

# The public Court Trial

of

## European Commission

**Case: destruction of the Protection of Human Rights**



## Introduction

After damaged by injustice judge-decisions, injustice tribunal-decisions or by the violating behaviour, actions or injustice decisions by bodies of the judiciary –regardless European or national– civilians have no effective remedy under article 13 of the European Convention for the Protection of Human Rights and Fundamental Freedoms (hereafter mentioned as: EU-Convention) for a national authority under article 6 of the EU-Convention.

Recently came documents available with less uncertain terms as evidence that European Courts –to start with– and its judges have placed itself outside the law and made itself and themselves unjudgable by an independent, impartial and sworn judge or tribunal of a “Court of first instance”.

With the available documentation also in this webdossier, are Court Trials against the Public. These cases and conclusions make the need to accuse and charge the Executive Power of the European Union (hereafter mentioned as: EU).

## The facts of violation

### Main:

The European Commission (hereafter mentioned as: EC) –as the EU’s Executive Power – did not secure the Protection of Human Rights and Fundamental Freedoms, by letting the European Courts free and unattended. These Courts became a criminal organisation inside a by the Courts themselves created criminal organisation of a European judiciary. In this organisation are independent tribunals not allowed. Among others: these European Courts do surely not judge each other.

### Case 1: European Court of Justice versus the public

The document of this case –in the same folder– is and delivers the evidential facts.

In a summarily remind:

The EC let European Court of Justice,

- ( ) interpret the EU-law otherwise as the legislator’s will, intentions and aims;
- ( ) bring itself unlawful outside of judgement by an assumed independent and impartial tribunal;
- ( ) supply a base to all other Courts for out law mentality and out law performing of their power;
- ( ) make unlawful itself the overruling Court in an unlawful self-made European judicial multi-national organisation with a hierarchy;
- ( ) allow each of the Courts in Europe to make divergences by each applying unlawful its own opinion;
  
- ( ) ignore the EU-Convention;
- ( ) declines the European Court of Human Rights;

### Case 2: European Court for Human Rights versus the public,

Case: decision of not-admissible

The document of this case –in the same folder– is and delivers the evidential facts.

In a summarily remind:

The EC let European Court for Human Rights,

- ( ) violate the Human Right to correct and the complete information;
- ( ) not supply or apply good legal certainty;
- ( ) protect the persistence of criminalities by the national judiciary or Courts or tribunals or judge and the State;

## Corollary

The EC pretends being obligated to respect an unlimited independency of the judiciary and this prohibits to examine, inspect or control the judiciary, Courts, tribunals or judges –whether national or European–, on the Human Rights and the Protection of these Rights.

## Refutation:

Only the Governments signatory agreed and are the High Contracting Parties involved in the EU-Convention, that secured to everyone the Rights and Freedoms defined in the Convention (\*1). This excludes the presumed “Judicial Power”.

Nothing in the European Convention may be interpreted as implying for any State, group or person any right to any act aimed at the destruction of any of the rights and freedoms or aimed at their limitations to a greater extent than is provided in the Convention (\*2). Although the EU is not a State, it is for sure a group and a gathering of persons.

An independent tribunal is a Human Right, by article 6 of the EU-Convention. So, only everyone civilian is empowered to claim from the State the independency and equally the impeccable craftsmanship of a supplied Court, judge or tribunal. Any claim from the judiciary, a Court, tribunal or judge is illegal.

## The accountability of only the EU Executive Power

Despite of the existence of the "Council of Europe" is the EC the EU's Executive Power –and keeper– of the EU's laws. An average understandable juridical explanation is extensive. This is not really necessary, because the EC confesses itself its Power by accusing Poland of the establishing of a not-independent Disciplinary Chamber and called Poland to stand trial at a European Court.

### Notice:

The violations of the EC contain a close similarity to the European unlimited-independent multi-national organisation of judiciary. A not-independent judiciary, tribunal or judge is equally outside the law as an unlimited-independent judiciary, tribunal or judge.

The EU or the EC have no serious contrary facts to refute the violations or their violations. The omission of a serious refutation is caused by EU's or EC's refusal to examine individual violations by the judiciary's multi-national organisation, Courts, tribunals or judges. Remind that the European Court brought itself outside judgement by a "Court of first instance". There is no excuse that turns the EC's violations into justice.

