

M: [Redacted]

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From: Andrew Garrett [Redacted]
Sent: 01 July 2016 11:29
To: chambers.chiefjustice@courts.sa.au
Cc: Don.Mackintosh@sa.gov.au; DPC:Webmaster (DPCWebmaster@sa.gov.au); Ian.Gant@sa.gov.au;
[Redacted]
Subject: Compesnation Applications dated 26th June 2016 & SCCIV-2016-524 Natale Lauro v Antoneo Tropeano & s78B Notice
Importance: High

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Attn Chief Justice Kourakis
MP

Attn John Rau,
Attn Jay Wetherill, MP

Dear Sir,

Thank you for your time during the course of hearing of the Notice of Appeal of the decisions of the District Court arising out of DCCIV-2014-1499.

As you know that Notice of Appeal was an appeal of three decisions in the court below;

1. Decision of Blomberg J dated 15th December 2015
2. Decision of Muecke CJ 11th March 2016
3. Decision of Beazley J 27th August 2010

I noticed that I had neglected to include the appeal of the decision dated 15 December 2015 in the Notice of Appeal and brought that appeal to your Honours attention yesterday in my capacity as Intervener.

I understand from my appearance before your honour that you found I was not an appropriate litigation guardian for Natale Lauro and made an order removing me in which regard I made oral application for leave to appeal to the Full Bench which was rejected. It is also my understanding that Your Honour rejected my appeal from the decision of Blomberg J dated 15th December 2015 and also rejected my application for leave to appeal to the Full Bench in which regard I confirm I have exhausted all my rights in the Supreme Court.

I do not recall your Honours reasons as your honour delivered those reasons while I was still making submissions.

S78B of the Judiciary Act 1903 (Cth)

On the 29th June 2016 I served on your Honour and the Attorneys General of the Commonwealth, the States and Territories by email a copy of a Notice of Constitutional Matter issued under the aforementioned section (copy attached). A hard copy was served on registry at 9.45 am however I

did not receive a copy of the stamped Notice from registry reflecting similar conduct in SCCIV-2004-127 in May 2006.

I now understand better that the conduct of the court is NOT in fact to support the Constitutional rights of citizens but is rather to oppress those rights consistent with the Notices under s78B served in DCCIV-2015-0248 & SCCIV-2014-1393 both dated 11th November 2015 that were stamped Received NOT Filed

S17 of the Public Sector (Honesty and Accountability) Act 1995 (SA)

My interlocutory application dated 29th June 2016 and affidavit dated 27th June 2016 sought your honour to review a number of judicial decisions under Supreme Court Rule 199 including the delegations of the LPCC and the actions authorising those delegations under s17.

Your Honour dismissed my applications dated 29th and 27th June 2016 and in particular refused my application to His Honour to review *the Legal Practitioners (Miscellaneous Amendments) Bill 2016 (UN)*

Subsequently your honour dismissed my applications for leave to appeal those decisions.

I request your reasons in respect to all of the aforementioned judicial decisions.

Compensation Applications

On the 26th June 2016 I made applications for compensation in favour of the appellant and the applicant to intervene in 524 to you as the person responsible for the administration of Justice in the Supreme Court of South Australia in accordance with s9(A)(2) of *the Supreme Court Act 1935(SA)*

I understand from the submissions of Eric Lauro as the applicant to intervene in 524 that in fact you quantified the cost loss and damage in respect to Natale Lauro's claims against Antonio Tropeano that is clearly his right of set off against the warrants on foot at the moment. Without the files in the possession and control of Ms Connolly I am unable to quantify the extent of the claim in favour of Mr Lauro against Mr Tropeano.

You did not make orders that Ms Connolly produce those files and thereby prejudiced the case of Mr Lauro

I can however quantify some aspects of the claims I make against the Supreme Court and you personally which you will note were set out in some detail in my application and annexures.

I have now had the opportunity to calculate the loss cost and damage flowing from admissions made by Treasury Wine Estates Vintners Limited on the 29th May 2016 in VID 404 of 2016 and applied the responsibility of the State to indemnify the Registrar General and the Registrar of Deeds against claims and in particular under s8 of the Registration of Deeds Act.

I note that the Real Property Act 1886 was amended on the 20th August 2006 following the transfer of title and issuing of new certificates of title of the property known as Springwood Park in 2006, this reflects the propensity of the Labour Government to amend legislation such as that reflected in *the Legal Practitioners (Miscellaneous Amendments) Bill 2016* (UN)

The constitutional Matters arising are serious.

Upon application of s8 of the Registration of Deeds act to the admissions made by Treasury Wine Estates Vintners Limited and now the National Australia Bank Limited

I have applied to remove VID 404 and VID 423 of 2016 to the High Court where they have been given action numbers A 30 and A31 of 2016.

You have consented to my registration of a security interest on the PPSR over you personally, each of your members of the judiciary and over the Supreme Court of South Australia.

The quantum of that security is \$3, 475,595,327,841.50 and is calculated as per the attached spreadsheets and the attached Notices to Admit Facts.

If you see any error in my calculations please feel free to contact me.

I also direct your attention to the emails attached to the Premier, the Attorney general and others.

Immunity from Prosecution

You will note that amongst the matters arising in your court asserted by the Appellant is that Judicial, Advocates , Solicitors and Executive Government immunity and indemnity from prosecution must be void in circumstances of unlawful and/or invalid conduct.

In the absence of payment of my claim I will of course be forced to begin the collections process and issue a creditors petition against you on the basis of this your admission by silence to the amount specified above.

With Respect.

Andrew Garrett
Chief Executive Officer/ Winemaker
The Andrew Garrett Group of Companies (TAGGC)





Melbourne
Level 1, 2 Drewery Place
Melbourne, Vic, 3000

Adelaide
Level 1, 82 Flinders Street,
Adelaide, SA, 5000.

M: [REDACTED]
F: [REDACTED]
E: [REDACTED]

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From: Andrew Garrett [REDACTED]
Sent: 30 June 2016 19:20
To: matthew.critchley@corrs.com.au; Whittle, Matthew (Matthew.Whittle@allens.com.au); chris.jordan@ato.gov.au; Vincent.Tavolaro@ags.gov.au; Justice Beach (Associate.BeachJ@fedcourt.gov.au)
Cc: Ben [REDACTED]
Subject: VID 404 of 2016 and VID 423 of 2016/ HCA A30 and HCA A31 of 2016/ AGFT 4 Audit
Importance: High

Corrs Chambers Westgarth
Solicitors
Attn Matthew Critchley
Whittle

Allens
The Federal Court of Australia
Attn Matthew
Attn Justice Beach

Dear Matthews and Justice Beach

Cc Trevor Coulter & Chris Jordan, Australian Taxation Office

Please note attached a copy of correspondence from the solicitor for Stephen James Duncan that was in evidence in SASCCIV-2004-127 as FDN 138b on the court file.

No doubt, both Mr Duncan and Mr Max held negotiations and received payments from both NAB and Treasury Wine Estates Vintners Limited and/or forgiveness of debt which in the case of Mr

Macks was \$19,000,000.00 then owed to Foster's Brewing Group by him pursuant to court orders made in the Supreme Court of Queensland

I have copied the Commissioner of Taxation and Mr Trevor Coulter on this communique as you will note that it relates to the queries I have raised and the request for a Private Binding Ruling in respect to taxation implications on Liquidated Damages in respect of a current audit of the Trustee of the Andrew Garrett Family Trust No 4.

As you are aware I have made application to remove VID 404 and VID 423 of 2016 which are now the subject of applications for leave to file and serve the applications to remove in the aforementioned proceedings.

Given my experience in the courts below, I anticipate similar issues in the High Court of Australia consequently I have now made complaint to the relevant committees in respect to Rule of Law and Separation of Powers of the Secretariat of the Commonwealth of Nations under the Charter of the Commonwealth of Nations.

Given the Summons to Show Cause why the judgements of Beach J in VID 730, VID 731 and VID 732 of 2014 have not yet been issued by the High Court of Australia despite having been in the possession and control of the High Court Registry since 20th April 2015, I have foreshadowed to that court that two further Summons to Show Cause will now be applied for in respect to the Judgments of Beach delivered in VID 404 and VID 423 of 2016.

I can also confirm that a proceeding also in the original and exclusive jurisdiction will be lodged for filing in the High Court naming the persons listed in my interlocutory application dated 8th February 2016 in VID 949 of 2015 and subsequent applications that were not filed in that proceeding.

The issues arising will also mean an application to the Privy Council as the original jurisdiction naming the Commonwealth of Australia and your respective clients as parties.

Please confirm that you are instructed to accept service of the aforementioned Summons to Show Cause, originating process in the High Court of Australia and Application in the Privy Council.

As you know I served Notices to Admit Facts in VID 404 of 2016 dated 29th May 2016 please note the attached spreadsheets reflecting those admissions

I have recalculated the quantum of loss cost and damage arising on the basis of application of s8 of the Registration of Deeds Act as at 1st July 2016 (see attached), which I claim all parties in VID 404 and VID 423 are jointly criminally and civilly vicariously liable for that Quantum.

1. Re OenoViva IP; \$3,471,018,099,753.90
2. Re Notices to Admit dated 29th May 2016; \$4,577,228,087.60

TOTAL \$3, 475,595,327,841.50

As with all things I continue to reserve all my rights and the entities related to me.

At first blush and on the basis of 30% Corporate Tax Rate it would appear that entities related to me in respect to the liquidated damages as attached that I and/or the Corporate Trustees of Trusts owe the Commissioner a tax payment of \$1,042,678,598,352.45.

Of Course, I have made an initial payment of \$10,000,000,000.00 in this regard on the basis that the Trustee of the Andrew Garrett Family Trust No 4 is liable for that tax payment and will now

draw a payment for the Balance as it will need to be included in my YEJ 2016 accounts for that entity.

I note that the findings of Beach J the my submissions on the law in respect to Bills of Exchange are misconceived are in themselves misconceived.

