

## **Supreme Court Case Summary - Bay v AHPRA & Ors 2022 When: July 16-17 2024**

The Suspended Dr William Bay is currently suing, self-represented in the Supreme Court of Queensland, 3 parties: Ahpra, the Medical Board of Australia, and the State of Queensland to uphold the constitutional right to freedom of speech as a fundamental necessity to warn others about important vaccine medical risks, and to re-establish the sanctity of the doctor-patient relationship which Australian governments have overruled.

Dr Bay has standing in this matter because he has been immeasurably harmed by the medical regulator Ahpra who took away his medical license (and his employment) in August 2022 for criticizing the government and health regulators and warning others by vocal political protest of the dangers of the COVID-19 so-called vaccines.

Dr Bay is arguing that “the Health Practitioner Regulation National Law” that Ahpra has used to indefinitely suspend him is constitutionally invalid as this law is a Queensland state-based law only but fraudulently seeks to operate as a federal (i.e. National) law in defiance of the Australian Constitution.

Then, even if that law is found to be valid; its jurisdiction to regulate William’s speech is invalid as that would necessitate cross-state border (i.e. National) powers which only a federal law can enforce, and which the Constitution specifically prohibits the Government from doing in section 51(23a).

Finally, even if it is determined the law is both constitutional and has jurisdiction; Dr Bay argues that the application of the law to his political speech was unlawful because of the disproportionate punishment of completely suspending a doctor (without trial) merely because of his exercise of the public right to freedom of political communication as implicitly guaranteed by the Australian Constitution.

When Dr Bay wins his case, he will not receive any monetary compensation but will likely see the dismantling of the Australian Health Practitioner Regulation Agency, the deconstruction of state-based “National Laws”, and the return to employment of all health practitioners who have been suspended, retired, or bullied into silence by the unlawful actions of Ahpra.