

From: You

Sent on: Oct 16, 2019 09:35:06 AM

Unfortunately the Candian Judicial Council has written to me stating that Federally appointed Judges have the right to accept or reject ANY form of evidence up to and including their own official transcripts of trial. There is no better evidence than the official transcript of trial. My understanding is that the Canadian Judicial Council is proposing that they have the right to dispense arbitrary justice contrary to the Canadian Charter of Rights s. 7 and Fundamental Justice. I have attached the letter. Removing my right to a passport and drivers license is a substantial intrusion upon my right to liberty.

Section 7 - Life, liberty and security of person

7. Everyone has the right to life, liberty and security of the person and the right not to be deprived thereof except in accordance with the principles of fundamental justice.

Section 7 guarantees the life, liberty and personal security of all Canadians. It also requires that governments respect the basic principles of justice whenever they intrude on those rights.

Please explain how I can confidently go to court and present evidence and expect fairness.

The separation agreement specifies that If a dispute arises regarding this Agreement, the parties shall try to resolve it through the collaborative law process or mediation, and if resolution by one of those means fails, then through the Supreme Court of B.C. Mediation was never proposed regarding child support.

furthermore. S. 9 d) If the parties do not review the child support as provided above, or review the child support and do not vary it in writing, both parties are deemed to consider that the child support continues to satisfy the requirements of the Federal and British Columbia Child Support Guidelines.

This was not done. Sara Rainford did not present in any form her income until after the court order.

Furthermore the BC Law Society has refused to punish a lawyer who admitted to not complying with a court order, which is in itself a criminal offense or altering court documents which is fraud which is also a criminal offense.

Yours sincerely,

Trevor Holsworth

From: You

Sent on: Oct 18, 2019 03:50:03 PM

Well I have the right to protect myself from the acts of arbitrary justice by any means at my disposal. I will not be attending any court until my rights under the Canadian Charter of Rights are acknowledged and protected. It is simply not safe for me to attend a court which does not acknowledge those rights. There is a long, long history of civil disobedience on this issue which is why we have the Charter of Rights. You are an abusive organization.

From: You

Sent on: Nov 7, 2019 05:49:30 PM

I sent a payment for the balance. What you didnt receive it. Well how do I prove it if you have the right to ignore all evidence up to and including bank statements, or your own official records.... I guess you see the problem. I have to be able to trust something. What is the difference between that and the scammers who are calling. You are both criminals unless you act within the constraints of the law.

Thank you for breaching my canadian charter of rights section 7 right to liberty except in accordance with the principles of fundamental justice. A court that asserts that it has the right to dispense arbitrary justice is not operating in accordance with the principles of fundamental justice. Removing my passport to enter or leave Canada is a substantial breach of my right to liberty.

Removing my drivers licence would remove my right to reasonably represent myself in a court that is 5 hours drive away from my residence.

I have 5 years of back income tax statements for an accountant to process. Then I have to make an application to court to amend my income. The very court which says that they have the right to reject any form of evidence I provide up to and including their own official transcript of trial This will be a clear breach of my right to security of person.

If I make a payment under the current court order which was made without my being present and without notification how do I get my money back when my income is established.

From: You

Sent on: Dec 16, 2019 04:42:01 PM

Thank you so much. I will review all documents as I did previously. However when I provide a document and it is altered after I provide it and then presented to court in an altered state what do I do then? Last time i wrote to the Law Society of BC with the evidence, but they just removed the incriminating evidence from the files, refused to penalize the lawyer, refused to provide written reasons for their administrative decision. I suppose I could also present the evidence to court, which I also did previously, in the form of the transcript of trial, however the judge preferred the testimony of my previous ex-wife to the official transcript of trial. So that didnt work either. What do I do then?

On Tue, Feb 4, 2020 at 10:17 AM Trevor Holsworth <trevor.holsworth@gmail.com> wrote:

Chris,

Thank you for taking the time to respond to my letters that I wrote to the B.C. Attorney General. I wrote to Mr Eby directly because of the legal implications of the Government actions in disregarding the Canadian Charter of Rights and Freedoms. I note that neither you nor Mr Eby have addressed this issue whatsoever, either because you did not read it in my email or because there was no defence offered.