I hereby request reasons in respect to that bold statement of his honor by way of this communique

Andrew Garrett

Chief Executive Officer/ Winemaker

The Andrew Garrett Group of Companies (TAGGC)



All Rights Reserved, UCC 1-308a



Melbourne
Level 1, 2 Drewery Place
Melbourne, Vic, 3000

Adelaide
Level 1, 82 Flinders Street,
Adelaide, SA, 5000.

M: [Redacted]
F: [Redacted]
E: [Redacted]

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RESOLUTIONS

(Resolutions of Board of Trustees of OenoViva Capital Resources and the Trustee of the Australian People Future Fund) On the 30th April 2017

Reference: **OVCR/APFF/30/04/2017**

- A. Deed of settlement dated 1st August 2008 of the Andrew Garrett Family Trust No 4 as varied, trading as OenoViva Capital Resources;
- B. DRAFT Deed of settlement dated 30th April 2017 of the Australian People Future Fund
- B. Constitutions of:
- OenoViva (North America) Pty Ltd, ACN; 156 586 766 represented by Andrew Morton Garrett (“**AMG**”) Managing Controller
 - OenoViva (China) Pty Ltd, ACN; 156 599 094 represented by Andrew Morton Garrett (“**AMG**”) Managing Controller
 - OenoViva (Vietnam) Pty Ltd, ACN; 156 586 775 represented by Peter Tran (“**PT**”) Managing Controller
 - Australian Wine Supply Limited trading as OenoViva (Hong Kong); Hong Kong Company Registry Number; 1657912
 - Fitzallen Industries Pty Ltd, ACN; 616 626 209
- C. Andrew Morton Garrett, Managing Trustee /Chairman holder of Australian Passport #. . and United Kingdom Passport ;

Minutes and Resolutions of a meeting of the Joint Trustees of the Andrew Garrett Family No 4 trading as OenoViva Capital Resources, Australian Business Registration No 42 388 204 496 (“**The Trust**”) at the registered office at 10/15 Hunter Street, Hobart, Tasmania, 7000 was held in accordance with the Articles of Incorporation of the Corporate Trustees and the Deed of Settlement of the Trust

Present at the meeting were the following Trustees/Directors:

Present at the meeting was Board of Trustees of OenoViva Capital Resources as follows;

1. Mr. Andrew Morton Garrett, Managing Trustee, holder of Australian Passport #\ and United Kingdom Passport ; 'anaging Trustee in person
2. Steven Kavanagh, by telephone from Sydney
3. Mr. Andrew Morton Garrett, ,Managing Controller of OenoViva (North America) Pty Ltd, in person
4. Mr. Andrew Morton Garrett, ,Managing Controller of OenoViva (China) Pty Ltd, in person
5. Scott Mitchell, Managing Director, Australian Wine Supply Limited trading as OenoViva (Hong Kong) by telephone from Hong Kong
6. Peter Tran, Managing Director, OenoViva (Vietnam) Pty Ltd by telephone from Ho Chi Minh
7. Brennan Paul Fitzallen, Managing Director, Fitzallen Industries Pty Ltd, in person

8. Roger Dickeson, Secretary of the Board of Trustees by telephone from Melbourne

Also present was the proposed members of the Board of Management of the APFF as a Charitable Trust/Public Benevolent Institution to be established by resolution and distribution from the Trust of valuable consideration in the form of 33% of the Rights of the Trust to Remedy and the APFF IBOE

1. Robert Nowak
2. Brennan Paul Fitzallen
3. Scott Mitchell
4. Steve Kavanagh

The meeting of the Board of Trustees undertook the following Resolutions of the Joint Trustees, which has been recorded as "Reference: OVCR/APFF/30/04/2017" in the Minutes of the Trust Meeting Book.

Discussion;

AMG;

1. Directed the attention of the Board of Trustees to the Notice to Admit Facts dated 1st July 2016 and annexures served on the Attorney Generals of the Commonwealth, the States and Territories of the Commonwealth of Australia ("**the Attorney Generals**") and otherwise ("**Notices to Admit Facts**") as referred to in his email to the Commonwealth Attorney General dated 19th March 2017 and otherwise; AMG confirmed that at all relevant times he has relied upon all relevant laws including the Common Law being applied to Notices to Admit Facts and the failure of the Attorney Generals (Amongst Others) to deny those facts and dispute his conclusions as being admissions of Liability being the equivalent of Judgment Debt ("the Admitted Liabilities"), and
2. Presented a copy of the Income Tax Return for the Trust for the period YEJ 2016 and Quarterly Activity Statements for the Trust for the periods ending June 2016, September 2016, December 2016 and March 2017 that had been lodged with the Commissioner of Taxation as a consequence of s8 of *the Registration of Deeds Act 1935* (SA) and the law applying to the calculation of post judgement interest arising from the Notices to Admit Facts, the Admitted Liabilities; AMG advised the Board that the quantum of the value of the liability of the Crown claimed by the Trust and now admitted by the Crown in accordance with the Common Law had initially been secured against assets of the Crown held pursuant to *the Commonwealth of Australia Constitution Act 1900* (UK) ("**The Constitution**") pursuant to s109 of the Constitution, and the Constitutions of the State of South Australia and the State of Victoria, and
3. Reviewed his findings in respect to;
 - a. His submissions to the Royal Commission into Institutional Responses to complaints of Child sex abuse that were focused on Separation of Powers Issues avoided by the Royal Commission as an example of the Conduct AMG described as "the Bethcar Strategy", and
 - b. the failure of the Crown to provide for the Fundamental "Right to Remedy" of the Citizens and Entities of the Commonwealth of Australia which had led to the collapse of the principles of Responsible Government and proper application of the law relating to Separation of Powers and Rule of Law provided for under the Constitution, *the Charter of the Commonwealth of Nations*, *the Charter of the United Nations*, *The Common Law* and all relevant treaties including (but not limited to) *Australian Treaty Series No 23* and *the UNCITRAL Covenant on International Bills of Exchange and Promissory Notes*, and

- c. Abuse of the Public Trust given at Federation by Officers of the Crown, and
 - d. Failure of the Three arms of Government to properly interpret the meaning of acting in the Public Interest
4. Reviewed the law as it applies to Taxation of Liquidated Damages in Australia and the moneys that would otherwise be due to the Commonwealth of Australia under various Taxation Acts were it not for the right of set off
 5. Reviewed the need of the Trust to bring proceedings in the United Nations and the Supreme Court of Hong Kong as Courts with Common Law Jurisdiction that were NOT under the control of Officers of the Crown, and
 6. Revisited Notices of Actual and Apprehended Bias served on Officers of the Crown and various applications for Public Interest Test Case Funding to bring the aforementioned proceedings, and
 7. Expanded his recommendation to establish a Charitable Discretionary Trust to be known as the Australian People Future Fund (“APFF”) with the Citizens of the Commonwealth of Australia as the Primary and General Beneficiaries of that trust in order to provide for;
 - a. The Human Right of Remedy to be funded by the assets of the APFF which responsibility of Proper Government was currently being avoided by the Crown through the application of the Bethcar Strategy and the misapplication of the relevant law as referred to above and *the Bankruptcy Act 1966 (Cth), the Corporations Act 2001 (Cth), the Australian Human Rights Commission At 1986 (Cth)* and the other laws referred to in the Amended Notice of Constitutional Matters dated 15th December 2015 filed and served in VID 129 of 2015; *Andrew Garrett v Commissioner of Taxation*, and
 - b. The establishment of a Judicial Commission Board to be funded by the assets of the APFF rather than the assets of the Crown in order to develop;
 - i. A Judicial College responsible for the training of all judicial officers of the Crown, and
 - ii. A Judiciary Independent of the Crown in all courts and Tribunals of the Commonwealth of Australia, the States and Territories and Judicial Commission, and
 - iii. A legal process to remove the criteria embodied in Statute that only Legal Practitioners may become Judicial Officers which relevant clauses are to be replaced to be only graduates of the aforesaid Judicial College may become Judicial Officers, and
 - iv. The Law Society of the Commonwealth of Australia to replace all State based Law Societies, and
 - v. A process for Independent review of complaints against Judicial Officers and Executive Government Officers, and
 - vi. Procedure independent of Agencies of the Crown to bring proceedings for corruption in its own Court, and
 - vii. Legislation to cause the Judicial Commission Board to be responsible for and prevent any member of Executive Government and/or the Legislature in being involved in the Appointment of;

1. The Governor General of the Commonwealth of Australia, and
 2. The Governors of the States and Territories, and
 3. The Attorney Generals of the Commonwealth of Australia, the States and Territories of Australia, and
 4. The Australian High Commissioner, and
 5. Any officer of a Court or Tribunal established under the Constitutions of the Commonwealth of Australia and/or the States and Territories of Australia exercising Judicial or Quasi-Judicial Discretion
- viii. The funding of the legal process to amend all statutes establishing Agencies of the Crown whether Commonwealth, State or Territory to allow for;
1. the Judicial Commission to undertake review of all applications for Internal Review of the exercise of Executive Power whether Commonwealth, State or Territory Power, and
 2. the APPF to be responsible for the appointment of the officers of the aforesaid Judicial Commission.
8. Discussed the resolution to;
- a. Establish the APFF in the form of the Deed of Settlement tabled in the meeting (*see Annexure 1*) and declare that the Managing Trustee of the Trust is free of conflict of Interest in concurrently being the Managing Trustee of the APFF, and
 - b. Distribute 33% of the value of the secured assets of the Trust to the APFF set out in the Income Tax Return for the Year Ending June 2016 and subsequent Activity Statements lodged by the Trust in the alternative to relying on the right of set off as to damages against the Commissioner of Taxation and the Crown Generally, and
 - c. Declare
 - d. Draw an International Bill of Exchange (“**the APFF IBOE**”) in the amount of the Distribution specified above being \$1,556,969,829,685 (*see Annexure 2*)
 - e. Secure the value of the APFF IBOE against the assets of the Crown including the Reserve Bank of Australia, and
 - f. distribute 33% of the rights of the Trust in respect to the Admitted Liabilities arising under the Notices to Admit Facts and secure those rights by registering a security interest of the Personal Property Security Act
 - g. Register the APFF as a charity with;
 - i. the Charities and Not For Profits Commission possibly as an Public benevolent Institution, and
 - ii. The United Nations

The Board of Trustees discussed the details above and resolved as follows;

Resolutions of the Trust

Resolution No 1; It has been unanimously resolved and approved that the Managing Trustee is authorised by the Appointor and the Settlor of the APFF to be the Managing Trustee of the APFF at settlement being today's date 30th April 2017.

