



Proactive Release

Submissions on the Child and Youth Wellbeing Strategy

August 2019

The Department of the Prime Minister and Cabinet has released the following submission received during its public consultation on the child and youth wellbeing strategy.

Some of the information contained within this release is considered to not be appropriate to release and, if requested, would be withheld under the Official Information Act 1982 (the Act).

- Where this is the case, the information has been withheld, and the relevant section of the Act that would apply, has been identified.
- Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.

Key to redaction codes and their reference to sections of the Act:

- **9(2)a** – Section 9(2)(a): to protect the privacy of natural persons, including deceased people.

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From: 9(2)(a)
Sent: Wednesday, 12 December 2018 12:15 AM
To: Child Youth Wellbeing [DPMC]
Subject: Submission

Categories: Green category

FIX FAMILY COURT AND RETURN OUR CHILDREN PLEASE.
READ THIS SUBMISSION, THOUSANDS OF CHILDREN AND ALIENATED PARENTS ARE STILL
WAITING.

 [2018 COURTS MATTERS BILL](#)

COURTS MATTERS BILL October 2018

Addressed To, Although not limited to:

Judiciary :

Governor General - Dame Patsy Reedy

Chief Justice - Rt Hon Dame Sian Elias

Chief High Court Judge - Hon Justice Venning

Chief District Court Judge - Hon Judge Jan Marie doogue

The Solicitor-General - Ms Una Jagose

Chief Executive - Ministry of Justice - Andrew Bridgman

Attorney - General - David Parker

Appointed Members of the Justice Committee: Hon Justice Courtney, Hon Justice Dobson, Judge Brook Gibson, Mr A C Beck, Judge Paul Kellar, Mr J McHerron

JUSTICE COMMITTEE + SELECT PANEL

Maori - Hapu

Parliament : Trevor Mallard - House Speaker

Jacinda Ardern - Prime Minister - Minister for Child Poverty Reduction

Winston Peters - Deputy Prime Minister Hon

Kelvin Davis - Labour - Tai Tokerau

Chris Hipkins - Leader of the House - Rimutaka

Tracey Martin - Minister for Children

Andrew Little - Minister of Justice - Minister of Courts

Grant Robertson - Minister of Finance

Dr David Clark - Minister of Health

Nanaia Mahuta - Minister for Maori Development

Peeni Henare - Minister for Whanau Ora - Minister of Youth - Tamaki Makaurau

Stuart Nash - Minister of Police - employed to protect the public from harm, this includes from his or her peers, from systematic abuse of the state government

organisations, corporations and judiciary, to ensure peace and protection for the Citizens of NZ from any form of physical, sexual, psychological harm from

themselves, amongst themselves economic abuse taxation, through psychological abuse through assisted child abduction and parental alienation the New Zealand

family court, child support in monetary, but denied quality time spent with their

child.Green Party Members - Marama Davidson , Golriz Ghahraman, Gareth Hughes,

Jan Logie

We have come across the terms : “ parental alienation” and “d.v by proxy” the scientific research of “ parental alienation” and d.v by proxy” . We have also discovered the mental health illnesses and effects of “parental alienation” and “d.v by

proxy” acquired by children and alienated parents. To put it simply, the NZ family court and its employees, social workers of oranga tamariki, and ex partners cause children and alienated parents mental health issues, psychological and emotional torture causing psychological harm which is psychological abuse.

We the citizens of NZ insist that the NZ government and its corporations, organisations and judicial society to come up with SOLUTIONS to prevent and eliminate the acts of torture from child abduction, child sibling and parent alienation, emotional and psychological abuse from currently still occurring within the current NZ family court process. NZ law society Kristy Swaddling stated in a news article that: "there is always a winner and loser in family court". Kristy is right, a child and parent loses, the narcissistic parent wins. Therefore justice for separating spousal conflict, child and parent contact and custody disputes cannot be solved by litigation, through law. This has become a worldwide epidemic (excluding brazil and some states in canada).

