THĚ ĂN-TĪ-FĚD-ÊR-ĂL-ĬST PĀ-PĒRŠ NŬM-BĒR 78 -79 THĚ POŇ-ĒR ŎĚ THĚ JŪ-DĬĊ-Ī-ĂRY (PÂRT 1)

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1. THԻ SŪ-PRĒMĒ COŪRT ŬN-DĒR THIS CON-STIT-Ū-TĪON WOULD BĒ ĔX-ĂLT-ĔD Ă-BŮVĒ ÂLL ŮTH-ĒR POW-ĒR IN THĖ ĠŮV-ĒRN-MĔNT, ĂND SŬB-JĔĊT TÔ NŌ CŮN-TRŌL. THĖ BŪŚ-ĪNĔSS ŮF THIS PĀ-PĒR WILL BĒ TÔ ILL-ŬS-TRĀTĒ THIS, ĂND TÔ SHŌW THĖ DĀN-GĒR THĂT WILL RĒ-ŠŬLT FRŮM IT. Ī ŎUĔS-TĪON WHĔTH-ĒR THĚ WORLD ĔV-ĒR SĂŴ, IN Ă-NÝ PĒR-Ī-ŮD ŮF IT, Ă COŪRT ŮF JŬS-TIĈĒ IN-VEST-ED WITH SŬCH IM-MĔNSĒ POŴ-ĒRŠ, ĂND YET PLĀČĒD IN Ă SIT-Ū-Ā-TĪĎN SŌ LIT-TLĒ RĒ-SPON-SIB-LĒ. ