

The Foundations of the Nation Must be Restored

Britain's coming Freedom outside the EU

The magnet of the British Isles for those fleeing destruction and death in Africa and the Middle East is presenting the nation and our government at Westminster with an civil emergency the like of which has not been seen since the end of World War II. Those who risk their lives in seeking to cross the English Channel as illegal migrants say that they must get to England as 'heaven' and the paradise of law and liberty where prosperity and order reigns.

This being so, the question that arises in the thoughtful and enquiring mind is why did the leadership of the United Kingdom in 1972 undermine the integrity of our Constitution and unique system of Common Law, for a truly 'mess of pottage' in the (then) EEC? In retrospect, the answer is plain to see. This corrupting activity has been covered over for the past four decades. Now, however, is the darkness of those who said we have "**made lies our refuge**" (*Isaiah 28:15*) about to become subject to the light and power of the truth.

The foundations of the nation have been undermined and are now in desperate need of restoration. Parliament is Sovereign – *or is it?* The political classes have built an elected dictatorship in which they have sidelined our eight centuries-long Constitution which limited their powers. They have wilfully adopted alien laws from Europe, by so doing breaching their authority, convincing themselves and the people that they can disregard conflicting Statute Law *still in force* by implied repeal. **They have very seriously undermined the Constitution and nothing could be more serious than that, it being a treasonable offence at law.**

There have been some very foolish false shepherds, or leaders, of the national flock who failed to understand anything as to the spiritual dimension and power in the British Christian Constitution, which has nothing to do with the Treaty of Rome and the politico-religious legal

system of Romano-Dutch Law (Roman Law). The **Treaty of Rome** signed in 1957, *long before* Britain joined the system, has been the source of all our trouble in the European Union which is not a Common Law conception in any sense. Legally, it is entirely alien to the Common Law traditions of Britain and the 26 counties of the Irish Republic.

Prophets False and True

Without any doubt the leading political false prophet of this period was Mr Edward Heath, Conservative Prime Minister from 1970-1974. On a BBC current affairs programme dated 11 October, 1987 (the third anniversary of the Brighton bomb), the great parliamentarian, Mr Enoch Powell, referred to “**our anointed Queen.**” A response tendered by Edward Heath was that Enoch Powell was out of date. There were not many Christians in Britain now he said and to refer to the Queen as ‘anointed’ was not relevant and sentimental nonsense. At long last now, the nation is beginning to understand much more about the background of Edward Heath and his political subterfuge over Europe, which at law was infinitely worse.

Britain’s Constitution is in the Bible

The Coronation of a King or Queen of the United Kingdom carries the same spiritual and constitutional significance as that of biblical times in ancient Israel. The central most solemn act of the constitutionally required religious ceremony is *the anointing* which includes the Blessing and the Consecration. It is a ceremony unique to the British monarchy that belongs not only to the people of the British Isles, but to all those countries that have as their sovereign the monarch of the United Kingdom.

It is most remarkable that the coronations of our Christian monarchs are virtually the same as those of the kings of the House of David; from the Recognition to the regalia, the Oath to serve and, most important of all, the anointing. It is no coincidence that British monarchs are crowned sitting on the **Stone of Jacob** used as a pillow by the Israelite patriarch (*Genesis 28:10-22*).

When Her Majesty, Elizabeth II, was anointed with the very specially prepared Holy Oil, she said that it imbued her with a conviction of something irrevocable and that she felt that she had to do everything within her power to maintain the gift of Royal privilege and obligation bestowed upon her. In her broadcast at 9.00pm after her Coronation on 2 June, 1953, she said:

“My coronation is not the symbol of the power and the splendour that are gone, but a declaration of our hopes for the future, and for the years I may, by God’s grace and mercy, be given to reign and serve you as your Queen.”

Like her father, George VI, our Queen fully understands the deep spiritual element of her Coronation Oath and her Anointing. More than at any time in her now longest reign as monarch, the fact of her having been anointed means that in the growing siege of Christian civilization, *she is the most significant person in the Realm whom the Holy Spirit is able to empower*. As in the Second World War, it was when the nation held a National Day of Prayer that the whole course of events changed and our forces were delivered from defeat. There is tremendous need for the nation to call upon Almighty God for deliverance from the powers of darkness now very evident which are dislocating society on a significant scale across Europe.

