that a person making a false affidavit may be prosecuted for the offences of perjury.

Affirmed at Collingwood
in the State of Victoria
28 March 2025

Uncle Robbie Hoop

Before me



Emily Lloyd
Registrar
Neighbourhood Justice Centre
241 Wellington Street, Collingwood 3066

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION

PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

CERTIFICATE IDENTIFYING EXHIBIT

Date of Document: 28 March 2025

Solicitors Code: —

DX: —

Filed on behalf of: Uncle Robbie Thorpe

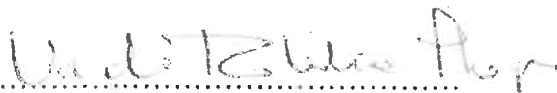
Telephone: 0422 200 696

Prepared by: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

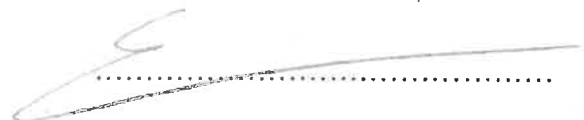
Ref: Eviction #1 — Trespass Charge

Email: bunjilfire@gmail.com

This is the bundle exhibit marked "URT 1" now produced and shown to the deponent at the time of affirming the person's affidavit on 28 March 2025.



Signature of Deponent



Signature of person taking affidavit

Name Address and Statement of capacity

Emily Lloyd
Registrar

Neighbourhood Justice Centre
241 Wellington Street, Collingwood 3066

Exhibit "URT 1"

INDEX OF DOCUMENTS IN BUNDLE EXHIBIT "URT 1"

1. EVICTION NOTICE 13 OCTOBER 2024
2. CEASE AND DESIST LETTER 24 JANUARY 2025
3. FURTHER CORRESPONDENCE FROM DEFENDANT ETC MARCH 2025
4. CHARGE SHEET AND SUMMONS TO BE EMAILED TO SENIOR REGISTRAR DALTON AT MELBOURNE MAGISTRATES' COURT 28 MARCH 2024

1. EVICTION NOTICE 13 OCTOBER 2024

From: **Robbie Thorpe** <bunjilfire@gmail.com>
Date: Mon, 14 Oct 2024 at 09:06
Subject: Governor Margaret Gardner eviction notice
To: <info@govhouse.vic.gov.au>,
<newproceedings@governmentlegal.gov.uk>
Cc: <jacinta.allan@parliament.vic.gov.au>,
<jaclyn.symes@parliament.vic.gov.au>,
<enquiries@vgso.vic.gov.au>, Robbie Thorpe
<bunjilfire@gmail.com>

Monday 14 October 2024

Attached Eviction Notice to MARGARET GARDNER aka "Governor of Victoria" dated 13 October 2024.

Please acknowledge receipt.

Uncle Robbie Thorpe *
CAMP SOVEREIGNTY
<https://crimesceneaustralia.com/case-documentation/>

* <https://www.commonground.org.au/article/guide-for-respectfully-communicating-with-elders>

Eviction Notice to Margaret Gardner from Ca... (143K) ×

EVICTION NOTICE

TO: MARGARET GARDNER

1. You are required to vacate the premises at "Government House" within 14 days.
2. The reasons for this eviction are set out in this Eviction Notice.

Dated: 13 October 2024

Robert Thorpe

0422 200 696
bunjilfire@gmail.com
CAMP SOVEREIGNTY

Copy to: Jonathan Burke,
Official Secretary
Office of the Governor
Government House Drive
Melbourne VIC 3004
info@govhouse.vic.gov.au

Charles Windsor
newproceedings@governmentlegal.gov.uk

Reasons for eviction.

- (i) No written agreement evidencing the consent of First Peoples to your occupancy.
- (ii) No written agreement evidencing the consent of First Peoples to your regime.
- (iii) Documented and undisputed evidence of your complicity in the genocide of First Peoples.
- (iv) Well-settled international law that you can not obtain land by genocidal invasion.
- (v) Any claims by you, your "king" aka Charles Windsor or your colony aka State of Victoria are invalid and void under your law and Our Law and international law by reason of your genocide against Us First Peoples — details in the attached Genocide Notice *CHARLES PHILIP ARTHUR GEORGE WINDSOR 13 Oct 2024*.

