



William Finnerty <williamfinnertygalway@gmail.com>

ARTICLE 47, CHARTER OF FUNDAMENTAL RIGHTS OF EUROPEAN UNION

William Finnerty <williamfinnertygalway@gmail.com>

Wed, Aug 24, 2016 at 11:45 AM

To: Northern Ireland Justice Minister Claire Sugden MLA <claire.sugden@mli.niassembly.gov.uk>, "First Minister of Northern Ireland Arlene Foster LL.B. MLA" <arlene.foster@mli.niassembly.gov.uk>, arlene@arlenefoster.org.uk, Deputy First Minister of Northern Ireland Martin McGuinness MLA <martin.mcguinness@mli.niassembly.gov.uk>, brid_curran@hotmail.com, Lord Chancellor and UK Secretary of State for Justice The Rt Hon Elizabeth Truss MP <general.queries@justice.gsi.gov.uk>, UK Prime Minister Rt Hon Theresa May MP <mayt@parliament.uk>

Cc: Northern Ireland Minister for Health Michelle O'Neill MLA <michelle_oneill@hotmail.com>, michelle.oneill@mli.niassembly.gov.uk, "Bernadette Hamill, Radiology Appointments Officer at Daisy Hill Hospital, Newry, Northern Ireland" <Appointments.Radiology@southerntrust.hscni.net>, UK Health Business Services Organisation Headquarters in Belfast RE Major Problems with three Newry GPs at the CORNMARKE SUGERY in Newry Ref YH615974D <Complaints.bso@hscni.net>, UK Secretary of State for Health Jeremy Hunt MP <huntj@parliament.uk>, UK Dept of Health Headquarters <mb-sofs@dh.gsi.gov.uk>, Northern Ireland Southern Health and Social Care Trust SAFEGUARDING ADULTS TEAM <corporate.hq@southerntrust.hscni.net>, "John Hughes, Portadown Housing Officer" <John.Hughes@nihe.gov.uk>, Portadown Housing Executive Area Manager Denise McNally <portadown@nihe.gov.uk>, Newry based Northern Ireland Housing Executive Team Leader Niall Fitzpatrick <niall.fitzpatrick@nihe.gov.uk>, Newry based Northern Ireland Housing Executive Manager Michael Keenan <michael.keenan@nihe.gov.uk>, "Lawyer Aoife McShane LL.B." <aoife.m@mcshaneandco.com>, Lawyer Rory McShane <rory.m@mcshaneandco.com>, Lawyer Paul O'Kane LLB <paul.o@mcshaneandco.com>, Lawyer Mary Doherty <mary.d@mcshaneandco.com>, "Lawyer Ronan McGuigan, LL.B. Solicitor Advocate" <ronan.mcguigan@mcguiganmalone.co.uk>, "Lawyer Jacqueline Malone LL.B. Solicitor Advocate" <jacqueline.malone@mcguiganmalone.co.uk>, "Lawyer Louise Moley LL.B." <louise.moley@mcguiganmalone.co.uk>, "Lawyer Ann Marie Featherstone LL.B. LL.M." <amfeatherstone@mcguiganmalone.co.uk>, Sheila McGuigan <sheila.mcguigan@mcguiganmalone.co.uk>, McGuigan Malone Solicitors <law@mcguiganmalone.co.uk>, Northern Ireland MP for South Down Margaret Ritchie MP <margaret.ritchie.mp@parliament.uk>, m.ritchie@sdlp.ie, NI MP Gregory Campbell <fieldingm@parliament.uk>, NI MP Rt Hon Nigel Dodds <doddsn@parliament.uk>, ndodds@dup-belfast.co.uk, NI MP Mr Pat Doherty <dohertyp@parliament.uk>, "NI MP Rt Hon Sir Jeffrey M. Donaldson" <jeffrey.donaldson.mp@parliament.uk>, jeffreydonaldsonmp@laganvalley.net, NI MP Mark Durkan <mark.durkan.mp@parliament.uk>, m.durkan@sdlp.ie, NI MP Tom Elliott MP <tom.elliott.mp@parliament.uk>, NI MP Lady Hermon <sylvia.hermon.mp@parliament.uk>, jamisons@parliament.uk, NI MP Gavin Robinson <gavin.robinson.mp@parliament.uk>, NI