## The empowerment of the public to judge

The public is by law empowered to examine and judge court-decisions or judge-decisions on the Human Rights (\*3).

Both the European Courts brought their deeds, behaviour and actions or themselves out of judgement. So, the public is the only left empowered, independent judge over the Courts.

## Legal frames and arisen rights

### (01) The Warranty Agreement

Rights do solely arise out of a preceding law article. The Human Rights are proclaimed in and by the UN Universal Declaration (\*4). This declaration is a pledge, so a normal contract. This UN-contract has at the supplying side each Member State of the United Nations and at the receiving side each of the civilians or inhabitants of each Member State.

The UN-contract is in the European Union further elaborated into the Convention for the Protection of Human Rights and Fundamental Freedoms. This EU-Convention is a warranty agreement (\*5) on the supply of protection, so a normal contract. This EU-contract has at the supplying side each Member State of the European Union and at the receiving side each of the civilians or inhabitants of each Member State.

By ratification became the UN-contract and the EU-contract implemented in the national law. What more is agreed on is in the EU-Convention and guaranteed the supply to everyone. Example: The Dutch Constitution –by article 94– establishes the priority and dominance of the EU-Convention over each law-article.

#### Agreements Rights.

Each country has Agreements Rights in which is elaborated what precise mutual rights, out of a contract arise. Undisputable and crystal clear is, that in the legal frame of the contract on Human Rights first of all must be supplied, a Court with an impeccable staff and the guaranteed tribunal with an average or better quality of sworn judges. The European and national judiciary, Courts and judges work under the Warranty Agreement and Agreements Rights.

#### (02) Human Rights are possession

Due to the contractually stated possession of –worldwide– everyone civilian, are the Human Rights impossibly a charity. Because these rights are everyone's possession these are impossibly an economic object.

Due to the contractually stated possession of everyone European civilian, is the Protection of Human Rights impossibly a charity. Because this Protection is everyone's possession this is impossibly an economic object.

So, the economic status of a country is no reason or justification to steal –some of– the Human Rights. Besides a theft, is this also a breach of contract of their's Protection. The economic status of a country is impossibly a redress or compensation of damages.

Because the Human Rights and their Protection are no economic objects both are easy to supply everywhere, in any situation and in any legal relationship. Each notice of a stolen possession is an undiscussable and undisputable –instant compulsory– restitution, of which a delay causes a huge financial and immaterial damage.

#### (03) Guarantee of an effective remedy against Courts and judges

Against criminal Courts and judges who commit perjury must be available for everyone an impartial and independent tribunal with sworn judges (\*6). When not available is the public –or the involved civilian– the only legally empowered judge.

#### (04) The equalizing power of Human Rights

The Human Rights are an equalizing power (\*7) and nothing less and nothing more. In case the civilian and the public with Human Rights should take-over the oversize of power then the difference in power remains: Nothing improves by turn-over the roles. This wisdom gave birth to the Universal Declaration of Human Rights.

#### (05) The sole detectability of the presence of Human Rights

Human Rights exist unconditional (\*8), so are always present for everyone and valid. Everywhere where an oversize of power is used, undisputable the Human Rights not exist because Human Rights are present or not. In particular the equalizing power of these Rights is impossibly a little present and is impossibly the most powerful.

Note: The use of power is just doing the job right.

So, each misuse of power –like ignore or not use the critics– is a crime, but leave this misuse unpunished is a capital crime.

#### The call for violence

The absence of Human Rights is a call for violence in whatever way (\*9).

## (06) The ownership of an expression

The EU-contract contains the Protection of the Fundamental Freedom of speech or expression (\*10). To express freely one's will is one's Fundamental Freedom and thus is this expression the speaker's or writer's and signatories' enduring ownership and possession. Stealing this expression and exchange it for some interpretation or some perception of a tribunal or judge, is a crime, but leave the theft or the exchanged expression unpunished is a capital crime. Therefore does also each law-article remain the sole ownership of the legislator who made it;

## Conclusion

Verified,

### (07) factresults,

that the EC has no serious contrary facts;

that the EC is accountable for the lack of examination or control that supplied the Courts in Europe with a freedom to unlimitedly misuse independency;

that the EC is accountable for also the EU's Courts' deeds, behaviour and actions;

that the public remains empowered to judge each judge-decision;

### (08) legal power of the documents

Nevertheless its lack of legal power by its crime, each written expression remains the lasting declaration of the writer's or signatories' deliberated will.

