

Submission
No 389

**INQUIRY INTO IMPACT OF THE WESTCONNEX
PROJECT**

Name: Mr Hugh Jones

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Partially
Confidential

Application to the Public Accountability Committee

Inquiry into the impact of the WestConnex Project

Under the Terms of reference.

Section(j) any other related matter

The assault on a 71 year old epileptic cyclist by NSW Police in Euston Rd Alexandria on 12/1/2017.

On 12th January 2017, I had risen about 3 AM because I had a difficult job to do, namely Vacuum Laminating a Soundboard for the world's first "Ergonomic" Concert Harp. It had to be done early as epoxy glues are heat sensitive and the previous day had been very hot.

It took about one and a half hours to complete and as it would take at least an hour and a half to set, I went for a ride on my bike to get away from the fumes. I rode on a for about 20Km ending up in St Peters at Sydney Park a place I was not familiar with.

After circling some lakes etc I noticed a group of people beside what looked like a "Tent City", they started to walk out northwards so I followed them as it looked like they were heading for a gate. This gate opened onto a road where they started walking Southwards. They arrived at a locked gateway and assembled off the road into the gap. Soon two Utilities with tree lopping logos on them turned up. It now became obvious that they were there to stop tree destruction in the Park. After a short time these utilities drove away but soon another turned up and was also turned away. The seven police who had been shadowing them now surrounded them and unlocking the gate pushed them all inside. At this point I turned my bike North and tried to ride home, then they grabbed me and tried to push me inside as well which I resisted. They then forced me off my bike. and locked the gate so no-one could get out. After about 20 minutes further police arrived, and then they blocked the road, and forced all these people across the road and onto the footpath on the other side, again I tried to ride my bike home but they stopped me and two police forcibly pushed me across the other side and forced me onto the footpath. Once again I tried to ride my bike home and said, "I have a right to ride my bike on a public road". The chief of these police then said "I'm arresting you". to which I replied "What for" There was no answer. The police woman next to me then grabbed the front wheel of my bike and tried to drag it from me, the chief joined her in grabbing the bike which I let go and it hit the policewoman on the arm/ shoulder. At this point, four police grabbed me and started kicking and punching me then forced me onto the ground, twisted all my joints so I was suffering great pain and handcuffed me behind my back which cut into my wrists they then dumped my bike on the other (Western) side and then pushed me back across the road into the gateway. **They would not let me sit down even though I was in great pain so they ripped my legs from under me and I crashed to the ground. I was left in this condition for about ten to fifteen minutes till the Police van arrived. They told me to stand up which was impossible , so they dragged me across a dirt road on my back with handcuffs sticking into my spine and put me in the van that way.** At the Police station they did not read me my rights and said only, "I was entitled to see a solicitor". When I asked for medical treatment It was denied me. The police woman who initiated the violence against me tried to break my hands and wrists when she fingerprinted me because I told her I did not have any fingerprints.

I had only been riding my bike for less than two months because of my Epilepsy and I was trying to get back the fitness I had lost over the previous two years. I was not allowed to drive or swim because of this Epilepsy, so my only form of transport was a bike. As they did not return it to me this was "THEFT".

When I was released from Redfern Police Station, one of these protesters that I had never met, was waiting to help me and took me to the Parliamentary Office of Jenny Leong in Newtown, where photos were taken of my bruises and cuts, and who arranged to take me to a Doctor, who had never seen anything like it and did not know what to do.

These protesters got in touch with me and told me that this was not the first instance of Police against protesters but as these Police were working as Security Guards for West Connex, there was no Legislation whatsoever that had passed any house in NSW Parliament, and that this illegal operation could only have been authorised by the Premier of NSW Mike Baird!.

Two days later someone from the protest group told me that the whole march had been recorded and posted on Mike Baird's Facebook, within 6 days he resigned from Parliament, probably a result of seeing the brutality of the Police against an old cripple.

He was paid \$4million to leave.

Someone also put this video on my Facebook and I was shocked to see such violence .

<https://youtu.be/nQIPruwegQY>.

(1)

The Video started with the Protesters assembling near their "Tent City", and then beginning to walk towards a gate on the road to the east. There were at the same time 7 Police marching in the opposite direction, clearly to get behind them.

(2) The protesters then assembled in a gateway beside the western side of the road and then proceeded to walk beside this road, southwards, close to the fence. On reaching a locked gateway some 300? Meters, they came to a locked gate as previously described.

(3) Again, as described above the Protesters blockaded this entrance and turned away 2 utes, followed by another one ute which was also turned away.

(4). At this point video shows all the protesters including me being locked inside this gate, which the Police must have had keys for, and waiting for backup Police to arrive which must have taken about 20 minutes.