Your case has been referred to
the Office of the Prosecutor,
International Criminal Court
Oude Waalsdorperweg 10,
2597 AK
The Hague
Netherlands

International Criminal Court Act 2002
No 41 of 2002
Schedule 1

Schedule 1

Statute of the International Criminal Court 1998

Article 6— genocide crimes

Article 17— ICC has jurisdiction if Australia unwilling and unable to investigate and prosecute Australians for genocide crimes

Article 25.2— individual responsibility for genocide (no immunity)

Articles 25.3 — complicity—see also Article 21.1 (c)

Article 30— intention and knowledge in genocide crimes

NOTICE OF COMPLICITY IN ABORIGINAL GENOCIDE¹

TO: CHARLES PHILIP ARTHUR GEORGE WINDSOR

TAKE NOTICE that **We First Peoples** of the continent that you invaders call Australia— and We call home and country and mother— will on [.....insert date and time.....] in the **INTERNATIONAL CRIMINAL COURT** at Oude Waalsdorperweg 10, 2597 AK Den Haag, Netherlands provide evidence in support of Our allegations that you are complicit in the **crime of Aboriginal genocide** and request that you be charged and prosecuted in the said court for the said crime.

CHARGES SOUGHT

The said Windsor, Head of State of the entity calling itself “the Commonwealth of Australia” (and that We refer to as “the Stolenwealth”), has since 2002 and continuing unless arrested **failed to prevent Aboriginal genocide** thus deliberately imposing conditions of life to destroy Us and causing Us serious mental and physical harm contrary to Article 5 of the court’s statute.

PARTICULARS OF CHARGES

Particulars of Windsor’s failure to prevent genocide include²:

- (i) failure to declare an **end to hostilities** against Us and an end to your multigenerational war against Us to steal Our Lands, Skies and Waters and usurp Our Law;
- (ii) failure to establish an internationally-supervised process of **truth-telling** about this war;
- (iii) failure to commence an internationally-supervised process of **negotiation for Our consent** (if any) to your occupation of Our Lands and other breaches of Our Law;
- (iv) failing to remove your deliberate impediments to Our prosecutions of you and your people for Aboriginal genocide such as the impediment that **only your Attorney-General can prosecute** genocide crimes.

Sunday 13 October 2024

CAMP SOVEREIGNTY

¹ G Notice: ref 1/2024

² Full details are set out in the charge-sheet and summons lodged at Melbourne Magistrates’ Court on 20 October 2023 and exhibited to the affidavit of Uncle Robble Thorpe filed 7 March 2024 in the Supreme Court of Victoria in Case SECI01011/2024. See also the related Aboriginal Genocide proceedings pending in the Court of Appeal cases SEAPCI0088/2024 (filed 2 August 2024) and SEAPCI0091/2024 (filed 9 August 2024) and the High Court of Australia application M80/2024 (filed 12 September 2024). All documents available for download from the Aboriginal Genocide website <https://crimesceneaustralia.com/case-documentation/>

2. CEASE AND DESIST LETTER 25 JANUARY 2025

From: **Robbie Thorpe** <bunjilfire@gmail.com>
Date: Sat, 25 Jan 2025 at 17:06
Subject: Governor Margaret Gardner Cease and Desist Letter
To: <info@govhouse.vic.gov.au>, <newproceedings@governmentlegal.gov.uk>
Cc: <jacinta.allan@parliament.vic.gov.au>, <jaclyn.symes@parliament.vic.gov.au>, <enquiries@vgso.vic.gov.au>, Robbie Thorpe <bunjilfire@gmail.com>

Saturday 25 January 2025 at 5:06pm

Attached Cease and Desist Letter to MARGARET GARDNER aka "Governor of Victoria" dated 25 January 2025. Also attached, Eviction Notice dated 13 October 2024.

Please acknowledge receipt.