Resolution No 2: It has been unanimously resolved and approved, that the amount of \$1,556,969,829,685 as valuable consideration expressed by way of drawing of International Bill of Exchange Serial Number; 61.00064/17 is donated to the APFF with immediate effect.

Resolution No 3; It has been unanimously resolved and approved that a security interest in favour of the APFF is to be registered over the Trust and the Crown on the Personal Property Security Register as Charges in accordance with the provisions of *the Personal Property Security Act 2009* (Cth) in order to secure the rights of;

1. The Trust to payment by the Crown and/or in the alternative Monetization by the Reserve Bank of Australia, and/ or other person, in accordance with law
2. The APFF to payment of the Value of the aforesaid International Bill of Exchange at Maturity by the Drawer and/or the Crown as the liable party

Resolution No 4; It has been unanimously resolved and approved that 33% of the rights of the Trust/Settlor to remedy against the Crown under all relevant laws and treaties are distributed to the APFF forthwith with immediate effect.

Resolution No 5; It has been unanimously resolved and approved that the Settlor/ the Trust declare and affirm that the Settlor/the Trust have no further right or title to the value or rights set out in resolutions 1-4 and that those values/rights now vest solely in the Trustee of the APFF.

FOR AND ON BEHALF OF THE TRUST:

The Trustees of the Andrew Garrett Family Trust No 4, Trading as
OenoViva Capital Resources ABN 42 388 204 496:



Name: Mr. Andrew Morton Garrett
(Managing Trustee)

Australian Passport [REDACTED] and United Kingdom Passport # [REDACTED]

Signed on this 30th April, 2017

The Trustee of the APFF, the Appointor of the APFF and the Settlor of the APFF resolved as follows;

Resolutions of the APFF

Resolution No 1; It has been unanimously resolved and approved that the Settlor, the Appointor and the Trustee execute the Deed of Settlement of the APFF dated 30th April 2017 set out at annexure 1.

Resolution No 2; It has been unanimously resolved and approved that the Trustee receives the APFF IBOE and 33% of the Rights of the Trust to Remedy to the account of the APFF

Resolution No 3; It has been unanimously resolved and approved that the Trustee takes all steps necessary to cause the monetization of the APFF IBOE for the benefit of the Australian Public and the purposes set out above and enforce the rights of the APFF at law

Resolution No 4; It has been unanimously resolved and approved that the following persons are appointed as the Board of Management of the APFF;

1. The Trustee
2. Robert Nowak
2. Brennan Paul Fitzallen
3. Scott Mitchell
4. Steve Kavanagh

There being no further business, the meeting was declared closed, and in witness thereof, the Trustee signed below on the date first written above

FOR AND ON BEHALF OF THE APFF:

The Trustee of the Australian People Future Fund ABN 26 317 275 322:



Name: Mr. Andrew Morton Garrett
(Trustee)
Australian Passport # [REDACTED] and United Kingdom Passport # [REDACTED]
Signed on this 30th April, 2017

ANNEXURE 1

COPY OF DEED OF SETTLEMENT OF THE AUSTRALIAN PEOPLE FUTURE FUND



DEED OF SETTLEMENT OF *de*

“THE AUSTRALIAN PEOPLE FUTURE FUND.”

DISCRETIONARY TRUST



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**THE AUSTRALIAN PEOPLE FUTURE FUND.
DISCRETIONARY TRUST**

DATE

THIS DEED is made the 30th day of April 2017

PARTIES

BETWEEN: Brennan Paul Fitzallen of 87-89 Cove Hill Road, Bridgewater, Tasmania, 7030 (“the Appointor”)

AND: Andrew Morton Garrett of [REDACTED] Hobart, Tasmania, 7000 (“The Trustee”)

AND: Andrew Morton Garrett in his capacity as Managing Trustee of the Andrew Garrett Family Trust No 4 ABN 42 388 204 496 trading as OenoViva Capital Resources of [REDACTED] 7000 (“the Settlor”)

RECITAL

The settlor wishes to provide for the beneficiaries described in this deed by settling property on the company to be held on trust for their benefit in the manner set out in this deed.

DEED

THIS DEED WITNESSES:

1 Declaration of trust

The Settlor covenants he hereby gifts and bequeaths to the Trustee the sum of \$1,556,969,829,685 arising from Admissions of Liability and Facts by the Crown to the Settlor with all rights arising from the matters associated with the Settlor, such that the rights of the Trustee are the same as the rights of the Settlor against the Crown together with the right to post judgement escalation in value at the rate of 1% per month and the Trustee covenants and declares that he will hold that sum and the trust fund described in this deed upon the trusts and with the powers and subject to the conditions set out in this deed. The trust created by this deed is known as;

“THE AUSTRALIAN PEOPLE FUTURE FUND”

2 Definitions

In this deed, unless the subject or context otherwise requires:

2.1 “PRIMARY BENEFICIARIES” means the Peoples of Australia living and holding citizenship of the Commonwealth of Australia at any time after the date of this Trust Deed and their issue as are living from time to time.



- 2.2 “GENERAL BENEFICIARIES” means the primary beneficiaries, any parent, brother or sister, niece or nephew of the primary beneficiaries, an eligible company, the trustee or trustees of an eligible trust and an eligible charitable institution.
- 2.3 “ELIGIBLE COMPANY” means a corporation in which at least one share is held by any of the beneficiaries or by the trustee of an eligible trust.
- 2.4 “ELIGIBLE TRUST” means a trust or settlement, the beneficial interests in which must vest before the date of distribution and in which any of the beneficiaries has an interest or a potential entitlement, whether vested, contingent or discretionary and whether liable to be defeated or diminished by the exercise of any power by the trustee thereof.
- 2.5 “ELIGIBLE CHARITABLE INSTITUTION” means any institution devoted wholly to charitable purposes as the trustee in its absolute discretion considers worthy of receiving benefits under this deed from time to time.
- 2.6 “BENEFICIARIES” means the primary and general beneficiaries and includes any person or entity that may at any time come within the definition of a primary or general beneficiary, notwithstanding that the person or entity may not be in existence or may not have been within the definition of a class of beneficiaries at the date of this deed.
- 2.7 “APPOINTOR” means Brennan Paul Fitzallen and or such person as he solely by deed or will appoint and in the absence of any such nomination after his death, his legal personal representative or representative[s].
- 2.8 “CHILD” or “ISSUE” includes any adopted child and step child.
- 2.9 “SPOUSE” means any person to whom a beneficiary is married from time to time and upon his or her death his or her widow or widower.
- 2.10 “THE TRUSTEE” means Andrew Morton Garrett and any additional or substituted trustee.
- 2.11 “THE TRUST FUND” means the sum of \$1,556,969,829,685 and any additional property real or personal (including any accumulated income) to which the trusts created by this deed apply.
- 2.12 “DATE OF DISTRIBUTION” means the date of the 80th anniversary of the execution of this deed or the 21st anniversary of the death of the last survivor of the beneficiaries who are living at the date of this deed, whichever is the later, or such earlier date as the trustee before that date in its absolute discretion determines in writing.
- 2.13 “INCOME PERIOD” means the period from the execution of this deed until 30th June next; and thereafter each period of 12 consecutive calendar months commencing the 1st day of July next until the 30th day of June before the date of distribution, and thereafter the period up to and including the date of distribution.
- 2.14 “AS THE TRUSTEE THINKS FIT” or words importing the same means that the trustee has the widest and most unexaminable discretion including where applicable



the power to prefer one or more beneficiaries to the total exclusion of any other or others of them.

3 Income of trust fund

- 3.1 The trustee will hold the trust fund **UPON TRUST** from time to time during each income period to determine with respect to all or any part of the income of the trust fund as the trustee thinks fit:
- (a) to pay, apply or set aside such income to or for the benefit of any beneficiary; or
 - (b) to accumulate such income as an accretion to the trust fund upon the same trusts and conditions as are applicable to the trust fund but with power nevertheless from time to time to resort to any accumulation as if it were current income of the trust fund.
- 3.2 The trustee will hold so much of the income of each income period as is not before the end of the income period the subject of a determination under Clause 3.1 upon trust for such of the primary beneficiaries who are living at the end of that income period in equal shares.
- 3.3 For the purposes of Clauses 3.1 and 3.2, the trustee has the power at its discretion to:
- (a) pay, apply or accumulate on behalf of any one or more of the beneficiaries so much of a particular class or category of income (including without limitation income from personal exertion, dividends, franking credits, interest, rent, royalties or income from foreign sources) which is separately accounted for in the books of account of the trust or otherwise capable of separate identification and which has been determined after deduction or allowance for those expenses of the trust attributable to the earning or receipt of such class or category of income. For the purposes of this Clause the trustee may keep separate from the other assets of the trust fund any particular class or category of income (and any accumulation of all or part of that income) and may deduct therefrom or allow against such particular class or category of income (and any accumulation thereof) the expenses of the trust attributable to the earning or receipt or accumulation of such class or category of income;
 - (b) treat as income of the trust fund any receipt, profit, gain or amount which is assessable income for the purposes of the *Income Tax Assessment Act 1997*;
 - (c) distinguish between income of any type or character;
 - (d) effect such distributions or deal with income of any type or character in such a manner as to preserve and to pass on the status or character of the income for the purposes of the *Income Tax Assessment Act 1936* and the *Income Tax Assessment Act 1997* among all of the beneficiaries in respect of whom the trustee has made a determination or determinations pursuant to Clauses 3.1 or 3.2 in respect of an accounting period or any one or more of them exclusive of the other or others in the shares and proportions that the trustee has determined.