(5) At this point the video shows the gate being unlocked and the back up Police blockading the road against all traffic and forcing all the protesters roughly across the road and onto the footpath, then coming back for me and once again denying me my right to ride a Bicycle on a road

(6)The video then shows me once again trying to get on my bike and ride home till the Policewoman grabbed my bike and the chief saying " I'm arresting you", and me saying "What For".It then shows a struggle between me and the Police trying to wrest my bike from me and succeeding.

It also shows the brutal Assault on me and their trying to break all my bones. It also shows them succeeding in subduing me and pushing me across the road.

(7) The Video then shows me been not allowed to sit down, having my legs pulled from under me, being dragged on my back across a dirt road and put in the police van that way.

The revised police Brief was shown to me on the Monday week before my trial on the 13th July a Thursday so I had 11 days only to collect information to show this police violence against me. When the solicitor showed me the video evidence, I did not understand, I knew their "Evidence" was faked but did not know why, by Thursday one week before my trial I realised that this was the Video described above made by ECO TRANSIT SYDNEY, an organisation utterly opposed to WestConnex. So by claiming it as "Their" evidence they were in breach of the owner's IP and Copyright, and had no right to this "Evidence" , I told this to my Solicitor a week before my trial but he did not believe me.

Sections 1,4,5,7, had all been destroyed by hacking by the NSW POLICE. All of which showed that anything showing Police Violence had been destroyed. I had also given my Solicitor a Video made by Leichhardt Against WestConnex, showing that the head of these police was the one who assaulted the Policewoman not me. He did not show it, which would have aborted the trial immediately

At the opening of the trial the Magistrate said , "My name is Magistrate and I have been told by the NSW Supreme Court, that all Police evidence must be believed unless the accused can prove otherwise." Even though this is saying I was presumed Guilty before my trial , which is against all law in Australia, my solicitor did not utter a word of complaint. He did not utter a word of complaint when the Chief cop said " I'm arresting you and I said "What For" , Neither did the magistrate. This again should have aborted the trial.

But the law clearly states that unless the reason for the arrest is given, then it is Unlawful Arrest!

All five police lied in court under oath all saying this total process took 6.35 minutes or something like when the chief said He arrested me at 6.30AM but the person taking the video said that they left the park at 6 AM , then Where did the 23 missing minutes go?

The Magistrate found me not guilty of " Assaulting a Policewoman" for various legal reasons but as I could have cleared my name immediately it would have been a Fait Accompli.

He instead fined me for " Setting a bad example to others" I was the only one in the court who was honest!. By all legal systems I should have been given a "Section ten" as I had never been in a courtroom in my life but this indicates again that the Magistrate had been told to charge any one who opposed West Connex!

I would describe my trial as "A KANGAROO COURT"

On the Video taken of the proceedings at my trial. The Scene of me saying to this "Arresting" Officer "What For" has been destroyed since my trial, as has also a Scene where I was supposedly shown stopping one of these Utes Single handedly. So not only have the Police destroyed evidence showing their brutality to me but have destroyed evidence that would compromise them further.

Something Stinks.

As a result of this brutality I am now in severe pain all day, everyday, all night, everynight.

I am suffering from" Post Traumatic Stress Disorder", which has nearly destroyed our marriage of 49 Years. It has prevented me from finishing the World's first "Egonomic" Concert Harp, the first change in harp design in 307 Years, because I can no longer use my , hands ,wrists, feet, elbows,

knees and ankles which are necessary to do work by hand instead of sophisticated machines. It has also prevented me from exhibiting this instrument at the "World Harp Congress", in Hong Kong in 2017

The Magistrate's decision to fine me instead of giving me a Section 10, means I am now a criminal, and as such was not able to exhibit at the US biennial Harp Conference in July 2018 the World's smallest Concert Harp also of my Ergonomic design, because I cannot enter the US as I am a criminal.

In the class action against Police Brutality now commencing I will be charging the NSW GOVT with

(1) Destroying Evidence

(2) Denying me my rights to ride a bicycle on a public road

(3) Destroying Evidence

(4) .Incarceration without trial

(5) Destroying Evidence

(6) Denying me my right to ride a bicycle on a public road

(7) Unlawful Arrest

(8) Destroying Evidence

(9) Fabricating Evidence

(10) Assault and Battery,

(11)Causing Grievous Bodily Harm

(12)Torture

(13)Causing Grievous Bodily Harm

(14) Destroying Evidence.

(15) Not allowing me my Human Rights

(16) Torture

(17) 5 Counts of LYING UNDER OATH.

I will be seeking damages of at least \$20 Million for destroying my life's work.