

To the Australian Small Business and Family Enterprise inquiry into justice for small business and others

ON BODIES AND WASTE INTERROGATIONS STARTING IN RUDE GLEBE APPEAL BELOW:

TAKE NOTE OF WOMEN DYING WITH DIGNITY AND WITH STUFF UPSTAIRS

I've been Ayn Randed and nearly branded a Communist 'cos I'm left handed

That's the hand they use – well, never mind. (Paul Simon)

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WOULD YOU CARE TO TRY TO GET ME ELECTED IN NSW OR FEDERALLY ON THE PERFECT TICKET FOR BIG TREES AND GARDENS? (YOU WON'T SUCCEED BUT IT DOESN'T MATTER)

I AM THE PERFECT DYING WITH DIGNITY MEMBER AS THEIR CAUSE IS MINE EXACTLY. SEE MY FAMILY HISTORY, REQUESTS TO THE POPE AND OTHERS AT

www.Carolodonnell.com.au **SPEAK TO BROTHER DOM AROUND THE CORNER FROM ST JAMES COURT AND ASK HIM WHAT HE AND HIS SCHOOL MIGHT DO TO HELP ME ALONG.**

Australian Small Business and Family Enterprise inquiry into justice for small business

On 4 December 2017, the **Australian Small Business and Family Enterprise Ombudsman** launched an **inquiry into access to justice for small business**. Small business owners experience a power imbalance in their dealings with big business and governments. According to the site, this can stop them from pursuing the court system because of the cost, time and resources. Too right. I would be very pissed off were I among them and might want a new gun or football or new doll at least. The first phase of the inquiry examined:

1. the nature and incidence of small business disputes in Australia to identify patterns and trends
2. the level of awareness of options available to small businesses, particularly alternative dispute resolution
3. actions taken by small businesses when faced with a dispute
4. reasons for decisions made throughout the dispute resolution process
5. developments and trends in similar jurisdictions overseas.

A discussion paper was promised to summarise the research and proposed policy options. Public comment was invited on the paper. I now address all of the above.

I'm sorry someone took down the paper which was supposedly on site earlier but mediation in strata management and related dispute resolution practice is addressed in regional terms related to the inquiry terms of reference later and attached. One asks the related question 'Whither the small business and family enterprise Ombudsman'?

One makes the related point attached that family enterprise may often be free for some and also undertaken gladly, or not, as the case may be. Strata committees are free. Is this

unfair competition? Not if you want to do it. I see anything I write as my intellectual property, for example, and give it to anybody I like. Mothers share knowledge with kids.)

In the Sydney Morning Herald (**SMH 27.11.18 Business 27**), the Small business minister, Michaelia Cash, stated there had been an overwhelming response to the inquiry and it has been extended to 7 December 2018. Senator Cash's full title is Minister for small and family business, skills and vocational education. They don't give titles for nothing. Join the dots.

Senator Cash said big business is 1% of business in the country, and within that, *we have found that because they have the power to extend, they are using that position of power to sit well above the average of many medium businesses that still seek to pay in 30 days or just over.* The final review, apparently, will provide big business with the opportunity to reveal their own payment practices, with the ombudsman consulting with them to verify the feedback from small business survey. Will small business reveal what has given them an edge on others, without government incentives to do so? Some might. Mothers do it for free with kids, for example. In big business, I think that stepped-down CEO Greg Hywood did a great job as SMH content has only got broader and deeper. I recall when the paper thought Ross Gittins was the only economist fit to put up there, for example. I recall when Asia hardly existed in the common parlance, including my own. We are a lot better off now.

This proposal for regional direction and for dying with dignity is from a woman with stuff upstairs. See more on related land, housing and waste management matters attached and on www.Carolodonnell.com.au . Swap normal men for big trees and gardens with Judith and Chinese at the White Rabbit Gallery? (What is she offering locally, for example?)

Chasing late payers of many kinds must now be a horrible nightmare for the man or woman in many small businesses, judging from my experiences as a mere grandma small consumer. I don't think this problem has been made nearly clear enough in a range of government and other inquiries since the global financial crisis in 2008. That global crisis started in US land, housing, lending and mortgage markets which were wrongly related to state and federal taxes as well as banks and other investment services, private or charitable or public. See discussions of some Australian land, construction, housing management and financial inquiries at www.Carolodonnell.com.au The analyses get better over time but if and when the oldies die is invariably glossed over. Over the same period my voice has become harsher and my tits lower. This isn't a recipe for being heard but like Superglue I persist. After what I've been through with asbestos, Greg Combet should tell us what he knows free. Frankly, it is the least he can do if he cares about safer, wider development of knowledge. The former Labor minister and Australian Council of Trades Union (ACTU) secretary has been elevated to chairman of Australian Super and IFM investments according to the SMH.

I therefore present this analysis of urban and local waste in the context of loving big trees, and parks and gardens. I have often seen that why one would so much prefer to live in

London, rather than Paris, besides the language, of course, is the gigantic wonderful parks and gardens always close to the tube. There is nothing like that in Paris or New York, yet they go on and on about their Central Park. They are yesterday's men from the view of newer world orders which appear more effectively regional than the normal feudally related financial, manufacturing and brotherhood relations will, legal or not. Theirs is not the more open and caring state for life. (Never mind it's better than the guns and armies ruling us?) Try the **open panda** approach. It will take you a long way with everybody, especially kids.