Uncle Robbie Thorpe
CAMP SOVEREIGNTY
<http://crimesceneaustralia.com/18-october-2024-governor-evicted/>

Eviction Notice to Margaret Gardner from Ca... (143K) ×

CEASE AND DESIST LETTER 25:01:2025.docx (61K) ×

CEASE AND DESIST LETTER

Saturday 25th of January 2025

From: ~~Diwan Bunilence~~, Uncle Robbie Thorpe, on behalf of Sovereign Aboriginal Elders

Address: Camp Sovereignty

To: Governor of Victoria, Margaret Gardner

Address: Government House, Government House Drive, Melbourne VIC 3004, Australia

Re: Cease and Desist – Official Australia Day Flag Raising Event on January 26, 2025

I am writing to formally request that you immediately cease and desist from hosting the annual 'Official Australia Day Flag Raising Ceremony' event on January 26, 2025, known as Invasion Day. I also request that you cease and desist the raising of this terrorist "Australian" flag, and all other activities planned to occur during this event, including the Tri-Service Royal Guard of Honour, Australia Day Affirmation and National Anthem. Rather than host and participate in this offensive event, I invite you to instead attend the Dawn Service from 5am to pay your respects and learn the real history about the land you are on, in particular the crime scene that your 'Government House' is on.

It is extremely offensive to continue to raise this "Australian" flag, which features the Union Jack (the Butcher's Apron), that represents terrorism to Aboriginal people. It represents your illegal colonial occupation. It is especially insulting and offensive to the true Sovereign Elders from the lands bordered by the illegal state of 'Victoria' that you are hosting this event just after the Day of Mourning Dawn Service at Camp Sovereignty, and that it will be hosted just several hundred meters from the Resting Place of the remains of 38 Ancestors from all the Sovereign Tribes of so-called "Victoria", who were victims of genocide. If it wasn't for acts of terror and genocide, 'Victoria, the premier state' – the first state to be constituted on the basis of the legal fiction of terra nullius - would not exist. You have no right to host this event, let alone be here, given there is:

- (i) No written agreement evidencing the consent of First Peoples to your occupancy.
- (ii) No written agreement evidencing the consent of First Peoples to your regime.
- (iii) Documented and undisputed evidence of your complicity in the genocide of First Peoples.
- (iv) Well-settled international law that you ~~can not~~ obtain land by genocidal invasion.
- (v) Any claims by you, your "king" aka Charles Windsor or your colony aka State of Victoria are invalid and void under your law and Our Law and international law by reason of your genocide against Us First Peoples — details in the attached Genocide Notice *CHARLES PHILIP ARTHUR GEORGE WINDSOR 13 Oct 2024*. Your case will be referred to the Office of the Prosecutor, International Criminal Court Oude Waalsdorperweg, 10, 2597 AK The Hague Netherlands

If you do not Cease and Desist the above-mentioned activities, appropriate legal actions will be taken against you forthwith. This will be the only warning letter you will receive. Further, please refer to the Eviction Notice delivered to you (copy to your official secretary, the Premier and Attorney General on 19 October 2024). Please take this matter seriously and with the utmost importance. Please confirm in writing by 7:00am Sunday 26 January 2025 that the event will not proceed.

Sincerely,
~~Diwan Bunilence~~, Uncle Robbie Thorpe

RS 2

Contact: binjilysfire@gmail.com

EVICTIION NOTICE

TO: MARGARET GARDNER

1. You are required to vacate the premises at "Government House" within 14 days.
2. The reasons for this eviction are set out in this Eviction Notice.

Dated: 13 October 2024

Robert Thorpe

0422 200 696
bunjilfire@gmail.com
CAMP SOVEREIGNTY

Copy to: Jonathan Burke,
Official Secretary
Office of the Governor
Government House Drive
Melbourne VIC 3004
info@govhouse.vic.gov.au

Charles Windsor
newproceedings@governmentlegal.gov.uk

Reasons for eviction.

