

## **A Major Australian Constitutional Problem**

“42. Every senator and every member of the House of Representatives shall before taking his seat make and subscribe before the Governor-General, or some person authorised by him, an oath or affirmation of allegiance in the form set forth in the schedule to this Constitution.”

## **Schedule**

### **OATH**

I, *A.B.*, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Victoria, Her heirs and successors according to law.  
SO HELP ME GOD!

### **AFFIRMATION**

I, *A.B.*, do solemnly and sincerely affirm and declare that I will be faithful and bear true allegiance to Her Majesty Queen Victoria, Her heirs and successors according to law.

*(NOTE: The name of the King or Queen of the United Kingdom of Great Britain and Ireland for the time being is to be substituted from time to time.)*

[http://www.comlaw.gov.au/comlaw/comlaw.nsf/440c19285821b109ca256f3a001d59b7/57dea3835d797364ca256f9d0078c087/\\$FILE/ConstitutionAct.pdf](http://www.comlaw.gov.au/comlaw/comlaw.nsf/440c19285821b109ca256f3a001d59b7/57dea3835d797364ca256f9d0078c087/$FILE/ConstitutionAct.pdf)

Now read the actual oath administered:

<http://www.gg.gov.au/governorgeneral/news.php?action=view&id=190>

Under the **Commonwealth of Australia Constitution Act, 1900 (UK)** the schedule, being outside of the constitution, can only be altered by the British Parliament. Australia therefore has no valid government!

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