MP Danny Kinahan <danny.kinahan.mp@parliament.uk>, NI MP Dr Alasdair McDonnell <alasdair.mcdonnell.mp@parliament.uk>, NI MP Francie Molloy <sinfeincookstown@yahoo.com>, NI MP Paul Maskey <paul.maskey.mp@parliament.uk>, westbelfastmp@ireland.com, NI MP Mickey Brady <mickey.brady.mp@parliament.uk>, NI MP Ian Paisley <ian.paisley.mp@parliament.uk>, NI MP Jim Shannon <jim.shannon.mp@parliament.uk>, NI MP David Simpson <simpsond@parliament.uk>, davidsimpson@upperbanddup.co.uk, NI MP Sammy Wilson MP <barronj@parliament.uk>, Newry and Armagh MLA William Irwin <william.irwin@armagh.gov.uk>, Newry and Armagh MLA Megan Fearon <megan.fearon@niassembly.gov.uk>, Newry and Armagh MLA Cathal Boylan <cathal.boylan@mli.niassembly.gov.uk>, Newry and Armagh MLA Danny Kennedy <danny.kennedy@mli.niassembly.gov.uk>, Newry and Armagh MLA Conor Murphy <conor.murphy@mli.niassembly.gov.uk>, Newry and Armagh MLA Justin McNulty <justin.mcnulty@niassembly.gov.uk>, Newry Town Councillor Brendan Curran <brendan.curran@newryandmourne.gov.uk>, Newry Town Councillor Frank Feely <frank.feely@newryandmourne.gov.uk>, Newry Town Councillor Valerie Harte <valerie.harte@newryandmourne.gov.uk>, Newry Town Councillor Charlie Casey <charlie.casey@newryandmourne.gov.uk>, Newry Town Councillor John McArdle <john.mcardle@newryandmourne.gov.uk>, Newry Town Councillor David Hyland <david.hyland@newryandmourne.gov.uk>, Newry Town Councillor Jackie Patterson <jackie.patterson@newryandmourne.gov.uk>, Newry Citizens Advice <enewry@citizensadvice.co.uk>, Gerald Finnerty & Marjorie Dolan <margieandgerald@yahoo.ie>, Siobhan Tara Finnerty and Family <siobhan510@bigpond.com>, Paula Martin at Newry Homecare <pmartin@hcil.com>, Fiona McVerry at Newry Homecare <fmcverry@hcil.com>, Helen O'Hare of Homecare <HOHare@hcil.com>, Homecare Independent Living <enquiries@homecareindependentliving.com>, Newry based Psychotherapist Biggy Hoffman at PIPS <biggi@pipsnewryandmourne.org>, Patsy Heaney owner of Clanrye Properties Newry and Manager John Hughes <clanryeproperties@gmail.com>, The Samaritans of Newry <jo@samaritans.org>, Northern Ireland South Area Housing Executive Benefit Manager Mrs Pricilla Cartmill Re Application Reference 1000223623 <southarea.hb@nihe.gov.uk>, Francis Court Hotel Newry <franciscourthotel@yahoo.co.uk>, Canal Court Hotel <manager@canalcourthotel.com>, NORTHERN IRELAND PENSION SERVICE <PENSIONSERVICE@nissa.gsi.gov.uk>, Commander In Charge of Newry Police Service Northern Ireland Superintendent Simon Walls <NPTNewryCity@psni.pnn.police.uk>, Newry Police Constable Lee Macklin <lee.macklin@psni.pnn.police.uk>, Northern Ireland Chief Constable George Hamilton <information@nipolicingboard.org.uk>, London Metropolitan Police <new.scotland.yard@met.police.uk>, UK Chancellor of the Exchequer Philip Hammond MP <hammondp@parliament.uk>, fcocorrespondence@fco.gov.uk, Boris Johnson MP Government Minister in Charge of GCHQ <boris.johnson.mp@parliament.uk>, United States of America NSA Acquisition Resource Centre <nsaarc@nsaarc.net>, The UK Pension Service Wolverhampton Office Ref YH615974D

