

- (iii) That such sums should have been but had not been declared to the Electoral Commission; and/or
 - (iv) That the Petitioner had exceeded the amount a candidate is allowed to spend in an election (which would be a breach of section 76 of the Representation of the People Act 1983); and/or
 - (v) That the Petitioner had committed one or more criminal offences.
- (d) The aforesaid statements of alleged fact:
- (i) were false;
 - (ii) were made before and/or during the election campaign;
 - (iii) were made for the purpose of affecting the return of a candidate at the election;
 - (iv) were statements of facts which, if true, would have constituted improper and/or criminal misconduct on the part of the Petitioner;
 - (v) related to the Petitioner's personal character or conduct by suggesting that these were dishonourable and involved personal delinquency;
 - (vi) were promoted by the First Respondent's election agent on his behalf and were therefore to be treated as false statements made by the First Respondent or on his behalf;
 - (vii) further or alternatively were authorised or consented to by the First Respondent and/or his agent;
 - (viii) procured or materially assisted the election of the First Respondent, who beat the Petitioner by 103 votes; and
 - (ix) were statements which neither the First Respondent nor his election agent had reasonable grounds for believing, and further or alternatively which the First Respondent and/or his election agent did not believe, to be true.

10. ELECTION MAILSHOT

10.1 Reneging on his promise to live in the constituency

(a) An election leaflet (the “Leaflet”) was printed, published and, on or after 1 May 2010, distributed in the context of the said election. The leaflet was promoted by J Fitzpatrick on behalf of the First Respondent and printed by Connolly and Spruce, Unit A St John’s Industrial Estate, Lees, Oldham, Lancashire QL4 3DZ. A true copy of the leaflet is at Annex 3. It was distributed to an unknown number of electors in the constituency.

(b) Under the heading “*Did you know? Interesting facts about our Lib Dem candidate*” was a box which stated:

“He’s reneged on his promise to live in the constituency ...”

(c) This was not true. The Petitioner had lived in the constituency since February 2010, a fact which had been referred to in The Oldham Chronicle, his own election leaflets and on the statement of persons nominated.

(d) The aforesaid statement of alleged fact:

(i) was false;

(ii) was made before and/or during the election campaign;

(iii) was made for the purpose of affecting the return of a candidate at the election;

(iv) was a statement of fact which, if true, would have meant that the Petitioner had broken a promise;

(v) related to the Petitioner’s personal character or conduct by suggesting that he was not a man of his word;

(vi) was promoted by the First Respondent’s election agent on his behalf and was therefore to be treated as a false statement made by the First Respondent or on his behalf;

(vii) further or alternatively was authorised or consented to by the First Respondent and/or his agent;

(viii) procured or materially assisted the election of the First Respondent, who beat the Petitioner by 103 votes; and

(ix) was a statement which neither the First Respondent nor his election agent had reasonable grounds for believing and further or alternatively which the First Respondent and/or his election agent did not believe to be true.

11. Individually and/or together, the statements in The Saddleworth and Oldham Examiner and/or The Rose and/or the Leaflet published on or after 1st May 2010 made by or on behalf and with the knowledge of the First Respondent or his election agent before or during the election were false statements of fact in relation to the Petitioner's personal character or conduct which neither the First Respondent nor his agent believed, and/or had reasonable grounds to believe, to be true, and amounted to an illegal practice.

THE PETITIONER THEREFORE PRAYS:

1. For a declaration that in breach of Section 106(1) of the Representation of the People Act 1983, false statements of fact in relation to the personal character or conduct of the Petitioner were made and/or published before or during the said election by the First Respondent and/or his election agent for the purpose of affecting the return of a candidate at the election and which neither the First Respondent nor his agent can show reasonable grounds for believing, nor believed, to be true.
2. That it may be determined that the First Respondent was not duly elected and the election was void.
3. That the election court shall give notice to Joseph C Fitzpatrick and give him an opportunity to be heard by himself and to call such evidence as he may wish to call in his defence to show why he should not be reported as having been guilty of an illegal practice;
4. That the election court shall make a report setting out the names of all persons who have been proved to have been guilty of an illegal practice under section 106 Representation of the People Act 1983 and that the consequences in section 160 of the Representation of the People Act 1983 flow from it.
5. That the Petitioner may have such further or other relief as may be just.