DYING WITH DIGNITY AND THE OPEN PANDA REGIONAL PROJECT DIRECTION (TO GO WITH THE ONE BELT ONE ROAD AND THE NATIONAL SWORD DIRECTION ON RUBBISH)

Deserts are created in many ways and this must be reversed to prevent men having increasing recourse to guns to prey on peasant people, their poorer outcasts or related family members. Women with something upstairs and I often follow the Australian Harvester Judgment of 1907 and the Chinese barefoot doctor and teacher view in assuming women and children need effective contraception and abortion. Women should aim to produce no more than the richer person's norm of two children for fairer distribution of global resources. **This goes internationally in spades for men**, however rich or with how many wives, or none at all, married or divorced or not. ***Without these expectations being supported in policy and related service expectations, when this appears necessary to protect children of any union, there is no closing of gaps between rural and urban cultures.*** This is so in Inner Sydney, or anywhere more urgently practiced in a life which may dissolve in chaos. (Try Greece, Paris and any of the newer recruits? Africa is an open basket case? What about America and anywhere else that Christians sowed their seed? Enough of that.)

In Glebe I am reliably informed, I hope, by LJ Hooker that those without religion are the largest group of residents at 28.5%. Catholics follow at 20.3%; not stated (20%); Anglican 12.7%; Buddhist 4.1% and Other 14%. (Glebe LJ Hooker, Oct. 2013). The Minister of Small business and family enterprise, skills and vocational education, Senator Cash, pointed out big business is only 1% of business in this country. This is a related discussion of land and housing policy and management of related waste here and attached. This supports more sustainable development in more openly and broadly designed practical projects such as Meriton appeared to have entered in Glebe with the City of Sydney. (Is dis a portal? If John Malkovich could have one so should Harry. See if you can crawl up and spread it for free.)

Rubbish and waste are discussed attached in related local and state contexts with reference to the **Easy and Transparent Trading Consultation Paper in the Department of Finance, Services and Innovation in NSW**. Among other things this addressed:

- updating uncollected goods regulation;
- creating a central data portal on traders and licensees.

As I asked at our recent City of Sydney consultation, '**Why don't you arseholes (workers and community) stop dropping your rubbish and get better systems for cleaning it up?** Related local problems are also addressed attached in regard to parks, streets and orphan spaces.

A key message is that any repeal of redundant statutes is only as effective as any shared regional understanding and commitment to govern for Australia as a whole, rather than under state Constitutions and any particular and sectional public or private interest. During the 1980s, government introduced freedom of information approaches which have been strongly resisted by lawyers and their related professional interest groups ever since. Especially in retirement I regard anything I write as my intellectual property and I will send it to anybody I like. I advise the rest of you to do the same. If you can afford it why not just do what you like for free? As a member of Dying with Dignity with something upstairs, I do.

In Dying with Dignity, some only do what we want. This is because we have the money to support ourselves and the strata townhouse and garden without mortgage to prove it. How come I don't get more respect from tradesmen? (We are now openly turning this around.) Frankly, if Kate McGregor is staring down the barrel of poverty in old age, she must have made some lousy investments in her life and so getting close to her now should be avoided.

Since I retired in 2007, I have had the time to spend on travel and at home with big trees in parks and gardens. I have also seen there may not be a great difference for many, working as a business owner and subcontractor one day, and/or as an employee or employer next. These categories may be false distinctions. I guess for many it all depends on who needs workers for how long, where and when in many cases. Old-fashioned forces of definition, which are financially managerial and occupational may be artificial distinctions in the way life may be on any ground. It seems more stupid and ignorant red tape costs us money.

In **Dying with Dignity** I stand with green and progressive forces like Lord Mayor Clover Moore and MP Jamie Parker. I'm not sure about Tanya Plibersek for obvious reasons. She has a lot of suspect friends. However, I always need to learn more from the other side so to work with them is my key mission. You can work or vote for anybody you like but never ignore the lot. This is why we have compulsory voting in Australia with many other highly sensible election practices not available elsewhere. These also help bring about inclusively informed voting behaviour with the results delivered with reliable speed in counting and assessment on an ongoing explanatory basis. Australian practice knocks US socks off.

I seek your support for me to run in the next state and/or federal elections as a member and supporter of **Dying with Dignity**. I am in the **Voluntary Euthanasia Party**. **At 71 I am old enough to judge for myself. I should be able to leave this world openly when I want with government or other help as I deem best. This is my leading reform proposition and I can easily put up global cases until the cows come home. This open campaign direction has key implications for the quality of the lives of poor women and children. Speak memory.**

The personal focus on the inevitability of dying may naturally lead to better family and business knowledge and practice also designed to be more sustainable for future generations. This is led by better investment practices. They might be led, for example, by comparing the general benefits of industry superannuation and family or other investment trusts, including as self-managed superannuation funds. In an Australian Financial Review article entitled '*Union funds offer to lend firms more*' (AFR, 3.9.18, p1), industry superannuation fund supremo, Gary Weaven, states '*We don't need the government to come and sit with us and plan infrastructure and industry development and housing investment. We don't actually need it but believe it would be a good thing for Australia*'. The papers today indicate Greg Combet, former Labor minister and Australian Council of Trade Unions (ACTU) Secretary will become chairman of Industry Super Australia and IFM Investors. What have they both got to say about the investment future in Australian land and housing? Why shouldn't they speak openly on the public record? Cold War Mentality?

HV Evatt, High Court judge, foreign minister influential in the establishment of the United Nations and leader of the Labor party was far ahead of his party and time in seeking such key open discourse with Molotov, the Russian foreign minister, during the Petrov affair of the early 1950s, according to **Evatt: a life**, by John Murphy. Evatt ended in the NSW Supreme Court because Australian State Constitutions provide the major powers in land planning and construction and management of property and insurances to States. NSW has the biggest bar in the country with the most to lose because of its global nature. Open it up. Michael Kirby mocked Evatt late in life with others, implying he was ga ga. He was jealous.

In comparison with the general Asian region, Europe often appears more practiced in these regional open government and community planning partnerships to preserve and enhance endangered lands and related environments. This appears the key potential to stop Sydney being turned into the normal car plus smog and concrete jungle hell hole outside a few rich enclaves. Jesus, Baby, make one of them Glebe? The game, however, is rigged from top to bottom with lawyers in Australia, first brought up on feudal and then Cold War mentality. On the other hand, in my book, you're often better off with the devil you think you know.

