

Application to the European Court of Human Rights

Hans Smedema v. The Netherlands

1. Applicant's Details

- **Full Name:** Hans Smedema
- **Date of Birth:** 27 March 1948
- **Nationality:** Dutch
- **Dutch BSN:** 78430410
- **Spanish 2008 NIE:** X9881610M
- **Current Address:** Carrer Manuel de Falla 4, Ap 2-B, ES 03581 Alfaz del Pi, Alicante, Spain
- **Contact Email:** hans.smedema@gmail.com
- **Mobile:** +34645347151

2. Facts of the Case (Chronological Summary)

This application concerns grave and systemic violations of human rights perpetrated by the Dutch state against the Applicant, allegedly orchestrated by high-level officials and protected by a pervasive "State Capture" phenomenon, resulting in a decades-long denial of access to justice, legal representation, and an effective remedy.

Early Life and Initial Abuses (1963-1972):

The Applicant's ordeal began in childhood (1963) with alleged parental fraud and abuse. A pivotal point was 1971-1972, involving the Applicant's then-girlfriend (later wife), who was allegedly drugged, hypnotized, and forced into prostitution and becoming a "sex-slave" with a dissociative identity disorder (DID) by individuals including Jan van Beek and, crucially, Joris Demmink (later alleged "Mole inside the Ministry of Justice"). The Applicant himself was allegedly drugged and tortured into submission. Attempts to report these crimes to police in 1972 were allegedly thwarted by Joris Demmink using his Justice or Secret Service ID. During this period, the Applicant was also allegedly made infertile. A secret court case in Zwolle (1973/74) allegedly placed the Applicant secretly under "Government/Omerta control," stripping him of civil rights without his knowledge or consent.

Establishment of a Systemic Cover-up (1973-1985):

Around 1973, a "secret Omerta Organisation" was allegedly founded by the Applicant's brother Johan and involved Queen Juliana, ordering the Ministry of Justice to actively prevent any legal investigation into the crimes, thereby granting de facto immunity to perpetrators.

This transformed the Ministry into a "Ministry of (In)Justice" for the Applicant. Neighbor Teun Keuzenkamp(a Military Intel Officer) was in 1975 forced to relocate after reporting vitamin pills were ketamine. Key figures allegedly involved in the cover-up include Joris Demmink (rising to Secretary-General of Justice) and Jaap Duijs (alleged AIVD serial sexual predator, granted in 1977 a free villa next to the Applicant's to facilitate surveillance and continued abuse, often involving alleged daily drugging and mind control). This period saw continued alleged rapes of the Applicant's wife, the birth of children who were not biologically the Applicant's, and multiple alleged murder attempts against the Applicant. Neighbor Cees van 't Hoog was murdered in 1981 when getting too close to the truth.

Discovery of "Frankfurt Dossier" and Continued Obstruction (1983-2000):

In 1983, an American 97th General Army Hospital in Frankfurt allegedly discovered a 30-page Dutch Intelligence file on the Applicant, detailing the alleged abuses and the Ministry of Justice's order to cover up evidence and prevent prosecution, effectively "outlawing" the victims. The Applicant, due to alleged ongoing gaslighting, conditioning, suppressed this information until more insight slowly after 2000. During this period, individuals who attempted to help the Applicant, such as his nephew Jack (a Federal Police Officer), neighbor Teun Keuzenkamp(a Military Intel Officer) and prosecutor Ruud Rosingh, were allegedly fired or forced to relocate, and crucial evidence like 50 police reports was allegedly deleted from archives.

Awareness, Attempts to Seek Redress, and Escalated Obstruction (2000-2016):

From 2000, the Applicant began to experience flashbacks and slowly recall the events. His attempts to file charges were systematically denied by police, who allegedly stated that the Ministry of Justice had ordered them "NOT to make up an official statement." Lawyers repeatedly refused to take the case, falsely warned that the Applicant was "delusional," or were allegedly prevented from helping by the Ministry of Justice itself (e.g., Ad Speksnijder). Key evidence, including DNA paternity tests, was allegedly falsified by the children themselves, under alleged manipulation by the "Criminal Organisation." Medical files were allegedly intercepted and altered. The Applicant claims to have been secretly drugged with antipsychotics from 2003 even in 2008 exile in Spain, severely impairing his ability to function and stay sane despite more and more awareness of the State Capture.