- (i) No written agreement evidencing the consent of First Peoples to your occupancy.
- (ii) No written agreement evidencing the consent of First Peoples to your regime.
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- (v) Any claims by you, your "king" aka Charles Windsor or your colony aka State of Victoria are invalid and void under your law and Our Law and international law by reason of your genocide against Us First Peoples — details in the attached Genocide Notice *CHARLES PHILIP ARTHUR GEORGE WINDSOR 13 Oct 2024*.

Your case has been referred to
the Office of the Prosecutor,
International Criminal Court
Oude Waalsdorperweg 10,
2597 AK
The Hague
Netherlands

International Criminal Court Act 2002
No 41 of 2002
Schedule 1

Schedule 1

Statute of the International Criminal Court 1998

Article 6— genocide crimes

Article 17— ICC has jurisdiction if Australia unwilling and unable to investigate and prosecute Australians for genocide crimes

Article 25.2— individual responsibility for genocide (no immunity)

Articles 25.3 — complicity—see also Article 21.1 (c)

Article 30— intention and knowledge in genocide crimes

NOTICE OF COMPLICITY IN ABORIGINAL GENOCIDE¹

TO: CHARLES PHILIP ARTHUR GEORGE WINDSOR

TAKE NOTICE that **We First Peoples** of the continent that you invaders call Australia— and We call home and country and mother— will on [.....*insert date and time*.....] in the **INTERNATIONAL CRIMINAL COURT** at Oude Waalsdorperweg 10, 2597 AK Den Haag, Netherlands provide evidence in support of Our allegations that you are complicit in **the crime of Aboriginal genocide** and request that you be charged and prosecuted in the said court for the said crime.

CHARGES SOUGHT

The said Windsor, Head of State of the entity calling itself “the Commonwealth of Australia” (and that We refer to as “the Stolenwealth”), has since 2002 and continuing unless arrested **failed to prevent Aboriginal genocide** thus deliberately imposing conditions of life to destroy Us and causing Us serious mental and physical harm contrary to Article 5 of the court’s statute.

PARTICULARS OF CHARGES

Particulars of Windsor’s failure to prevent genocide include²:

- (i) failure to declare an **end to hostilities** against Us and an end to your multigenerational war against Us to steal Our Lands, Skies and Waters and usurp Our Law;
- (ii) failure to establish an Internationally-supervised process of **truth-telling** about this war;
- (iii) failure to commence an internationally-supervised process of **negotiation for Our consent** (if any) to your occupation of Our Lands and other breaches of Our Law.
- (iv) failing to remove your deliberate impediments to Our prosecutions of you and your people for Aboriginal genocide such as the impediment that **only your Attorney-General can prosecute** genocide crimes.

Sunday 13 October 2024

CAMP SOVEREIGNTY

¹ G Notice: ref 1/2024

² Full details are set out in the charge-sheet and summons lodged at Melbourne Magistrates’ Court on 20 October 2023 and exhibited to the affidavit of Uncle Robbie Thorpe filed 7 March 2024 in the Supreme Court of Victoria in Case SEC101011/2024. See also the related Aboriginal Genocide proceedings pending in the Court of Appeal cases SEAPCI0089/2024 (filed 2 August 2024) and SEAPCI0091/2024 (filed 9 August 2024) and the High Court of Australia application MBQ/2024 (filed 12 September 2024). All documents available for download from the Aboriginal Genocide website <https://crimescanaustralia.com/case-documentation/>

From: **Info (OOG)** <info@govhouse.vic.gov.au>

Date: **Sat, 25 Jan 2025 at 17:10**

Subject: Automatic reply: **Governor Margaret Gardner Cease and Desist Letter**

To: Robbie Thorpe <bunjilfire@gmail.com>

Thank you for contacting the Office of the Governor. A member of our team will respond to your email as soon as possible.

Please note: In Victoria's system of parliamentary democracy, there are important restrictions on the role of the Governor. Therefore, the Office of the Governor is unable to assist with matters of policing and law enforcement. If your inquiry relates to matters of policy, you may wish to consider writing to the relevant Ministers of the Victorian Government or to your local Member of Parliament so that they might be aware of your concerns.