The Conflict within Islam

The threat that the nation now faces from the so-called ‘Islamic State’ is inspired by pure evil spirit power emanating from ‘the bottomless pit’ of the Saracen Mohammedan Woe (*Revelation 9:11*). This unclean spirit power is filling the spiritual vacuum present in our land and in all the Christian covenant nations. Leaders in Church and State have no comprehension whatsoever of the demonic powers that have been released in our midst by their determination to undermine and destroy the foundations of *the Faith* and the constitutional integrity of our nation under God.

There is also rising sectarian tension among British Muslims with preachers of hate wanting to tear ordinary Muslims apart. Of the 3 million Muslims in Britain, about 2.3 million identify as Sunni, compared with 300,000 Shias. An investigation by *The Times*, London, reported on 14 August, 2015, that at a Muslim conference in Birmingham in May 2015, the Shias in Iran were vilified and their founder, Ayatollah Khomeini, was defined as *Shaitaan* Khomeini. *Shaitaan* is the Arabic word for Satan. This centuries-old schism in Islam began in blood and the old wounds refuse to heal. If the same path of sectarian fuelled conflict from the Middle East is followed in Britain the investigation concludes that "we are in trouble."

An Untouchable Statute

The Magna Carta has survived eight centuries and is still recognized as one of the cornerstones of human liberty with far-reaching effects across the globe. It had powerful influence on the Constitution of the United States of America and the Canadian Charter of Rights and is still quoted in British law today, despite attempts to repeal all but three clauses in law which

include the freedom of the Church, the liberties and customs of London and Clause 39 which concerns the freedom of the individual.

The Charter can continue to have a meaning only so long as the people refuse to accept the maxim that "Parliament knows best." In other words, it is that the people themselves are their own advisors. They interpret the law of Magna Carta as it is plainly written and acknowledge no substitute.

It was William Pitt 'The Elder' (Prime Minister, 1766-68) who declared that Magna Carta is "**The Bible of the English constitution.**" The concept of church and state being one and the same emanates from the earliest times of our Israelite heritage; they concern the establishment of the very foundations of the Kingdom of God upon earth.

Sir Winston Churchill (Prime Minister, 1940-45 & 1951-55) said of the Great Charter:

" . . . here is a law which is above the King and which even he must not break. This reaffirmation of a supreme law and its expression in a general charter is the great work of Magna Carta; and this alone justifies the respect in which men have held it."

Also, in his famous work *The History of the English-speaking Peoples* in the period which covers 1215 and Magna Carta, Sir Winston Churchill says:

"Magna Carta must not be taken lightly as many modern writers would have us believe . . . whenever the State, swollen with its own authority, has sought to ride roughshod over the rights and liberties of the people, it is to this doctrine, 'Magna Carta,' that they have forever turned and never as yet without success."

So, the authority that the State can wield is not unlimited. Magna Carta is the brake, provided it is appealed to. So if the State is subservient to Magna Carta, then clearly the State can never tamper with or weaken the Charter's impact. Of course we are told that this section or that section, has been eliminated by some Act or other. Every kind of doubt is added to suit the purpose of supra-national and international aims.



However, Magna Carta, as a compact between the Crown and parliament (the elected) and the people (the electors) limiting the elected's powers, **cannot be repealed**. They will say it can, but it cannot! It is an inviolable safeguard. Professor C W Keighton of Brunel University stated, "Magna Carta cannot be touched."

When it came to European law it was the greatly revered **Lord Denning**, Master of the Rolls, who spelt out the conflict that was to develop with our Common Law. His words about the impact of the *European Communities Act* 1972 are still referred to in political arguments today. Quoting the citation from the 1974 case of *Bulmer v Bollinger* only 16 months after the United Kingdom acceded to the EEC in January 1973, Lord Denning's metaphor for the arrival in our books of Community Law was truly memorable:

"But when we come to matters with a European element, the Treaty is like an incoming tide. It flows into the estuaries and up the rivers. It cannot be held back. Parliament has decreed that the Treaty is henceforward to be part of our law. It is equal in force to any statute."

