

Why it is torture and why the Government Department are engaging in Torture and Why Denial prevails that it doesnt exist

From Reece Ferrara <Reece.Storme@protonmail.com>

To ombudsman@ombudsman.gov.au, ombudvic@ombudsman.vic.gov.au, olsc@ag.gov.au, attorney@ministerial.qld.gov.au, Matt Keating <mkeating@hostsafetytraining.com.au>, Elle.Farris@newmont.com, prosecutions.warwick@police.qld.gov.au, jen.ofarrell@ccc.qld.gov.au, Jane.Goodwin@qhrc.qld.gov.au, Stahlhut.ScottC<Stahlhut.ScottC@police.qld.gov.au>, daniel.andrews@parliament.vic.gov.au, jaclyn.symes@parliament.vic.gov.au, Adam.Bandt.MP@aph.gov.au, Dept. Health PID <PID@Health.Gov.Au>, 'Kym Ayscough' <Kym.Ayscough@ahpra.gov.au>, 'Matthew Hardy' <Matthew.Hardy@ahpra.gov.au>, A/Prof Stephen Gough <stephen.gough@ahpra.gov.au>, CEO AHPRA <martin.fletcher@ahpra.gov.au>, 'IBAC Enquiry Email' <info@ibac.vic.gov.au>, Jenny.Wilkinson@finance.gov.au, Info VicInspectorate (DPC) <info@vicinspectorate.vic.gov.au>, policelink@police.qld.gov.au, Police <police@ministerial.qld.gov.au>, policeconductunitcomplaintsandcompliments@police.vic.gov.au, commissioner@police.qld.gov.au, commissioner@polic.vic.gov.au

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"Reasons participants may engage in behaviours of concern

Lesson 3 of 10

All human behaviour occurs within a context. That context includes the physical, social and cultural contexts. It is these contexts or 'lenses' that determine whether a behaviour is appropriate or a behaviour of concern.

Marina spent years living in a large institution isolated from the community around it, where there were not many workers present to support her and the other residents. Food shopping was done irregularly, completed in bulk. At times there would not be much food left and Marina would prepare for this by trying to take extra food and hiding this in her room.

When Marina moved into a house in the community, her habit of storing food was labelled a behaviour of concern.

In this example, the only aspect that changed was the environment. Marina's behaviour in the large institution was adaptive but no longer necessary in her new home.

Other bio-psycho social reasons

Often there are many interrelated causes, either from a biological, psychological or social point of view which may increase the prevalence of behaviours of concern. For example, a behaviour of concern may be: "

My behaviours are desperate screams for help in circumstances of organised violence exploitation abuse and neglect. I am not insane, delusional or mentally ill from an organic point of view independent to my own behaviour. **Every single allegation and complaint I have raised is sworn to be true and correct and I don't even care about getting money to correct the wrongs.** The environment and those within it that fail to recognise dignity of the person or any other basic elements of respect afforded to another human being.

The Government Department and those within them including your offices write things on paper that do not translate into reality. You blame the complainant and dehumanise them.

Not only were work health and safety legislation discrimination and disability laws broken, but your offices continued such all in the name of risk mitigation to the detriment of the complainant's dignity.

I don't know when, and I may not survive long enough to hold you all to account, but one day you will be held to account for contraventions of human dignity. You are unlikely to experience the trauma and harm that failing to recognise one's dignity causes. This is because you live in a bubble of privilege disconnected to the struggles of the real world your decisions have significant effects on.

My life will never be the same. I will never be the same. I will never get back the innocence of belief and pride in the country I was born in. I am taking this long to start legal action in high court because my executive difficulties from the neurodevelopmental disability of ADHD is making it hard to organise and be concise with information. This element limits inherent intelligence as this is **not my fault** but was how I was born.

You make rules and laws and follow them when it suits you. Every time threat comes to your department you pathologically defend it at all costs and at the expense of the claimant happily prepared to destroy them in the shadows where no one knows about it to save the department and your own positions.

I have not gone public because of what I have learned in law has been the only hope I am given in this plight. I respect and am grateful for the Judiciary for being the only entity left that is preventing descent into Hell and Authoritarianism.

I no longer believe in the good will of people. The balance between good and malevolence (being ok with or believing some malevolence is necessary) has shifted such that the hardcore upfront malevolent are the leaders with the varying degrees of lesser amounts of people willing to tolerate malevolence flourish in a culture that promotes it. The forces suppressing malevolence are no longer strong enough to deter the lesser from enacting harm. Harm increases exponentially until it's the culture of the country's elite.

Denial. Blame. Projection. Deflection. Epistemic malevolence.

I've provided scores of references supporting the above.

To put it simply.

YOUR ACTIONS AND INACTIONS are just CRUEL. While you all don't believe that it is, I would argue that should you be subjected to the very same treatment I have received you may then feel differently.

I once believed that before standing up to the wrongs I witnessed that I would be ok because the Government agencies would have my back.

I was broken into despair when I learned that the Government Agencies had the back of the very people I was standing up against. It broke my soul. Now I feel numb to the human spirit because it is merely a fairytale that does not exist.

I hope you all leave this world with mountains of \$100 notes stacked high to the same levels or your elite status. No one knows if those notes will follow you to where we all go when we leave this world. I hope you can take it with you and it follows you all for eternity.