3.4 The powers and discretions granted to the trustee by this clause will not cease nor be diminished or rendered ineffective in their exercise or effect by virtue of any income of the trust fund which has or is capable of having some special status or character for the purposes of the *Income Tax Assessment Act 1936* or the *Income Tax Assessment Act 1997* having been derived by or coming into the possession of the trustee and having been mixed, mingled or joined with other income of the trust fund.

4 Distribution of the trust fund

Upon the date of distribution the trustee will hold the trust fund upon trust to divide it amongst the beneficiaries or to apply it for the benefit thereof in such manner and in such proportion as the trustee thinks fit. In the absence of any determination by the trustee, the trust fund will be distributed in equal shares between such of the primary beneficiaries who are living at the date of distribution or, if none are living, between such of the general beneficiaries who are natural persons living at the date of distribution.

5 Application of trust fund

For the purposes of Clauses 3 and 4:

- 5.1 Any payment or application to or for the benefit of a beneficiary will without the execution of a receipt by the beneficiary or any person on his or her behalf constitute a full and final discharge to the trustee in relation to that payment or application.
- 5.2 Any payment for the benefit of a charitable purpose may be made by the trustee to a corporation or society which includes such purpose amongst its objects without the trustee being bound to see to the due application thereof, and the receipt of the treasurer or other proper officer of any such corporation or society will be a full and final discharge to the trustee for such payment.
- 5.3 The trustee's determination to pay, apply or set aside to or for the benefit of a beneficiary will be made in accordance with the provisions in Clause 9.
- 5.4 Any income set aside for a beneficiary under Clauses 3.1(a) or 3.2 will not form part of the trust fund but must be held by the trustee as a separate fund on trust for the beneficiary absolutely and irrevocably with power to the trustee:
 - (a) to invest the same on behalf of the beneficiary whether or not he or she is a minor and in the name of the beneficiary or of the trustee or any person in trust for the beneficiary in any manner in which the trustee is by this deed authorised to invest moneys, and the investment of the income by the trustee on behalf of or in trust for the beneficiary will without anything more constitute full and final discharge to the trustee in respect of that income;
 - (b) to transpose any such investment held on behalf of or in trust for a beneficiary from time to time in any manner permitted by this deed for the investment of the trust fund.

6 Prior distribution of corpus

Notwithstanding the trusts hereinbefore contained, the trustee may as it thinks fit from time to time before the date of distribution raise any sum out of the capital of the trust



fund and pay the same or transfer the whole or any portion of the trust fund in its existing form of investment to or for the advancement or benefit of any beneficiary (whether absolutely or by way of resettlement upon such trusts as the trustee thinks fit) during his or her lifetime freed and discharged from the trusts of this deed, and any such payment or transfer without any receipt will constitute a full and final discharge to the trustee in respect thereof.

7 Powers and discretions of trustee

The trustee has the following absolute powers and discretions which may be exercised in any way that the trustee thinks fit:

- 7.1 Notwithstanding that the trust fund consists of trust moneys to invest the same and deal with, manage, transpose and realise such investments entirely as it thinks fit and with such powers in all respects as if the trustee were the sole absolute owner thereof, the trustee will not be accountable in any way whatsoever for any loss arising out of the making or the failure to realise or the management of any investment.
- 7.2 To become or to appoint any of its officers to become a director or servant of any company in which the trustee or any of its officers may hold shares as part of the trust fund and to receive the remuneration attaching to such office without being liable to account for the same, and it is directed that the trustee may become qualified as a director by the holding in its own name of shares constituting part of the trust fund provided that the trustee executes a declaration of trust in relation to such shares and that the trustee accounts to the trust fund for all dividends and bonuses payable in respect thereof.
- 7.3 To exercise all rights and privileges and perform all duties appertaining to any shares or stocks for the time being subject to the trusts created by this deed with liberty to assent to any arrangement modifying such rights, privileges or duties and to agree to any scheme or arrangement for the reconstruction or the increase or reduction of the capital of any company and for any such purpose to deposit, surrender or exchange any of the shares or stock or the title thereto and to pay any calls or contributions or other necessary expenses in connection with any shares or stock or any title thereto.
- 7.4 To exercise or concur in exercising all of the powers and discretions given by this deed or by law, notwithstanding that the trustee or any person who is a shareholder or director of the trustee (if the trustee is a company) has or may have a direct or indirect interest (whether as trustee of any other settlement or in its, his or her personal capacity or as a director or shareholder of any other company or otherwise) in the mode or result of exercising any such power or discretion or may benefit either directly or indirectly as a result of the exercise of such power or discretion, and notwithstanding that any trustee for the time being is a sole trustee.
- 7.5 To borrow or raise or concur in raising from any person, including a trustee or beneficiary hereof, with or without security, any money which the trustee thinks expedient for any purpose in relation to the execution of the trusts or powers conferred on the trustee by this deed.



- 7.6 To lend all or any part of the trust fund on such terms and conditions with or without interest or with or without security as the trustee thinks fit to any person including a beneficiary hereof.
- 7.7 To give any bill, indemnity, guarantee or security (including a commercial bill and mortgage or charge with or without a power of sale over all or any part of the trust fund) for payment of money or for the performance of any contract obligation or undertaking by any person and to renegotiate or renew from time to time any such bill, indemnity, guarantee or security.
- 7.8 To apply the whole or any part of the capital or income of the trust fund in or towards payment of any liability undertaken by the trustee in relation to the acquisition of property intended to form part of the trust fund.
- 7.9 If, at any time, the trust fund comprises real property or any interest in real property at the discretion of the trustee to manage, use and let the same or any part thereof, to permit any beneficiary to have the use thereof with or without payment of rent or outgoings, to erect, pull down, rebuild and repair buildings and erections, to carry out improvements of any nature, to make allowances to and arrangements with tenants, to grant or acquire easements or other rights and generally to deal with such property or interest or to join in dealing with the same as if beneficially entitled thereto without being responsible for loss.
- 7.10 To acquire, carry on or join in carrying on any business, either alone or in partnership with any other person as it thinks proper, with power for that purpose to employ therein such part of the capital of the trust fund as it thinks fit and to leave the entire management of such business to any partner therein or manager thereof and to renew partnerships and generally to act in all matters relating to such business as if it were beneficially entitled thereto and without being responsible for loss.
- 7.11 To employ or engage any person (whether or not such person is a trustee or otherwise interested in the trust fund) in any capacity, to transact all or any business of whatsoever nature required to be done in pursuance of the trusts and powers herein contained, including the receipt or payment of money, and to pay the expenses thereof and such further fee or other remuneration for the services thereof as the trustee thinks fit.
- 7.12 To pay out of the trust fund all expenses incidental to the management of the trust fund and the exercise of any discretion or power.
- 7.13 To make any investment on terms that the investment be paid for by more than one instalment and that outstanding instalments may bear interest.
- 7.14 To take on bailment, lease or exchange or on hire purchase or otherwise purchase or acquire any real and personal property and in particular (without limitation) any chattels, machinery, plant and stock-in-trade.
- 7.15 To take and act upon the opinion of any barrister or solicitor practising in the State of South Australia whether in relation to the interpretation of this deed or any other document or statute or as to the administration of the trusts hereof, without being liable to anyone in respect of any act done by it in accordance with such opinion



PROVIDED that nothing herein obliges the trustee to act in accordance with any such opinion **AND PROVIDED FURTHER** that nothing herein contained prohibits the trustee from applying to the court as it thinks fit.

8 Liability and indemnity of trustee

8.1 While acting or purporting to act in the execution of the trust and powers hereof, the trustee will have recourse only to the trust fund in payment of any debts incurred thereby or claims made against the trustee but will not be personally liable for any loss which is not attributable to its own wilful neglect or dishonesty. The beneficiaries are under no obligation to indemnify the trustee against any such debts or claims.

9 Exercise of powers

9.1 Any decision or determination by a trustee or any exercise of a power or discretion conferred by this deed is sufficiently made if the trustee is a company by a resolution of the board of directors or other governing body and is sufficiently evidenced (whether or not the trustee is a company) if noted in minutes of proceedings as trustee signed as a true record by the trustee or a director of the trustee. A decision so noted is irrevocable and binding on all beneficiaries unless expressed to be revocable.

10 Variation of deed

The trustee may from time to time as it thinks fit vary or add to this deed by a further deed supplemental hereto but not so that any person other than a beneficiary may acquire a beneficial interest in the trust fund.

11 Appointment of new trustee

- 11.1 The trustee may at any time as it thinks fit resign and by instrument in writing appoint a new trustee or trustees in succession and must transfer the trust fund to such trustee or trustees.
- 11.2 The office of a trustee will be vacated if that trustee becomes incapable of discharging his or her duties because of illness or an unsound mind or becomes bankrupt or, if the trustee is a corporation, an order is made or a resolution is passed which will have the effect of winding up the corporation.
- 11.3 An appointor has the power exercisable jointly with any other appointor from time to time by deed or will to remove a trustee from office and to appoint any person (including a corporation which is not a trustee company within the meaning of the *Trustee Act 1958* as amended or re-enacted from time to time) other than an appointor to act alone or jointly with any other person as a trustee hereof. Any appointor may at any time by deed renounce any power granted thereto by this deed and when made such renunciation will be irrevocable.
- 11.4 The trustee must upon retirement or removal cause the trust fund and the assets thereof to be vested in the new trustee or trustees and must deliver thereto all books, documents and other property relating to the trust fund.



11.5 A retiring trustee will be effectually discharged from the trusts created by this deed notwithstanding that any trustee appointed in substitution is acting alone or is not the Public Trustee of South Australia or a trustee company as defined in the *Trustee Act 1958* as amended or re-enacted from time to time.

11.6 A new trustee may accept the accounts rendered and the property delivered by a continuing or retiring trustee without being bound to enquire further as to the assets and income of the trust fund.