Mediation is vital, especially if it can't be immediately dragged back under lawyers' control. The norms in law hate to see anything taken away from them ever. I assure you of that. (The practice has a name but my subconscious has dragged it under to keep me going on.)

We see the key contest of ideas today in the Sydney Morning Herald article '**How Ken Henry opened up a corporate can of worms**'. The view of the National Bank Chairman and former Treasurer is that the shareholder model of operation has reached its use-by date (SMH 1-2 Dec. 2018, Business). I tend to agree and prefer the stakeholder operational model which was first shown to me in the NSW Greiner government in industrial relations and in related approaches in universal health care provision which need to encompass more broadly effective service. In the opposite corner, Competition and Consumer tsar, Rod Simms, says we don't want businesses to get confused so he thinks their duties should be just to the long-term interests of shareholders. (Q. Is there a long-term shareholder interest? We

naturally ask these questions in *Dying with Dignity* and *Women with Something Upstairs*. Try to get as much free advice as possible, starting perhaps with Gary Weaven for example.

Surely as a small producer, competition should mean you can either join a collective for some purpose or go it alone in the market. This should be pointed out to government, which may have open monopoly control of some key service in the public interest, or may decide against it. The stable and reliable welfare state direction follows health care, communication and education. This social development depends on housing management and waste elimination based in some particular geographic environment, however high or lowly. This is broadly addressed here in Glebe strata living as well as in rubbish collection, waste management, cleansing, or whatever you like to call the practice of cleaning up shit.

SET UP SENSIBLE MANAGEMENT AND MEDIATION PRACTICES TO SAVE EVERYBODY TIME AND MONEY INSTEAD OF GIVING IT ALL AWAY IN SECRET MULTIPLES TO LAWYERS.

PROVIDE MORE INFORMATION TO THE LOT TO INCREASE OUR INTELLECTUAL PROPERTY

Mediation practice in related regional contexts is discussed attached. I ask the Whelan Property Group in regard to their treatment of ***Defect Management and related issues***:

Am I right in assuming that any problem that can't be dealt with via the normal strata management expectations is likely to be dealt with via the Office of Fair Trading mediation or the NSW Civil and Administrative Tribunal (NCAT)?

The answer appears superficially to be 'yes', but a lawyer engaged in the construction of by-laws is unlikely to make this clear. In my view we should not be constructing bylaws which attempt to solve highly particular problems presenting before they arise. If such problems can't be dealt with in consultation with the strata manager, the strata committee and interested others, we should try the Office of Fair Trading mediation, as discussed attached in a St James Court case with some of the owners. Failing this the case may end at the NSW Civil and Administration Tribunal (NCAT). This is not to suggest the City of Sydney by-law on Noise isn't very helpful. It is. God help those who go to the Supreme or High Court?

Where does the above leave the small business Ombudsman compared with Court, for example? Kate Carnell seems unusually sensible to me, considering her regular performance on the ABC TV program, **The Drum**. Deborah Snow's great SMH article '**Absurd situation: Chilling effect of defamation laws**' (SMH, 1-2.12.18) states that media insiders calculate that a full-blown trial will these days cost a publisher at least \$150,000 a week to run, based on senior barrister able to command about \$9000 to \$10000 a day, their

more junior colleagues around \$6000 and experienced solicitors who provide the back-up charging fees of around \$600 to \$700 per hour. What this boils down to is that you have to give lawyers your information for free, which takes up time and money. Then lawyers use it to screw you and everybody else from the perspective of those paying for their court case. Is this justice? No and it isn't intelligent service management practice. It stinks all round.

My understanding of strata management costs is that the St James Court strata manager, Verdun Walsh charges \$417 per month for standard work and \$220 per hour for non-standard work. Their competition, Whelan Property charges \$480 per month for standard work and \$208 per hour for non-standard work. Clisdells, who are mainly managers of commercial office and home cleaners, charges \$422 per month for standard work and \$265 per hour for non-standard work, which they primarily appear to conceive of as work done after 5 pm. I recommend against Clisdells attached, on the basis their information suggests they appear likely to be comparatively expensive and remote from typical Glebe concerns.

At St James Court I point out, for example, that I would hate to see any dispute matter go to Tribunal, as a veteran NSW judge recently stated she fears her colleagues will be driven to suicide if pressure isn't lifted on the state's overwhelmed court system. In the article **'Judge says workload will lead to tragedy'** (Sydney Morning Herald (SMH) 5.10.2018, p1.) Judge Tupman says **'We're paid well but we're not paid for that level of pressure'**. (Are you think what I'm thinking, B1? This profession is full of total nuts on too much regular big money.)

More money won't solve this problem but better mediation will, through gaining better understanding all round. Risibly in law, it is often the case that a higher court is expected to ignore all the information that has gone before and start their higher investigation with a clean slate – i.e. ignorance. This is crazy as well as expensive. If a mediator does a good job, she will attempt to write her journalistic understanding of a commonly shared problem, suggesting solutions in writing so all involved may get on with the business of life as best they see it. Anybody who doesn't agree should be given an opportunity to write their logical objections; with pictures, why not? All involved should see them. My experience of people is that their stated fear of lawyers makes it unlikely that they will ever write anything of much value down, in case a lawyer uses and overturns it and takes over to run up more costs for any project. Try common sense instead. It should save a lot of time and money.

The new common property memorandum seems to make the strata plan responsible on a continuing basis for many matters which have been affected by changes owners may have made to their particular interiors or exteriors over the years. If this memorandum is going to be treated as black letter law as distinct from a guideline this is likely to become a pain in the arse for strata like us. I would rather common managers and plumbers, etc. used it as a guideline. Fat chance of that? Try being surrounded as we are by intractable neighbours with lawyers squatting on top of everything that might vaguely look like a portal to guard it. You can shove your bill of rights, as Australians have bent to lawyers far too long already.