<tvpinternationalqueries@dwp.gsi.gov.uk>, Northern Ireland Community of Refugees & Asylum Seekers <info@nicras.org.uk>, Newry based UK Government Northern Ireland Outreach Officer Catherine Redmond <catherine.redmond@nissa.gsi.gov.uk>, Newry based Abuse Counsellor Rosemary Rooney and Colleagues at Divina's Ark <info@davinask.co.uk>, Senior Manager Nuala at the Belfast Northern Ireland Simon Community <cap@simoncommunity.org>, Staff Member Stephen Ward at the Belfast Northern Ireland Simon Community <StephenWard@simoncommunity.org>, Martin McGuinness Deputy First Minister of Northern Ireland <info@sinnfein.org>, First Minister of Northern Ireland Arlene Isabel Foster <info@dup.org.uk>, Former UK Prime Minister David Cameron MP <camerond@parliament.uk>, Former UK Deputy Prime Minister Nick Clegg MP <cleggn@parliament.uk>, The Official Website of The British Monarchy <webeditor@royal.gsx.gov.uk>, "United States President Barack Obama (Constitutional/Civil Rights Lawyer)" <info@barackobama.com>, Loughrea District Court Clerk Josephine Mulherin and Judge Geoffrey Browne at Loughrea District Court <LoughreaDC@courts.ie>, Lawyer Brendan Glynn at Patrick Hogan & Company Solicitors in Ballinasloe <brendan@phoganandco.com>, Finnerty Family Lawyer Barrister John Glynn at Patrick Hogan & Company Ballinasloe County Galway <johnglynn@phoganandco.com>, Patrick Hogan & Company Solicitors <info@phogan.ie>, Niamh Keighery at Patrick Hogan & Co <Niamh@phogan.ie>, Lawyer John O'Neill of Law Firm John O'Neill and Company Solicitors in Loughrea <info@joneillco.com>, Francis Donohue <francis.donohue@icloud.com>, East County Galway-Based Auctioneer and Valuer Vincent Costello <info@vincentcostello.com>, Republic of Ireland Prime Minister and Fine Gael Party Leader Enda Kenny TD <Enda.Kenny@oireachtas.ie>, Republic of Ireland President and Principal Guardian of Republic of Ireland Constitution Dr Michael D Higgins <michaeldtd@gmail.com>, Republic of Ireland Chief Justice Susan Denham <SupremeCourt@courts.ie>, "Republic of Ireland Justice Minister Frances Fitzgerald TD (Case Reference 0724094243)" <Frances.Fitzgerald@oireachtas.ie>, Former Republic of Ireland Deputy Prime Minister and Minister for Social Protection Joan Burton TD Claim No 69-1962034S <joan.burton@oireachtas.ie>, P Brennan Executive Officer at Republic of Ireland Social Welfare Appeals Office Appeal 11/26733 <swappeals@welfare.ie>, Republic of Ireland Director of Public Prosecutions Claire Loftus <dppwebmaster@indigo.ie>, "Republic of Ireland Attorney General Máire R. Whelan SC" <info@ag.irlgov.ie>, Republic of Ireland Chief State Solicitor Eileen Creedon <contact@csso.gov.ie>, RT TV <producers@rttv.ru>, LaRouche Political Action Committee <info@larouchepac.com>, Open News <rob@opednews.com>, Church of Ireland Archbishop of Armagh and Primate of All Ireland Richard Lionel Clarke <worship@ireland.anglican.org>, The Most Reverend Archbishop of Armagh and Roman Catholic Primate of All Ireland Eamon Martin <info@catholiccommunications.ie>, Pope Francis 2nd <oronet@ossrom.va>, Irish Times Editor Kevin O'Sullivan <newsdesk@irishtimes.com>, Lawyer Researcher and RTE Broadcaster Dr Miriam O'Callaghan <newsdesk@rte.ie>, Ben Ando - BBC Crime Reporter <Ben.Ando@bbc.co.uk>, Veteran RTE Broadcaster Gay Byrne <gb.lyricfm@rte.ie>, "Amnesty International (Ireland)" <info@amnesty.ie>, Brendan Kelly <brendankellywoodlawn@yahoo.ie>, Philomena Cornu <cornu@optusnet.com.au>, Galway County Council Environment Officer Natasha Burke <environment@galwaycoco.ie>, Health