12 Remuneration

Any trustee may claim and be paid out of the trust fund management fees not exceeding in total the sum of [\$1,000 or 1%] of the income of the trust (whichever is the greater amount) in each income period. Any management fees in respect of an income period not claimed during such period will not be recoverable from the trust fund in any other income period. Any trustee other than a settlor hereof who is a solicitor or accountant is entitled to be paid in addition to any management fee all usual professional or business fees for business transacted, time expended and work done by the trustee or any employee or partner of the trustee or by any professional corporation of which the trustee is a director, an employee or a shareholder in connection with the administration of the trusts hereof, notwithstanding that such may include acts which a trustee not being a member of either profession could have done personally.

13 Construction

This deed will be construed and take effect according to the law of the State of South Australia.

14 Interpretation

In this deed where the context permits:

14.1 the singular includes the plural and vice versa;

14.2 any gender includes all other genders;

14.3 the headings in this deed will not be taken into account in the construction thereof;

14.4 any reference to a statute in this deed is a reference to that statute as amended or re-enacted from time to time and any statute enacted in substitution for that statute.

15 Resulting trusts

Any resulting trust to the settlor or to any subsequent donor to the trust fund arising by reason of this deed or any amendment thereto is hereby expressly negated.

16 Revocation

The settlor may at any time hereafter by deed or will revoke the trusts hereby declared in whole or in part in order to declare fresh trusts in favour of any person or persons other than himself with or without a like power of revocation.



SIGNATURES

EXECUTED by the parties.

SIGNED by **ANDREW MORTON GARRETT** as **“The Settlor”**

in the presence of:

Witness

Signature of Settlor

BRENNAN PAUL FITZALLEN

ANDREW MORTON GARRETT

Name (in block letters)

Name (in block letters)

SIGNED by **ANDREW MORTON GARRETT** as trustee for

“THE AUSTRALIAN PEOPLE FUTURE FUND.”

in the presence of:

dm

Witness

Signature of Trustee

BRENNAN PAUL FITZALLEN

ANDREW MORTON GARRETT

Name (in block letters)

Name (in block letters)



SIGNED by BRENNAN PAUL FITZALLEN as "The Appointor"

in the presence of:

Handwritten signature of Andrew Morton Garrett.

Witness

ANDREW MORTON GARRETT

Name (in block letters)

Handwritten signature of Brennan Paul Fitzallen.

Signature of Appointor

BRENNAN PAUL FITZALLEN

Name (in block letters)

Small handwritten mark or signature.

NOTARIZED by:

NOTARY PUBLIC ATTESTATION

Country of Australia
Subscribed and Affirmed
City of Hobart, Tasmania

Appears, one Mr. Andrew Morton Garrett, holder of an Australian Passport # [REDACTED] and United Kingdom Passport # [REDACTED] in his capacity as Sole Trustee of The Australian People Future Fund, who is known to me to be the one who has presented the attached Copy of the Deed of Settlement of the Australian People Future Fund ABN: 26317275322 Discretionary Trust dated 30th April 2017 and who solemnly Affirms that the attached Copy of the Deed of Settlement is a true and correct copy of the Deed of Settlement of the Australian People Future Fund ABN: 26317275322 Discretionary Trust dated 30th April 2017 and that Affirmation to be the Truth, the whole Truth and nothing but the Truth under the pains and penalties of Perjury under the laws of the Commonwealth of Australia and the Common Law before Notary Public, this 8th Day of May, 2017

18th

Witness my hand and official seal:

Notary Public / Attorney at Law

My commission expires: *is not limited*



Dayne Emil Johnson
Notary Public
59 Harrington Street Hobart
Tasmania Australia

ANNEXURE 2

COPY OF INTERNATIONAL BILL OF EXCHANGE SN 61.00064/17 IN FAVOUR OF AUSTRALIAN PEOPLE FUTURE FUND



OENOVIVA

INTERNATIONAL BILL OF EXCHANGE

(UNCITRAL CONVENTION)

AUD \$1,556,969,829,685.00

SERIAL No. 61:00064/17

FOR EFFECT: 9TH MAY 2022

DATE OF ISSUE: 10TH MAY, 2017

PLACE OF ISSUE: 10/15 HUNTER STREET, HOBART, TASMANIA, AUSTRALIA 7000

TO: THE RESERVE BANK OF AUSTRALIA, ABN: 50 008 559 466, 65 MARTIN PLACE SYDNEY, NSW, 2000
(DRAWEE)

PLEASE RECEIVE FOR DEPOSIT INTO ACCOUNT OF: ANDREW MORTON GARRETT AS TRUSTEE FOR THE AUSTRALIAN PEOPLE FUTURE FUND ABN: 26 317 275 322 (PAYEE)

AT SIGHT OF THIS SOLE SECURED INTERNATIONAL BILL OF EXCHANGE

THE SUM OF: ONE TRILLION FIVE HUNDRED FIFTY SIX BILLION NINE HUNDRED SIXTY NINE MILLION EIGHT HUNDRED TWENTY NINE THOUSAND SIX HUNDRED EIGHTY FIVE DOLLARS EXACTLY

FOR VALUE RECEIVED

Payment to be made in Australian Dollars, without deductions for and free of any taxes, impost, levies or duties present or future of any nature; Drawn in accordance with the Reserve Bank of Australia Act 1959 (AU), the Banking Act 1959 (AU), the Banking Regulations 1966 (AU) the Bills of Exchange Act 1909 (AU), the Payment Systems Regulation Act 1998 (AU), , the Payment Systems and Netting Act 1998 (AU) and Part 7.3 of the Corporations Act 2001 (AU), and the UNCITRAL Convention – 1990 UNITED NATIONS. The value of this International Bill of Exchange is secured in accordance with the provisions of the Personal Property Security Act 2009 (Cth) over the assets subject of the Credit Balance Sheet of the Drawer.

CREDIT RATING: MOODY'S: AAA / STANDARD & POORS: AAA

PERSONAL PROPERTY SECURITY REGISTRATION: 201705070000605

SEALED



FOR AND BEHALF OF THE DRAWER:

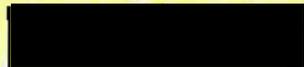
ACCEPTED BY:

Andrew Morton Garrett
..... (SIGNATURE)
ANDREW MORTON GARRETT, MANAGING TRUSTEE
OENOVIVA CAPITAL RESOURCES, ABN 42 388 204 496

..... (SIGNATURE)

OenoViva Capital Resources ABN 42 388 204 496: A Discretionary Trust settled under the Common Law, the Law of the Commonwealth of Australia, the Law of South Australia ;trading as OenoViva (Global) as Licensor of Intellectual Property and as a Private Merchant Investment Bank.

- ◆ Level 3, 2 Drewery Place, Melbourne, Victoria, 3000
- ◆ 10/15 Hunter Street, Hobart, Tasmania, 7000
- ◆ "The Desk" 511 Queen's Road West, Shek Tong Tsui, Hong Kong





ENDORSEMENTS:

OenoViva Capital Resources ABN 42 388 204 496: A Discretionary Trust settled under the Common Law, the Law of the Commonwealth of Australia, the Law of South Australia ,trading as OenoViva (Global) as Licensor of Intellectual Property and as a Private Merchant Investment Bank.

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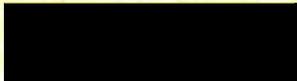


OENOVIVA

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- ❖ "The Desk" 511 Queen's Road West, Shek Tong Tsui, Hong Kong





The Australian People Future Fund

Reserve Bank of Australia
Treasurer, Department of Finance,
Attn; Treasurer, The Board of Governors and the Payments System Board,
The Commonwealth Attorney General and Regina's employees,
officers, servants, licensees, delegates, contractors, agents and otherwise
(hereinafter "**Regina**")
C/o Mr Anthony Leonard Dickman, Secretary
21 Martin Place,
Sydney, NSW, 2000
Cc Tasmania Director of Legal Aid, South Australian Legal Aid Commissioner.

Sunday, 16 June 2019

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO
9:00 am, Feb 18, 2022
JEFFREY P. COLWELL, CLERK

NOTICE OF IMPUTED CONCERNS

Predecessor AMC Matter to DCCRM-07-0742, DCCRM-07-0742; Regina v Garrett, AMC-18-1585; Regina v Garrett, DCCRM-19-73; Regina v Garrett, MMC- T02318092-07; Regina v Garrett, MMC-151000380-2016; Regina v Garrett & HMC-19-90956; Regina v Garrett DCCIV-1666-2003; Deputy Commissioner of Taxation v Andrew Garrett ATF AGFT, ADG-2004-90; Deputy Commissioner of Taxation v Andrew Garret, MLG-2015- 177; Deputy Commissioner of Taxation v Andrew Garrett NSD 1848 of 2018; Rubis & Ors v Garrett & Ors v Regina & Ors

Dear Regina,

It is my understanding that Banking processes of Monetisation of Value are driven by asstes, reputation, undisputed facts and the relevant banking law including the Reserve Bank of Australia Act, the Banking Act, the Payments Systems Regulation Act, the Bills of Exchange Act, **the UNCITRAL Convention on Bills of Exchange and Promissory Notes** 1998 (UN) International Trade Law, the Charters of the Commonwealth of Nations and the United Nations, Australian Treaty Series 5, 23 & 39, amongst other relevant treaties and Trusts.

Since 2015 Regina has admitted a number of Facts, Liabilities and Indebtedness pursuant to Common Notices to Admit Facts served upon Regina which is the subject of a Notice of Seizure of Collateral/ Crystallisation of Charges dated 1st November 2019 (**annexure 1**) ("**the Notice**") the service of which on the 3rd June 2019 has been acknowledged vy you inclusive of annexures and is set out without annexures on my website <https://www.oenoviva-capital-resources.com/> at <https://www.oenoviva-capital-resources.com/seizure-notice/> . Admitted indebtedness of Regina is set out at **annexures 2 & 3**.