We insist that the NZ government and judiciary agree and financially assist to isolate and eliminate child abduction, parental and sibling alienation by **removing all "Without Notice Orders" acts completely out of all NZ legislation to do with child contact, custody and care arrangements through the NZ family court then replacing them with mandatory FDR (Family Dispute Resolution)** which is currently in the NZ family proceedings act 1980. **Separating spousal conflict - if two parents cannot agree on a child parent contact and custody agreement then a direction from the NZ courts of a 50/50 shared care order for separated parents and by the ways and means of psychology based therapy and education is absolutely required immediately.** Keep the FDR (family dispute resolution) process, to implement professional psychology and base its resolutions and healing process on professional psychology. These new process-structures we require in these organisations, government and judicial entities need to be based on professional forensic psychology, with the aim in mind always to be of producing outcomes that lay in the best interests of our children - tamariki, our basic human rights to parent our children under natural and Maori tikanga law.

Replace lawyers with upskilled social workers and psychologists for FDR.

An FDR application made to the NZ family court by any parent should be a simple process. Immediate direction to FDR by registrars and family court judges should be an immediate decision to avoid protracted waiting time.

Penalties of fines, sanctions of community service etc should be directed to a parent who will not comply with parenting orders and not comply with directed psychological therapy and education, non violence programs, drug and alcohol abuse programs, parenting programmes etc. Children need to have a voice too. Age

permitted.

Police (public servants) are to be trained and made available always in problems relating with child exchange between any separated parents, if there are any conflicts with sticking to the standard 50/50 shared agreement or agreement they agreed to, their headquarters to be available for child exchanges or assist in uplifts/handovers. Limit direct contact for volatile situations. Any signs of child abuse or concerns by parents or any member of the public should be reported to police, then investigated by police to see if there is legitimacy of the allegations by asking the parent to immediately take their child to their general gp with a female witness nurse, if allegations of abuse and neglect are found to be legit then the police are to advise Oranga Tamariki who then sends a qualified social worker to find out about the abuse and start counselling and family therapy. A judge would have to determine the punishment and rehabilitation for the abuse to the abuser. Through family court a social worker or family mediator may apply for an order for the abusive parent to attend restructured and re-educated non-violence programs, psychological therapy for unhelpful thought patterns and unhelpful negative behaviours as well as any other abuse preventative programmes, parenting programmes etc if the court deems necessary and may also be liable for fines and sanctions of community service if behaviours of abuse continue or fail to educate themselves by attending such programmes.

We insist that you dramatically lower the mental health statistics in children and parents of NZ by suicide ideology and the suicide rate, psychological abuse, trauma, depression, P.T.S.D (post traumatic stress disorder), anxiety, parental and sibling alienation, substance abuse issues, all caused by the process of the NZ family court and its employees, a bitter ex, Oranga Tamariki social workers with the encouragement use and abuse of : " Without Notice Orders", from an unethical lawyer aiding in child abduction and parental alienation.

We are finding that the time frame for matters of child contact and custody issues to be heard and resolved in the NZ family court is far too long . In NZ legislation in the care of children act 1990 part 2 49A (2) I quote : "The court must as soon as practicable, assign a hearing date that is no more than 3 months after the date of the interim parenting order, + at the hearing on that date the court may replace the interim order with – (a) a further interim order or (b) final parenting order".

9(2)(a) [REDACTED] I myself have been affected by the dysfunctions of the NZ family court for over 2 years now. A place that is supposed to help protect my children and I, which resulted in giving my children and I mental health issues, near

suicides, allowing and aiding my ex partner 9(2)(a) to abduct our 9(2)(a) daughter 9(2)(a) with the use of " without notice orders " filled with his perjury, lies and half truths, not exposing his own faults to get his own way, to hurt me because I would not longer submit to his sexual blackmail, to have power and control over me and my relationship with our daughter 9(2)(a) guided by his mother 9(2)(a) (a repeated cycle and learnt behaviour of PA from his mother) an unethical lawyer - 9(2)(a) , an uneducated judges stamp. Judges will no longer communicate with me now let alone allow me unsupervised quality time with my child, breaching our child's children's rights and I her mothers human rights under the universal declaration of human rights adopted in 1948. Still to date no resolve - completely alienated from each other - to the point if I send her a birthday or Christmas present or ask how she is doing or ask for photos, anything to do with our daughters well-being I will be imprisoned for breach of protection order. Iv been breached 2x so far from trying to communicate and be in my daughters life and to see her at her playcentre. I have been threatened by a judge any more complaints from my ex that I will be imprisoned. I have no faith in my ex partner 9(2)(a) , any lawyers or the NZ family court. I have a high level of understanding of the pain one feels, empathic, weather that be an alienated father, mother like myself, grandparent etc, along with the mental health issues they acquire going through the current family court process and being subjected to parental alienation and child abduction, clear cut "PSYCHOLOGICAL ABUSE"! - This warrants a breach by alienating parents, lawyers, and judges under the crimes of torture Act 1989.

