



## **FEDERAL POLICY: CRIME (LAW and JUSTICE)**

**One Nation will tackle crime. Distribution and use of hard drugs is a criminal offence and will be treated as such; free needles and other forms of encouragement will cease. We will have truth in sentencing and equality in justice. We will ensure it's the criminal that suffers not the victim. People have the right to defend their property and to be safe in their homes or on the street, especially our seniors.**

### **POLICING**

- Police Officers to have discretionary powers to remove unescorted, under aged children from the streets and return them to their homes or other suitable establishments.
- Police use to encourage road safety, rather than revenue collection.
- Strengthening of Community policing initiatives by increasing the use of foot patrols in appropriate areas.
- Educational standards for entry into the Police Force and advancement in careers to be reviewed, taking into account life and work experience, relevant to policing duties.

### **LAW AND ORDER**

- One Nation believes that zero tolerance with discretion should be the guiding principal of dealing with crime.
- The right of citizens to use all reasonable means to protect their property themselves and others against criminal acts.
- Drugs are a major cause of crime: One Nation proposes a hard line on them, with legislation for a binding referendum on mandatory Life Sentence for manufacturers and traffickers of hard drugs. Confiscation of their property obtained through their criminal activity, with a fund set up to compensate victims. Payment of rewards for reporting drug offences and dealers. Those convicted of a drug offence will have their passport cancelled.
- Truth in Sentencing.
- Mandatory imprisonment for offenders involved in violent crime, organised crime or hard drug trafficking.

- Victims: -Courts must pay due attention to victim impact statements. In cases of violent crime including sexual offences, all victims must be informed of the offender's release from custody.
- Legislation should be introduced that puts the rights and protection of law-abiding citizens above the rights of criminals.
- Treating those who do adult crimes as adults, with boot camps set up for first time Juvenile offenders, to ensure they receive training and discipline about their role and responsibility to society.
- Vandalism: to be treated as crime, as it has now grown to such a level that it is costing councils, rate and taxpayers millions of dollars per year. This is a complete waste of public funds, all due to the lack of social responsibility, from home, schools, to courts.
- Schools should teach responsibilities not rights.
- Courts need to impose heavy penalties on repeat offenders, after the first warning, repeat offenders to be treated as adult criminals.
- Compensation: -Compulsory standards must be set for courts to award compensation to victims of crime.
- Naming of young criminals who are serial offenders to ensure accountability.
- Car theft to be treated as a crime.
- One Nation will correct the Coalition's failed and costly firearm policy and replace it with effective laws that overcome the use of firearms by criminals.
- Lie detector and DNA testing to be accepted as evidence in solving crime. They both are useful tools and help eliminate any doubt and time wasting incurring excessive costs as caused by the current adversel system. To defend a charge in court today can cost up to and above \$150,000.00. Few can afford justice at this price.
- Selection and direction of Judges and magistrates to be taken out of the political arena.
- Desecration of the Australian Flag to be a criminal offence.

## THE CONSTITUTION

- Fraser's Attorney-General Bob Ellicott signed both the World Heritage Act, subsequently used to subvert Section 100 of the Constitution in the Franklin Dam case, and the convention for the Elimination of Discrimination on the basis of Sex, Marital Status, Race or Religion. Signing of such treaties is in breach of the Constitution and is therefore illegal. One Nation will withdraw from all illegal treaties.
- Synonymous with the parliamentary breakdown is a breakdown in the justice system. Justice depends on equality before the law; the volume of new laws and regulations is astounding. One Nation will review them, withdraw those illegally signed and reduce others to a minimum and restore justice in Australia.

## BACKGROUND BRIEFING: LAW AND JUSTICE (CRIME)

Law and Justice cover the following: Civil Rights, Complaints, Courts, Family Law, Intellectual Property, Justice System, Law Reform, Legal Services, Legislation, and Police Services.

## AUSTRALIA'S FEDERAL CONSTITUTION

- The Australian Federal Constitution was designed primarily as a set of rules to govern the relationship between the Central, and Federal Government and the States. It was hoped that these rules would in no way infringe on the traditional rights and freedoms of the individual. Constitutional developments in Australia had their roots deep in British constitutional development and Australians are fortunate that their fore-fathers had as a model on which to shape the high ideals contained in the constitution, a remarkable development of British constitutionalism going back to Magna Carta in 1215, and beyond.
- The most sinister aspect of the continuing campaign to subvert the Federal Constitution has been the misuse of the External Powers by Federal Governments to enter into international agreements and conventions on a wide variety of subjects, many of which have traditionally been under State jurisdiction. Then to argue that because of the external agreements, the Federal Government had the constitutional right to legislate for the whole of Australia, even if this conflicted with State policies. By this procedure Federal Governments could, without consulting the people by referendum, progressively increase power over all aspects of Australian Life.
- Australians were jolted into a realisation of how their Federal Constitution was being subverted when the High Court began handing down decisions allowing International Law to overrule our sovereignty. Justice today is only for the wealthy, it is no longer affordable for the average Australian. Accountability and selection of the judiciary needs to be overhauled, as frequently their decisions do not reflect the real world and expectations of the people.