The Dutch Cabinet allegedly offered the Applicant €5 million in 2003 and 2004 to keep silent, offers he states he avoided due to being unethical to the many other victims and his drugged and conditioned state. Provoked Court cases against the Applicant for insult (2009, 2012, 2016) were allegedly unfair, denying him defense and legal representation, and resulting in detention and huge fines. Individuals accused by the Applicant, such as Rieks Perdok, alleged rapist and biological father of a child), brother Johan secretly leading the Omerta, were paradoxically awarded "Royal Orders

of Orange-Nassau" by King Willem Alexander (2014).

International Appeals and Alleged Royal Interference (2005-2025):

The Applicant's first ECHR complaint (sent December 5, 2005) was rejected on May 22, 2006, due to the alleged non-exhaustion of domestic remedies (Art. 34 and 35)—a "cruel paradox" given the alleged state obstruction. CTIVD, The Review Committee on the Intelligence and Security Services at an official hearing in 2008 confirmed the cover-up conspiracy and would advise to stop it, but Politicians(PM Balkenende) decided not to act, despite applicant out of 6 photo's directly pointing to then Secretary-General Joris Demmink as the horrifying rapist and torturer in 1972.

Multiple asylum requests were made in the USA (2009, 2013/14 when 2009 was even reopened, 2016/17), where an immigration judge (Rex J. Ford) allegedly found unprecedented(!) in American history "5 good grounds for asylum" but was later hindered by a shrewdly planned(!) legal mistake in the Netherlands making prosecution of all involved in false complaints(perjury) impossible.

Crucially, President Obama allegedly initiated a UNCAT (United Nations Convention Against Torture) complaint against the Netherlands in January 2017, providing sufficient evidence to prosecute Jaap Duijs. This development, and the existence of compelling evidence, was allegedly known within the Netherlands by May 2017, as communicated to the Applicant during his Dutch detention after an unfair trial with no one present for his defense. Despite this, the Netherlands allegedly blocked the possibility of exposing the criminal, decades-long 'Omerta' and initiating an investigation based on this international complaint and evidence. On March 15, 2017, King Willem Alexander, acting as a KLM Co-Pilot, allegedly blocked an asylum offer to the Applicant over US airspace.

In 2021, a petition to the European Parliament was deemed inadmissible due to a lack of a "good enough legal case about which EU Laws were violated and why," attributed by the Applicant to the ongoing denial of legal help. Recent attempts to access files from the Dutch Secret Service AIVD (2019, 2024) have been met with delays and alleged cover-ups. The Dutch Minister of Justice, David van Weel, in February 2025, refused a request for legal representation, advising the Applicant to "look for a Lawyer and first prove my case myself," despite the Applicant's documented history of being denied legal aid. Most importantly, the Netherlands has allegedly refused for 24 years to use the UNCAT rules for investigation, despite this being an obligation for the state and directly demonstrating their refusal to investigate.

Furthermore, the alleged spreading of false information to Spain that the Applicant is

"delusional," as mentioned by an anesthesiologist in 2022 that they knew was not true and who warned Hans that he was secretly(!) daily administered a fake-baby-aspirin-antipsychotic, highlights potential EU Membership violations, including issues of mutual trust and free movement within the Union.

3. Exhaustion of Domestic Remedies

The Applicant strongly contends that he has exhausted all available and effective domestic remedies, and that any perceived "non-exhaustion" is a direct and calculated consequence of the Dutch state's systematic obstruction of justice, effectively creating a procedural barrier which is then used against him.

Systematic Denial of Legal Representation:

- Since 1972, and consistently since 2000, the Applicant has faced an alleged systematic denial of legal representation. Lawyers in the Netherlands and even in Spain were allegedly "forbidden from taking the main obstruction case" due to alleged protection afforded to high-level figures and "State Security" claims (Timeline entries 2000, 2022/23).
- Attempts to force legal aid through the Dutch "Deken" system (oversight body for lawyers) were allegedly thwarted, with lawyer Ad Speksnijder purportedly "not allowed to help from the Ministry of Justice" (Timeline entry 2000). A warning about taped conversations further highlights the alleged state interference.
- The recent refusal by Minister David van Weel (February 2025) to provide free legal representation, advising the Applicant to find a lawyer despite his documented inability to do so, is a glaring example of the perpetuation of this denial (Timeline entry 2025).