6. That the Petitioner have the costs of this Petition.

Dated the 27 day of May 2010

Signed.....

Petitioner

This Petition was presented by K&L Gates LLP whose address for service is 110 Cannon Street
London EC4N 6AR reference JHL Solicitors for the Petitioner

It is proposed to serve a copy of this Petition on:-

Philip James Woolas of 1 Hopkin Mill Cottages, Lees, Oldham OL4 5DD

The Returning Officer, and the Acting Returning Officer Charles Parker, Oldham Metropolitan
Borough Council, Civic Centre, West Street, Oldham OL1 1UL

Joseph C Fitzpatrick of 11 Church Lane, Oldham OL1 3AN (as an interested party).

And the Director of Public Prosecutions, 50 Ludgate Hill, London EC4M 7EX

IN THE HIGH COURT OF JUSTICE

Case No.

QUEEN'S BENCH DIVISION

IN THE MATTER OF THE REPRESENTATION OF THE PEOPLE ACT 1983

**AND IN THE MATTER OF A PARLIAMENTARY ELECTION FOR THE
CONSTITUENCY OF OLDHAM EAST AND SADDLEWORTH HELD ON THE 6TH
DAY OF MAY 2010**

Annexe 1

The Examiner

Saddleworth and Oldham

All the important news in your new special newspaper Week ending 6 May 2010

Targeted



Militant
Extremists
go for Phil
Woolas

See centre pages

Exposed

Shady Mosque deal
in Oldham Election
Planning Scam

See page 5

Watkins Wage Woes

BBC
Newsnight
Exclusive Story



Watkins - in October 2008 he called for anyone breaking the minimum pay law to be prosecuted or fined

Eh up -
nowt nicer
than
Lancashire
tripe tha
nos

Elwyn Watkins, self-proclaimed "man of the people" lives for meat pie and tripe - and a pint which he'd be lashed for in Saudi where he works! He says he loves his new temporary Lancashire home in Delph. We ask - did he get lost on the M62?
Just a bit of fun on page 7

Oldham and Saddleworth Lib Dem candidate Elwyn Watkins is reeling after BBC Newsnight featured allegations he paid his office workers only £3 per hour. The minimum wage is £5.80.

Long-time Lib Dem member, Rebecca McGladdery, made the charge in a letter to Nick Clegg, the Lib Dem leader. Questioned on Newsnight, Clegg refused to comment.

Labour candidate Phil Woolas said "These are serious charges. I understand the Inland Revenue are investigating so I cannot comment."

General Election round-up on the streets of Oldham and Saddleworth



Phil Woolas was out at Grains Bar setting the new signs marking the old county boundary

He's pictured with Roy Bardsley on the Yorkshire side. Elwyn Watkins will get a shock. Delph is in Yorkshire!



(Above) It is not all serious on the campaign trail. Phil Woolas-spotted-visiting the local dance group in Sholver and not being able to resist joining in!

Father of kidnapped child urges votes for Woolas



Raja Saeed with his son, kidnap victim, Sahil was freed, the gang were arrested and no ransom was paid.

Raja Saeed, father of kidnap victim Sahil Saeed has spoken publicly to urge people to vote for Labour candidate, Phil Woolas.

He said "I urge people to vote for Phil Woolas. He is a man who helps people. He helped my family in our time of need"

When 5 year old British boy, Sahil was kidnapped, Phil Woolas mobilised the Foreign Office and interpol. The boy

Sahil's father added "when you're in trouble, you need an MP with power and influence".

Election Result Announced

Labour wins by a mile as young back Labour!

Trainees at the North Lancashire Training Centre, Queen Street Oldham have given the thumbs up to Labour.

