

- **NOT PROTECTIVELY MARKED:- RE: Permission to stage hunger strike**

- 6 E-Mails

06.10.2010

From: **kevin galalae** (kgalalae@hotmail.com)
Date: Wednesday, 6. October 2010 20:32:21
To: Phillip Whiteley (Leicester police) (phillip.whiteley@leicestershire.pnn.police.uk)

Dear Mr. Whiteley,

It seems to me that we are back where we started, namely, I am still without your assurances that the police will not interfere with my right to protest peacefully, and you are still unable to provide me with a tangible reason as to why you are unable to give me this assurance. What is clear is that you are bound by some secret directive to deny me the right to protest and therefore keep implying that my protest against Britain's spy and censorship program (SAC) of its HEIs is in contravention of the law. You fail however to name this law. I am now asking you as plainly as I possibly can. What British law would my protest break?

You see, Mr. Whiteley, you cannot have your cake and eat it too. That is to say, you cannot deny me the right to protest while maintaining that you are not denying it. Also, you cannot follow secret government directives to the detriment of my rights as a citizen, which you, as a cop, are indeed bound by law to defend. Either you uphold the law for all and without prejudice or you don't, in which latter case you have no business being a cop.

So can you please stop wasting my valuable time and make up your mind! Will you interfere with my right to protest or not? If yes, then on account of what law?

I look forward to hearing from you.

Sincerely,

Kevin Galalae

27.09.2010

From: **Whiteley Phillip** (Phillip.Whiteley@leicestershire.pnn.police.uk)
Date: Monday, 27. September 2010 17:21:24
To: 'kevin galalae' (kgalalae@hotmail.com)

Mr. Galalae,

Whether you decide to come to Leicester with the intention to peacefully protest is a matter of personal choice but with it comes some personal responsibility to ensure that you do so within the confines of the law here in England. With regard to your reference to 'interference', I will ensure that any protest you choose to stage will be policed appropriately in order to balance the rights to peacefully protest with an obligation to adhere to the law.

Phil Whiteley
Supt. Ops
City BCU
Ext. 6660

23.09.2010

From: **kevin galalae** (kgalalae@hotmail.com)
Date: Thursday, 23. September 2010 13:54:14
To: Phillip Whiteley (Leicester police) (phillip.whiteley@leicestershire.pnn.police.uk)

Dear Mr. Whiteley,

I am glad we agree that you have no right to deny me the right to peacefully protest, a right enshrined in the ECHR Article 11. This being the case, I would like your unequivocal declaration that you, or anyone else at the Leicester police department, will not interfere with my protest once I arrive in Leicester. To facilitate this I give you my solemn promise that my intentions are peaceful and have as their object nothing more than informing the public.

If there is anything you need from me to set you at ease and remove any misgivings you may still have before giving me your assurance, then this is the right time to voice your concerns or ask me for additional information. I don't want to spend money on an airline ticket, take time off work, and temporarily separate from my family only to be told once I am in Britain that I am not being allowed to protest or to hand out pamphlets that inform the public that their government operates a covert surveillance and censorship programme of the academic environment and that it does so (and in the process violates national and international laws) under the pretext of national security, community cohesion and the preservation of British values.

Since I will travel to Strasbourg to personally hand in my application to have my case considered by the European Court of Human Rights, I will take the time to first stop in the UK to inform the British public of what their government and universities are withholding from them. I don't like surprises so I ask that you now assure me that the Leicester police will not interfere with my protest.

I look forward to hearing from you.

Sincerely,

Kevin Galalae

23.09.2010

From: **Whiteley Phillip** (Phillip.Whiteley@leicestershire.pnn.police.uk)
Date: Thursday, 23. September 2010 10:07:07
To: 'kevin galalae' (kgalalae@hotmail.com)

Mr. Galalae,

Firstly, can I say that throughout our correspondence I have tried to be as co-operative as I can in this matter and have endeavoured to provide you with all of the information you have asked for.

The issue for me is made up of two elements. These are the right to peaceful protest and your request for a hunger strike. These are fundamentally different. The points that I have tried to make previously are as follows.