As we approach the Referendum on Britain's continued membership of the EU it is the exercise of prerogative power to override our constitution that must be taken into account. The truth was revealed in the release of Cabinet Foreign office papers in September 2012. **The Electorate in the run-up to the 1975 Referendum was duped - or to put it bluntly, knowingly betrayed**. Secret Foreign Office papers were declassified following a year-long freedom of information battle by the Eurosceptic pressure group Britain for Business. They reveal that official advice given

to ministers in Harold Wilson's Labour administration about the full impact on the country of joining the European Economic Community, the forerunner to today's European Union, was not disclosed to the public.

Mr Heath and 1970

In the Bruges Group paper No. 42, *Britain and Europe: The Culture of Deceit*, by Christopher Booker (2001), we are informed that by the time Mr Heath came to launch his own, successful, application to 'enter Europe' in 1970, he was already well versed in how to pretend that it was something other than what it was. Over the next five years, up to the time of the referendum in 1975, Parliament and the British people were repeatedly assured that entry into the Common Market was simply a matter of trade and jobs. In no way would the British way of life be changed or Britain's right to run her own affairs curtailed.

An oft-quoted line from Mr Heath's White Paper circulated to every household in the country in June 1971 promised that –

“there is no question of Britain losing essential sovereignty.”

In a television broadcast to mark Britain's entry in January 1973, Heath said:

“there are some in this country who fear that in going into Europe we shall in some way sacrifice independence and sovereignty. These fears, I need hardly say, are completely unjustified.”

In April 2001, when the Sunderland greengrocer Steve Thoburn was charged with the criminal offence of selling a pound of bananas, the judge ruled that he had no choice in finding Mr Thoburn guilty because, when we went into the Common Market back in the 1970s, Parliament and the British people had –

“quite voluntarily surrendered the once seemingly immortal concept of the sovereignty of parliament and legislative freedom by membership of the European Union ... as a once sovereign power, we have said we want to be bound by Community law” (Judge Bruce Morgan, judgment in the Sunderland metrication case 9 April, 2001).

The deceit was incredible. When had we ever heard any of our politicians telling us so baldly that we had “voluntarily” handed over our sovereignty? It was deception on a scale that flatly contradicted everything the British people had actually been told in the 1970s about how they were not losing any of their sovereignty.

Constitutional Illegality was Obvious

This country is hugely indebted to **Anne Palmer** (JP Ret'd), who, over several decades, has maintained a constant watch on European documentation in respect of the illegalities of Britain's betrayal. On the legal system of the European Union she writes:

*"I will concentrate on **Magna Carta** 1215 and the **Declaration and Bill of Rights** 1688-89 because, although the Treaty of Lisbon makes clear it has 'Competence' over national Constitutions and Laws, our Government did not ask the people in a referendum if this was acceptable to them. **A very big mistake indeed!**"*

*"Magna Carta is a Treaty between the British Crown and the People, and I have confirmation that the **Declaration and Bill of Rights** 1688-89 are also beyond the reach of our Parliament. The people have had absolutely no hand at all in ratifying **any** EEC, EC or indeed the last European Union Treaty, and although promised a referendum on the Treaty Establishing a Constitution for Europe, that was eventually denied to the people, as was a referendum on the very Constitutional Treaty of Lisbon.*

*"Had the people been given a referendum before any one of those Treaties were ratified, **and they had known the contents of those treaties before hand**, particularly so soon after the Second World War, the people may not just have said 'NO,' they might well have never voted for **their** political parties again. I doubt we would have joined the then EEC or voted to remain in it, through the 1975 Referendum – **the people being deliberately lied to by those in the highest office.**"*

"All those we have elected in good faith over the years have simply cheated by ignoring our Common Law Constitution. It was not in their gift to sign away our sovereign powers. It is beyond all doubt that they should never have signed even one EEC/EC/EU Treaty, the contents in those Treaties being contrary to our centuries-long Common Law Constitution and to the Oaths they most solemnly swear. No one can be faithful and true to their own Country and Constitution and the EU both at the same time – but then there was indeed no one else to vote for in those days and who else were they expected to put their trust in?"