The youngsters have held meetings over the past few days with candidates from the main parties fighting Oldham West & Royton and Oldham East & Saddleworth. After the meetings the 25 participants were asked to vote, with the scores being:

Gordon Brown 64%
David Cameron 27%
Nick Clegg 9%

Phil Woolas said: "The youngsters accepted our arguments on our record and the future.

Labour initiatives such as the EMA, the expansion of FE and Sixth Form, roll out of apprenticeships, Oldham's Lifelong Learning Centre and the new University and especially the young jobs guarantee proved very popular.

It was very pleasing that after nearly two hours grilling, they gave their support to Labour. Getting young



people into work is our one priority"

In a series of votes the trainees called for Life sentences to mean exactly that although they rejected a return to capital punishment for murder.

Phil Woolas added "there was a high degree of interest and they showed compelling common sense".

Immigration

Phil Woolas talks to the Examiner about his job as Immigration Minister

Phil Woolas has been Immigration Minister for 18 months and is proud of his achievements. He says

- The UK now gets the migrants the economy needs - but no more.

- Unskilled migration from outside the EU is ended.
- Skilled jobs must be advertised here for four weeks first, to improve job prospects for local workers.

Phil insists: "We're the first government since the war that can credibly say we have now got a managed immigration system.

- We have asylum at its lowest level for 20 years. We have visa fingerprinting and an ID card system.

- We count people out and we count people in.
- We have the points-based system to limit immigration to just the skills we need.
- We are going to go further if we are returned to office on May 6."

"In this election we are making another important promise.

in future only citizens will be able to get access to social housing and benefits.

This will save the taxpayer hundreds of millions of pounds a year."

And what do local people say?

"They say, Carry On Phil!" he declares.

"Legal migrants in my constituency are the strongest supporters of a tough immigration policy, because they suffer the backlash against immigration. If you're a legal immigrant, have worked hard and paid your taxes, you don't want illegal immigration any more than anyone else".

Deal or "no deal"



Lib Dem candidate Elwyn Watkins at the rally on March 21st in Glodwick

Lib Dems in Mosque planning permission stitch up

The last piece of green space on Waterloo Street in Oldham is to be concreted over as a result of a Lib Dem vote-fixing deal.

Cllr Masud, Lib Dem councillor for St Marys, owes his council seat to the support of the Bengali community in Glodwick. He got their votes in 2008 by promising a Mosque on the last green space on Waterloo Street.

Two years later, still no Mosque. So when he tried the same trick to garner the votes for Elwyn Watkins and the local Lib Dem candidate Ajawat Hussain, the Mosque committee didn't fall for it a second time.

At a Bengali rally on March 21st to pray for the Mosque they said it was "deal or no deal." Lib Dems thought if they wanted their votes, the planning permission had to go through by election day.

Step forward Cllr Roger Hindle, Lib Dem Chair of the Planning committee. To the puzzlement of council officers, he accepted the Mosque planning application as "urgent business". Every Lib Dem councillor voted for it and the Mosque was approved.

But Labour's exposure has made the plan back-fire. The Bengalis are now voting for Phil Woolas.



Woolas "no more shoddy deals"

"This is what led to the riots" warns Woolas

"This is not about the rights and wrongs of a Mosque. The existing Mosque is an old terrace house so a new one is needed. But this is about playing politics and abusing the planning process - that has to be fair and seen to be fair. This sort of shadiness is what leads to BNP support. After the riots we all said 'never again' - now it looks like the old politics is back"

"You've betrayed us, Knox" Angry Waterhead protests on Orb Mill Academy

"We've been betrayed by Kay Knox." That was the angry claim of Waterhead residents when they gathered for another protest against the development of an Academy on the Orb Mill site.

One angry resident told *The Examiner*, "Waterhead people trusted LibDem Councillor Kay Knox when she stood for the Council calling on everyone in Waterhead to oppose the Orb Mill Academy. Now she's got power, she's done the deal to build on the Orb Mill site."

Residents are furious that she's approved the new school when, to get elected, she took part in a protest march against the new Waterhead Academy.