I wrote to the ANZ Banking Group Limited in a Letter dated 15th June 2019 addressed to my Personal Account Manager, Mr Dacheng Zhong seeking compliance with the contract between Bank and Customer and monetisation of value in accordance with all appropriate law (**annexure 4**)

Australian Wine Supply Limited; Hong Kong Company Registry Number 1657912;
as Trustee for **OenoViva Capital Resources, / the Australian People Future Fund**
Office; Level 19, Two International Finance Centre, 8 Finance Centre, Central, Hong Kong;
Email address [REDACTED]



The failures of the Australian Banking System including the Reserve Bank of Australia to monetise value that is the property of their clients, under binding banking contracts, are amongst other frauds committed by the Banking System as licensees for Regina that Regina is both civilly and vicariously liable that are the subject of submissions to the recent Royal Commission on the Finance Sector. (**annexure 5**) I have provided these details to you on more than one occasion.

On the 30th April 2017 the Australian People Future Fund was settled a copy of which Deed has been provided to you in original form along with the Original of International Bill of Exchange both of which documents were returned to me under cover of an “Allonge” published by the Reserve Bank of Australia and is the subject of a letter of information dated 10th March 2019. (**annexure 6**)

A copy of the aforementioned Deed of Settlement was provided to the Adelaide Advertiser by way of letter dated 14th June 2019 (**annexure 7**), the Advertiser was previously the subject of a summons for Defamation in 2007 brought by me in the District Court of South Australia.

I have written to the Reserve Bank of Australia on more than one occasion regarding its Statutory Role and refer you to the email chain 30th June 2016 – 24th May 2017 (**annexure 8**) which sets out;

Dear Secretary

I refer to the Notices of Admissions of Facts referred to in the Notice to Admit Facts dated 11th April 2017 addressed to the Attorney Generals of the Commonwealth, the States and Territories of Australia (*set out below and annexures as attached*) and email chain attached addressed to Senator Brandis and his personnel.

I also refer to our prior communications in which regard I addressed the issue of the obligation of the Reserve Bank to act in the Public Interest and that of the Peoples of Australia as set out in s10, 10A & 10B of *the Reserve Bank of Australia Act 1959* (Cth) as follows;

10 Functions of Reserve Bank Board

- (1) Subject to this Part, the Reserve Bank Board has power to determine the policy of the Bank in relation to any matter, other than its payments system policy, and to take such action as is necessary to ensure that effect is given by the Bank to the policy so determined.

12

- (2) It is the duty of the Reserve Bank Board, within the limits of its powers, to ensure that the monetary and banking policy of the Bank is directed to the greatest advantage of the people of Australia and that the powers of the Bank under this Act and any other Act, other than the Payment Systems (Regulation) Act 1998, the Payment Systems and Netting Act 1998 and Part 7.3 of the Corporations Act 2001, are exercised in such a manner as, in the opinion of the Reserve Bank Board, will best contribute to:

- a. the stability of the currency of Australia;
- b. the maintenance of full employment in Australia; and
- c. the economic prosperity and welfare of the people of Australia.

10A Establishment of Payments System Board

There is to be a Payments System Board of the Reserve Bank which is to be constituted as provided in Part IIIA.



10B Functions of Payments System Board

- (1) The Payments System Board has power to determine the Bank's payments system policy.
- (2) The Payments System Board has power to take whatever action is necessary to ensure that the Bank gives effect to the policy it determines.
- (3) It is the duty of the Payments System Board to ensure, within the limits of its powers, that:
 - a. the Bank's payments system policy is directed to the greatest advantage of the people of Australia; and
 - b. the powers of the Bank under the Payment Systems (Regulation) Act 1998 and the Payment Systems and Netting Act 1998 are exercised in a way that, in the Board's opinion, will best contribute to:
 - i. controlling risk in the financial system; and
 - ii. promoting the efficiency of the payments system; and
 - iii. promoting competition in the market for payment services, consistent with the overall stability of the financial system; and
 - iv. the powers and functions of the Bank under Part 7.3 of the Corporations Act 2001 are exercised in a way that, in the Board's opinion, will best contribute to the overall stability of the financial system.

I have applied to establish a Purchased Payment Facility with the Reserve Bank of Australia in which regard I seek to Monetise AUD\$1,000,000,000,000.00 (Australian Dollars One Trillion) of the stored value set out in the Balance Sheet of the Andrew Garrett Family Trust No 4 ABN 42 388 204 496 trading as OenoViva Capital Resources in which regard the Reserve Bank of Australia refused on the 9th November 2016 to establish that Purchased Payment Facility for me to hold in trust for the Peoples of the Commonwealth of Australia for the purposes set out in my application.

On the 20th November 2016 I applied for Internal Review of the administrative decision of the RBA refusing to establish a Purchase Payment Facility in my favour to hold stored value in trust for the benefit of the Peoples of Australia.

The RBA has not undertaken that Internal Review requested of the RBA and is deemed to have refused to undertake Internal Review of that Refusal in which regard all rights are reserved.

On the 4th December 2018 I instructed my agents to monetise instruments subject of an agreement of the same date with the Bank of Canada which process was also the subject of SKRs issued by a European Bank, as a consequence of interference by Regina, the Bank of Canada withdrew from that monetisation process, I have sought the details of the threat made by Regina to sue any person dealing with Financial Instruments issued by me in which regard you have failed to comply with my FOI requests and your continuous duty to disclose in accordance with treaty and the principle of an open and transparent Government that are the subject of the Notice.

On the 6th December 2018 you caused three agents to "raid" the offices of my agents in Riyadh in attempt to intimidate them.

The same three instruments that are now the subject of a further SKR which relevantly sets out as follows;



DATE OF ISSUE: 61:0064/17 AT 10 MAY 2017 & 60:00039/16 AT 18 MAY 2016 & 1:00063/17 AT 5 MAY 2017
DATE OF MATURITY: 61:0064/17 AT 09 MAY 2022 & 60:00039/16 AT 31 AUGUST 2017 & 1:00063/17 AT 09 MAY 2020
DEPOSITOR: MR ALI ABDULQADER LABABIDI SALMAH GY
INTERNATIONAL BILL OF EXCHANGE 61:0064/17 & NUMBER 60:00039/16 & NUMBER 1:00063/17, Beneficiary MR ALI ABDULQADER LABABIDI SALMAH GY SYRIAN PASSPORT NUMBER IN 009174866 EXPIRE DATE 12 May 2026

WE, XX XXXXXX BANK WITH THE AUTHORISED SIGNATORIES APPEARING BELOW HEREBY IRREVOCABLY ACKNOWLEDGE WITH

FULL BANK RESPONSIBILITY OUR RECEIPT OF (IBOE) NUMBERS 61:0064/17 DATED 10 MAY 2017 IN THE AMOUNT OF 1,556,969,829,685.00 AUD AND (IBOE) NUMBER 60:00039/16 DATED 18 MAY 2016 AMOUNT OF 2,000,000,000.00 USD AND (IBOE) NUMBER 1:00063/17 DATED 5 MAY 2017 AMOUNT OF 5,000,000,000.00 USD WHICH ACCORDING TO THE APPRAISALS AND EVALUATION RECEIVED WE CERTIFY AND GUARANTEE FOR CURRENT VALUE EQUAL (ONE TRILLION, FIVE HUNDRED FIFTY SIXTY BILLION, NINE HUNDRED AND SIXTY NINE MILLION, EIGHT HUNDRED TWENTY NINE THOUSAND, SIX HUNDRED AND EIGHTY FIVE AUSTRALIAN DOLLARS) (1,556,969,829,685.00 AUD) AND (FIVE BILLION UNITED STATES DOLLARS) (5,000,000,000.00) AND (TWO BILLION UNITED STATES DOLLARS) (2,000,000,000.00) WHICH SHALL BE HELD BY OURSELVES IN SAFE CUSTODY ON DEPOSIT FOR ONE YEAR AND ONE MONTH OF ISSUANCE OF THIS DOCUMENT ON BEHALF OF MR . ALI ABDULQADER LABABIDI SALMAH GY WE CONFIRM THAT THIS SAFEKEEPING RECEIPT HAS BEEN ISSUED UNDER FULL BANK RESPONSIBILITY AND THAT THIS INSTRUMENT IS FREELY AVAILABLE TO THE NAMED BENEFICIARY.

WE CERTIFY THAT THE (IBOE) NUMBERS 61:0064/17 DATED 10May2017 IN THE AMOUNT OF 1,556,969,829,685.00 AUD AND 60:00039/16 DATED 18 MAY 2016 AMOUNT OF 2,000,000,000.00 USD AND 1:00063/17 DATED 5 MAY 2017 AMOUNT OF 5,000,000,000.00 USD WHICH ACCORDING TO THE APPRAISALS AND EVALUATION RECEIVED WE CERTIFY AND GUARANTEE FOR CURRENT VALUE EQUAL (ONE TRILLION, FIVE HUNDRED FIFTY SIXTY BILLION, NINE HUNDRED AND SIXTY NINE MILLION, EIGHT HUNDRED TWENTY NINE THOUSAND, SIX HUNDRED AND EIGHTY FIVE AUSTRALIAN DOLLARS) (1,556,969,829,685.00 AUD) AND (FIVE BILLION UNITED STATES DOLLARS) (5,000,000,000.00) AND (TWO BILLION UNITED STATES DOLLARS) (2,000,000,000.00) HELD BY US AND SPECIFIED ON THE OVERLEAF HEREOF AS REPRESENTED BY THIS SAFEKEEPING RECEIPT IS LEGALLY VALID AND AUTHENTIC ACCORDING TO THE APPRAISALS AND EVALUATION RECEIVED AND FREE OF LIEN AND OR EMCUMBRANCES OF ANY KIND WHATSOEVER. THIS SAFEKEEPING RECEIPT AND THE ASSETS / SECURITIES UNDERLYING SHALL BE AVAILABLE AT MATURITY HEREOF FREE AND CLEAR OF ANY TAXES LEVIES OR DUTIES OF