When it comes to the history of the setting up of the European Project, the constitutional illegality of what we were getting into is patently obvious. Again, Anne Palmer writes, quoting from the original documentation:

*"a special law, based on the treaties, which was formerly called **acquis communautaire** and now 'acquis of the EU,' is thus built to bring into being common policies, a law that is superimposed and takes **precedence over national law**, even the constitutional law, of the Member States, whether national legislation predates or postdates European legislation. In fact, according to the Court of Justice, the **Member States have definitively transferred sovereign rights to the Community (and now the Union) they created, and they cannot subsequently go back on that transfer through unilateral***

measures [Case 6/64; 15 July, 1964], unless they decide to break away from the EU.”

The constitutional position at law was unmistakably spelt out as follows:

By contrast with ordinary international treaties, the EEC has created its own legal system which, on the entry into force of the Treaty, became an integral part of the legal systems of the Member States and which their courts are bound to apply.

By creating a Community of unlimited duration, having its own institutions, its own personality, its own legal capacity and capacity of representation on the international plane and, more particularly, real powers stemming from a limitation of sovereignty or a transfer of powers from the states to the Community, the Member States have limited their sovereign rights and have thus created a body of law which binds both their nationals and themselves.

(See all at: <http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?isOldUri=true&uri=CELEX:61964CJ0006>).

The Queen Betrayed

Many people have questioned in their mind over the years as to what The Queen has been doing to prevent betrayal by her Ministers of State. The common sense principle at Law is that the “Queen can do no wrong.” If the Crown performs an illegal act, and of course the Crown acts by advice of the Ministers, then – since the Queen can do no wrong and can never be impeached – there is apparently a paradox or *impasse* to be resolved. So lawyers use the formula that the Queen has been “**deceived in her grants**” of the power or whatever prerogative act gave rise to the act of illegality.

It is also assumed at Law that the Queen will never exercise her prerogative to the detriment of the rights and liberties of the British people. Plainly the Treaty of Rome, the European Communities Acts and the Treaty of Lisbon are in that category. No prerogative power may be exercised contrary to a statute in force – **yet that is exactly what has happened**. There are at least eight statutes in force which declare against the giving away of the Sovereignty of the United Kingdom, yet none of them were repealed during the whole process of levering Britain first into the Common Market and finally, after four decades, into accepting the subjugation of the Realm by the *Constitutional* Treaty of Lisbon. It was in fact a patent cheat.

Above all they ignored the **Coronation Oath Acts** taken again in 1953. It is really almost unthinkable that the Queen could even have considered going back on her Oath which she swore in the solemn Coronation Service before God, the representatives of the nation and the eyes of the world. There is no more solemn ceremony conceivable upon earth. It is arguable whether the Queen can in fact *ask* Parliament to relieve her of her Oath, which is made not in terms of years **but for her entire reign**, to govern the people of the United Kingdom in accordance with their own laws and customs.

The Queen gave her Oath at the High Altar of Westminster Abbey on 2 June, 1953. She swore to Almighty God that she would keep that Oath. She has self evident and enduring historical responsibility. She kissed the Bible. She signed her Oath. Later in the Service she was anointed with Holy Oil exactly in the manner of the ancient kings of Israel. *It happens nowhere else in the world like this.*

God is not mocked. We see His hand in judgment upon the nation come to the scornful men that rule the people in the Palace of Westminster, our Jerusalem, because they have said:

“We have made a covenant with death, and with hell we are in agreement: when the overflowing scourge shall pass through, it shall not come unto us: for we have made lies our refuge, and under falsehood have we hid ourselves” (Isaiah 28:14-15).*

This “covenant with death” is about to be “disannulled.” Nothing has been comfortable for Britain in the nightmare experience of the EU and as the prophet Isaiah declared, the time would come when:

“ . . . it shall be a vexation only to understand the report. For the bed is shorter than that a man can stretch himself on it: and the covering narrower than he can wrap himself in it” (Isaiah 28:19-20).