Before being elected Knox (left) marches against the Orb Mill Academy

Even after being elected and becoming the Councillor responsible for Children and Education, she attended a public meeting and encouraged Waterhead residents to write to her, to their MP and to the Prime

Minister to protest about the new School

Labour spokesman, Iee Fitzpatrick, shares their anger. "So now we have the academy she said she would oppose" he said "and Knox's cynical campaign against it has made the task of bringing the two schools together even more challenging"

"They have betrayed the children and staff at the two schools" said Fitzpatrick "and betrayed those who believed their false promises"

The Examiner says

Lib Dems need to rethink "naive" Immigration Policy

We despair of the Lib Dems for their weak policy on immigration. It is so important for our local community that we get it right. The Lib Dem plan to give hundreds of thousands of illegals citizenship is naive nonsense. It risks making things so much worse.

Rightly, local MP and Immigration Minister Phil Woolas has been widely acclaimed for getting to grips with the UK's immigration system.

Praise for Woolas from "The Sun"

Even the Tory supporting Sun newspaper in its editorial praised Phil's robust and honest approach. It said:

"... Phil Woolas speaks more sense on immigration than every previous Minister combined ... Woolas leaves no stone unturned. He'll wipe away the scandal of immigrants handed a golden life of benefits and Council homes. He'll make them spend five years earning a passport and up to five more earning the right to welfare. He'll ensure they don't take vacant jobs from Brits in the recession..

It went on...

"we applaud both his vision and his bottle. he knows he is walking a tight rope but it doesn't faze him: 'If I lose my job, I lose my job' - LET'S HOPE NOT"

Sun: 8.12.08.

The Daily Mirror says "Count on Phil"

The Daily Mirror heaped praise on him too. It acclaimed "Count on Phil" and gave full backing to his forthright approach in introducing the Australian Style Points Based system, finger print visas, identity cards for immigrants, electronic "counting in and out" Border Controls and a breaking of the link between temporary migration and the right to settlement.

Labour's manifesto has accepted Phil's argument that immigrants should not get benefits (section 5.1, A Future Fair For All).

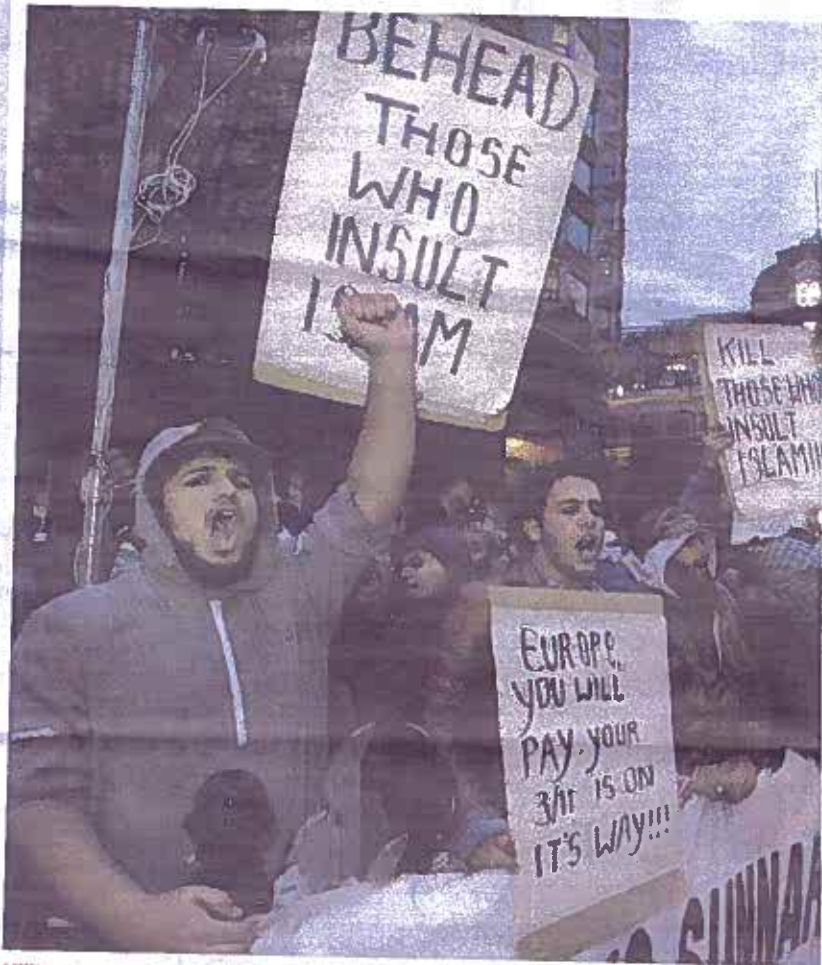
Typically frank, Phil told Granada news in this campaign that the Liberal Democrat policy of an amnesty for illegals was "disastrous, naive nonsense".