ANY NATURE PRESENT OR FUTURE IMPOSED UNDER THE LAW

ALL RIGHTS ARISING FROM THE OWNERSHIP OF THIS SAFEKEEPING RECEIPT AND THE (IBOE) NUMBERS 61:0064/17 DATED 10May2017 IN THE AMOUNT OF 1,556,969,829,685.00 AUD AND 60:00039/16 DATED 18 MAY 2016 AMOUNT OF 2,000,000,000.00 USD AND 1:00063/17 DATED 5 MAY 2017 AMOUNT OF 5,000,000,000.00 USD WHICH ACCORDING TO THE APPRAISALS AND EVALUATION RECEIVED WE CERTIFY AND GUARANTEE FOR CURRENT VALUE (ONE TRILLION, FIVE HUNDRED FIFTY SIXTY BILLION, NINE HUNDRED AND SIXTY NINE MILLION, EIGHT HUNDRED TWENTY NINE THOUSAND, SIX HUNDRED AND EIGHTY FIVE AUSTRALIAN DOLLARS) (1,556,969,829,685.00 AUD) AND (FIVE BILLION UNITED STATES DOLLARS) (5,000,000,000.00) AND (TWO BILLION UNITED STATES DOLLARS) (2,000,000,000.00) REPRESENTED THEREBY SHALL BE FREELY ASSIGNABLE AND TRANSFERABLE WITHOUT PAYMENT TO US OF ANY TRANSFER FEE AND UPON THE WRITTEN INSTRUCTIONS FROM THE BENEFICIARY HEREOF AND WE WARRANT OUR STRICT COMPLIANCE THEREWITH.

PAGE NUMBER: SEALED BOUNDED BUNDEL
ROW: 06
USE DATE: 28TH MARCH 2019
CONSOLE: 43
TIME: 10.00 AM

WE ALSO DECLARE THAT THIS SAFEKEEPING RECEIPT WILL NOT BE CHANGED, ALTERED OR AMENDED WITHOUT THE BENEFICIARY'S EXPRESS OR REQUEST IN WRITING.
THE SAFEKEEPING RECEIPT IS AN OPERATIVE FULLY CONFIRMED INSTRUMENT AND IS SUBJECT TO THE UNIFORM CUSTOMS AND PRACTICE FOR DOCUMENTARY CREDITS (1993 + ULTIMATE) REVISIONS INTERNATIONAL CHMBER OF COMMERCE (ICC) PUBLICATION NO: 500 AND ENGAGES US IN ACCORDANCE WITH TERMS HEREOF.



The named beneficiary is acting under my power of attorney dated 2nd May 2018 (**annexure 9**) in which regard I am able to introduce the Reserve Bank of Australia my International Bankers in order to finalise the Banking Process. Mr [REDACTED] has been appointed a principal legal advisor and is available at [REDACTED]

On the 6th May 2019 I extended the maturity dates of the Instruments the subject of the SKR (**annexure 10**)

Please confirm to me by return communicate the acceptance of Bank to Bank communication by the Reserve Bank of Australia to credit to my account as Trustee the amount set out in the aforementioned SKR or alternatively make a loan available against this financial asset on terms and conditions to be agreed by me and the Reserve Bank of Australia; this correspondence is confidential and commercial in confidence.

NOTICE OF IMPUTED CONCERNS

I have referred your attention to my letter to the Advertiser Newspaper and News Limited which is a Notice of Imputed Concerns.

I now understand that the Bankruptcy Proceedings and the Criminal proceedings brought by YOU referred to above are acts of Defamation and have all been brought as an abuse of process, obstruction of Justice, subversion of my Human Rights and are criminal indictable offences for which you are both criminally and civilly liable.

My letter to ANZ sets out two notice of imputed concerns served upon you on the 24th May 2016 and the 3rd May 2018 care of Chris Jordan, Trevor Coulter, Neville Thomas and Vincent Tavolaro in which regard those concerns are hereby repeated and restated pursuant to the provisions of the Common Law and the Uniform Law of Defamation per the Defamation Act 2005(SA) (Vic) (Tas) (NSW), (Qld) (WA) (NT) (ACT).

You have admitted that you knew that the two sequestration orders made against me were unlawful, invalid and a fraud on me by YOU and you brought those proceedings to defame me in which regard the details set out in the Notice of Imputed Concerns set out at Annexure 6 which are hereby restated for the purposes of this Notice.

At all relevant times;

1. you have made Administrative and Judicial decisions in the aforementioned proceedings as well as those set out in my Notices of Constitutional Matters and annexures filed and serve in NSD 1848 of 2018; *Rubis & Ors v Garrett & Ors v Regina & Ors* for the sole and improper purpose of defaming me in order to obtain a financial advantage by deception and frustrate the lawful monetisation of value of assets held by me and entities related to me.



2. You have made the aforementioned decisions in circumstances where you have been on Notice of Actual and Apprehended Bias by me due to the conflict of Interest arising from your pecuniary interest in proceedings related to me.

I provide this limited opportunity to you to remedy this Notice of Imputed Concerns

ALL RIGHTS RESERVED

FOR AND ON BEHALF OF OVCR:

The Trustees of the Andrew Garrett Family Trust No 4, Trading as **OenoViva Capital Resources:**

A handwritten signature in blue ink, appearing to read 'A. Garrett', with a large flourish extending to the right.

Name: Mr. Andrew Morton Garrett

(Chairman/Managing Trustee)

Australian Passport # [REDACTED] and United Kingdom Passport # [REDACTED]

Signed on Sunday, June 16, 2019

FOR AND ON BEHALF OF THE APFF:

The Trustee of the Australian People Future Fund

A handwritten signature in blue ink, appearing to read 'A. Garrett', with a large flourish extending to the right.

Name: Mr. Andrew Morton Garrett

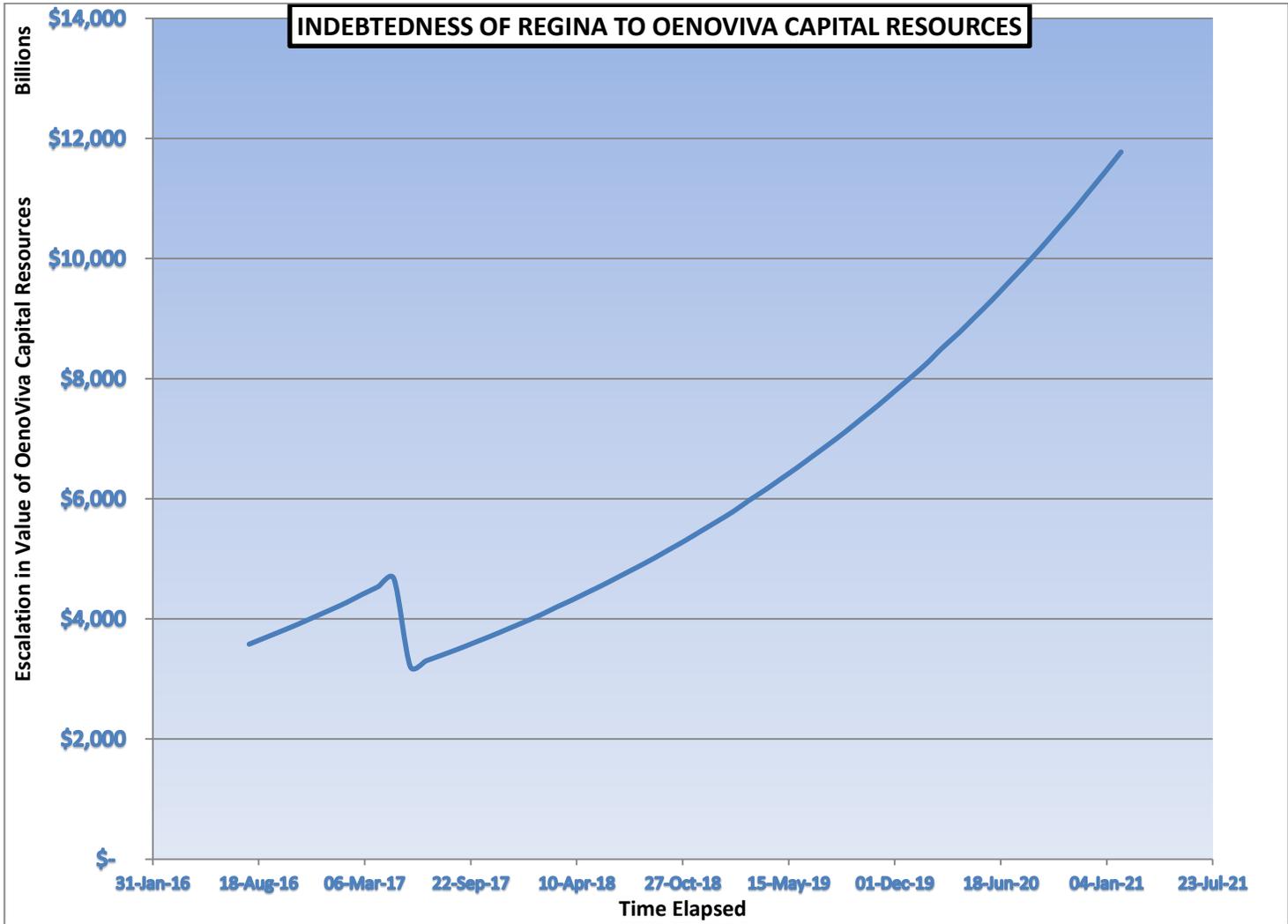
(Chairman/ Managing Trustee)

Australian Passport # [REDACTED] and United Kingdom Passport # [REDACTED]