- There is a presumption in this country that people have the right to peacefully protest. A protest should be considered as peaceful where the organiser has peaceful intentions. This presumption is contained within ECHR Article 11.
- The second element is your request for a 'hunger strike permit' and as I have already stated there is no such permit in this country.

At no point during our correspondence have I denied you the right to peaceful protest and would hope that it is clear that my comments that it is the intention to go on hunger strike that concerns me.

Regards,

Phil Whiteley
Supt. Ops
City BCU
Ext. 6660

23.09.2010

From: **kevin galalae** (kgalalae@hotmail.com)
Date: Thursday, 23. September 2010 04:32:41
To: Phillip Whiteley (Leicester police) (phillip.whiteley@leicestershire.pnn.police.uk)

Dear Mr. Whiteley,

Since there is a glaring discrepancy between what you wrote to me on the 2nd of June and what you wrote to me most recently, on the 17th of September, I need to seek clarification. On the 2nd of June you wrote in response to my request from the Leicester police for a hunger strike permit: *"It is my view, with only the limited information I have at this time that it would be unacceptable to allow you to publicly starve yourself within the public domain in the name of peaceful protest (which appears to be the proposal you are putting forward)."* By contrast, on the 17th of September you wrote: **"Within the UK there is no such thing as a hunger strike permit and we police protests, based on the fundamental principle that people are allowed to protest peacefully as per ECHR legislation."**

If "there is no such thing as a hunger strike permit", then you took advantage of my ignorance to request such a permit in order to prevent me from exercising a right that you knew is guaranteed by law and that it is not for the police to take away. Can you please explain what motivated you to deny me the right to protest peacefully when full well knowing that you had neither the right nor the authority to do so?

Your explanation will help me shed light on why you, as Operational Commander, would overstep your authority in order to help your government cover up the existence of an illegal surveillance and censorship programme. Since I am in the process of filing my case with the European Court of Human Rights in Strasbourg, it would be in your interest to explain your actions before we meet in court.

Your cooperation in this respect would be greatly appreciated.

Sincerely,

Kevin Galalae

17.09.2010

From: **Whiteley Phillip** (Phillip.Whiteley@leicestershire.pnn.police.uk)

Date: Freitag, 17. September 2010 11:27:36

To: 'kevin galalae' (kgalalae@hotmail.com)

Mr. Galalae,

I feel that I have little else to say on this subject. Within the UK there is no such thing as a hunger strike permit and we police protests, based on the fundamental principle that people are allowed to protest peacefully as per ECHR legislation. The balance of this right against other considerations has been documented in my previous E-mails and is not something that can be assessed through a series of such communications.

Were you to arrive in Leicester with the intention of peacefully protesting, we would assess the impact at that point dependant on what the reality and wider impact of your actions were.

Regards,

Phil Whiteley
Supt. Ops
City BCU
Ext. 6660

From: kevin galalae [mailto:kgalalae@hotmail.com]

Sent: 12 September 2010 20:28

To: Whiteley Phillip

Subject: RE: NOT PROTECTIVELY MARKED:- Permission to stage hunger strike

Dear Mr. Whiteley,

I am still waiting for a reply from you in regards to the email I sent you on the 12th of July (see below). Have you reconsidered your decision to deny me the right to hunger strike and, if so, what have you decided? I look forward to hearing from you.

Sincerely,

Kevin Galalae

From: kgalalae@hotmail.com
To: phillip.whiteley@leicestershire.pnn.police.uk
Subject: RE: NOT PROTECTIVELY MARKED:- Permission to stage hunger strike
Date: Mon, 12 Jul 2010 18:32:21 +0200

Dear Mr. Whiteley,

I apologize for taking so long to reply to you. The birth of my second son and the new house we have just built and moved into have prevented me from giving this matter priority status.

While your considerations seem to have my wellbeing and security at heart, I wish to assure you that the intent of my proposed hunger strike is not my ultimate death by starvation but the general public's right to know that their government is spying on them under false pretences and against the law, both national and international, and is subjecting foreign and domestic students attending British higher education institutions to covert censorship with the knowledge and consent of Leicester University's authorities.

