



(short form)

**“ASSEVERATION”**

I-I/FCA/021

NOTICE & LAWFUL DECLARATION

**In the matter of the question as to: “The legal standing of coercion and duress?”**

*This matter being brought to the ‘I-IFC’ for consideration and assessment according to; (i) the Rule of Law; (ii) to existing positive (written) law; (iii) to the full form of this Asseveration; and (iv) as per the respective constitutional rights, legal authorities and intrinsic jurisdiction laid out in ASSEVERATION 001 and the grounding publications listed therein; the Integrity Ireland Association hereby finds and determines as follows:*

1. **Coercion is defined in the Law Dictionary as:** “The intimidation of a victim to compel the individual to do some act against his or her will by the use of psychological pressure, physical force, or threats.”
2. **‘Duress’ is defined as:** “Actual or threatened physical violence, or unlawful imprisonment, or threat of criminal proceedings. An act done under duress is generally not valid. A contract entered into under duress is voidable at the option of the party coerced. The person threatened need not be the actual contracting party, but may be the near husband or wife or near relative of that party: *Kaufman v Gerson* [1904] 1 KB 591.
3. *S.9 of the NON-FATAL OFFENCES AGAINST THE PERSON ACT, 1997 & S. 39 of the DOMESTIC VIOLENCE ACT 2018 make ‘coercion’ and ‘coercive control’ offences:*

**Finding / Determination:**

1. It is unlawful for any person(s) to coerce or attempt to coerce other person(s) through physical or psychological pressure or threats thereof, for the purposes of compelling the said other(s) to do some act against their will.
2. With the exception of murder, any person who commits a crime in the Irish State under threat of immediate death or serious personal violence, may claim the defence of duress.

Reg No. Pages & P	I-I/FCA/021/3/7/2	Committee	JH/NM/WN/KD/SM/CM/JM
Date of Approval	10.11.2021	Served by	

I hereby declare that this is a true copy of the original PDF version.

Submitted / served by .....

*The signed and sealed original of this Asseveration is on file at the Integrity Ireland Association.*

