

Human Rights Council
Complaint and Procedure Unit
Office of the High Commissioner for Human Rights
United Nations Office at Geneva
CH-1211 Geneva 10
Switzerland

cc: Anders Anundsen, Minister of Justice, Norway

Oslo 25 April 2014

Dear Sirs,

Enclosed, please find an authorized translation of my memorandum "**Democracy and rule of law**" covering serious civil- and potentially criminal breaches of Norwegian law by the members of the Norwegian Supreme Court. The memorandum is an excerpt from my upcoming book "The Great Deceit - how State power destroys the welfare society".

I am sure you will agree that the backbone of any functioning democracy is The Law, and that this law is based on the protection of the rights of individual freedom, i.e. according to The UN Charter and The European Human Rights Convention.

Likewise, I am sure you will agree that the backbone of The Law is the proper functioning of the judicial branch, i.e. the Courts and the Judges, with a strict adherence to the all important separation of powers in any functioning democracy. In other words, a system of justice seen and experienced by its citizens to be beyond reproach.

Kindly take the time to read my memorandum describing how the Supreme Court Justices in Norway, by way of explicit actions, express their utter disregard for the law for which they have supreme guardianship to uphold.

Unlike the perceptions held by much of the outside world, Norway's judicial system is deeply dysfunctional, in essence ensuring the rights of the State to the detriment of the individual. Simple fact is that in Norway, the State can enforce its will upon any individual or group of people it so desires without having a binding judgement in a court of law. And it does so with unquestioned impunity from law enforcement agencies, i.e. the police. The State or government, as well as the police, will not dispute this fact. Both will simply contend that this is the way it should be, i.e. the supremacy of the State over the individual. This attitude means that respect for the law has been replaced by arrogance for the law. Our elected leaders seem oblivious to the fact that this type of behaviour and system of government has lead to some of the worst regimes in human history.

The all important presumption of innocence until proven guilty is also loosing ground in Norway. Evidence of this was rather eloquently put by the former head of the Association of Judges, Haavard Holm, when he went on record saying that "*the price to be paid for judges being unable to overturn a jury verdict is fewer convictions of guilty persons*". In other words, the opposite of the credence of "presumed innocent until proven guilty", actually precisely in line with Sir Thomas Moore in "Man for all seasons" when he said:

«Why should the guilty have the benefit of the law?»

Unlike Judge Holm, Sir Thomas Moore had the correct answer:

"When law is disregarded to better pursue the guilty, it is also taken away from the innocent"

So far the Norwegian Parliament has done nothing about the sordid state of affairs in the Supreme Court, and one can only wonder if our elected leaders have lost their moral and constitutional judgment as to why they were elected in the first place?

I am not the only one disturbed over the all mighty and all-powerful Norwegian State. We are growing in numbers each day. But when our Judges willingly, systematically and intentionally break the law, and our elected leaders "look the other way", clearly out of self-interest, we have no other option than to turn to the outside world for its scrutiny of the facts and a possible remedy for a legal system gone astray.

Thank you for taking the time to read and consider this email, in particular the enclosed memorandum.

Hans E. Olav

Oslo, Norway