To assuage your fears, I ask that you consider the fact that I have already staged a four-day hunger strike, the first two days of which were at home and the other two on the lawn of Canada's Parliament in Ottawa. My protest was orderly and civilised and I urge you to contact Constable Mike Lalond of the RCMP (Ph: 613-316-8227), who is in charge of protests on parliament Hill, as well as Shannon Trudeau (Ph: 819-953-5019), who is the Program Officer for State Ceremonial at Canadian Heritage, to confirm this. The process the Canadian authorities have followed may serve as guidance to the Leicestershire Constabulary when reconsidering my request for a hunger strike permit. I therefore attach the correspondence (see File 1) and the permit (see File 2) Parliament Hill has issued.

Please note that I was allowed to be on Parliament Hill from dawn till dusk and that I had to sleep in a hotel at night. I was allowed to display a sign explaining the reason for my protest and to distribute handouts. The same rules could be applied by the Leicestershire Constabulary. My presence there did not offend or inconvenience anyone and was in keeping with any democracy's right to protest peacefully. I therefore see no reason why the city of Leicester should not allow me to exercise the right to protest, which is enshrined in Britain's constitution and in international law. Denying me this fundamental right would only serve to demonstrate that Britain's democratic institutions have been seriously compromised by your nation's secret service apparatus and will force me to seek redress at the level of the European Commission through the Council of Europe.

For the sake of your constabulary's reputation as a fair and impartial instrument of the law, I ask that you do not underestimate my resolve to carry this out or misjudge my dedication to democratic principles and human rights. I ask that you also consider the fact that I am doing this for the sake and the benefit of your country and that I have nothing to gain from this personally. Having been born and raised in communist Romania, I know from personal experience how high the cost of apathy can be. Britain is well on its way to becoming a failed democracy and is already a police state. Since no one in Britain seems to have the backbone to stand up for the

nation's avowed principles, and since Britain's actions are bastardising Canada's democracy, I have no choice but to take this upon myself.

Before I conclude this letter, I wish to inform you that it is my intent to stage this hunger strike once the Office of the Independent Adjudicator (OIA) has rendered its verdict on my appeals against the universities of Oxford and Leicester and only if the OIA fails to publically condemn the surveillance and censorship program I have uncovered. Since the OIA has until September to do this, my request for a hunger strike permit is for September. I would like to have the hunger strike permit in my hand long before then, since this will allow me to act immediately after.

I look forward to hearing from you.

Sincerely,

Kevin Galalae

From: Phillip.Whiteley@leicestershire.pnn.police.uk
To: kgalalae@hotmail.com
Date: Wed, 2 Jun 2010 15:06:10 +0100
Subject: NOT PROTECTIVELY MARKED:- Permission to stage hunger strike

Dear Mr. Galalae,

I am e-malling you with regard to the previous correspondence you have sent to Leicestershire Constabulary seeking permission to stage a hunger strike.

I am the Operational Commander for the City and as such have responsibility for operational policing in Leicester. With regard to your request, Leicestershire Constabulary would always seek to allow peaceful and lawful protest but as the Commander responsible for the City I would always consider this right against the rights of the general public as well as any effect that such a protest may have on the community. It is my view, with only the limited information I have at this time that it would be unacceptable to allow you to publicly starve yourself within the public domain in the name of peaceful protest (which appears to be the proposal you are putting forward). Such actions would not sit comfortably with me, both from a duty to preserve and protect life, and also from the point of the distress that this may cause members of the public, both young and old who would be subjected to such a protest whilst going about their daily business.

The intention for you to stage a protest would therefore need to be the subject of far more discussion with a view to considering the detail of your protest, the personal responsibilities placed on you as the organiser of such a protest with regard to location, duration, marshalling and security arrangements etc.

In addition to this, any decisions regarding such a protest would have to be considered against the possible policing costs that such a protest would incur.

Having considered the above, should you still wish to discuss this further, please do not hesitate to contact me.

Regards,

Phil Whiteley
Superintendent Operations
City BCU
Leicestershire Constabulary
0116 222222 Ext 6660.
V/M 0116 2485675 ID No. 0057.

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Thank you for your co-operation.

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