

A legal system Out of touch out of time

This brings us to the question.

Why are the legal professions so unaccountable for their actions and why are there no standards for lawyers who act as executors of deceased estates?

In particular standards to identify:

When lawyer/executors act in their own financial interest, rather than that of a deceased estate.

When lawyer/executors behave in an inappropriately combative way and use partisan tactics against the beneficiaries of a deceased estate.

One would have thought that the wellbeing of the family unit would be the basis upon which all law originated. If law is seen as a natural extension of our lives and one can only presume our lives exist as a result of natural events, it follows that the natural events and structures which form our lives should be the focus of law. The reason we exist can only be attributed to our parents, our family. As nature inevitably takes its course, we as human beings evolve from family units and form in groups to become communities. These communities are created from the family unit; the family unit being the fundamental building block of human society and the reason why law itself exists. If our law is a law that emerges out of the people rather than over the people then its main purpose is to ensure the wellbeing of the family unit. Rational logic dictates that by caring for the needs of the fundamental family unit, we will also care for the community as a whole.

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The law should not be one that emerges over the people, a law of the conqueror over the conquered. It should evolve naturally, as would a tree that becomes a forest over time.

Our legal system has its roots embedded in history. A time where barbarian armies raped and pillaged communities in the name of war. It gave the conquerors the right to murder children, enslave men and concubine women. It enshrined the rights of the conqueror to steal all of the accumulated wealth from peaceful and prosperous communities, including the wealth accumulated in their graves. The law of the conqueror gives licence to the powerful to perpetuate this dreadful ethos on present day communities. Hence: "Lawyers or grave robbers?"

Privilege has existed for thousands of years in civilized communities. Privilege is earned by members of community groups and is used by those members for the wellbeing of the community. Unfortunately privilege can be abused by individuals when it is used for self-interest and monetary gain.

The adversarial legal system ignores the rights of communities to develop their own natural laws. It ignores the natural tree of privilege, a tree as old as is the human race, a tree of power, a tree evolved through the currents of human intellect and thinking, a tree of wisdom, a tree that can tell right from wrong, a tree that binds communities together and is the foundation of civilised society. The basis of which was resolved long ago in Europe and America through the process of revolution. The people rejected the tyranny of feudalism and the transfer of power through privileged birth.

Instead they formed democratic systems of government which gave individual human beings a bill of rights.

Unfortunately this has not yet occurred in Australia. Our country was initially a penal settlement. We imported our understanding of law from Georgian England. This law was the law of the conqueror imposed upon a group of helpless convicts. As a result of the natural isolation of our country

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and its history of evolution, many of the underlying principals of this law have remained in place, including the methodology that the lawyer/executor has used in managing my mothers estate.

Our head of state is the Governor General who reports to the Queen of England. Our Governor General is not elected by the people.

I refer you to a quote by Thomas Pain.
(The Rights of Man)

The state ought not to be considered as nothing better than partnership agreement in a trade of pepper and coffee, calico or tobacco, or some other such low concern. It becomes a partnership not only between those who are living, those who are dead and those who are to be born. Each contract of each particular state is but a clause in the great primeval contract of eternal society, linking the lower with the higher natures, connecting the visible and the invisible world, according to a fixed compact sanctioned by the inviolable oath which holds all physical and moral natures, each in their appointed place.⁶²

The family unit, its past present and future being inextricably linked to each and every one of us. Our family history connects us to “the higher order”, it develops our spirituality as human beings and dictates the values that we project to others as we live our lives.

There never did, there never will, and there never can exist a parliament, or any description of men, or any generation of men, in any country, possessed of the right or the power of binding and controlling, posterity `to the end of time,` or of commanding for ever how the world should be governed, or who shall govern it and therefore, all such clauses, acts or declarations, by which the makers of them attempt to do what they have neither the right nor the power to do, nor the power to execute, are in themselves null and void. Every age and every