I wish to make the following comments: quote by " The judge/registrar is asking for the applicant to be open and honest and to give both sides of the story, you have to provide all relevant information even if it is not helpful to your case". Unfortunately this is not happening, the applicants are not being open and honest and providing all the relevant information because its not helpful to their case or the lawyers pay check. **Without Notice Orders are being granted and stamped with out hesitation, handed out like lollies so to speak to bitter parents and OT social workers**, to warrant them an authority of an instant up lift of their child, full custody and contact of their child, without the respondents and other parents side of the story, without all relevant information, without all evidence, without notice, causing instant shock, trauma, on going mental health issues for child and alienated parents.

The NZ family court rulings made by judges and registrars are breaching: Tikanga Law, Natural Law, Common Law, Magna Carta 1297, Crimes of Torture Act 1989, Care of Children Act 2004, Domestic Violence Act

1990, Family proceedings Act 1980, The New Zealand Bill of Rights Act 1990, Human Rights Act 1993 - 21 Prohibited grounds of discrimination, The Universal Declaration on Human Rights adopted in 1948 that all human beings are born free and equal in dignity and rights.

The statement on the ministry of justice web site made by Hon Andrew Little contradicts what is currently being allowed to take place though the NZ family court by bitter ex partners,/parents, lawyers, judges, registrars, oranga tamariki social workers in the ways and means of child abduction and PA using "without notice orders", no evidence required, just mere allegations. Parents are then treated as guilty until proven innocent , 2, 4, 10 years with no resolve and a broken bond attachment between alienated child and alienated parent. Repercussions to the children result in psychological abuse with the risk of developing personality disorders - learning difficulties, repeating the cycle of abuse, to the respondent (the alienated and targeted parent) are : depression, anxiety, P.T.S.D, trauma, suicide, begging to see their children resulting in a without notice protection order served on them with the excuse of they are mentally unstable, their mental health is deteriorating, which in turn actually causes even more suffering of further mental health issues. The ex partner or social workers file complaints through NZ family court with the breach of protection order keeping them away from their children resulting in psychological abuse, trauma, imprisonment for alienated parent. A criminal record for the alienated parent/s. Do you think that this is acceptable to us citizens of NZ?

We do not think this acceptable and we insist urgent changes immediately to the NZ family court process.

The Purpose of the Care of Children Act is to and which we Agree Upon:

To Promote Children's welfare and best interests, facilitate their development, by helping to ensure that appropriate arrangements are in place for their guardianship and care and to recognise certain rights of children. Child's Welfare and best interests to be paramount.

COCA 2004 Section 5, Principles relating to child's welfare and best interests The principles relating to a child's welfare and best interests are all that-

- (a) a child's safety must be protected and, in particular, a child must be protected from all forms of violence
- (b) a child's care, development, and up bringing should be primary the responsibilities of his or parents her guardians
- (c) a child's care, development, and upbringing should be facilitated by on going consultation and cooperation between to his or her parents, guardians
- (d) a child should continue to have continuity in his care, development and upbringing
- (e) a child should continue to have a relationship with both of his or her**

parents, and that a child's relationship with his or her family group, whanau, hapu, or iwi should be preserved.

Submission of the Family Court Judges of New Zealand

Justice and Electoral Committee - NZ FAMILY COURT PROCEEDINGS REFORM

BILL 2012 - This Submission clearly states we need a major urgent change in the NZ family court processes, to my understanding the NZ family court is currently unable to maintain the current situations and demands regarding child contact, complex custody disputes, without notice orders - guilty until proven innocent cases, rising prison numbers for alienated parents trying to be in their children's lives due to without notice damaging protection orders, along with reactive abuse to original cause of the psychological abuse. There is no current process in the NZ family court that successfully solves complex separating spousal conflict, and that doesn't prevent an ex partner or social worker from using your/their child/ren as weapons by the ways and means of child abduction and parental alienation.