From: Premier Correspondence (VICMIN)
<premier.correspondence@minstaff.vic.gov.au>

Date: Sat, 25 Jan 2025 at 17:10

Subject: Automatic reply: Governor Margaret Gardner Cease and Desist Letter

To: Robbie Thorpe <bunjilfire@gmail.com>

Thank you for taking the time to contact the Premier, The Hon. Jacinta Allan

We appreciate your patience as we work through the large amount of correspondence the Premier receives.

For the latest media releases from the Allan Labor Government visit:

<https://www.premier.vic.gov.au/media-centre>

A reply to your correspondence can take as long as eight to ten weeks. Comments, suggestions, and ideas will be carefully considered, and we will make every effort to provide a response where needed.

Your email may also be referred to relevant Ministers, or other MPs for their consideration rather than a response from the Premier. Correspondence containing offensive, inappropriate, or incoherent content will not receive a response.

If your enquiry relates to Bendigo East, please contact the local office on (03) 5443 2144 or email jessica.ireland@parliament.vic.gov.au

To stay up to date with Labor's positive plans for Victoria visit: <https://www.premier.vic.gov.au/>

Office of the Hon Jacinta Allan MP
Premier of Victoria
1 Treasury Place, East Melbourne VIC 3002
p: (03) 9651 5000 | w: premier.vic.gov.au
e: jacinta.allan@parliament.vic.gov.au

3. FURTHER CORRESPONDENCE FROM DEFENDANT ETC

From: Info (OOG) <info@govhouse.vic.gov.au>
Date: Wed, 5 Mar 2025 at 11:02
Subject: OFFICIAL: RE: Governor Margaret Gardner Cease and Desist Letter
To: Robbie Thorpe <bunjilfire@gmail.com>

Dear Mr Thorpe

Please find attached correspondence from Jonathan Burke, Official Secretary, Office of the Governor.

Kind regards

Patrick Rundle
Deputy Official Secretary
Government House
Melbourne Victoria 3004



OFFICE OF THE GOVERNOR
VICTORIA



We acknowledge the traditional Aboriginal owners of country throughout Victoria and pay our respects to their culture and their Elders past, present and future.

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OFFICIAL

From: Robbie Thorpe <bunjilfire@gmail.com>
Sent: Saturday, 25 January 2025 5:07 PM
To: Info (OOG) <info@govhouse.vic.gov.au>; newproceedings@governmentlegal.gov.au
Cc: Jacinta Allan (PARL) <jacinta.allan@parliament.vic.gov.au>; Jaclyn Symes (PARL) <jaclyn.symes@parliament.vic.gov.au>; enquiries@vgo.vic.gov.au; Robbie Thorpe <bunjilfire@gmail.com>
Subject: Governor Margaret Gardner Cease and Desist Letter

Saturday 25 January 2025 at 5:06pm

Attached Cease and Desist Letter to MARGARET GARDNER aka "Governor of Victoria"-dated 25 January 2025. Also attached, Eviction Notice dated 13 October 2024.

Please acknowledge receipt.

Uncle Robbie Thorpe
CAMP SOVEREIGNTY
<http://crimesceneaustralia.com/18-october-2024-governor-evicted/>

20250205 Letter to Robbie Thorpe from OS.... (75K) x

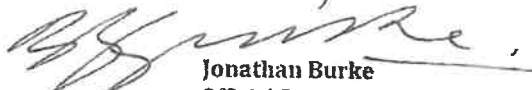
OFFICE OF THE GOVERNOR
VICTORIA25th February 2025*Dear Mr Thorpe,*

Thank you for your correspondence of 25th January 2025 to the Governor of Victoria, Her Excellency Professor the Honourable Margaret Gardner AC, regarding the Official Australia Day Flag Raising Ceremony at Government House.

The matters you raise are not within the responsibilities of the Governor of Victoria.

The Governor acts on the advice of the Victorian Government and the exercise of the Governor's powers is governed by the Victorian Constitution and the long-standing conventions that apply to its operation.

Victoria's commemorative activities to mark Australia Day on 26th January are a matter for the Victorian Government.