### (09) sole respectable behaviour

Paper rules do not change persons' mentality or thinking.

Each person who developed itself above the "enough"-level of righteousness, exposes itself by the genuine receipt of each criticism like a grateful gift which helps to improve the quality of a highest level of protecting justice and peace. And act this way. Others are identifiable and verified by the remain of fighting plus doing all to keep it in silence or to cover it up in many ways and pretending a defence by accusing and fighting the messenger in return.

The EC does not exposes itself by the genuine receipt of each criticism like a grateful gift which helps to improve the quality of a highest level of protecting justice and peace. The EC remains fighting and keeps an illegal oversize of power.

### (10) more crimes

\* Without the control of the EC did the judiciary, its organs, each of the Courts, tribunals or judges develop itself into a monstrous, criminal and dictatorial organisation with the purpose to destructs the Human Rights. The EU's Courts rule the Courts in Europe and forces illegal the obedience from all European authorities.

\* The EC let the judiciary, its organs, each of the Courts, tribunals or judges free to keep developing its monstrous criminalities and dictatorship with the purpose to destruct the Human Rights.

\* The use of a pseudo refuge –the misuse of "independency"– is a violation of the law, perjury, discrimination and under Dutch law a spreading around of a lying message.

\* The EC's lack of HR-protecting actions vanishes the Human Rights and its equalizing power, which lack can not turn into justice by an excuse

- \* A judge's perception or a judge's interpretation of the law or a law-article is a theft and a crime.

#### A judge's opinion

Besides the crime of theft of the legislator's ownerships, is the replace by a judge's opinion a perjury due to intolerable unfairness. Each doing together is under rules that are known beforehand, while a judge-opinion is always afterwards.

- \* The injustice and discrimination make human beings angry. The people are forced to take own measures to protect. The violence in society is firstly and deliberately caused by the criminal Courts and judges (\*9) and mainly by a lack of inspection by –at last– the EC.

## Determination

### **Target on the messenger instead of the message**

When public servants or public officers are criticized or accused their common behaviour becomes a fall in silence or a fall in doing nothing no more. This reaction indisputably targets only the messenger and exhibits no attention at all for the message. This change and behaviour delivers evidence of hostility against Human Rights and in particular their equalizing power and the messenger. This change and behaviour is –when done by a Court and its tribunal or judge(s)– a capital crime and causes damage.

### **Perjury and capital crime**

Being communicative not available –verified by the period of silence– for an individual citizen of Europe does the EC and in particular its Chairwoman target the messenger and show to public no interest in the message and the seriousness of its content. This is a breach of contract and a crime.

By turning away –regardless by which doing– from each crime by the judiciary, does the EC and each member individual commit perjury and a capital crime against the EU-Convention: the Human Rights for everyone are not secure and were not secured. There is impossibility an excuse to turn this into justice, also because the public can not turn away and is empowered to judge.

The evidence for the corollaries of perjury and crimes by Courts or by judges in the Netherlands –as an example but not the only one– are or are delivered in or by the webdossier at "[www.de-openbare-zaak.nl](http://www.de-openbare-zaak.nl)" which has a Dutch and an international section in English. Besides this section is also evidence in the section "Court Trials to the public".

### **Damages**

The omission of protection of its Human and Civil Rights causes damage to each individual European civilian. The impact of experiencing in full awareness the injustice or discrimination causes a huge damage. The impact of experiencing in appeal that the issues are deliberately not judged by a tribunal or judge causes a huge damage plus a huge delay-damage. The destroyed trust causes a huge damage. Being forced to take own measures and also to be compelled to have at last, to rebel against judicial tyranny and judicial oppression causes huge damage. The main case in each of the illegal or unlawful national case-law and European case-law causes significant damage.

### **Compensation**

Although the EU is not a State, thus has no national law, the EU is bound to the VN-contract and EU-contract. What or whom is used to execute the supply, does not change

the contractual accountability. So the EC is bound to the host country's Agreements Rights. Thus exists the obligation to pay compensation for the caused irremediable damages and for the delay-damages.