[2019/01/16] Nils Melzer, Special Rapporteur,, Corruption-related Torture and Ill-treatment, HRC Res. 34/19, HRCOR,40th Session, Agenda item 3, UN Document A/HRC/40/59, (2019/01/16)

18. Torture and ill-treatment can take virtually unlimited forms, including physical violence or psychological abuse, sensory deprivation, stress positions, humiliation, coercive interrogation, instrumentalization of drug withdrawal symptoms, denial of family contacts or medical treatment, cruel, inhuman or degrading detention conditions or prolonged or otherwise abusive solitary confinement, just to name a few. While not all manifestations of torture and ill-treatment involve the same severity, intentionality and purposefulness, all involve violations of physical or mental integrity that are incompatible with human dignity and, therefore, cannot be justified under any circumstances.

[2021/12/28] Nils Melzer, Special Rapporteur,, Utilization of thematic reports presented by the Special Rapporteur, HRC Res. 43/20, GAOR,,49th Session, Agenda Item 3,, UN Document A/HRC/49/50, (2021/12/28)

55. Of the 193 States invited to the online consultation, 28 (14 per cent) initially confirmed their participation, but only 20 (10 per cent) actually attended. Unfortunately, of the 20 States in attendance, only 2 States (equivalent to 1 per cent of the invited States) actually contributed to the discussion, namely Denmark and Guatemala. The microphones and cameras of all other registered participants remained muted/off throughout the meeting, even when the Special Rapporteur asked all State representatives whether they would welcome the creation of a database making the mandate's thematic reports more easily accessible through search terms. After none of the remaining States provided any input or an explanation for their silence, despite several calls to take the floor, the online consultation had to be brought to an early close without being able to achieve its declared objectives.

[2020/07/20] Nils Melzer, Special Rapporteur, Biopsychosocial Factors Conducive to Torture and Ill-treatment, GA Res 72/163, GAOR,77th Session, Agenda Item 72 (a), UN DOC No. UN Document A/75/179, (2020/07/20) 16; 17

B. System justification

16. Beyond the physical body and psychological identity, human “self”-interest also relates to the systemic environment that is perceived as essential to personal survival, security and stability. Thus, the predominant human impulse in response to “system threats” endangering the existence, reliability or credibility of social, economic and political support systems is to adopt unconscious, emotionally charged strategies of defence and denial known as “system justification”. In practice, the largely unconscious tendency of humans not to question the systems upon which they depend can be very compelling and render officials, journalists and ordinary citizens vulnerable to ignoring, tolerating, protecting or colluding with clearly wrongful conduct, including torture and ill-treatment, or even mass atrocities.⁷

17. Despite its corrosiveness for human rights and the rule of law, system justification is not a deviation per se, but constitutes a well-documented, generic human tendency that is very common and widespread in all cultures and segments of society. Accordingly, as outlined in the present report, through the common processes of bureaucracy, indifference and self-deception, aptly described as the “banality of evil”, systemic complicity with torture, murder or even genocide can be, and often is, suppressed from conscious awareness, even despite compelling evidence, leaving

constitutional checks and balances neutralized, the media complacent and the broader public in a state of wilful ignorance and motivated denial.⁸

C. Basic expressions of self-interest

18. Irrespective of the conscious intentionality and purposefulness of a particular act of torture or ill-treatment, **the underlying emotional motivations for ordering, instigating or perpetrating such abuse, but also for the support, consent or acquiescence of bystanders, almost always reflect the pursuit of basic psychological needs** through one or several of the following corresponding drives:

- (a) **selfpreservation (need for security and stability);**
- (b) **self-determination (need for control and autonomy);**
- (c) **self-affirmation (need for self-worth, dignity and identity);**
- (d) **selfjustification (need for justice); and**
- (e) **self-gratification (need for reward and stimulation).**

The CEO Jen O'Farrel acknowledged this exact culture within the legal department of the Crime and Corruption Commission Queensland.

19. Under favourable circumstances, the natural expression of such basic human needs and drives helps to ensure positive social interactions based on mutual respect and empathy. **When the individual or collective perception of reality is distorted by excessive fear, trauma, pathological dysfunction or emotional immaturity, however, those drives can trigger attitudes and conduct that are conducive to serious human rights violations, including torture and ill-treatment.**

[2019/01/16] Nils Melzer, Special Rapporteur,, Corruption-related Torture and Ill-treatment, HRC Res. 34/19, HRCOR, 40th Session, Agenda item 3, UN Doc No. UN Document A/HRC/40/59, (2019/01/16) 2019

7. From 28 May to 8 June 2018, the Special Rapporteur conducted a country visit to In recent years, there has been a growing awareness of the pervasive, incapacitating impact of corruption on the effective, transparent and accountable functioning of public institutions (target 16.6 of the Sustainable Development Goals), including the protection of human rights. Corruption not only hinders the effective implementation of human rights obligation, but also creates an environment conducive to human rights abuses, including torture and ill-treatment.



- www.linkedin.com/in/stormef
- [Mailto:Reece.Storme@Protonmail.com](mailto:Reece.Storme@Protonmail.com)

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2.44 MB 11 files attached

Treaty - Convention Against Corruption ANIA.pdf 286.05 KB

International Covenant on Civil and Political Rights [1980] ATS 23_1.pdf 168.26 KB

G1900775 Corruption and Torture.pdf 386.95 KB

UN A_75_179 Biopsychosocial factors conducive to torture and ill-treatment.pdf 431.68 KB

Conv Torture other Cruel, Inhuman Degrading Treatment [1989] ATS 21.pdf 144.96 KB

Conv Rights Persons Disabilities [30 March 2007] ATS 12.pdf 191.88 KB

Convention on the Rights of the Child [1991] ATS 4.pdf 280.57 KB

A_HRC_49_50-EN List of documents.pdf 328.82 KB

UN Suspend Visit due to Obstruction by Australia.pdf 140.99 KB

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