Service Executive Consultant Psychiatrist and Acting Clinical Director of East Galway Mental Health Services Dr Margaret O'Grady <margaret.ogrady@hse.ie>, Republic of Ireland Chief Police Commissioner Nóirín O'Sullivan <Commissioner@garda.ie>, "Republic of Ireland Loughrea-Based Garda (Policeman) Brendan Quirke QA 517, Garda Brendan Keyes, Garda (Policewoman) Lorretta Cregg and Garda (Police) Superintendent Sean Glynn" <loughrea.districtoffice@garda.ie>, Republic of Ireland Portumna-Based Garda Sergeant Bridget Shelly <bridget.m.shelly@garda.ie>, "Dr Deirdre Mulryan (Medical Doctor, Senior Registrar, and Psychotherapist) at Ballinasloe Health Service Executive Day Hospital, at Hotmail Email Account" <deemulryan@hotmail.co.uk>, Republic of Ireland Health Minister Simon Harris TD <simonharris@oireachtas.ie>, Former Republic of Ireland Minister for Health Dr Leo Varadkar TD <leo.varadkar@oireachtas.ie>, Dr John Kilraine GP <jkilraine@mainstreetclinic.net>, Dr John O'Reilly GP <Lakeshoremedicalcentre@hotmail.com>, "Dr. Marcella Finnerty" <marcella@iicp.ie>, "Lawyer Sheenagh MacCarthy - Partner at Loughrea Law-Firm F.G. MacCarthy" <law@fgmaccarthy.com>, Galway City University Irish Centre For Human Rights Professor Michael O'Flaherty <MICHAEL.OFLAHERTY@nuigalway.ie>, Professor Raymond Murphy at The National University of Ireland Centre for Human Rights in Galway City <ray.murphy@nuigalway.ie>, Dr Kathleen Cavanaugh at The Irish Centre for Human Rights in Galway City <kathleen.cavanaugh@nuigalway.ie>, The Irish Centre for Human Rights <humanrights@nuigalway.ie>, "Dr Áine Ryall (European Union Environmental Lawyer and UN Aarhus Treaty Expert)" <a.ryall@ucc.ie>, "Senior Lawyer Alex White (Former TD)" <alex.white@oireachtas.ie>, Republic of Ireland Opposition Party Leader Gerry Adams <Gerry.Adams@oireachtas.ie>, "Republic of Ireland Opposition Party Leader Micheal.Martin" <micheal.martin@oireachtas.ie>, Inquiring Minds <inquiringminds@talktalk.net>, The Hub Ireland <info@thehub-ireland.com>, "Law-Firm Olivia Traynor & Co. Solicitors in Galway City" <info@oliviatraylor.ie>, Republican Sinn Féin <saorise@iol.ie>, Lay Litigation Ireland <info@laylitigationirl.com>, Integrity Ireland <admin@integrityireland.ie>, The New Land League <admin@thelandleague.net>, Roscommon Senior Citizen Michael Gavin <michaelgavin83@gmail.com>, WW2 War Veteran Norman Scarth <againstcorruption@hotmail.co.uk>, Tír na Saor ~ Land of the Free <mail@freemanireland.ning.com>, "UPLIFT (People Powered Change All Over Ireland)" <campaigns@uplift.ie>, "38 DEGREES (People-Power-Change in United Kingdom)" <emailtheteam@38degrees.org.uk>, Secretary-General of European Commission Catherine Day <catherine.day@ec.europa.eu>, EU High Representative of the European Union for Foreign Affairs Federica Mogherini via EEAS Chief Spokesperson Catherine Ray <catherine.ray@ec.europa.eu>, EU High Representative of the European Union for Foreign Affairs Federica Mogherini <federica.mogherini@ec.europa.eu>, United Nations Aarhus Convention Secretariat <aarhus.clearinghouse@unece.org>, "Ban Ki-moon (Secretary-General of the United Nations)" <public.participation@unece.org>, William Finnerty Yahoo Account <newinngalway@yahoo.co.uk>, William Finnerty <williamfinnertygalway@gmail.com>, "The Spirit of Celtic Queen Boadicea (East Anglia)" <iceniqueenboadicea@yahoo.co.uk>, "The Spirit of Celtic Chieftain Vercingetorix (Alesia and Turoe)" <vercingetorixireland@yahoo.ie>, "The Spirit of King Ollamh Fodhla (Tara/Turoe and Ulster)" <ollamhfodhla@yahoo.co.uk>