‘It shall be lawful . . . in our Realm’

What recourse do the people have if the ‘LEAVE’ campaign loses the Referendum, or if the vote is rigged? It is an outcome that cannot be dismissed. The people need not be intimidated into silence. In fact they will have the responsibility to act in accordance with the specific article of Magna Carta.

The most important clause in the 61st Article of Magna Carta was written in to ensure against any attempt to weaken or invalidate the Charter, acting

as a built-in protective mechanism. The fact that this Article was ‘removed’ under Statute Law is in effect nonsense, because the principle of the Charter was a timeless non-repealable especial Statute of the Realm, untouchable by any law. It was *null and void to annul* this Article, which states:

“ . . . it shall be lawful for every one in our realm to rise against us to use all the ways and means to hinder us; to which we will that each and every one shall henceforth be bound by our command . . . so that they shall in no way give attention to us, but that they shall do everything which aims at our injury and shall in no way be bound to us, until that in which we have transgressed and offended shall have been by a fitting satisfaction brought again into due state, according to the form of the ordinance of the aforesaid” (As repeated with great distinctness when confirmed by Henry III – 1216-72).

Robert J Scrutton in *A People’s Runnymede* (Andrew Dakers Ltd, 1941) said of this 61st Article, in his chapter, “The Violation of Common Law”:

“This legalizing of rebellion is the bedrock of our domestic institutions. It was accepted by Parliament. To this extent Parliament was limited; it must not violate the Common Law by allowing party or private preference to deprive the people of their natural right to live a full life and shall at all times protect them from oppression and harmful exploitation. The Constitution makes our duty plain; to follow the example of our forefathers when their rights were encroached upon, by reasserting the basic principles of our ancient Common Law and customs and interpreting them in the language and setting of the modern age and applying them to the problems of the day” (page 79).

The Light and Power will Return

The retreat from Commonwealth by Britain over the past forty years and its absorption by the EU has resulted in an increasing eclipse of the light and power which the family of British nations brought to the Free World. In this sense “*the sun and the moon have been darkened*” (*Matthew 24:29*), the Sun being symbolic of the (British) Throne of the Lord upon earth (*Psalms 89:36*) with the Moon, which receives its light from the Sun, representing the law and its freedoms under Magna Carta.

In this prophetic analogy we should be encouraged by the fact that a total solar eclipse lasts only for a short period of time. What we are seeing in 2016 is the diamond ring as the power of the sun to bring light and power to the earth begins to return, ultimately to full glory bringing “ **blessing to all families of the earth**” (*Genesis 12:3*).

In Britain and the Commonwealth the Crown symbolizes the freedom of the British people, sovereign and separated to make their own laws and to deploy their armed forces to defend that freedom, as they alone see fit – **arguably the essential freedom contained within clause 39 of Magna Carta itself.** As stated by Professor S F Bush, in a letter to *The Daily Telegraph* in May 1990; “When that freedom is abolished the single most important aspect of the Queen’s role is abolished with it.”

This fact needs to be understood by the people as a whole, *particularly those belonging to the Left.* ‘**The Queen-in-Parliament**’ **represents the People as a safeguard against dictatorship by prerogative power.** The tide has turned against the federalists of a United States of Europe (or a pseudo Fourth Reich). May they now be confronted and the consequences of their deception, evidenced in the constitutional illegality of the Treaty of Lisbon, be repealed so that Britain might once more raise her head as the master of her own destiny – that of ‘leading the nations in peace’ under God and His Divine Law.

Michael A Clark

* The House of Commons made a ‘Decision in Principle’ for Britain to join the (then) EEC on 28 October 1971; The First Lesson for Morning Prayer on 28 October, St Simon & St Jude (am), in the 1662 *Book of Common Prayer* is *Isaiah* 28:9-16 which records the ‘covenant with death’ being made. On 5 December, the First Lessons for Morning and Evening Prayer included the entire chapter of *Isaiah* 28 where the ‘covenant with death’ is recorded as being ‘disannulled’ – yet to be fulfilled.

Titles available in this series:

Number One: **Constitutional Illegality and the EU**

Number Two: **Britain's role and Destiny after the EU**

Number Three: **Britain's coming Freedom outside of the EU**

Number Four: **Royal Assent & our Laws and Customs**

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