

**Submission  
No 96**

## **INQUIRY INTO THE CONTINUED PUBLIC OWNERSHIP OF SNOWY HYDRO LIMITED**

Organisation: Constitutional Property Rights Association  
Name: Ms June Weston  
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Date Received: 30/06/2006

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Theme:

Summary

**From:** "June Weston"  
**To:** <snowyhydro@parliament.nsw.gov.au>  
**Date:** Fri, Jun 30, 2006 3:33 pm  
**Subject:** Fw: Legislative Council Select Committee proposed sale S/Hdro INQUIRY.

----- Original Message -----

From: June Weston  
To: snowyhydro@parliament.nsw.gov.au  
Sent: Friday, June 30, 2006 3:30 PM  
Subject: Legislative Council Select Committee proposed sale S/Hdro INQUIRY.

Attention Stephen Frappell:

We do not wish to cover all the ground which no doubt will refer to the importance of the 'icon'; the building of the total scheme; the emotional outpouring in response to the proposed sale and the abrupt decision to withdraw.

Whilst there are numerous and very confident "knowledgeable" theories of why the sale was withdrawn so early with many more rallies and forums to take place; the almost instant backdown .... took everyone by surprise as to the speed.

Post mortem: with theorists providing conclusive certainty for the decision having been made thus; and arguing that it was "clearly" for political reasons of "electoral" perceived backlashes ....mainly in the local region most identified with the Scheme ..... eg Gary Nairn [Parliamentary Secretary to the PM] and Steve Whan [Labor member for Monaro] who was very publicly was vocally and passionately opposed to his NSW State Premier leader lemma; and positive assertions that both would lose their seats the reality behind the scenes is something else.

Without going into pages of Constitutional documentation and background it NEEDS to be clearly understood:

- 1.. LAND: is both privately owned and Crown managed. FREEHOLD LAND [only 1315 in the Nation] and Crown LAND
- 2.. LAND: is legally and dictionary defined as one single unit being a PARCEL comprising 4 inclusive natural renewable resource elements .... Water, Soil, Vegetation and Air. {one without the other is not LAND as Crown registered}.
- 3.. FEE SIMPLE: is the most absolute and complete possession man can own.
- 4.. PRIMARY Producers: for ease of a common and easily understood description ..... are FARMERS.
- 5.. FARMERS: post 1788 entered into binding unrestricted commercial contracts of commodity sale .. being LAND .....
- 6.. LAND is no different to any other commercial commodity but HERE the PRIMARY CONTRACT of SALE is DIRECTLY between the CROWN and the GRANTEE [separate from the Parliament or the Government] for the perpetual CONVEYANCE down through the future centuries where
- 7.. ALL THAT IS CROWN REGISTERED and CROWN SEALED .... TO THE ORIGINAL GRANTEE by the Grace of Almighty God ..... unless the natural resource is RESERVED for the benefit of the CROWN [and the reservation says so on the registration of the Deed of Grant] then all the natural renewable resource elements CONSTITUTIONALLY stay with the LAND and the single registered parcel [ie the Water, Soil, Vegetation and Air] must be passed on to all future heirs and successors in title according to the Crown's Oath ..... ie by the Grace of God.
- 8.. That sacred OATH cannot be broken.
- 9..

10..

11.. On August 10th 1995 the NSW State Government unlawfully separated Vegetation from the Title Deeds in order to make the 'Use' of the Vegetation subject of a supplementary Development Application. {SEPP 46}.

12.. Trouble is: the Policy was "repugnant" ....because only LAND can be developed. The removal of Vegetation on its own ... is NOT Development according to the Provisions of the Environmental and Planning Assessment Act. 1979

13.. Despite every effort to have the Policy Intent overturned ....the government/s went on the "legitimise" the bastard in Legislation: The 1997 and 2003-2005 NV Regulatory Acts ..... are also repugnant to the overarching enabling Planning Instrument the EP&A Act [The Parliament didn't have the "power" to sever the CROWN Registered and cROWN sealed parcel]. Ministers don't want to know about it ...its frustrates their little schemes.

14.. Subsequently: having achieved [as the Government saw it .....domination over freehold LAND] the Government then sought to remove WATER from the Registered Parcel and a FLAWED Local Government and Valuation of LAND Act was hastily put through Parliament in July 2005.

15..

16.. This opened the gates to allow the Government to PRIVATISE WATER..... Big FREEHOLD Mistake

17..

18.. Trouble still is: the VALUATION of LAND Act is very clear and very specific .... before a Council gets its RATE BASE from an AGGREGATION of FREEHOLD land values ... the VG is REQUIRED under 6A .... to value the LAND against the CAPITAL SUM of the FEE SIMPLE .....

19.. The previous unregulated development of FREEHOLD PRIMARY LAND [for Agriculture] has now been unlawfully REGULATED since 1995.

20.. Local Government has been aggregated a FLAWD VALUATION [made against the unregulated Capital Sum of the FEE SIMPLE] when since 1995.... the LAND use is REGULATED. In anyone's language that has to be a misappropriation of a VALUATION

CONCLUSION: the FEE SIMPLE has now been unconstitutionally 'gutted' by politically expedient party-political governments [Federal and State through the NWI] each bent on achieving popularity rather than good government.

FACT: LAND as a whole body cannot be severed from the parcel of itself. Freehold WATER belongs with the successor in TITLE from the first grantee by the Grace of God. Public WATER belongs to the PEOPLE ...they paid for the infrastructure to store and disperse it.

The "pastoral" industry has underpinned the national economy and the "spirit" of the FEE SIMPLE doctrine underwrites all Constitutions.

Whilst its true that People POWER saved the day .....do not forget that behind the scenes there were just enough brains tuned into this ASSOCIATION'S persistent lobbying who finally accepted ----- that until there is a referendum of the PEOPLE to decide otherwise ..... the FEE SIMPLE doctrine still underwrites the nation's investment interests and FREEHOLD LAND cannot be separated into 4 separate units.

Just as a MAN's BODY is comprised of blood, bone, and tissue .....one without the other and there is no body.

Just as the Blessed Trinity is three DIVINE persons in ONE BODY and cannot be separated ..... so is the most absolute of FREEHOLD possessions 4 elements in ONE parcel