This payment impossibly dismisses the EU or its EC from executing the contract.

### **Executability**

It would be insane of the EU or its EC not to obey and execute the law out of an own righteous conscience, but delay again –in fact refuse– until a –yet unknown– public's executive power executes this public's judge-decision with force on the EU or its EC. The Dutch King is sufficient informed about the damages and all details for payment, so the EU or EC is able to acquire all necessary information and data.

This payment impossibly dismisses the EU or its EC from executing the contract.

### **Instant supply to the public and everyone civilian, impeccably with;**

( ) Every human being in the capacity as chairman or as a leader otherwise, must be free, unconditional and always accessible to every one civilian with each complaint about being violated on his Human Rights and Fundamental Freedoms (hereafter mentioned as: HR&FF);

Aim: This destroys the possibility of the first or only accountable person to hide behind any human shield plus compels this person to bring down the amount of complaints by an impeccable appliance of HR&FF by and in its organisation.

( ) Each judge –single or in a tribunal– is compelled to only step into the office after swearing an oath;

Aim: This makes not-impeccable execution of his work a subject for perjury. (Noticeable that being honest and acting fair in a lifetime guaranteed paid job is the far most easiest job in the world.)

( ) Each "Court of first instance" is obligated to judge each submitted violation against individual civilians by any authority included each Court, plus the Court's access and its judge's access is not discriminated by hand-out his case to an attorney;

Aim: Each "Court of first instance" is compelled to perform its work with an impeccable quality of craftsmanship and is empowered to judge independently all Courts.

( ) Each appeal by an individual citizen is obligatory under the Warranty-Agreements Rights and obligatory free of Court-fee and a compelled hand-out of the case to an attorney;

Aim: Each appeal is under the Warranty-Agreements Rights a notice of default and the right of only the State to repair and to avoid an instant claim to pay for the damage.

( ) Prejudicial questions are to be asked only to the present legislator, on how the article's legislator intended and aimed;

Aim: The law and the intentions or aims by a law are the exclusive jurisdiction of the democratic legislator.

( ) Each official document that ignites a Court Trial fixes the case instantly;  
Each investigation answers first the question whether the litigants have done the most to avoid the Court Trial;

Aim: The Court Trial is not a new, separated chapter.

- ( ) In addition to existing requirements does each verdict or other named but equally purposed document (hereafter mentioned as: verdict), mention emphatically in its top that the determined Human and Civilian Rights are everyone's in the same category of cases as the legislator intended and aimed plus that this verdict is instantly executable on each place or spot in the country;

Aim: There is only one verdict for everyone in equal cases so a prejudicial dispute with an authority or mediator can only be about the core-difference with the category;

- ( ) In addition to existing requirements does each verdict obligatory meet the requirements of a scientific investigation and the requirements of a scientific investigation's report.

Aim: Each verdict is examinable by the public, also that securely it is not (based on) a judge-opinion or that it decides on the points of dispute which the litigant brought-in.

## The consequences for each individual civilian must be solved by,

In world-wide consciousness that;

The secure of the Human Rights is a normal contract that welled up from a normal legal source: the law, convention or declaration. Not supply an impeccable just or workmanlike Court with the promised honest being and fair acting sworn judge results each time in a malicious or injustice judge-decision which makes economic damage, which obligates to firstly compensate by money.

Further to solve by,

- ( ) A solving solution within a reasonable period of time, not beyond January 31 2021;

