

Our Reference: RT IBAC PID 2— Draft Notice to ICC and UN Member States

Wednesday 1 November 2023

TO:

OFFICE OF THE PROSECUTOR, INTERNATIONAL CRIMINAL COURT (“ICC”):

• <https://otplink.icc-cpi.int/>

AND TO:

HEAD OF STATE OF EACH MEMBER STATE OF THE UNITED NATIONS ORGANISATION

– PARTICULARLY THE SIGNATORIES TO THE ROME TREATY OF THE ICC

<https://www.icc-cpi.int/sites/default/files/RS-Eng.pdf>

• **GENOCIDE AGAINST WE FIRST PEOPLES HERE BY OFFICIALS OF THE STATE OF VICTORIA – AND ALSO BY OFFICIALS OF AUSTRALIA AND OF ENGLAND.**

Please **prosecute** certain individuals in the **ICC** for the crime of genocide as listed in the attached charge sheet dated 1 November 2023 and in subsequent related charge sheets.

Please as a matter of urgency initiate or join **legal proceedings** in the **International Court of Justice** (“ICJ”) against Australia and England for failing to stop and prevent and punish the crime of genocide here against Us First Peoples: <https://www.icj-cij.org/case/>.



Robert Thorpe, Law under Bunjil, Law under Booran



Alma Thorpe, Elder

CHARGE SHEET ONE

ACCUSED

1. Charles Windsor
2. Margaret Gardner
3. Jacinta Allen
4. Anne Ferguson
5. Lisa Hannan
6. Susan Wakeling
7. Tim Bourke

CRIMINAL OFFENCE

Complicity in genocide.

Conspiring to commit genocide.

Attempted genocide.

DATE OF CRIME

Friday 20 October 2023 to Wednesday 1 November 2023 and ongoing.

PLACE

Melbourne

FURTHER DETAILS

Brief of Evidence (attached).

DATE OF CHARGES 1.11.23

INFORMANT Robert Thorpe bunjilfire@gmail [office address and phone redacted]

ATTACHMENT TO CHARGE SHEET ONE 1.11.23

INTRODUCTION

We First Peoples know the Law that governs these lands, all creatures here and our relations with each other.

We care for country.

We are country and country is us.

Always was, always will be.

Recognise and respect the Sovereignty of We First Peoples.

Obey the Law of this land same as We all do.

Always have, always will.

FACTUAL BACKGROUND TO THE OFFENCES

1. On Friday 20 October the Accused jointly and severally failed to acknowledge the previous genocidal crimes against generations of First People committed by the English monarchy, and the constitutional democracies of England, Victoria and Australia.
2. On the same date the Accused jointly and severally failed to acknowledge the attempted theft of Our Lands and the attempted usurpation of Our Laws by the above-named kleptocracies by innumerable acts of genocide against We First Peoples (such acts included killing Us, causing Us serious physical harm, removing Us from Our Lands and removing Our Children).
3. On the same date the Accused failed to acknowledge Our Unceded Sovereignty here and failed to prevent, stop and punish the crimes of genocide against Us First Peoples here.

THE OFFENCES

1. On Friday 20 October 2023 the Accused jointly and severally with intent to destroy us First Peoples caused serious mental harm to First Peoples and imposed conditions of life on First Peoples calculated to cause Our destruction in whole or in part.
2. Their intent to destroy Us is clearly evidenced by their failure to acknowledge the matters alleged in the paragraphs numbered 1, 2 and 3 above together with their ongoing denial of Our Sovereignty and Our Law here.

3. The Law here is constituted by the land, the sea, the waters, the sky and every living creature, our totems and our time. When you know the Law you care for country.
4. The Accused have in recent times jointly and severally adopted a form of words titled "Acknowledgement" in which they state their respect for Our Elders and recognise Our ancient custodianship and traditional ownership of the land— but they do not admit to the genocide and the attempted theft and usurpation by genocide that puts them here in powerful positions running things. They deliberately and clearly fail and refuse to recognise Our Sovereignty and make it clear by their actions they will never do so. They are prepared to say anything short of admitting to obtaining their purported jurisdiction over us by genocide. They are prepared to say anything short of admitting that Our Law is Sovereign here. Destroy our Sovereignty, you destroy Us First Peoples.
5. On Friday 20 October 2023 and continuing to date the accused jointly and severally intended to destroy our Sovereignty and conspired to make the invader Charles Windsor's genocidal family the fake Sovereign and will continue to do so unless arrested or restrained by their own formal admissions and solemn undertaking as in the attached form (page 6, Genocide Prosecutions Form 2, Cessation and Undertaking).