Yours sincerely,

Jonathan Burke
Official Secretary

Mr Robbie Thorpe

From: **Dept of Premier & Cabinet (DPC)** <DeplofPremier&Cabinet@dpc.vic.gov.au>
Date: Mon, 24 Mar 2025 at 14:35
Subject: **OFFICIAL-SENSITIVE: Response to your Correspondence to the Premier of Victoria CRN-00223**
To: bunjilfire@gmail.com <bunjilfire@gmail.com>

Dear Robbie

Thank you for taking the time to write to the Premier of Victoria. The Premier appreciates hearing from all Victorians.

The issues outlined in your email are of importance to the Premier, and she has asked that the Department of Premier and Cabinet refer your correspondence to the Minister for Treaty and First Peoples, The Hon. Natalie Hutchins MP for consideration.

Thank you again for writing.

Yours sincerely

Cabinet Office

Department of Premier and Cabinet



We acknowledge the Traditional Owners of Country throughout Victoria and pay our respect to them, their culture, and their Elders past and present.



We celebrate, value, and include people of all backgrounds, genders, sexualities, cultures, bodies and abilities.

This email (and any attachments) is for the intended addressee(s) only and may contain privileged, confidential or copyright information. If you have received it in error, please notify us immediately and delete the original. Any personal information in this e-mail must be handled in accordance with the Privacy and Data Protection Act 2014 (Vic). Any use, reproduction, or distribution of this message is strictly prohibited.

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**4. CHARGE SHEET AND SUMMONS TO BE EMAILED TO SENIOR REGISTRAR DALTON
AT MELBOURNE MAGISTRATES' COURT 28 MARCH 2024**

Magistrates' Court Criminal Procedure Rules 2019
S.R. No. 143/2019 52
Form 3—Charge-sheet and summons

FORM 3

Rule 13(c)

CHARGE-SHEET AND SUMMONS

Details of accused

Name: **MARGARET ELAINE GARDNER**

Gender: Female

Date of birth: 19 January 1954

Mobile phone number: not known, landline 03 9650 9050

Email address: info@govhouse.vic.gov.au

Registration number of vehicle: — State registered: —

Driver licence number: — State issued: —

To the accused:

You have been charged with an offence.

Read these pages to see what you must do.

Details of the charge against you

1. What is the charge?

(Description of offence)

On 26 January 2025 the accused did wilfully trespasses in a public place other than a Scheduled public place and neglected or refused to leave that place after being warned to do so by the owner occupier or a person authorized by or on behalf of the owner or occupier.

See attached **section 9 (1A) Summary Offences Act 1966** “statement on oath or by affirmation” of **UNCLE ROBBIE THORPE** 28 March 2025 “that he is or was at any stated time the owner or occupier of any place or a person authorized by or on behalf of the owner or occupier thereof which shall be evidence until the contrary is proved by or on behalf of the accused that such person is or was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof (as the case requires)”.

Under what law?

State Act

Summary Offences Act 1966 section 9 (1) (d)

<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>

Is this an infringement offence? Yes—see below No

Enforcement review Enforcement review—special
circumstances

Infringements
Act 2006
section 40 Other—specify

Date of service by the Director, Fines Victoria

Are there more charges No

Yes—see
"Continuation of
Charges" attached

Type of offence Summary offence

Indictable offence

Request for committal proceeding No

Yes

Who filed the charge-sheet(s)? Uncle Robbie Thorpe

Name of informant: Uncle Robbie Thorpe

Agency and address: CAMP SOVEREIGNTY "Kings Domain" Naarm ["Melbourne Vic 3004"]

Telephone: 0422 200 696

Email: bunjilfire@gmail.com

Agency Ref.: Eviction #1: Form 5E Recovery of Land, Supreme Court of Victoria, lodged 28.3.25

Signature of informant:

Uncle Robbie Thorpe

Date: 28 March 2025

Filed at: Melbourne Magistrates' Court

Date: ___ ___ 2025

Where will the case be heard?