Dear Northern Ireland Justice Minister Sugden,

RE: "Everyone shall have the possibility of being advised, defended and represented."

I have recently received what for me is an extremely disturbing and worrying letter from Mr Ronan McGuigan LL.B, of McGuigan Malone Solicitors in Newry, County Down, Northern Ireland, in which Mr McGuigan has threatened me with legal action which I feel is completely inappropriate and entirely uncalled for in the circumstances.

A scanned copy of Mr McGuigan's letter in question, dated August 19th 2016, can be viewed at the following www location:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/19August2016/Letter.htm>

The above-mentioned threat of legal action against me appears in the third paragraph from the end of the letter at the www address just above.

Mr McGuigan's letter to me of August 19th 2016 is in reply to a letter I sent to him through the registered post on July 13th 2016, a scanned copy of which can be viewed at the following www location:

<http://www.humanrightsireland.com/McGuiganAndMalone-LawFirm/13July2016/Email/RegisteredLetter.htm>

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I am writing to you because it seems likely to me that you, as Minister for Justice in Northern Ireland, might be the government minister responsible for ensuring that the Article 47 "*Everyone shall have the possibility of being advised, defended and represented*" set of principles is upheld here in Northern Ireland.

If you are not the person responsible, it would be greatly appreciated by me if you could please let me know the identity of who is, so that I can write to him or her directly regarding the fact that despite my very best efforts over a period of several years, I have so far completely failed to find a lawyer, or a law firm, willing to a) recognise the factual existence of **ARTICLE 47** of the **CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION**, and b) the willingness, and the ability, to use it on my behalf in the best interests of my personal safety and protection.

An indication of the difficulties I have been having regarding the "EU Fundamental Rights" matter can be found in the Internet Search Engine listing at the www location just below.

"ARTICLE 47, CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION, Human Rights Ireland, William Finnerty":

https://www.google.ie/?gws_rd=ssl#q=++ARTICLE+47%2C+CHARTER+OF+FUNDAMENTAL+RIGHTS+OF+THE+EUROPEAN+UNION%2C+Human+Rights+Ireland%2C+William+Finnerty:

It is my understanding that the **CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION** came fully into force in December 2009.

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My main concern just now, and my main reason for writing to you at this time, is that if Mr McGuigan decides to take legal action against me, that I will be unable to find a lawyer, or a law firm, willing to advise, defend, and represent me in a manner which recognises the factual existence of the **CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION** in practical ways.

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Finally, I feel I should also point out that, to date, I have not received any reply of any kind from anybody at Meadowlands Surgery (in Newry, County Down, Northern Ireland) to either of the two registered letters referred to at the following two www locations:

<http://www.humanrightsireland.com/MeadowlandsSurgery/1August2016/RegisteredLetter.htm>

and

<http://www.humanrightsireland.com/MeadowlandsSurgery/26April2016/RegisteredLetter.htm>

As a consequence of I not hearing anything from anybody at Meadowlands Surgery, I have no way of knowing if any of the three GPs (General Practitioners) working in Meadowlands Surgery are aware of the existence, let alone the contents, of the two registered letters (dated April 26th 2016, and August 1st 2016) referred to at the two www locations provided just above.

Yours sincerely,

William Finnerty.

Web Site:

<http://www.humanrightsireland.com>

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RELATED EXCERPT FROM REGISTERED LETTER DATED JULY 13TH 2016 ...

(The full text of the registered letter in question can be viewed via the www link provided above.)

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6) Correctly or otherwise, it still appears to me that I, as a full citizen of the Republic of Ireland (born in the Republic of Ireland), which is a full member-state of the European Union, am entitled – BY LAW – to have the benefits of the "fundamental rights" and "protection", and the several other forms of support mentioned in the text of Article 47 of the CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION, which I understand came fully into force in December 2009.

The "**Article 47**" text in question, under the "**TITLE VI JUSTICE**" section of the **EU CHARTER** reads as follows:

"Right to an effective remedy and to a fair trial

Everyone whose rights and freedoms guaranteed by the law of the Union are violated has the right to an effective remedy before a tribunal in compliance with the conditions laid down in this Article.

Everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal previously established by law. Everyone shall have the possibility of being advised, defended and represented.

Legal aid shall be made available to those who lack sufficient resources in so far as such aid is necessary to ensure effective access to justice."

The full text (of the English language version) of THE CHARTER OF THE FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION can be viewed at the following www location:

<http://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:12012P/TXT&from=EN>

The Basic Purpose and History of The Charter of Fundamental Rights of the European Union:

"The Charter of Fundamental Rights of the EU brings together in a single document the fundamental rights protected in the EU. The Charter contains rights and freedoms under six titles: Dignity, Freedoms, Equality, Solidarity, Citizens' Rights, and Justice. Proclaimed in 2000, the Charter has become legally binding on the EU with the entry into force of the Treaty of Lisbon, in December 2009."

The basic text of the EU excerpt immediately above has been copied from the following European Union web site address:

http://ec.europa.eu/justice/fundamental-rights/charter/index_en.htm

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ELECTRONIC ATTACHMENT:

(Copy of the "**To Whom It May Concern**" letter dated **October 28th 2005** which was written on my behalf by my former **GP Dr Michael McCavert**, of the Drumragh Family Practice, Omagh Health Centre, Mountjoy Road, County Tyrone, Northern Ireland.)



DrMcMichaelCavertGP-Letter-28October2005.jpg
160K