CONSIDER RUBBISH NOW COMMONLY CALLED WASTE

Lectures by the Catholic Society of St Peter at Sydney University opened my eyes in 2007 immeasurably, after I retired from teaching. The boys have it all back to front as usual. We want more information on everything, not less, to make better decisions in personal terms, considering our related mythic history and environment. We remember our feelings best? Before I retired, I never fully appreciated the mythic quality inherent in Freud or Jung's discussion and as it is so often expressed in personal life. As I wrote to Chancellor French below, the idea lawyers represent the interests of Australian people instead of their own is crazy. The thought that as I approach death the state may put me into the clutches of health professionals if I become demented, incontinent and or in pain horrifies and frightens me. I would rather be dead, also taking the pain from my daughter. I am over seventy and the state should assist me to die as early as I want. Yet Australians are caught in Cold War mentality where the market in guns is enshrined in US Constitution and the major lie is that they offer gun owners family protection rather than degradation and death. The Christian God did not seek the prolongation of life either. He only wanted lots of babies for the races.

The priests from the Catholic Society of St Peter were terrific on the whole; the nuns were young and friendly but a little soft. I loathed the academics, especially women, as they and the original doctrine about God wanting more babies appeared so foolishly careless and unforgiving. They should be put up against a wall and questioned publicly in my view. Are they good enough to teach this doctrine to so many of the apparently dumb, for example? Elizabeth Farrelly states in the SMH 1-2 Dec. 2018 edition in News Review, that apart from sex, life revolves around buildings and food. This is wrong, as surely life revolves around our caring and knowing and faith in which the personal search for truth, appears inescapable as a key object of goodness, including in our entertainment. God does not care for lots of kids.

As every mother knows, waste starts with bodily eliminations and water to clean them up. Colombian and Peruvian street sweepers in Glebe were referred to in later discussions on how not to drop and pick up rubbish. This is addressed attached in regard to Australian local, state and national rubbish situations. Call them waste? The front-line message here is that if you are not prepared to pick up or ring up about others' rubbish, but just dump your own instead, you are a pain in the arse whose only genuine interest appears to be in yourself. Take your rubbish home instead of throwing it in the gutter beside your car.

According to a recent article by Simon Evans in the Australian Financial Review (AFR) The Australian Competition and Consumer Commission (ACCC) which is led by Rod Simms, has raised concerns about the proposed acquisition by waste management group Bingo Industries of Dial a Dump Industries for \$578 million. Simms said the ACC was concerned about the effects of this in relation to waste processing, particularly in the eastern suburbs

and inner Sydney. He should consider what more effectively joined up government to support more sustainable development entails. This is discussed attached.

Virginia Woolf longed for a room of her own. I am ahead of her by three storeys. I have never had an abortion but let me say to arseholes who campaigned against contraception and abortion for so long, why stand in the way of government helping me to die instead of wasting a lot of money on making me and my family poorer and more miserable for longer? We are all going to die as distinct from endlessly get better. My colleagues in the Faculty of Health Sciences at Sydney University appeared to find that hard to grasp in their research. I bet the Chinese people and government would not. Pragmatism is anathema to any lawyers commercial in confidence privileges and narrowly related, expensive resolutions. The more drawn out, plentiful and confusing the battles, the more they head the money-making pack.

I speak as a woman who suggested to academic colleagues that instead of so many of the multiple expensive ethics committees using up community resources while asking stupid questions, they should simply issue researchers with business cards which also state **'If you don't want to talk to me, tell me to go away. If I don't go, contact this telephone or email number to complain'**. It seems hard for many to grasp that asking people questions is conceptually different from sticking things in their bodies. The IT driven thrill of turning all responses into numbers so they may be considered not only scientific but also remain suitably opaque has been hard for many in academia to resist. It is equally satisfying I guess to be able to give the work to a machine to do, while avoiding the wrath of the student who feels poorly graded. This is objective testing? (I strongly doubt it but it's fast and keeps a lot of people in more expensive forms of IT fog. Our US drivers always love that. Fake news?)

If you want to understand what feudally global and locally tribal unfettered relations produce you have only to read **Dictatorland, The Men Who Stole Africa** by Paul Kenyon. He addresses gold and diamonds, oil, chocolate and modern slavery resources. The combined historical product has been violence to the weakest relations from top to bottom in services to the big powers of the global armaments trade and to those who secretly sell arms for men's use and entertainment. In **Dying with Dignity** we may try instead to take care of others so as to take care of our own families and hangers on, starting with the men on tools. Surely this can only start with more willingness to openly question past and current events.

Seek Gary Weaven's free advice and ask for Malcolm Turnbull's and the rest. Tell them they are old enough to have made a big packet out of industry super, property, etc. and should give something back instead of money. It's only intellectual property. Mothers give it out freely. As a strata committee we have been acting a lot like boards freely for years without whinging, for example. We are sick of being the butt of government and tradesmen's interest in developing our homes in secret ways they would like, whatever we might prefer. If the top layer of old men and women in a lot of government, private sector or related

institutions were dropped off they could also do what they like for free. Why pay them as so many appear to claim to want to 'give something back'. Try not taking it all away first.

Population policy ideally rests on necessity to reduce causes of desertification where it is commonly needed most to prevent the increasing intensity of struggle over ever-decreasing resources. This is commonly in poor peasant societies with ever increasing family numbers. Australian remote and rural aborigines may be a highly unusual case with sit-down money (government pensions) which can provide a leading edge in media and related regional business such as that shown every week on Gardening Australia and similar TV programs. Australia has had very far sighted media, health care and related investment provision which can surely be more effectively followed or adapted in more openly shared land and housing or other investment designed for local and related regional communities. This is not to deny that housing or other incentives should discourage higher reproduction rates. For any woman to keep on having children denies her freedom, comparatively speaking. Overpopulation is threatening especially where the resources to support it are lacking.