The Magistrates' Court at Melbourne

Address 233 William St, Melbourne

Telephone 9628 7728

When	Time	Day	Month	Year
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Details about this summons

Issued at: Melbourne Magistrates Court

Date: ___ ___ 2025

Registrar:

Magistrate:

Police officer:

Prescribed person

Magistrates' Court Criminal Procedure Rules 2019
S.R. No. 143/2019 52
Form 2—Continuation of Charges

FORM 2

Rule 13(b)

CONTINUATION OF CHARGES

Page No. 2

Person charged: **MARGARET ELAINE GARDNER**

(Description of offence)

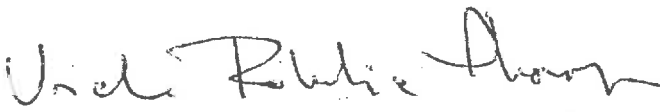
On 26 January 2025 the accused refused to leave a private place after being warned to do so by the owner or occupier or a person authorised to give that warning on behalf of the owner or occupier, unless the person has a lawful excuse

 State Act**Summary Offences Act 1966** section 9 (1) (f)<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>

(Description of offence)

On 26 January 2025 without express or implied authority given by the owner or occupier or given on behalf of the owner or occupier by a person authorised to give it or without any other lawful excuse wilfully entered a private place unless for a legitimate purpose.

 State Act**Summary Offences Act 1966** section 9 (1) (e)<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>Are there more charge(s)? No Yes — see page No.

Signature of Informant: 

Agency and Address: CAMP SOVEREIGNTY "Kings Domain" Naarm ["Melbourne Vic 3004"]

Phone: 0422 200 696

Email: bunjilfire@gmail.com

Fax No: —

Agency Ref.: Eviction #1: Form 5E Recovery of Land, Supreme Court of Victoria, lodged 28.3.25

Signature of Registrar:

Date: __ ____ 2025

Filed at: Melbourne Magistrates' Court

Date: __ ____ 2025

ATTACHMENT TO CHARGE SHEET AND SUMMONS

Person charged: **MARGARET ELAINE GARDNER** 28 March 2025

This is the "Statement on oath or by affirmation" of **UNCLE ROBBIE THORPE** 28 March 2025 "that he is or was at any stated time the owner or occupier of any place or a person authorized by or on behalf of the owner or occupier thereof which shall be evidence until the contrary is proved by or on behalf of the accused that such person is or was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof (as the case requires)" referred to in the charge sheet and summons to **MARGARET ELAINE GARDNER** signed by the informant **UNCLE ROBBIE THORPE** dated 28 March 2025 on page 1.

Uncle Robbie Thorpe informant

SUMMARY OFFENCES ACT 1966**SECTION 9(1A)**

In any proceedings for an offence against subsection (1) the statement on oath or by affirmation of any person that he is or was at any stated time the owner or occupier of any place

or a person authorized by or on behalf of the owner or occupier thereof shall be evidence until the contrary is proved by or on behalf of the accused that such person is or was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof (as the case requires).

<https://www.legislation.vic.gov.au/in-force/acts/summary-offences-act-1966/143>

<https://content.legislation.vic.gov.au/sites/default/files/2025-03/66-7405aa143-authorized.pdf>

https://www.austlii.edu.au/cgi-bin/viewdoc/au/legis/vic/consol_act/soa1966189/s9.html

Order 53—Summary proceeding for recovery of land¹Supreme Court (General Civil Procedure) Rules 2015

53.01 Application of Order

(1) Subject to paragraph (2), this Order applies where the plaintiff claims the recovery of land which is occupied solely by a person or persons who entered into occupation or, having been a licensee or licensees, remained in occupation without the plaintiff's licence or consent or that of any predecessor in title of the plaintiff.

(2) This Order does not apply where the land is occupied by a mortgagor or successor in title and the claim is made by the mortgagee or successor in title.

53.02 Originating process

(1) The plaintiff may make the claim in a proceeding in accordance with this Order.

(2) The proceeding shall be commenced by originating motion.

(3) The originating motion shall be in Form 5E.

53.03 Who to be defendant

(1) Each person in occupation of the land whose name the plaintiff knows shall be a defendant.