## CRIME

- The Commonwealth Government has a number of departments dealing with crime i.e.:
  - Australian Secret Intelligence Service (ASIS)
  - Australian Bureau of Criminal Intelligence
  - Australian Federal Police
  - Australian Institute of Criminology
  - Australian Customs Service
- The Australian Institute of Criminology is the national focus for the study of crime and criminal justice in Australia and for the dissemination of criminal justice information. The Institute draws on information supplied to it by a wide variety of sources and its policy advice is supposed to be objective and independent.
- Advice handed down by this department eventually ends up as legislation, so its independence and objectivities must be maintained. Unfortunately politics have overruled in recent times; a typical example was Howard's illegal gun laws, which are in breach of the constitutions right of freedom.
- Australians are concerned about the rapid escalation of crime in recent years. The situation is now reached a stage where we are not even safe in our homes. The blame for this comes back to bad government and politicians not willing to face up to reality.
- For example the results for 2 years into Howard's Gun Laws:
  - Australia-wide manslaughter up by 32%
  - Australia-wide unarmed robberies are up 28%
  - Australia-wide kidnapping up by 38%
  - Australia-wide armed robberies are up 73%
  - Victoria has an increase in homicides with firearms of 300%

Figures over the previous 25 years show a steady decrease in armed robbery with firearms. There has however been a dramatic increase in break-ins and assaults on seniors.

Drugs are a major cause of crime and account for more deaths than the road toll and when it comes to car theft Australia leads the world. Foreign criminals are welcomed to the country, due to their ethnicity and political correctness the police can do little to control their operations. Taking the soft options on crime is clearly not working; crime is now a major issue in this country. We tend to be governed by greed rather than justice and morality. Liberal, Labor and Green parties have failed to address the situation. Teachers were forbidden to tell children that the illegal use of drugs such as heroin is wrong. This applies to most Western countries. In NSW part of page 47 of the "Reference Book for Parents and Citizens Associations, 1985" read as follows: "Teachers should never give undue emphasis to, nor in any way underline the dangers of drugs. Educators should be particularly careful that they do not replace ignorance with bigotry".

"Ethnic gangs are a major cause of crime in Australia." According to one retiring NSW Police Commissioner. (See report by Paul Sheehan "Ripe for revolt, a suburb under siege" details of ethnic crime in Sefton NSW. Such gangs rule the once quite working class suburbs of Auburn, Punchbowl and Bankstown, turning these areas into enclaves of violence and corruption, raping Australian girls and women. This comes back to the lack of discrimination by the Dept of Immigration.

**Howard's gun laws:** Criminals did not hand in their guns, We Australians lived for well over 200 years with a gun in the wardrobe and we were safe. Now it is heaven for the criminals. They have nothing to fear in any home invasion. They know the police response time is LATE or NEVER. The police can't even get to crime on time in the big city, let alone go to a lone service station in the country in a hurry. Figures from the International Crime Victims Survey conducted by Leiden University in Holland show that Australia topped the list as having the most victims of violent crime of any industrialised nation in the world. For those who worry that we might be going down the American path to become a violent society, fear not. The USA didn't even get in the top ten most violent countries.

## LAW AND JUSTICE

One Nation wants to make crime unaffordable. Accelerating crime rates, mounting drug abuse, plummeting moral values and the undermining of traditional families are destroying our society. We advocate a Justice System that protects law-abiding citizens and not the criminals. Law and Order, Crime and Punishment are community issues and public funded institutions and must not be privatized.

### WE SUPPORT:

- 1) Return of our legal system into an affordable and just system.
- 2) Referendum on capital and corporal punishment.
- 3) Zero tolerance and increased mandatory minimum sentences for all crimes.
- 4) No automatic remission, parole has to be earned after 75% of initial sentence is served.
- 5) Prisoners to earn their keep (supervised community projects).
- 6) Offenders to compensate victims.
- 7) Asset seizure (crime syndicates and drug-dealers).
- 8) Voluntary intoxication and use of recreational drugs of any kind is no defence.
- 9) Do adult crime – do adult time (over 16 years).
- 10) Home invasion and car theft to be classified as serious crimes.
- 11) Parents given back the authority to be responsible for their children – until the age of 18.
- 12) Rights of citizens to defend themselves (no rights for offenders).
- 13) Re-name the Police Service to Police Force.
- 14) Substantial increases of penalties for attacks on Police Officers while on duty and subsequently equally increased penalties for Police Officers who break the law.
- 15) Streamline administration to free Officers from their desk-bound duties.

- 16) Increase number of Police Officers.
- 17) Introduce a Workers Compensation Fund in line with general industry guidelines for Police.
- 18) Legislate to have cases involving government departments, to be judged by a jury.
- 19) Rescind international agreements which stifle or override Australian law.

[We will also act to have enabling legislation in place for:](#)

- A) Sentencing provisions consistent with the seriousness of the offence.
- B) Enforcement of drug rehabilitation and boot camps as an alternative option to prison. Remove the Drug Court System.
- C) Equality before the law, regardless of race, religion or cultural background.
- D) Excluding criminals from collecting damages for injuries sustained during criminal acts.
- E) The protection of family members from acts of family violence.
- F) Discretionary police powers to remove children under the age of 16 years from the streets.

Australians have the right to expect a safe environment in their own country. Respect for the law and its administrators are essential. Every citizen is ultimately responsible for his own actions; vexatious litigation must not be entertained.

Edited and formatted

By

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**FIGHTING  
BACK!**

*“Your democratic solution to the two party system”*

**Join One Nation and help fight for a brighter future for our country.**