You are alerted later to the Productivity (PC) Inquiry into mental health in Australia and to the continuing PC National Disability Agreement Review. I also alert you to the related Department of Home Affairs **Review of National Arrangements for the Protection and Management of Identity Information**, and to treatment of crime and the National Disability Insurance Scheme (NDIS). See more below, attached, and on www.Carolodonnell.com.au These are culture wars we must now address in relation to older Cold War family and economic relations where Australia is trapped by former false assumptions reified in legal relations. Human rights my arse. Lawyers rights actually.

The policy of encouraging larger family and population numbers, got by any means, also fuels the ruling market in guns and the delights of men with a propensity to violent action. This may normally be led by the armed and related government forces legitimated control over land and related resources, until the next bloodbath elections, or for a lot longer.

In countries without any welfare state, to suggest that certain and substantial killers should be jailed instead of killed is merely to provide a state sanctioned welfare net for the most abhorrent members of society so that they can continue preying on the weak inside or outside the cell. This is business as usual? These typically Western feudal and colonial assumptions include that certain and substantial killers such as Ivan Millat should be put in jail for life. Certain horrific criminals should be killed as unfortunates whose actions showed that they were not cared for effectively enough to protect society at large from them. It is simply too late to right this wrong which was too great to risk repeating on innocent people.

Waste issues appear best worked out openly, regionally and logically with affected stakeholders in related historical and personal regions which are essentially also family based, economic and political. There is also the Freudian and Jungian mythic account

embodied in early Tavistock welfare approaches. I realized I fell in love with my current home in 1995 as I moved from living with men to be home alone with big trees and gardens.

Waste, which depends primarily on the management of land, housing and related construction and other peoples demand, is a clear candidate for broader treatment than many more ordinary combinations of secret feudal and legal relations can provide. They leave us all too ignorant. A silly woman on **The Drum** on ABC TV said we all know that you can't fix what you can't measure. Surely you can, of course. You may kiss a problem better, for example, or distract it with an amusing story, or open it up to broader inspection in the search for better treatment in the broader collective interest, which includes the individual.

Tell Virginia Haussegger she should try to be more reasonable and forgiving rather than kind to herself so as to toughen up sufficiently. In *Dying with Dignity* and as one of the Women with Stuff Upstairs one explores these matters inside and outside St James Court in Glebe, where I live at No. 10. The nature of mafia relations are the brotherhoods of secrecy and trickery which sustain them and their families if they are lucky. I said this to our favourite plumber, as he knows the whole quirky site better than the passing parade. The Godfather movies were the key great renditions of relations of production between the market and state, naturally conducted in secret from the ruling mob and its legitimations. The struggle to become legitimate is where the earlier family and memory become an embarrassment. We are now in such struggles to gain better open regional, rather than closed commercial and professional focus at St James Court, in property and waste management, as attached.

In my view Robertson's Painting and Decorating had a great quote and contract procedure as it laid out the steps of the work process to achieve the shared aims and had a related payment process for agreed variations and quality management. The local business and payment systems of Electric Express also appear to make good sense in the general community need for well-run business to meet emergency and other situations. Steve Hutchins has a family business. His sons have come quickly to put in beautiful LED lights and fix emergencies for me. Others in strata maintenance and construction may appear highly resistant to change to achieve more sustainable development, through preferring to work with those with outdated fixed ideas or directions. Those of us loving big trees and gardens and also with something upstairs require better communication with swift and reliable action where necessary. Tell Joni there are more than two sides now. Give me some men who are stout hearted men, etc. etc. etc. See discussions of strata life attached. Move on.

See related discussions below. Cheers Carol O'Donnell www.Carolodonnell.com.au

St James Court, 10/11 Rosebank St., Glebe, Sydney

Dear Chancellor French (and to key concerned others),

From reading the relevant press reports and websites I note the government has asked you, as a former High Court chief justice, to lead an inquiry into free speech on university campuses amid its concerns about the influence of left-wing activists.

I note that as chancellor of the University of Western Australia, you have been tasked with developing a framework akin to the Chicago principles on free expression, adopted by dozens of universities in the United States, and to investigate "realistic and practical options" for managing areas of conflict.

I also note, for related example, that the Parliamentary Joint Committee on Human Rights is established by the *Human Rights (Parliamentary Scrutiny) Act 2011* and that the committee's main function is to examine all bills and legislative instruments for compatibility with human rights, and to report to both Houses of Parliament on its findings.

The information below and attached is provided in the interests of joined up government rather than the traditionally fragmented, confused and adversarial treatment practices led by lawyers and their professional acolytes, which often appear so comparatively costly and detrimental to the interests of the Australian community and individual, here and abroad.

I alert you below to the Productivity (PC) Inquiry into mental health in Australia and to the continuing PC National Disability Agreement Review. I also alert you to the related Department of Home Affairs **Review of National Arrangements for the Protection and Management of Identity Information**, and to treatment of crime and the National Disability Insurance Scheme (NDIS). See more attached and on www.Carolodonnell.com.au

This early submission points out the huge costs for community health and justice which occur as a result of following US market driven paths typically led by lawyers, in regard to universities or any other places of work or community gathering. The US costs of health care and the rates of homicide, for example, are far higher than in Australia, while offering far less effective community protection for health and economic stability. This is in turn related to a poor US Constitutional start which elevates the market in guns and other armaments above the interests of potentially victimised communities. This leads to the key US lie that guns protect rather than kill their victims in greater numbers. The Court presumption of innocence supports the user who turns on family or anyone else.

Information below and attachments point out the Australian regional and international leadership in regard to data gathering and fund management already pursued by Australian state and federal governments in health care, work injury, superannuation, insurance and related fund management. This embryonic, comparatively stable and data driven direction is ideally related to dispute resolution and built upon regionally and broadly, following the World Health Organization direction begun in 1946 and accepted by Australian governments against older professionally driven odds led by lawyers. This new, more rational direction often appears easily undone by partisan disputing lawyers and their followers, pursuing their vested professional interests under commercial in confidence principles as usual.