He said: "If you want to control immigration, you cannot vote Liberal Democrat".

Death threats in the Election show the danger

The dangers of extremism have been brought in sharp focus by the death threats made to Phil Woolas in extremist Muslim election leaflets. We need to be clear. There are extremists on all sides. At least Woolas' approach shows a way forward to defuse extremists be they unrepresentative Muslims, the BNP or who have you.

Extremist Mus



Militant extremists are trying to manipulate decent Oldham Muslims to defeat Immigration

Watkins accused of wooing extremist vote

Voters of Oldham East and Saddleworth are asking the question, "why are the extremists urging a vote for Watkins?". In face of Woolas' tough stance and a Conservative candidate who is against their views, the extremists are backing the Liberal Democrat. In his attempts to woo the vote he has called for Israel to be isolated from arms sales - but not Palestine.

Woolas told a rally of moderate Muslims in Clarksfield "The Lib Dems are weak and blow with the wind. Don't let them pander to extremists". The rally gave him a standing ovation!

Defending a majority of only 3,590 and with 7,000 Muslim Voters, Irr Minister, Woolas is a juicy target for the Muslim extremists to tal

The extremists say "we will be take you down mess with the Muslims"

Are you going to let them do it?

Look at the extremists web site and decide for yourself

www.mpacuk.org (and tell your friends)

Immigration activists target Woolas

0_P19_C09-5_04_XXI_001-005

GET HIM

Straight talking Woolas too fair for militant Muslims

Immigration Minister targeted by extremist Muslim group



Militant Muslims have targeted the Immigration Minister Phil Woolas and say they can take him out.

In 2005 in Rochdale they attacked local MP Lorna Fitzsimmons because her husband served with the British Army in Iraq.

The extremist group (called the Muslim Public Affairs Committee) are distributing hate leaflets about Woolas in Asian areas.

Their web site says "Target Oldham" and goes on "The Muslim population in Oldham East and Saddleworth amounts to around 8263; if Muslims voted tactically and collectively they could make a huge difference this election and get their voices heard."

Phil Woolas had a majority of 3,590 last time. So he could be vulnerable to this extremist attack if decent Muslims are fooled by the militants' tactics.

Decent Muslim sources in Oldham are warning that if the militants are allowed to succeed no moderate MP of any party will be safe.

Minister Woolas



Accused of pandering to militants - LibDem Elwyn Watkins

Immigration
get out
don't

The "Bum kissers"

Leaflets from Muslim Militants are doing the rounds in Asian areas calling Woolas supporters "Chamcha" - a significant insult that means "Bum kisser"

The Militants say they want Woolas out for:

- asking that immigrants asking for indefinite leave to remain in the UK and for UK Citizenship get their qualifications from "accredited training providers"
- saying to a sacked Muslim teacher who wore a full veil she had "put herself in a position where she can't do her job"
- voting for the detention of terror suspects for up to 90 days
- supporting our country's anti-terror laws
- supporting Israel's right to exist.

The brighter news is that decent Muslims are fighting back. The mpacuk web site says "some Muslims, despite being told about Woolas and his "string of offences," would still rather vote for a man who (had helped them)"

Should teachers wear a full veil?

Woolas is being targeted for saying NO



Woolas is targeted for saying teachers should not wear the full veil