THE FACTS

6. Charles Windsor's offending is detailed in the Charge Sheet¹ delivered to the Chief Magistrate and two Deputy Chief Magistrates on Friday 20 October 2023².
7. The details of the other six accused's offending are set out in Evidence I³ and Evidence 2⁴ delivered to the current Royal Commission of the State of Victoria on Friday 20 October 2023⁵ and Friday 27 October 2023⁶ respectively. The accused already have in their possession the letters served on them on Friday 20 October 2023⁷.
8. The affidavit of Robert Thorpe affirmed on Friday 20 October 2023⁸ and the statutory declaration of Robert Thorpe affirmed on Friday 27 October 2023⁹ were each served on each accused on those dates respectively¹⁰ at their place of work at the addresses set out

¹ <https://crimesceneaustralia.com/wp-content/uploads/11.-Thorpe-v-Windsor-Application-to-Chief-Magistrate-and-Deputies-for-filing-and-listing-Thorpe-v-Windsor-20.10.23.pdf>

² <https://crimesceneaustralia.com/wp-content/uploads/12.-Thorpe-v-Windsor-email-to-Hannan-Wakeling-and-T-Bourke-2.58pm-20.10.23.pdf>

³ <https://crimesceneaustralia.com/wp-content/uploads/6.-Thorpe-v-Windsor-Evidence-Of-Robert-Thorpe-signed-Robert-Thorpe-witness-Alma-Thorpe-Elder-at-Melbourne-Friday-20.10.23-2.pdf>

⁴ https://crimesceneaustralia.com/wp-content/uploads/Thorpe-v-Windsor_22_Evidence-2-of-Robert-Thorpe-to-Yoorook-Justice-Commission-3pm-27-10-23.pdf

⁵ <https://crimesceneaustralia.com/wp-content/uploads/7.-Thorpe-v-Windsor-Evidence-emailed-to-Bourke-Hunter-Walter-Lovett-3.20pm-20.10.23.pdf>

⁶ <https://crimesceneaustralia.com/wp-content/uploads/23.-Thorpe-v-Windsor-Evidence-2-emailed-to-Bourke-Hunter-Walter-and-Lovett-2.56pm-27.10.23.pdf>

⁷ <https://crimesceneaustralia.com/wp-content/uploads/12.-Thorpe-v-Windsor-email-to-Hannan-Wakeling-and-T-Bourke-2.58pm-20.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/13.-Thorpe-v-Windsor-Help-request-for-assistance-to-Chair-Courts-Council-Victoria-Chief-Justice-Ferguson-Thorpe-v-Windsor-20.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/14.-Thorpe-v-Windsor-email-to-Ferguson-3.13pm-20.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/15.-Thorpe-v-Windsor-Declaration-of-End-Of-Hostilities-against-First-Peoples-Thorpe-v-Windsor-20.10.23-1.pdf>

in the official online Victorian Government Directory. The accused also already have possession of these documents.

9. The statutory declaration of Robert Thorpe affirmed on Sunday 29 October 2023¹¹ before Constable Cassarena Malietzis at Richmond Police Station details the service of the said documents (in paragraph 8) upon each of the accused at their place of work aforesaid.

10. The accused's offending is as much about omission and silence as overt words and acts. They are all beneficiaries of the Great Genocide that has occurred here and continues to occur here. No amount of window-dressing can obscure the fact that they have no intention of ever recognising Our Sovereignty and the Law of this Land.

11. The current attempt by Charles Windsor and top officials (see also CHARGE SHEETS TWO & THREE) to engage in a faux-treaty process in a purportedly "hands off" manner— whilst still clearly clinging to the idea that Windsor/Victoria can control the situation and emerge as still the undisputed Sovereign power here— is further proof of a lack of bona fides and the intent to destroy our Sovereignty and Us First Peoples. It is cruel to tease Us by saying "treaty" when it is assimilation by co-option and ultimately a trick to make Us cede our Sovereignty by accepting Windsor/Victoria as the rulers.

12. On top of all the old colonial tricks (like the ever-reliable "divide-and-rule" tactic), this latest ruse is an aggravating factor in the genocidal offending of the accused.