We require restorative justice in our society immediately. There is a current lack of understanding when it comes to the NZ family court, a lack of sound council of the best interests of the child, unaware or unable to help themselves at any distressing time, when emotions are running high, when parents may be seeking sound counsel for children and themselves who are lacking immediate intervention and prevention of child abduction and parental and sibling alienation, lack of prevention of or more cause of psychological abuse when you walk into any NZ family court or any NZ lawyers office.

We highly suggest to replace "without notice orders" out of NZ legislation to - up skilled, FDR Mediators, counsellors, social workers, family works, parenting through separation, oranga tamariki social workers, Psychologists, Psychiatrists etc

There is an opportunity here to create more Jobs around psychology, mediation, and lesson the caseload of family court on incompetent uneducated lawyers, registars and judges.

I wish to address the NZ judges concerns with proposed NEW FAMILY COURT RULES , an educational conference with forensic psychologist Dr Craig Childress.

**C.A CHILDRESS, Psy.D. - LICENSED CLINICAL PSYCHOLOGIST, PSY
18857 -**

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Dr Craig Childress is a professional forensic psychologist proficient expert in solving the separation spousal conflict, child and parent and custody contact issues, his methods used are based on professional psychology, determining the status of each parent, the alienator and the alienated. The Narcissistic personality disorder parent and the Empathic submissive parent. He has agreed to come to NZ to speak at an arranged conference, to lay out the facts, educate about Parental Alienation and how to solve it.

Quotes - Dr Craig Childress:

"In Divorce and separation, the child's best interests are that the family successfully transitions to a healthy and functional separated family structure, united by the bonds of shared affection with BOTH parent.

" Family conflict is not solved by litigation. Family conflict is solved though professional psychology - real psychotherapy that will solve the family conflict and facilitate the family's successful transition to a healthy and functional separated family structure following Divorce and separation, which is always in the child's best interests."

We also suggest Jill Goldson who has a decade of academic teaching in counselling in dispute resolution for which she won awards for her teaching style and curriculum design, Jill has her own professional training seminars in family dispute resolution work (FDR) and child participation. Parliament - government or judiciary could employ her to teach training seminars to our public servants these include: NZ police, psychologists and the NZ psychology society, oranga tamariki social workers, mediators, psychiatrists, judges, registrars, mental health workers, doctors, nurses, university students and any other public servants the government and judiciary deem necessary.

Suggestions: Any parents or social workers who are alienating their child/ren from their other parent/s could be directed immediately to a parenting through separation programme as well as individual counselling for their personality disorder , non violence education programs for violent parents or substance abuse counselling programmes/rehab etc. If there is strong evidence of domestic violence, psychological abuse on children and the other parent, there needs to be a system put in place that will still immediately protect the rights of the child to see and spend time with the abusive parent under supervision - a system put in place where the abusive parent gets psychological help to address his/her abusive issues - restorative

justice for both the child and parent.

A chance for the parent to change his/her abusive ways/behaviour . We also need to be mindful that parents in this situation have made mistakes, continued a learnt negative behaviour from their upbringing, repeated cycles/unhelpful patterns **lacking strongly in education on how to deal with their thoughts and emotions which result in continued abusive behaviour. - restorative justice is what our society requires.**

The care of children act 2004 Section 5 corresponds with section 3 (2) to 5 in the domestic violence act. **We would like child and parental Alienation to be recognised as psychological abuse and domestic violence. We would like to make child and parental alienation a criminal offence in the future if evidence is provided of this happening and all teachings and counselling are not being treated seriously or adhered to by the alienating and psychologically abusive parent.** All of sections 3 to 6 in the care of children act is not being adhered to because of "without notice orders" and the personal opinion of the registrar or judge. This section is also not being adhered to by lawyers, psychologists, social workers from Oranga Tamariki or most applicants.

It is very obvious that the "without notice orders" are not working for the children and parents of NZ, they are working against them, the power of those orders are being used and abused for greed and power over a child and over the other parents rights to parent their child and to have reasonable contact with their child, they are mainly used to aid themselves in alienating the other parent from their child's life and making our lives a living hell with psychologically abusive protection orders from the abuser making stories and twisting facts, they go well against our basic human rights standards.