Victorian MP Fiona Patten, whose recent memoir is discussed later below, quotes Salman Rushdie, who apparently said, '*What is freedom of expression? Without the freedom to offend, it ceases to exist*'. In good societies openness normally prevents violence and women know that the more reliable information, rather than the less that one has about a man, the more one is protected. The exception is where potentially violent men may dominate all around them with impunity and women are treated as chattels or jewels.

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INQUIRY INTO MENTAL HEALTH IN AUSTRALIA; NATIONAL DISABILITY AGREEMENT REVIEW AND REVIEW OF NATIONAL ARRANGEMENTS FOR PROTECTION AND MANAGEMENT OF IDENTITY INFORMATION (RELATED TREATMENT OF CRIME)

I refer to the coming Productivity (PC) Inquiry into mental health in Australia and to the continuing PC National Disability Agreement Review. In particular, I alert you to the related Department of Home Affairs **Review of National Arrangements for the Protection and Management of Identity Information** and the submission I have made below. This refers to the treatment of crime and the National Disability Insurance Scheme (NDIS). It is equally relevant to the following PC terms of reference:

The interface between the NDIS and mainstream service systems, noting that many people who are unable to directly access the NDIS may access support through alternative service providers, mainstream services, and their communities.

Responsibility for ensuring that people with disability have access to government services, provided by the Commonwealth and state and territory governments, together with development of agreed performance measures.

I make the following key point with supporting evidence:

General openness and holistic treatment are more necessary for identity protection and any related learning than privacy is. Look to the MyHealth regional data collection and related Medicare approaches for tackling crime and related issues of paid or unpaid work and disability, consistent with national disability insurance scheme requirements.

See below and attached for related information. Cheers,

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TO THE REVIEW OF NATIONAL ARRANGEMENTS FOR THE PROTECTION AND MANAGEMENT OF IDENTITY INFORMATION

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Overview of identity services in related global, regional, historical and personal contexts

The Department of Home Affairs has commissioned a **Review of National Arrangements for the Protection and Management of Identity Information**. This submission discusses its conflicting objectives, as outlined in the Ministerial terms of reference addressed below. The Review objectives are to determine ways to enhance or strengthen arrangements that support and govern the protection and management of identity information in order to:

- better protect Australians from the theft or misuse of their identity information, and assist people to minimise and recover from the impacts of identity crime should they become victims
- provide better targeted (that is, more convenient, tailored, efficient and effective) government services to individuals and business
- achieve these objectives in ways that respect and promote peoples' privacy

General openness and holistic treatment are more necessary for identity protection and any related learning than privacy is. Look to the MyHealth regional data collection and related Medicare approaches for tackling crime and related issues of paid or unpaid work and disability, consistent with national disability insurance scheme requirements.

Privacy is general ignorance under another name. It is infinitely more valuable to the comparatively wealthy and powerful family or association and individual than to the comparatively weak, if we purely consider the potential of privacy for financial gain, as the market demands. Yet those most weak and frightened, as well as those most dominating and oppressive, often seek privacy most. This is absence of others learning.

It is often impossible, therefore, to promote privacy at the same time as promoting the safety of the broader population, including those who like risks and who take them, at others' expense or not.

To promote privacy is different from protecting the private person from corruption. These identity and related goods and service matters are addressed in regional, historical and personal contexts which are also political, economic and emotional in their associated nature. This unified reality of place, history and person is the relevant evidentiary base which treats the person as a whole, rather than as sets of private professional diagnostic categories starting with the priestly confessional or not.

The Review of National Arrangements for the Protection and Management of Identity Information and one's related submission and attachments are thus both committed to **identify and analyse the key enablers, obstacles and risks associated with national arrangements for the protection and management of identity information, including consideration of:**

1. **legislative frameworks** (*These must primarily be regionally and historically related, which necessitates many state or other service providers to open themselves to questioning each other, rather than promoting service privacy which suits the service providers, as distinct from protecting or serving anybody else in better, cheaper ways.*)
2. **practices and systems for the collection, use, sharing of identity information** (*The leading risk management principles of data driven management in regional health, crime, rehabilitation and related information and broadcasting contexts are addressed attached. The 'woman' question and future generations were taken more seriously, as the Chinese communist party intended, with the barefoot doctor and health education programs, followed by the one child policy, now raised to two. This has vitally contributed to Chinese growth which has lifted untold millions from poverty since the end of World War 2. Australia has also targeted a family of two to three children since the government and industrial welfare net of the male wage as the family wage was first set in 1907. Reproductive relations are addressed as vitally central pillars of regional welfare policy attached, with many related Australian legal prescriptions also found wanting. I have worked in anti-discrimination matters all my adult life becoming increasingly disenchanted with the message which is based on narrow group identification without the related geographic, historic and particular story. (Tick the box stuff is often crap.)*)

*After reading her story, one particularly commends the regional service approach to Fiona Patten, a relative of Jessie Street and member of Victorian State Parliament, who wants to introduce new abortion, state assisted dying and drug laws. Patten wrote **Sex Drugs and the Electoral Roll, my unlikely journey from sex worker to Member of Parliament**. I guess Canberra is a tiny, wealthy and influential political and bureaucratic town by international standards. Jessie Street, as Patten reminds us, was the celebrated Australian suffragette and feminist of the 1930s who is probably best known for being the only female Australian delegate at the establishment of the United Nations (UN). One also thoroughly recommends Anne Summers memoir, '**Unfettered and Alive**'. I had never appreciated previously the enormous personal courage her journalism entailed. I remembered her huge willingness to espouse the local feminist cause but never knew her global ventures outside New York. She and Kevin Rudd should naturally work together.*

Let us catch up with more broadly open regional approaches to service where all adults take more responsibility for actions, starting with men who deny them. Ideally one sees the personal identity and account in its holistic context, rather than in many fragmented diagnostic terms of professional confidentiality, to shed light more broadly for all around.