Robert Thorpe, Informant 1.11.23

<https://crimesceneaustralia.com/wp-content/uploads/16.-Thorpe-v-Windsor-email-to-Gardner-and-Allen-3.20pm-20.10.23.pdf>

⁸ op cit f n 3

⁹ op cit f n 4

¹⁰ op cit f n 7 for 20.11.23— for 27.11.23 see

<https://crimesceneaustralia.com/wp-content/uploads/25.-Thorpe-v-Windsor-Evidence-2-emailed-to-Hannan-Wakeling-and-Bourke-3.09-pm-27.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/26.-Thorpe-v-Windsor-Evidence-2-emailed-to-Ferguson-3.12pm-27.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/27.-Thorpe-v-Windsor-Evidence-2-emailed-to-Gardner-3.15pm-27.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/28.-Thorpe-v-Windsor-Evidence-2-emailed-to-Allen-MP-3.17pm-27.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/29.-Thorpe-v-Windsor-bounced-email-from-allen-MP-robby-thorpe-emails-blocked-3.17pm-27.10.23.pdf>

<https://crimesceneaustralia.com/wp-content/uploads/30.-Thorpe-v-Windsor-email-to-Allen-via-Victorian-Government-Solicitors-Office-3.22pm-27.10.23.pdf>

¹¹ <https://crimesceneaustralia.com/wp-content/uploads/31.-Thorpe-v-Windsor-Robert-Thorpe-statutory-declaration-at-noon-on-Sunday-29.10.23-re-delivery-on-Friday-27.10.23-of-Evidence-2-to-Hannan-Wakeling-Bourke-Ferguson-Gardner-Allen.pdf>

Genocide Prosecutions Form 2, Cessation and Undertaking

SOLEMN UNDERTAKING BY[full name of Accused]

TO:[Any Elder of the First Peoples]

AND TO:[Person Designated by the Elder to conduct genocide business].....

I,[full name of Accused]

admit

all allegations of genocide against me as set out in Charge Sheet One dated 1 November 2023, informant Robert Thorpe;

and do hereby solemnly undertake to all the Elders In Council and to all the First Peoples that I will henceforth

cease and never more engage in

any and all such conduct the subject of the charges as alleged

upon pain of immediate and permanent banishment and exile of myself, my family forever along with my families remains and the erasure of any trace of my families' ever having been here.

.....

DATED:

WITNESSED: Any other Elder of any First Peoples

Statutory Declaration

I, Robert Thorpe, 21 Smith St, Fitzroy VIC 3065, community radio host, make the following statutory declaration under the **Oaths and Affirmations Act 2018**:

1. I refer to my Public Interest Disclosure ("PID 1")¹² made and lodged with the Independent Broad-Based Anti-Corruption Commission ("IBAC") of the State of Victoria at 1.47pm on Monday 30 October 2023¹³.

2. About one minute later, at 1.48pm the same day, I received an auto-reply email from IBAC¹⁴ confirming receipt of PID 1 and reproducing a copy of my email¹⁵ sent at 1.47pm to IBAC containing a pdf file of PID 1.

3. At the bottom of the said IBAC email, just above the reproduction of the copy of my email, were the following words:

Independent Broad-based Anti-corruption Commission
www.ibac.vic.gov.au
E: info@ibac.vic.gov.au

IBAC acknowledges the Traditional Custodians of the lands on which we work and pay respects to Elders past, present and emerging. We recognise and celebrate the diversity of Aboriginal peoples and their ongoing cultures and connections to the lands and waters of Victoria.

4. Of course this is the very "acknowledgement" at the core of the genocide case against the named officials of the State of Victoria and the subject of the present disclosure, PID 1. In the very document confirming receipt of the disclosure.

5. Contrast this with the words at the bottom of the auto-reply¹⁶ minutes later the same day from the Member of the Parliament of Victoria for Richmond, Gabrielle de Vietri:

Kind regards,
Gabrielle de Vietri
Member for Richmond

I acknowledge that I live and work on the stolen land of the Wurundjeri and Boon Wurrung people of the Kulin Nations, that their sovereignty over Country was never ceded and that colonisation is an ongoing process. I pay my respects to Elders, past and present, and commit to working towards Treaty and justice with First Nations people.

