

## **Discussion today regarding section 5 Bill Of Rights vs Covid19 Response Act**

Adam Nuttall

to

Duncan Webb

chchcentral@parliament.govt.nz

Sat, Jul 4, 10:28 PM

Hello Duncan This is to follow up on our meeting today on the corner of Stanmore and Armagh. I would like to commend you on holding these street corner discussions. It is a rare opportunity in this country and I hope you are not discouraged too much from this endeavour by My frank defence of Human Rights for All New Zealanders.

I would like to restate my case here in writing for clarity and to give you a more considered medium for response.

- 1) That the effect of Section 5 of the New Zealand Bill of Rights "demonstrably justified in a free and democratic society" is demonstrated "in society" and not by government officials. In short, Government decisions that limit our rights are accountable to the evidence that can be demonstrated by "Us".
- 2) That the evidence overwhelmingly shows that the government response to covid19 is completely disproportionate to the risk posed and not at all Narrowly tailored.
- 3) That If due consideration had been given to The Bill of Rights it would have resulted in this bill going nowhere without such severe alterations as to be completely different. This is profoundly expressed by the complete lack of accountability transparency or even recording of abuses.
- 4) That the "Good Faith" aspects of our Constitutional law have been undermined in an unacceptable manner.

I would like to give you an opportunity to respond in person with time to prepare. If you are holding more of these street corner talks I will attend again next Saturday and I am not adverse to you

suggesting one so as not to be unexpected. I understand you have attended at least one protest in support of BLM and issued statements in support of Palestinian Rights I am hopeful you can see the need to be at least as supportive of Human Rights in New Zealand for New Zealanders. This is certainly where your duty of care is. If I can help with further information please let me know as the totality of evidence is overwhelming and more can always be provided.

Once again thank You for the opportunity provided by these corner meetings and I look forward to your reply

Sincerely  
Adam Nuttall.

PS: I Have included My submission to the select committee for your reference

**Duncan Webb**

chchcentral@parliament.govt.nz

Jul 6,2020, 9:28 AM

Dear Adam,

Thanks for your email. I think you had a pretty good opportunity to let me know what you thought on Saturday - so thanks for turning up.

You are clearly aware of the parliamentary inquiry into the Act and how it works. All of the submissions are available on line.

While there are improvements to be made the fact is that almost everyone is of the view that a law of that nature was required.

I cannot accept your suggestion that the Act is disproportionate. COVID is causing carnage around the world and we are one of the few places with no community transmission. Our community is being kept safe and our economy is functioning largely because of the steps taken.

The fact is also that almost all New Zealanders agreed and complied with the law, and the guidance given. Our Ministry of Health has done an outstanding

job in managing this pandemic, with the assistance of all New Zealanders.

I would encourage you to look out for the Select Committee report when it is delivered.

Duncan

**Disproportionate Limitation of The New Zealand Bill of Rights 1990**

Adam Nuttall

to

Duncan Webb

chchcentral@parliament.govt.nz

Mon, July 6, 11:48 PM

Dear Duncan,

Thank you for your reply. I agree it was a pretty good opportunity you gave me and other members of the public to share our concerns with you. It was an honest expression of a free and democratic society.

Your response raises some concerns for me and I thought it best to seek clarification in the public interest.

In paragraph 3 you state "the fact is that almost everyone is of the view that a law of that nature was required"

I would like to know what evidence you have for "almost everyone" being a fact? Did you poll and what was the question?

In paragraph 4 you write "I cannot accept your suggestion that the Act is disproportionate."

Can you please comment on the quality of the evidence that I presented to you. What evidence do you need to even consider the idea that it is demonstrably disproportionate?

Further in paragraph 4 you write "COVID is causing carnage around the world"

Can You please provide evidence of what proportion of the world wide carnage is caused by COVID ?

After all, the whole question is around proportion.

In paragraph 5 you write "The fact is also that almost all New Zealanders agreed"

Again I would like to know what evidence you have that New Zealanders agreed?

You continue "and complied with the law, and the guidance given"

Considering the death rate was stated over 3% when imposing the lockdown and now CDC is putting it at 0.3% and lower, and that the guidance did not include clarification of the law. How does this constitute Informed consent?

Then you say "Our Ministry of Health has done an outstanding job in managing this pandemic"

Can you assure me there will not be another lock down over this virus in light of more recent figures on the case death rate and considerations of proportionality?

And lastly "with the assistance of all New Zealanders" '

What evidence do you have for the assertion that the burden of these measures had any effect on the path of this virus? please cite a study on the effectiveness of lock down and distancing measures.

Thank you for the time you spend in consideration of New Zealanders Rights  
Adam

**Duncan Webb**

chchcentral@parliament.govt.nz

July 7,2020 8:59 AM

Hi Adam,

Thanks for the response. I won't get into protracted correspondence. My views are based on two things - many days of evidence before select committee, and the widespread compliance of New Zealanders.

Have a great day.

Duncan