Obstruction of Investigations and Evidence:

- Police officers, such as detective Haye Bruinsma (April 2004), were allegedly "forbidden by the Ministry of Justice from filing official reports" (Timeline entry 2004), preventing formal charges.
- Prosecutor Ruud Rosingh was allegedly "forced to relocate by the Ministry of Justice" (1991) after investigating an alleged rape connected to the case (Timeline entry 1991).
- Crucial evidence, including the "Frankfurt Dossier" (1983), was allegedly discovered and then "erased" or "hidden" by the state itself, making it impossible to gather necessary proof (Timeline entry 1983). Other evidence, such as DNA paternity tests and medical files, were also allegedly falsified, intercepted, or deleted (Timeline entries 2003, 2004/5, 2006, 2020). The deletion of a newspaper article about the prosecutor's relocation also occurred (Timeline entry

1991).

- The Dutch Secret Service (AIVD) has consistently refused to provide full access to files, claiming ongoing investigation while allegedly hiding classified information (Timeline entries 2019, 2024).
- Crucially, for 24 years (since 2000, as per the timeline referencing lack of investigation since 1972 and 25 years refusing UNCAT investigation), the Netherlands has allegedly refused to apply or adhere to UNCAT (United Nations Convention Against Torture) rules in investigating the Applicant's case, despite obligations under the Convention. This persistent refusal to investigate through established international mechanisms further underlines the ineffectiveness and unavailability of domestic remedies. **The alleged initiation of a UNCAT complaint by President Obama in January 2017, supported by evidence for prosecution, and the subsequent knowledge of this by Dutch authorities in May 2017, followed by their alleged inaction or blocking, serves as direct evidence of the state's unwillingness to pursue effective remedies, even when presented with international impetus and supporting material.**

Biased and Unfair Court Proceedings:

- In multiple court cases for "insult" (2009, 2012, 2016), the Applicant was allegedly denied defense, legal representation, and the ability to present witnesses or crucial evidence, including the falsified DNA tests and photographic evidence of alleged rape (Timeline entries 2009, 2012, 2016).
- Judges allegedly assumed the Applicant was "delusional" based on manipulated information, and crucial evidence from third parties (e.g., insurance company investigation, women with information about Jaap Duijs) was allegedly ignored or not admitted (Timeline entry 2009).
- A 2013 sentence was "shrewdly made invalid" by a "so-called legal mistake," which the Applicant alleges was a planned maneuver by the Ministry of Justice to prevent prosecution of the perpetrators (Timeline entry 2013).

"Cruel Paradox" and Systemic State Capture:

The Applicant asserts that the alleged "systemic state corruption and obstruction of justice" and "State Capture" directly resulted in the denial of his fundamental rights to an effective remedy and fair trial. The state has allegedly actively created the conditions that lead to procedural dismissals, making genuine domestic remedies impossible. The EU Parliament's finding of "incoherent reasoning" in June 2021 (Timeline entry 2000) provides external validation that the systemic obstruction prevented the Applicant from presenting a coherent domestic case.

4. Alleged Violations of the European Convention on Human Rights

The Applicant alleges multiple violations of the European Convention on Human Rights (ECHR) and the Charter of Fundamental Rights (CFR) due to the aforementioned systemic obstruction by the Dutch state:

A. Violation of Article 6 ECHR (Right to a Fair Trial):

The Applicant's right to a fair hearing and access to a court has been systematically denied.

- **Denial of Access to a Court and Legal Representation:** The alleged consistent refusal by lawyers to take the case, direct interference by the Ministry of Justice to prevent legal assistance, and the state's refusal to allow charges to be filed constitute a fundamental denial of access to a court and legal representation.
- **Obstruction of Justice and Evidence Manipulation:** The alleged forbidding of police from filing reports, forced relocation of prosecutors, and deliberate erasure/hiding of crucial evidence (e.g., Frankfurt Dossier, DNA tests) directly undermined any possibility of a fair investigation or trial. The persistent refusal to conduct UNCAT-compliant investigations for 24 years further compounds this violation. **The alleged blocking of the UNCAT complaint initiated by President Obama in 2017, which purportedly included sufficient evidence for prosecution, demonstrates a direct obstruction of an international avenue for a fair and independent investigation, thereby denying the Applicant access to an impartial tribunal and justice.**
- **Biased and Unfair Proceedings:** The "insult" court cases (2009, 2012, 2016) were allegedly conducted without due process, denying the Applicant a fair defense, legal counsel, and the ability to present crucial evidence or witnesses. The alleged systematic drugging of the Applicant during these periods further compromised his ability to participate effectively.