In addition to existing ruling is,

- ( ) each judge is for a lifetime condemnable for his crimes as judge;
- ( ) each judge is for a lifetime compelled to pay the compensation for the irremediable damages he made as a judge;
- ( ) each president of the Court of the judge is for a lifetime compelled to pay the –by the judge not-paid– remaining damage plus the compensation for their share in the total;
- ( ) each group of persons by all judges together of a Court is for a lifetime compelled to pay the –by the judge or its president not-paid– remaining damage plus the compensation for its share in the total;
- ( ) each "presidentsmeeting" –in Member States where this of a similar ruling group of Court's presidents exists– is for a lifetime compelled to pay the –by the judge, its president or the group of judges not-paid– remaining damage plus the compensation for its share in the total;
- ( ) each Supreme Court is for a lifetime compelled to pay the –by the judge, its president, the group of judges or the "presidentsmeeting" not-paid– remaining damage plus the compensation for its share in the total;
- ( ) each of the organs in the judiciary is for a lifetime compelled to pay the –by the judge, its president, the group of judges, the "presidentsmeeting" or the Supreme Court not-paid– remaining damage plus the compensation for its share in the total;
- ( ) the country government is for a lifetime compelled to pay the –by the judge, its president, the group of judges, the "presidentsmeeting", the Supreme Court or the organs in the judiciary not-paid– remaining damage plus the compensation for its share in the total;
- ( ) the King or the country's President is for a lifetime compelled to pay the –by the judge, its president, the group of judges, the "presidentsmeeting", the Supreme Court or the government not-paid– remaining damage plus the compensation for its share in the total;

- ( ) the group of persons by the staff of a Court is for a lifetime compelled to pay the –by the judge, its president or by the group of judges not-paid– remaining damage plus the compensation for its share in the total;

Stating that;

- ( ) the begging for mercy when the civilian or its HR&FF were ignored, is a capital crime and in particular when committed by presumed authorities, judicial authorities or persons in their official capacity as judge;
- ( ) for the judge’s damage each of the others have at least an own share by not-doing the right to stop it and repair it instantly. A payment for damage contains at the least the delay-damage for the too long period of time for repair or compensate;
- ( ) all cases are caused by Court Trials, so the compensations must be done according to the law and without a new Court Trial, any interference of an official body or new judge.

## Punishments:

- ( ) By default the accused judge(s) must be expelled for a lifetime from any work in the field of justice or Human and Civil Rights, **but** only the violated, reasonable and right-thinking individual civilian must express at the same time with his claim that this punishment is not executed.

## Notice

The Chairwoman of the EC is sufficient informed since May 6, 2020 about the criminalities by judges and Courts or the judiciary. The EC or its Chairwoman has no serious contrary facts and also did nothing right to stop it instantly, repair and pay compensation for the damage.

The evidence of the post delivery is attached. Remind that the Chairwoman can be brought the post but can not be forced to supply a signature for receiving.

## References:

- \*1. Convention for Protection of Human Rights and the Fundamental Freedoms, preamble and article 1
- \*2. European Convention for Protection of Human Rights and the Fundamental Freedoms, article 17.
- \*3. Case Campbell and Fell versus the UK, 28-06-1984, paragraph 91.
- \*4. Universal Declaration of Human Rights, preamble last considerance
- \*5. Convention for Protection of Human Rights and the Fundamental Freedoms, preamble and article 1
- \*6. Convention for Protection of Human Rights and the Fundamental Freedoms, article 13
- \*7. Universal Declaration of Human Rights, preamble first considerance
- \*8. Universal Declaration of Human Rights, whole preamble
- \*9. Universal Declaration of Human Rights, preamble third considerance
- \*10. Convention for Protection of Human Rights and the Fundamental Freedoms, article 10

This document suffers expansion.

## Tracking status



## Pakketdetails

<b>Barcode Referentie</b>	RN234258029NL RN234258029NL	<b>Verzenddatum</b>	ma 27 apr, 11:51
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## Tracking gebeurtenissen

Datum	Tijd	Plaats	Status
wo 6 mei	06:58		We hebben u gemist, we komen nog een keer
wo 6 mei	06:57		Bezorger is onderweg
wo 6 mei	06:38		Zending in sorteercentrum in land van bestemming
wo 6 mei	05:38		Zending vrijgegeven in het land van bestemming, doorgestuurd naar geadresseerde
ma 4 mei	16:19		Zending ontvangen in land van bestemming
do 30 apr	03:30	NL	Wegens grote drukte is uw zending vertraagd. Deze zal binnen 3 werkdagen worden bezorgd
wo 29 apr	03:30	NL	Bezorging is vertraagd
wo 29 apr	01:22	NL	Zending verzonden naar land van bestemming
ma 27 apr	11:51	NL	Zending is ontvangen door PostNL
ma 27 apr	11:48		Zending wordt verwacht, nog niet bij PostNL
ma 27 apr	09:51		Zending wordt verwacht, nog niet bij PostNL