The "without notice orders" allow the alienating parent to use the child as a weapon through the family court with affidavits filled with misleading information and perjury. It has been recognised in forensic professional psychology that the alienating parent, using and abusing the family court system to alienate their own child from his or her other parents life is suffering from borderline personality disorder and narcissistic personality disorder.

From my understanding there is a process for legislation changes in regard to the family court process in the constitution act 1986 which states we have 3 branches of government which are the Legislature (Parliament), the Executive (Cabinet and Ministers outside Cabinet, plus government departments), and the Judiciary which each operates independently from each other. "the separation of powers".

Well these separation of powers need to come together and agree on new NZ family

court rules for the sakes of our mental health.

The attorney-general or chief parliamentary council make directions to examine bills, parliament enacts the law and passes legislation, judges make the law, the governor-general signs the bill into law by giving it royal assent. The governor-general acts independently of political considerations in recommending judicial appointments and statute changes within legislation. I find it interesting that its stated in the courts of NZ website which quotes : “ It is proper for ministers to comment on the effectiveness of the law, or about policies on punishment (that is, on those matters where the executive has a proper involvement), but not where the performance of the courts is brought into question.”

The performance of the NZ family courts and their employees: lawyers, judges, registrars, court apt psychologists and psychiatrists urgently need to be brought into question requested by the citizens of NZ who are being traumatised by the NZ family court process in relation to child abduction, parental alienation, custody and contact disputes.

On the courts of NZ website I quote : “There are other important legal principles applied by the courts including the principle that everyone is equal before the law. This means that the law is applied 'without fear or favour'. It is a basic requirement of any system of justice that the courts must be seen to be impartial and fair ”. end quote. Now from our experience of the NZ family court process **we definitely feel that we are not being treated equal before the law, we fear we will not be able to have sufficient unsupervised contact/access with our children, we have no clear cut timeframe or stable reliable structure on how we know we will see and to be able to parent our children again.**

We live in uncertainty and fear in our children's well being as well as our own. We do not feel we are being treated fairly as an equal to the alienating parent, custody and contact seems to fall in their / applicants favour only.

Then there is the issue of legal aid, the parent who has to spend thousands to hundreds of thousands of dollars on legal fees to battle in court against the other parent just so they can see, spend time with, and parent their own child, this battle can take years, some are at 4 years still battling, quite often they give up and walk away from the court process and are left with mental health issues, depression, p.t.s.d, anxiety, trauma, worst case scenario suicide, bankruptcy, loss of employment, loss of home, loss for enjoyment of life.

From the NZ Courts website I quote : “The chief justice as the head of the judiciary is the primary point of contact between the executive and the judiciary. Heads of bench may also communicate directly with the executive on matters of interest to their own courts.

The chief justice occasionally attends select committees of the house considering legislation (for instance relating to judicial disciplinary procedures), usually with other judges. Heads of bench sometimes attend as well in respect of pending legislation relevant to their jurisdictions (for instance family or employment related legislation)". end quote. **With that information we insist the select committee to communicate and work with the heads of bench, chief justice, the NZ judiciary as well as to the attorney-general Hon David Parker, the Rt Hon Dame Patsy Reddy.** A judicial conduct panel has been appointed to inquire into our complaint of the current dysfunctional family court process, conflicting acts in legislation which is making the family court process dysfunctional, which is currently supporting and creating child abduction/kidnapping, parental alienation, psychological and emotional child abuse, parent psychological and emotional abuse causing traumatisation, depression, anxiety, p.t.s.d, suicide, children developing learning difficulties, personality disorders, and are at a high risk of acquiring drug, alcohol and substance abuse addictions later on in their lives.

On the NZ ministry of justice website I quote: “ The New Zealand Bill of Rights Act 1990 (BORA) protects and promotes human rights and fundamental freedoms in New Zealand. We're responsible for scrutinising proposed legislation to look at whether it meets BORA requirements.”

On the NZ foreign affairs & trade website it states : “ that the universal declaration on human rights adopted in 1948 that all human beings are born free and equal in dignity & rights”.

Unfortunately as you can see with my court matters bill submission here that this is not currently being adhered to by the NZ family court and its employees in the relation to child custody and access for our children through the family court process and from a majority of its outcomes.