B. Violation of Article 13 ECHR (Right to an Effective Remedy):

The Applicant has been deprived of an effective remedy before a national authority for his grievances.

- The pervasive "Omerta," alleged "State Capture," and the state-orchestrated obstruction of investigations and legal representation have rendered all domestic avenues for seeking justice ineffective. The Applicant's inability to file charges, access lawyers, or ensure impartial investigations demonstrates a complete absence of a genuinely effective remedy for the severe human rights violations he alleges. The prior ECHR rejection (2006) based on non-exhaustion, when such

exhaustion was allegedly made impossible by the state, further illustrates this violation. **The continuous failure of the Netherlands to implement UNCAT rules for investigation despite the severe allegations, and the alleged blocking of an internationally initiated UNCAT complaint, is a direct and ongoing denial of an effective remedy.**

C. Violation of Article 3 ECHR (Prohibition of Inhuman or Degrading Treatment):

The Applicant submits that the cumulative effect of the decades-long, systematic, and state-orchestrated abuse, including but not limited to:

- The alleged drugging and mind control (from 1971 onwards, including Ketamine and antipsychotics),
- The alleged forced marriage and sexual/mental exploitation of his wife,
- The alleged systemic denial of access to justice and legal representation,
- The numerous alleged murder attempts,
- The alleged manipulation (1972 bribe 20.000 guilders) of his children and family,
- The prolonged period of living under constant alleged surveillance and persecution,

has caused severe psychological suffering, mental anguish, and degrading treatment that reaches the threshold of Article 3. The "cruel paradox" of being denied domestic remedies while simultaneously being deemed "delusional" has compounded this suffering to this day.

D. Violation of Article 8 ECHR (Right to Respect for Private and Family Life):

The Applicant's private and family life have been severely and unlawfully interfered with:

- **Forced Marriage and Manipulation of Relationships:** The alleged drugging, hypnosis, and mind control used to force the Applicant into marriage and maintain a relationship with a wife who was allegedly a sex-slave and under mind control, fundamentally violated his autonomy and private life.
- **Impact on Family Life:** The alleged circumstances surrounding the birth of children who secretly were not biologically his, the alleged falsification of DNA tests, and the alleged manipulation and involvement of his children in the cover-up constitute a profound interference with his family life which even led to canceling his decades-long legal assistance insurance needed months later.
- **Surveillance and Control:** The alleged constant surveillance (microphones, phone taps) by AIVD agents (e.g., Jaap Duijs) and the overall "Cordon Sanitaire"

imposed on the Applicant represents a severe and unjustified intrusion into his private life.

- **Harm to Reputation and Free Movement within the EU:** The alleged dissemination of false information to Spanish authorities, such as the claim by an anesthesiologist in 2022 that the Applicant is not "delusional but was administered secretly a daily fake-baby-aspirin-antipsychotic," constitutes a direct interference with the Applicant's reputation and potentially his right to free movement and access to services within the European Union, undermining the principle of mutual trust between Member States.

5. Conclusion and Requested Outcome

For the reasons stated above, the Applicant submits that he has been a victim of profound and systemic violations of his human rights by the Dutch state, as guaranteed by Articles 3, 6, 8, and 13 of the European Convention on Human Rights. The Applicant maintains that the alleged "State Capture" and deliberate, decades-long state-orchestrated obstruction, including the consistent refusal to apply UNCAT rules, the alleged blocking of an internationally initiated UNCAT complaint with supporting evidence, and the alleged dissemination of false information within the EU, have rendered all domestic remedies unavailable and ineffective, making this application both admissible and necessary.

The Applicant respectfully requests the European Court of Human Rights to:

1. **Declare the application admissible.**
2. **Find that the Netherlands has violated Article 3, 6, 8, and 13 of the European Convention on Human Rights.**
3. **Award the Applicant "just satisfaction" (Article 41 ECHR) for the pecuniary and non-pecuniary damage suffered as a result of these violations.**
4. **Order the Netherlands to take all necessary measures to ensure full respect for the Applicant's rights and to bring an end to the ongoing violations, including a full and independent investigation into the alleged abuses, compliant with UNCAT principles.**

Signature:

Hans Smedema B. Sc.
Date: June 30, 2025