Signed on this Sunday, June 16, 2019

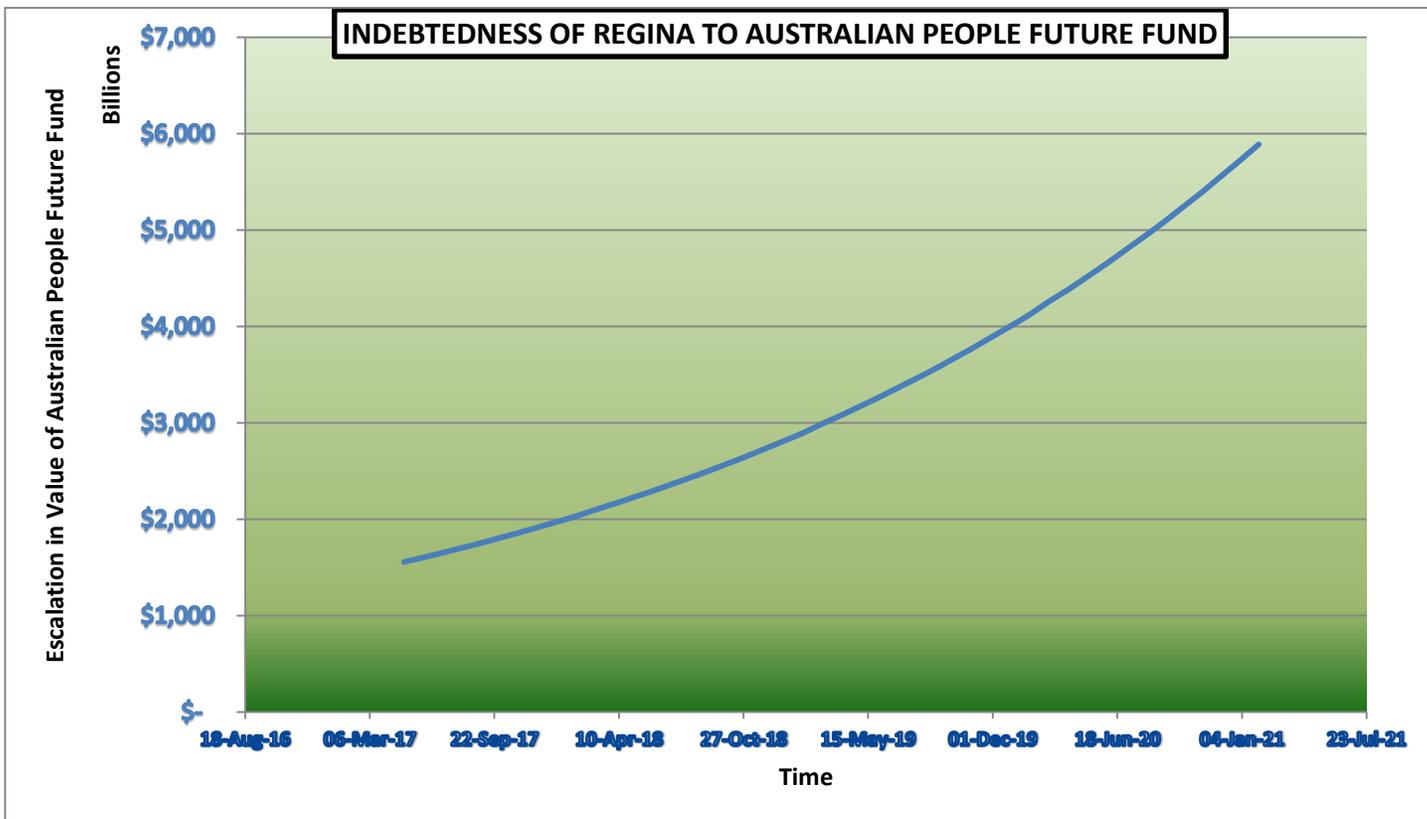


ANNEXURE 2 ; MINIMUM ESCALATION OF INDEBTEDNESS OF REGINA TO THE TRUSTEES OF THE OENOVIVA CAPITAL RESOURCES // Not inclusive of calculations for loss of profits that could otherwise have been obtained from Private Placement Program Trading opportunities forgone at the rate of 25% per week compounding in which regard ALL RIGHTS RESERVED.





ANNEXURE 3; MINIMUM ESCALATION OF INDEBTEDNESS OF REGINA TO THE TRUSTEES OF THE AUSTRALIAN PEOPLE FUTURE FUND // Not inclusive of calculations for loss of profits that could otherwise have been obtained from Private Placement Program Trading opportunities forgone at the rate of 25% per week compounding in which regard ALL RIGHTS RESERVED.



ANNEXURE 5

Time submitted: 21/03/2018 02:58:35 PM

PWF.0001.0001.3571

Questions about you

Submitted By: Andrew Morton Garrett

Email: [REDACTED]
[REDACTED]
[REDACTED]

Making the complaint for: My Self

Name of this person:

Relation to this person:

Name of the Business:

Relationship to Business:

Questions about the banking, superannuation or financial services entity your submission relates to

Industry: Banking

Name of Bank/ Financial Provider: National Australia Bank

Indicate the main nature of your dealings with this entry:

Personal financial (including bank account, credit card, personal loans) - Small business finance - Farming finance - Financial advice - General insurance (including home, car, income protection) - Life insurance including total and permanent disability (TPD) insurance - Other

Which of the Royal Commission's term of reference is your submission about?
Misconduct or conduct falling below community standards and expectations) - Effectiveness of redress for consumers

What did the financial services entity do that amounts to misconduct or conduct falling below community standards and expectations?
Executed Bank Securities in circumstances that were rushed and contained multiple errors. Breached the first and second contracts for finance in respect entities related to me obtained duplicate certificates of title in circumstances where the Registrar General mistakenly released those titles to NAB Breached all of its statutory and common law duties to act in the public interest as a licensee of the Crown

When did this happen?
20/06/2002

What do you think caused or contributed to these events?
Issues related to knowledge of breaches of the principles of Separation of Powers and collapse of Rule of Law in the Commonwealth of Australia and the States and Territories of the Commonwealth Serious Professional Misconduct of Greg Morrington May and Minter Ellison Solicitors South Australia

Did you make a complaint in relation to what happened? Yes

When did you first make this complaint? : 04/02/2004

Who did you complain to? : Other

What happened when you made the complaint?
Fraud of Government and the application of the Bethcar Strategy by the Crown in avoiding deferring and frustrating applications for compensation

What was the outcome of your complaint?
Other

When was this outcome reached? :
31/01/2007

If Court / Tribunal Proceeding were commenced:

Which Court were the proceedings commenced :

Are these proceedings still underway?:

If the proceeding was completed, what was the out come :

When were the proceeding completed :

Were you satisfied with this outcome?No

What culture or governance practices and other practices (including risk management, recruitment and remuneration practices and/or the use of a superannuation member's retirement savings by a financial service entity) of the entity are of concern and why?

How effective are the mechanisms for consumer redress and how could they be improved?

Completely defectiveFunding of Courts and Tribunals by a person other than the Crown and establishment of a Judicial College. Amendments to all acts establishing courts and tribunals to allow for the appointment of persons other than lawyers to the Judiciary

What changes would you like the Royal Commission to recommend?

Appoint a person who is not an officer of the Crown to administer the Royal Commission The recommendations of the Commission sought are outlined in an amended Notice of Constitutional Matters dated 15th December 2015 filed and served in VID 129 of 2015; Andrew Garrett v Commissioner of Taxation

Other Comments

I have applied for Public Interest Test Case funding from the Commonwealth Attorney General to bring an application for a writ of Quo Warranto in my capacity as the relator pursuant to an application for the Fiat of the Commonwealth Attorney General. The Royal Commissioner on Institutional Responses to Child Sex Abuse failed to address the issues relating to Rule of Law and Separation of Powers. Australia has slid in the rankings of Least Corrupt Countries and is now no longer listed in the top 10 least corrupt countries

Time submitted: 22/03/2018 12:09:45 PM

PWF.0001.0001.3627

Questions about you

Submitted By: Andrew Garrett
[Redacted]
[Redacted]
State: TAS

Making the complaint for: Business
Name of this person:
Relation to this person:
Name of the Business: Fitzallen Forestry
Relationship to Business: Other

Questions about the banking, superannuation or financial services entity your submission relates to

Industry: Banking
Name of Bank/ Financial Provider: Commonwealth Bank
Indicate the main nature of your dealings with this entry:
Personal financial (including bank account, credit card, personal loans) - Small business finance - Farming finance - Superannuation - Other

Which of the Royal Commission's term of reference is your submission about?
Misconduct or conduct falling below community standards and expectations) - Culture or governance practices and other practices (including risk management, recruitment and remuneration practices and/or the use of a superannuation member's retirement savings by a financial service entity) - Effectiveness of redress for consumers

What did the financial services entity do that amounts to misconduct or conduct falling below community standards and expectations?
Retained Superannuation Funds for an improper purpose despite knowing such retention of \$580,000 was unlawful Overcharging Interest Breach of Trust Breach of Contract Failure to Monetise assets and apply appropriate LVR Failure to freeze bank accounts the subject of external administration Improperly using Private Information regarding Huon Aquaculture for self benefit against customer interests

When did this happen?
01/07/2007

What do you think caused or contributed to these events?
Corrupt culture

Did you make a complaint in relation to what happened? No

When did you first make this complaint? :

Who did you complain to? :

What happened when you made the complaint?

What was the outcome of your complaint?

When was this outcome reached? :

If Court / Tribunal Proceeding were commenced:

Which Court were the proceedings commenced :

Are these proceedings still underway?:

If the proceeding was completed, what was the out come :

When were the proceeding completed :

Were you satisfied with this outcome?

<p>What culture or governance practices and other practices (including risk management, recruitment and remuneration practices and/or the use of a superannuation member's retirement savings by a financial service entity) of the entity are of concern and why?</p>
<p>Subject of Oral Submissions</p>
<p>How effective are the mechanisms for consumer redress and how could they be improved?</p>
<p>Non existent as Financial Ombudsman, ASIC and APRA avoid Statutory responsibilities as part of the application of the Bethcar Strategy by the Crown</p>
<p>What changes would you like the Royal Commission to recommend?</p>
<p>Investigate The Court System APRA, ASIC and the Financial Ombudsman for breaches of principals of Separation of Powers and Rule of Law</p>
<p>Other Comments</p>