On the courts of NZ website it states :“ Many of the rights the courts protect go back centuries. The Magna Carta in 1215, which restricted the power of the monarch, is still applied in New Zealand

“Independent, fair and efficient courts are an important cornerstone in our democracy. Courts underpin social stability. They give confidence that our rights as citizens can be upheld; that our differences and conflicts can be resolved through law; that those who interfere with our rights can be held to account; that our society can be protected from law breakers; and that the State can be required always to act lawfully.

Social stability is not so stable, our differences and conflicts are not being resolved through law, and those who are interfering with our rights and our children’s rights are not being held accountable, we do not

currently feel protected by the police, judges, social workers, NZ law or family court in regards to reasonable contact with our children, our children do not feel protected by law and of the family court process.

We would like to experience a new NZ family court process please, we would like to see and spend time with our children again as of yesterday. We currently have no confidence whatsoever that our rights as citizens, our rights as parents are being upheld, children's rights of the right to have both loving parents in their life are not currently being met, the right for a child to give and receive love to and from both parents are not being upheld in the current NZ family court process. It says in NZ legislation its in the best interest of the child, yet it is not a reality when it comes to the NZ family court battling a bitter ex partner or oranga tamariki social worker, nasty lawyer or uneducated judge.

Her Excellency The Right Honourable Dame Patsy Reddy. New Zealand's constitution reflects the Treaty of Waitangi as a founding document of government in New Zealand.

We the citizens of New Zealand understand that the government is legally required by Her Excellency Her Majesty The Queen Elizabeth II of England to keep you up to date on our states affairs.

The British consulate informs us in October 2018 that Her Majesty The queen of England has no interest in the business of New Zealand and that she is just a visitor here. We the citizens of New Zealand understand Her Excellency Her Majesty The Queen Elizabeth II of England is responsible for rendering justice for all her subjects. She does not personally rule in judicial cases; instead the judicial functions of the Royal prerogative are performed in trust and in the Queen's name by officers of Her Majesty's court. We the Citizens of New Zealand urgently require a new Family Court process-structure, as well as a whole new process-structure concerning the government organisation Oranga Tamariki as both are currently causing mental health issues to children and parents risking attachment bonds between child and parent severed, traumatised.

Maori Tikanga requires crown entities and corporations to act lawfully within Tikanga Law here in New Zealand. The United Tribes of New Zealand require restoration of mana to preservation of mauri.

A houhou te rongu or pathway to a healing process where restoration is ultimately achieved on the physical, emotional, psychological, spiritual and family nucleus levels. He Korero te tapawha nei.

Oranga tamariki social workers and NZ family court employees must now be very careful how they deal with matters of child safety and child abduction as well as to avoid performing acts of torture to children and parents of any race or nationality

who follow Maori Tikanga Law, Magna Carta 1297, Natural Law, Common Law, Crimes of Torture Act 1989, Care of Children Act 2004, Domestic Violence Act 1990, The New Zealand Bill of Rights Act 1990, Human Rights Act 1993 - 21 Prohibited grounds of discrimination, The Universal Declaration on Human Rights adopted in 1948 that all human beings are born free and equal in dignity and rights as to prevent prosecution for breaching our basic human rights.

In Maori culture it has been practiced for centuries that whangai or atawhai, whereby a child is given to family members to raise. This tradition remains today regardless of European legislation in current operations (which urgently require amendment to eliminate conflicts of Natural Law and Tikanga Law). The giving of a child to others to raise can be permanent or temporary. Children belong not only to their parents, but also to the whanau, and beyond that to the hapu or iwi. They are a ‘a tatou tamariki’ (the children of us many) as well as ‘a taua tamariki’ (the children of us two) they belong to a descent group but at any given time are held by individuals on its behalf, in trust for future generations. Placement of children outside whanau, hapu or iwi should not be common as a child who is adopted by a stranger is considered to be vulnerable and to have little to no protection.

The families of New Zealand are requesting excellent quality and availability of excellent mental health care and support rather than an adversarial dysfunctional traumatic psychologically abusive family court process and justice system that fails consistently to deliver justice to anyone let alone restorative justice to children and alienated parents, causing further damaging mental health issues and psychological abuse to them.

We look forward to hearing from you soon,

Kind Regards,

9(2)(a) [REDACTED] and the citizens of New Zealand.

9(2)(a) [REDACTED]