3. coordination amongst government agencies, and between government and other entities.

*After reading **Inside the Lindt Café Seige**, by Deborah Snow, one can only believe that the promotion of privacy will be used by multiple federal and state police and related service agencies as a means of keeping control of their own continuing interests, while increasingly offloading work onto even more unaccountable contractors who also justify this in their commercial in confidence and related principles. These associations of people often did little but twist the intent of freedom of information laws introduced in the 1980s to their own professional and litigious advantage. This association advance was invariably also due to*

the adversarial, dumbing and expensive advance of lawyers with growing piles of legislation, conflicting or not. The recommended approach is regional and open with data designed to prevent corruption in the interests of the broader health and welfare advance led by many.)

The Review terms of reference state that it will identify opportunities and options for short, medium, and longer-term reforms, **‘to enhance or strengthen the protection and management of identity information in Australia to meet the objectives of the Review; and which could provide the basis for a future iteration of the National Identity Security Strategy’**. This submission is also to clarify conditions under which protection of the public, as distinct from protection of currently existing service provider interests, will take place.

Data matters related to driving the regional and personal quality of the health and welfare service which may be delivered in the government, private or related charitable sector

The common international market view is based on the continuing US Constitutional lie that the arms trade protects people, rather than killing and degrading them, as well as those they oppress with armaments trade. This is the continuing global, regional and historical ‘Cold War’ context referred to by President Xi of China, and within which one discusses the concept of local content and intellectual property in services, as addressed attached, including those delivered in the state, private or charitable sectors. From the regional demographic view taken by the World Health Organization (WHO) since 1946 and by the UN Education, Scientific and Cultural Organization (UNESCO), these appear vital culture wars.

This is a discussion of the ideal Australian way forward to greater productivity and wellbeing in more open global and regional approaches to knowledge and intellectual property, (including identity). The alternative appears to be to multiply many closed institutional and related professional or voting procedures which appear typically to close markets, rather than opening any to broader understanding and more informed participation, starting locally or not. The attached discussion of **‘the intersections between the enjoyment of the freedom of religion and other human rights’** requested by former PM Malcolm Turnbull naturally turned first to the Australian Constitution, a descriptive, as distinct from idealistic document. It surely made a lot of sense as administrative guidance for a federation of six colonies with parliaments and governors which still had control over land and production at the state level. The concept of a top unchanging Constitution, however, is foreign to good production and administrative practice. The men who wrote it were not Gods or Monarchs.

Many associations labour under an illusion, based on their dysfunctional but legal attitudes to intellectual property. This appears wrongly designed to be owned and exploited in comparative mutual ignorance of any broader potential. The identification of higher quality lies in broader regional planning, where quality may or may not be deemed to be primarily for development to some standard or not. It may also lie in the eye of the beholder, or not, depending on the case. The key point in delivery is surely to start any news with the democratic ideals of openness and search for truth, as distinct from more narrowly personal or sectional advantage. From this nationally more open perspective there are better consultative models of operation than the submissions-based funding model, for example.

The most powerful trade unions have long championed local content in manufacturing. It is far more necessary in services like news and film production, for quality housing and other service management, designed towards more broadly open and honest activity. Trade unions may attack this with lawyers. Their dedication to old male norms may do all a disservice today. One mainly advocates for regional structures and related digital platform development in broadcast communications and in land and housing construction and management structures. The norm is more closed institutional and related labour or other community associations, helping feather their related nests, with little attention to broader community interest in more open service. Lawyers particularly wield their certificates of merit to deny competitors the chance to perform on more openly shared platforms. Patten quotes Salman Rushdie, who apparently said, *'What is freedom of expression? Without the freedom to offend, it ceases to exist'*. Too right. Openness normally prevents violence and women know the more information rather than the less that one has about a man, the more one is protected. The exception is where potentially violent men dominate all around them with impunity while women are conceptualized as chattels and jewels. Stand up or die.

The only hope for the comparatively weak when faced with corruption of any kind is the open and intelligent administration of all national and related regional affairs of which they are a part. This starts with reproduction and birth; and with death, in demographic planning approaches, rather than ignoring or denying them until it happens. I guess that would have been the general and logical view of Mao Zedong and fellows in China. The evidence, which I support, are the **Quotations of Chairman Mao Zedong**, for example, although much of the material included was written when the nation was locked in civil and international wars. I read these quotations again recently at the Whitsundays in Queensland and was amazed at how much of this Maoist philosophy I had also been responsible for trying to implement in the NSW public service under Australian state and Commonwealth governments, Liberal and Labour, from 1985-95. This was pushing shit uphill against lawyers and their mates who necessarily appear to stand eternally for the existing feudal and political, economic and related professional orders on which their interests are based, and topped with lawyers.

Government ideally establishes a broadly stable environment in which good policy and economic decision making can take place in more open regional agreements with private sector and related independent or charitable organisational plans. The discussion attached on the **Digital Platform Inquiry Issues Paper** refers to the Treasurer's Terms of Reference to the Australian Competition and Consumer Commission (ACCC) to direct the **Inquiry into Digital Platforms** to consider, in particular, the impact of digital platforms on the supply of news and journalistic content. One calls for more broadly and imaginatively open views of evidence on matters in more broadly open regional and historic contexts outside court. This national and more regionally open direction questions normal communication and certification roles for universities, states and the private sector. The latter increasingly must be seen as including charities, because this appears to be the case in various financial trusts. This also appears to be the common secret reality, unless the latter open up to broader

regional agendas to obtain a more diversely multicultural public interest. Leadership is also historically initiated in ABC and SBS media directions for more broadly open development.