¹² <https://crimesceneaustralia.com/wp-content/uploads/32.-Thorpe-v-Windsor-Public-Interest-Disclosure-to-Victorias-Independent-Broad-Based-Anti-Corruption-Commission-Monday-30.10.23-1.pdf>

¹³ <https://crimesceneaustralia.com/wp-content/uploads/33.-Thorpe-v-Windsor-email-of-PID-to-IBA-Commissioner-Farrow-cc-Key-Integrity-Bodies-etc-1.51pm-Monday-30-October-2023-2.pdf>

¹⁴ <https://crimesceneaustralia.com/wp-content/uploads/3.-Email-auto-receipt-confirmation-from-IBAC-1.48pm-30.10-23.pdf>

¹⁵ op cit fn 13 above

¹⁶ <https://crimesceneaustralia.com/wp-content/uploads/10.-auto-reply-from-de-Vietri-1.50pm-30.10.23.pdf>

6. Would Commissioner Farrow and CEO Baragwanath please confirm their independence from the State of Victoria at this time-- and exclude any perception of being co-conspirators and/or complicit in the genocide alleged in PID 1-- by copying and pasting the form of words below in placita (i) through (vii) onto a letterhead of IBAC and be available to sign the document tomorrow, Thursday 2 November, before two Elders:

(i) We solemnly promise in utmost good faith to investigate and act upon the Public Interest Disclosure of Robert Thorpe made on Monday 30 October 2023 (PID 1) and Wednesday 1 November 2023 (PID 2).

(ii) We admit that officials authorised by the English monarchy and the constitutional democracies of England, Victoria and Australia have committed genocidal crimes against generations of First People.

(iii) We admit that the above-named kleptocracies have attempted theft of First Peoples Lands and attempted usurpation of First Peoples Laws by innumerable acts of genocide against First Peoples (such acts included killing Them, causing Them serious physical and mental harm, removing Them from Their Lands, removing Their Children and deliberately imposing conditions of life calculated to destroy Them in whole or in part).

(iv) We recognise First Peoples Unceded Sovereignty here and forever and utterly reject the fraudulent claims of Charles Windsor and Associates (self-described "King of Australia"), Victoria (an entity calling itself "the State of Victoria") and/or Australia (an entity calling itself "the Commonwealth of Australia") to any jurisdiction here whatsoever unless and until some specific jurisdiction be granted by First Peoples in a Peace Treaty with First Peoples on any terms They see fit and at a time They see fit to grant it (if at all).

(v) We admit that we have failed to prevent, stop and punish the crimes of genocide against First Peoples here and we commit to immediately taking action so it can never happen again.

(vi) We wholeheartedly agree with, and support in every way we can, the proposition that Windsor, Victoria and Australia should provide forthwith all resources required for the first ever Big Meeting of all First Peoples here to meet for as long as it takes (as determined only by First Peoples) and spread over three sites –

one, **Camp Sovereignty** (formerly Government House) with the priority being the comfort of Elders,

two, **Elders In Council** (formerly Parliament House) to make decisions Our way in Our time;

three, **Camp Genocide** (the former Royal Exhibition Building) for prosecutions and receiving undertakings to cease genocidal activities.

(vii) We support the proposed recommendations of Yoorrook Justice Commission put forward in Evidence 2 on 27 October 2023 as well as the proposals therein for immediate action.

7. Set out above at pages 1-6 is a communication jointly addressed to the Prosecutor of the International Criminal Court (re genocide prosecutions of certain named individuals) and to all the UN Member States (re International Court of Justice proceedings).
8. The communication is dated today and signed by me and my Elder Alma Thorpe.
9. As an act of good faith, the signed and dated communication has not been sent but will sit here pending reasonable attempts by IBAC towards whole-of-government resolution of the corruption issues-- the denial by omission of First Peoples Sovereignty and the denial by omission of the past and continuing genocide (in which the denial of First Peoples sovereignty is proof of the genocidal "intent to destroy").
10. On Monday 30 October in PID 1, I requested an urgent meeting with Commissioner Farrow on Tuesday 31 October but have yet to receive an invitation.
11. Perhaps we can meet to discuss the several matters arising-- including immediate excellent culturally-appropriate protection for all First Peoples-- after Commissioner Farrow and CEO Baragwanath have attended to sign the document requested in the paragraph numbered 6 above in front of two Elders.
12. In the circumstances I will not be able to deliver the document I described in PID 1 until tomorrow, Thursday 2 November, as the startling "acknowledgement" in the IBAC auto-reply necessitated an urgent diversion of limited resources to respond as set out in this document-- which I will refer to as PID 2.


I declare that the contents of this statutory declaration are true and correct and I make it knowing that making a statutory declaration that I know to be untrue is an offence



Declared at Melbourne in the State of Victoria on Wednesday 1 November 2023.

I am an authorised statutory declaration witness and I sign this document in the presence of the person making the declaration.

on Wednesday 1 November 2023.


111123

Slade Pharmacy

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Fax: (03) 8672 3339

Email: SladeVicPde@slade.net.au

A person authorised under section 30(2) of the **Oaths and Affirmations Act 2018** to witness the signing of a statutory declaration.