

No 120

RECEIVED
31 AUG 2004
LEGAL, CONSTITUTIONAL AND
ADMINISTRATIVE REVIEW
COMMITTEE

The Research Centre
Thurs 26-8-04
Lewis A. Brereton

Dear Sir

I was very annoyed in receiving a document from the Legal, Constitutional and Administrative Review Committee through the Senator Len Harris when I believe this act alone is a breach of the Queensland Constitution when your Committee acting on behalf of the instructions of the Queensland Government for the people of this State to fill in a document containing questionnaires that they ~~don't~~ haven't sighted. Further more I just arrived home Tuesday from campaigning my electorate of Seiverston and only picked up my mail Wednesday 25-8-04 only to find this document in to back in your hands 27-8-04 is as far as I am concerned a breach of individual rights from a department which should be aware that thirty days is not by definition fair enough time given the people to reply adequately to your request.

Once again I reiterate this must be put to the people of Queensland @ the next State Election.

Yours Honourable Member
Lewis Brereton



AUSTRALIAN SENATE

SENATOR LEN HARRIS

Senator for Queensland
One Nation Party



19th August 2004

Dear Constituent,

The Queensland Parliament is requesting Feedback on adding a Preamble to the Queensland Constitution. The Feedback form must be received by the Committee, the address is on the front of the form, by 27th August, 2004.

I, as the Queensland Senator for One Nation, am totally against the addition of a preamble to the Queensland Constitution. I also believe that the addition of a preamble must go to a referendum of all eligible voting people in the State of Queensland for a democratic decision before any change can be implemented. The reason for this is that a preamble can totally change the meaning of the Constitution, giving the Queensland Government powers that we may not want them to have.

The Queensland Constitution has served the people of Queensland since 1867, almost 150 years. The constitution as it stands has provided governments of all persuasions with sufficient power to legislate for the benefit of Queensland of the past and there is no reason that it will not in its present form continue to do so.

The Australian Capital Territory, the States of New South Wales, South Australia and Queensland have no preamble in their current Constitutions. Any inference that Queensland is singly without a preamble is nonsense, equally the inference that A.C.T., New South Wales and South Australian residents are somehow disadvantages along with Queenslanders as a result of not having a preamble in their Constitution is also a nonsense.

In closing my recommendation on the Feedback form is to answer "NO" to issue 1 and mark all issues from 2 to 24 inclusive as N/A.

Yours faithfully,

Senator Len Harris
Senator for Queensland

24 JUN 2004



LEGAL, CONSTITUTIONAL AND ADMINISTRATIVE
REVIEW COMMITTEE

**A PREAMBLE FOR THE QUEENSLAND
CONSTITUTION?**

Feedback form

This feedback form can be used to make a submission. Submissions may also be made in another form such as a letter. If additional space is required for responding to issues, please insert supplementary pages with reference to the issue being addressed.

The release of the issues paper, with the committee's call for submissions, is the first stage in the committee's review of the recommendations of the Queensland Constitutional Review Commission regarding a preamble for the Queensland Constitution.

Mail to: The Research Director
Legal, Constitutional and Administrative Review Committee
Parliament House
George Street
BRISBANE QLD 4000

Fax: (07) 3406 7070

Email: lcarc@parliament.qld.gov.au

ISSUE 1 (refer page 6)

Should the Queensland Constitution contain a preamble?

Sidd
As the Honourable Member of the Electoral Parliament I reject
any suggestion of a preamble to the Queensland Constitution by
the C.R.C. on behalf of a socialist government to expect the
people of Queensland to blindly sign a document without first
knowing the contents of such document.

ISSUE 2 (refer page 7)

Should the Queensland Constitutional Review Commission draft preamble be adopted in Queensland?

NO! The existing Constitution has served Queensland
well for over One Hundred and Fifty years (150 yrs)
as a proven document. why find something that is
not broken.

ISSUE 3 (refer page 9)

What purpose should a preamble to the Queensland Constitution serve?

Sir, All existing questionnaires nothing more than
to Coerce the people of Queensland into formulating
the probable preamble to suite the governments of the
day with words ^{ing} taken out of context.

ISSUE 4 (refer page 9)

What type of language should the preamble use?

NOT APPLICABLE.

ISSUE 5 (refer page 9)

How extensive should the preamble be?

N.A.

ISSUE 6 (refer page 9)

Should the Queensland Constitution specifically state that the preamble cannot be used to interpret other provisions of the Constitution?

N.A.

ISSUE 7 (refer page 10)

Should there be a reference to the origins or history of the Constitution in the preamble?

N.A.

ISSUE 8 (refer page 10)

Should the preamble refer to the sovereignty of the people and, if so, how?

N.A.

ISSUE 9 (refer page 11)

Should the preamble refer to God and, if so, how?

NOT APPLICABLE.

ISSUE 10 (refer page 12)

Should the preamble recognise Aboriginal and Torres Strait Islander people and, if so, how?

N.A.

ISSUE 11 (refer page 12)

Should the preamble recognise cultural diversity and, if so, how?

N.A.

ISSUE 12 (refer page 13)

Should the preamble recognise the rule of law and, if so, how?

N.A.

ISSUE 13 (refer page 14)

Should the preamble refer to 'equality' and, if so, how?

N.A.

ISSUE 14 (refer page 14)

Should the preamble refer to gender equality and, if so, how?

N.A.

ISSUE 15 (refer page 14)

Should the preamble recognise the status of the Constitution and, if so, how?

N.A.

ISSUE 16 (refer page 15)

Should the preamble recognise the system of government the Constitution establishes and, if so, how and to what extent?

N.A.

ISSUE 17 (refer page 15)

Should the preamble refer to the environment and, if so, how?

N.A.

ISSUE 18 (refer page 15)

Should the preamble contain other elements and, if so, what should they be?

N.A.

ISSUE 19 (refer page 17)

How might text be developed around the identified elements of a preamble?

N.A.

ISSUE 20 (refer page 17)

How should the community be consulted in this process?

N.A.

ISSUE 21 (refer page 17)

Who should be consulted?

N.A.

ISSUE 22 (refer page 18)

Should a referendum be held to insert a preamble into the Queensland Constitution?

N.A.

ISSUE 23 (refer page 18)

Should an 'interim' preamble to the Queensland Constitution be inserted by way of an Act of Parliament prior to a final version being confirmed by way of a referendum?

N.A.

ISSUE 24 (refer page 18)

When is an appropriate time to consider a referendum on the issue of a preamble for the Queensland Constitution?

N.A.