(2) If the plaintiff does not know the name of any person in occupation the proceeding may be commenced without naming any person as defendant.

53.04 Affidavit in support

At the time the proceeding is commenced an affidavit shall be filed stating—

(a) the interest of the plaintiff in the land;
(b) the circumstances in which the land has been occupied without licence or consent and in which the claim for recovery of the land arises; and

(c) that the plaintiff does not know the name of any person occupying the land who is not a defendant.

53.05 Service

(1) The originating motion and a copy of the affidavit and of any exhibit referred to therein shall be served—

(a) on each defendant, if any; and
(b) on any person occupying the land who is not a defendant.

(2) Service on a defendant shall be personal.

(3) Service on a person occupying the land who is not a defendant shall be effected—

(a) by—

(i) affixing a copy of the originating motion and a copy of the affidavit to some conspicuous part of the land; and
(ii) if practicable, leaving in the letter-box or other receptacle for mail on the land a copy of the originating motion and a copy of the affidavit enclosed in a sealed envelope addressed to "The Occupiers"; or

(b) in such other manner as the Court directs.

53.06 Occupier made a party

The Court may order that a person occupying the land who is not a defendant be made defendant or added as a defendant, as the case requires, and that the person file an appearance

53.07 Judgment for possession

In a proceeding under this Order, a judgment for possession shall be in Form 53A.

53.08 Warrant of possession

(1) A warrant of possession to enforce a judgment for possession in a proceeding under this Order shall not be issued without the leave of the Court where three months have elapsed since the judgment took effect.

(2) An application for leave under paragraph (1) may be made without notice to any person, unless the Court otherwise orders.

(3) A warrant of possession to enforce a judgment for possession in a proceeding under this Order shall be in Form 53B.

Under Public Order in Formant

¹ <https://www.legislation.vic.gov.au/in-force/statutory-rules/supreme-court-general-civil-procedure-rules-2015/035>

FORM 5 E

Rule 5.02, 53.02(3)

ORIGINATING MOTION FOR RECOVERY OF LAND
UNDER ORDER 53

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION

PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

Date of Document: 28 March 2025

Filed on behalf of: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Telephone: 0422 200 696
Ref: Eviction #1 - Trespass Charge
Email: bunjilsfire@gmail.com

Defendant:

VICTORIAN GOVERNMENT SOLICITORS OFFICE
Level 27, 121 Exhibition St,
Melbourne VIC 3000

DX: Solicitor Code:
Telephone: 9375 5300
Email: enquiries@vgso.vic.gov.au

Uncle Robbie Thorpe in formant

IN THE SUPREME COURT
OF VICTORIA
AT MELBOURNE

2025 No.

COMMON LAW DIVISION
PROPERTY LIST

BETWEEN

UNCLE ROBBIE THORPE

Plaintiff

-and-

HER EXCELLENCY PROFESSOR THE HONOURABLE
MARGARET GARDNER AC
GOVERNOR OF VICTORIA

Defendant

AFFIDAVIT OF UNCLE ROBBIE THORPE

Date of Document: 28 March 2025

Solicitors Code: —

DX: —

Filed on behalf of: Uncle Robbie Thorpe

Telephone: 0422 200 696

Prepared by: Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

Ref: Eviction #1— Trespass Charge

Email: bunjilfire@gmail.com

I, Uncle Robbie Thorpe, Truth-Teller Fire-Keeper and Elder, of Camp Sovereignty, "Kings Domain" near "Government House" and Shrine of Remembrance, affirm:

1. I am and was on 26 January 2025 the owner or occupier of this place or a person authorized by or on behalf of the owner or occupier thereof.

2. Pursuant to section 9 (1A) of the *Summary Offences Act* of the State of Victoria my above affirmation shall be evidence until the contrary is proved by or on behalf of the accused that I am and was the owner or occupier of that place or a person authorized by or on behalf of the owner or occupier thereof.

3. Pursuant to Rule 53.04(a)(b) and (c) of the *Supreme Court (General Civil Procedure) Rules 2015* of the State of Victoria I state

Uncle Robbie Thorpe informant