The **MyHealth Record** approach attached to Medicare and related public or private sector operators is also considered relevant for treating crime. Traditional insurance hides unfair and dysfunctional management practices, without necessarily benefiting even the litigious, who raise the cost of operations. Competing on premium price, the insurer rushes to international markets with the growing premium funds, until the rising market turns into a bust. Then the costs of the market default are offloaded onto others. Lawyers wield the whip in obnoxious, expensive, key operations. Australians understand that design of Australian Medicare is to amass more reliable population information in diagnosis and treatment, helping doctors and other body managers to operate better. A related state and data driven approach is taken to humans in regard to protection of workers from harm, as well as to rehabilitation afterwards. Disability and crime are often closely related and deserve to be treated accordingly as long as any group of potential victims is protected. All these service design features are undermined by legally privileged operation and control.

Most richer women across the world have severely curtailed their reproductive capacity through personal choice and most poor women have not as they are ruled by men, including church doctrine and those who live and make their comfortable careers off it. They grind themselves down as well as everybody else, unless they can grow better richer family and institutional connexions. In the Prime Ministerial context of address regarding religion and human rights discussed attached, I also challenge the Sydney University Vice Chancellor to justify his church and family values in more broadly open debate which is also available and so instructive to many. See related regional views of services and competition also put to the Inquiry into Digital Practices to the Australian Competition and Consumer Commission (ACCC).

One's thesis is you can't go wrong in more open communication in comparatively safe places. Australia is a comparatively safe and well-informed place due to comparatively good general and historical community and institutional practice. Don't stuff it up. Open it up. Comparison is often highly illuminating. In many things practice makes perfect and experience tells for a lot. In theory we may question the right to practice, backed by data. However, theory should not talk to itself alone and neither should data, as it ends up silly. The recognition of dialectics in practice must be effectively grounded, not led by the legal word and its essentially aristocratic pretensions to control, embedded in Western court and legal discourse. (Weber had a lot of great things to say about this, as did Foucault.)

The idea lawyers represent the interests of Australian people instead of their own is crazy. The thought that as I go towards death the state may put me into the clutches of health professionals if I become demented, incontinent and or in pain horrifies and frightens me. I

would rather be dead, also taking the pain away from my daughter. I am over seventy and the state should assist me to die as early as I want to. That will be cheaper and fairer for everybody bearing the costs of keeping me alive as long as possible, which is all Australians. Why can't I donate my body to the state early, like a soldier? Am I to be forever denied any forms of altruism or pleasure not dreamed up for me by men? (Christ what arrogance.)

One's key point is that consent has been a very hard-won gain for many women, which depends on and ideally encourages speech and increasingly informed experience. The man and lawyer historically shape and cut speech off so the lawyer controls everything except rebellion against him. The attached discussion of collegiate culture in universities was to gain understanding of the effects of constrained speech and sadomasochistic relations in sexual harassment and assault. One bases this generational and demographic analysis on the professionally consensual concepts of **consenting adults** in the **market, sex acts and death**. To have children is not to own them. Caring responsibilities lie first with the mother. The welfare state should consider the wrong kind of incentives it often gives to people and try to turn them around into more rational policy directions. Try with Chinese relations.

The family has a mixed institutional history, depending on the time and place. The aristocratic feudal family and its financial, military, peasant and taxation relations on the land may be contrasted with the urban family and its typical financial, employer, employee and other independent professional associations, for example. In my life-time the growth of the Australian welfare state favoured greater secure employment. The development of IT now forces new competition and costs upon many retail, manufacturing and related market and state environments in an era where there are increasing calls upon governments and residents for more protection of shared natural environments, as well as just people today. The related discussion of insurance and fund management attached seeks more systems designed to improve general wellbeing while reducing dysfunctional operational costs.

In global, regional and individual planning and management contexts, in which post-war Australia has accepted and effectively integrated higher rates of immigration from around the world than almost any other country, one accepts the definition of community put forward by the International Labour Organization (ILO), WHO and UNESCO. In the context of direction on community-based rehabilitation (1994), these organizations defined 'community' as:

- a. a group of people with common interests who interact with each other on a regular basis, and/or
- b. a geographical, social or government administrative unit

This is a good definition as it is clear and allows services or goods to be managed transparently (openly, clearly) on related international and regional bases for the purposes of evaluating and improving wellbeing and understanding in Australia and beyond.

Legal and related service or other expectations are discussed in this global and regional context which is historically established already. As members of families are used to many arrangements, including working for no money, it appears counter-productive to judge arrangements outside of the normal tribunal fixation of wage rates to be corrupt. Ideally, they should be opened up to more broadly rational judgment of joint community interests.

Good open process is vital to reduce corruption, pollution and decay. Shared strata housing plan management values mutual ignorance about who owns and who manages each of the separate plots we live on together, for example. This promotes ignorance and confusion as people only know and think about themselves and mates. Secrecy and dumb voting are put ahead of information in management of the place. Some see it mainly as their residence; others think of it as a part of their investment or their real estate or other trade business. Regional and related place-based approaches to work seek to cut through these problems.

Risk is ideally addressed in broader and more reliable health and welfare terms, as it is embryonically addressed in Australian health care portfolios, for example. This is so in spite of the tendencies and limitations of medicalizing situations, so as to treat them as 'mental health', providing legal instead of illegal drugs, at public instead of private expense. Related local, national, regional and global strategies regarding film and other place, time and person-based products are addressed attached to show how regional, historical and personal approaches appear superior to professional and market driven ones for improving the welfare of all involved in any production, paid or not. Culture wars matter as the Chinese Communist Party would be the first to recognize, I guess. Take up this related Australian ABC and SBS connexion and extend it in a manner designed to maintain its quality. Innovation requires vision in a broader regional light. Small business starts unashamedly with the family but state development often teaches denial of the bond. **Why?** (This is the regional policy context in which we interrogate our policy together.)

Cheers

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