You misinterpret my email that I am proceeding to court to attempt to resolve any family maintenance or access issues. I am in contempt of court because of the Canadian Judicial Council's stated belief that they have the right to dispense arbitrary justice and disregard the rules of evidence, fundamental justice and the Canadian Charter of Rights so to attend court would result in a further breach of my Charter of Rights regarding my right to liberty and security of the person as the penalty is potential incarceration.

If you could clarify your position on the issue below regarding how the FEMP removal of my passport and licence has been done in accordance with fundamental justice of which arbitrariness is a well established principle.

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To clarify my position in further detail. I agree that FMEP (Family Maintenance Enforcement Program) has the legal right by statute to remove my licence and passport for failure to pay a debt. However that act must be done without abusing the Canadian Charter or Rights s. 7 as well as International Law Article 9 of the 1948 Universal Declaration of Human Rights. The Canadian Judicial Council's position that Canadian Federal Judges have the discretion to accept or reject any form of evidence up to and including the official transcript of trial is the exact definition of arbitrary rule.

I have asked them to clarify or explain their position and they have refused. I have made an official complaint to the Canadian Judicial Council regarding the author of the letter Justice Pigeon so that their position could be validated by Parliament and they have refused to accept the complaint. They are standing by their decision that they have the right to arbitrary rule.

It is also not an excuse to say that you have to do it because you are ordered to do it as is most famously argued during the Nuremberg trials. "Nuremberg Principle IV states: The fact that a person acted pursuant to order of his Government or of a superior does not relieve him from responsibility under international law, provided a moral choice was in fact possible to him."

Every Person and Government body in Canada is under a responsibility to uphold the Canadian Charter of Rights.

Yours sincerely,

Trevor Holsworth

According to section 29.1(1) of the family maintenance enforcement act it states that "the director MAY... take away...drivers licence " etc. The same applies to the passport. It is a discretionary power.

On March 3rd the Attorney General of Canada's office received my claim against the Government of Canada regarding the infringements of my Charter of Rights. I served notice to the parliament as the appropriate court of competent jurisdiction to deal with the federal judges apparant claim to the right to dispense arbitrary justice. Until this is resolved it would be very much appreciated if my passport and driver's licence could be returned. Besides the charter of rights problems that this situation creates it also makes it incredibly difficult for me to care for my children not to mention perform basic functions not to mention have a job without a drivers licence. My ability to pay the \$200 per month is currently comprimised. This issue, along with my lack of any legal rights is also being used as a continued tool of abuse by the kids mother. In addition, in order to attempt to protect my legal rights I need to be able to drive to attend any court, particularly as every single lawyer that I have approached has refused to represent me, in the same way as no lawyer will sue another lawyer, they protect their own above all else. The return of my driver's licence and passport would reduce any the impact of any potential charter of rights claims.

In light of the circumstances surrounding this case I would propose that my right to a driver's licence should be returned.

Sent on:Mar 30, 2020 01:53:14 PM

Dear Trevor Russell Holsworth,

Thank you for your recent message concerning your case file. As noted by my colleague last week, we are under no obligation to withdraw this enforcement and we will continue to do what we can to enforce the order as it was written by the courts. Your options are to meet the financial terms of this order or return to court and have the order changed. That are the only options available to you at this time.

Respectfully,

Charles Lapeyre

Enforcement Manager

Northern and Interior Client Office

BC Family Maintenance Agency

Let me get this straight. You have a statutory discretionary power to take away my driver's licence. Discretionary meaning that you do not have to. You are choosing to even though you know it will have no impact on a decision to pay an amount I dispute and allege systemic abuses. According to the definition of arbitrary in fundamental justice federal judges have no discretionary power to disregard their own official transcripts and yet they did. And you tell me that I have to go back to a court that by their own admission have told me that they can disregard any evidence that I present to them. You dont find that in the least bit abusive? I find it arbitrary. I need a licence to drive a vehicle to look after my children and have any job. You dont see any problem with this situation.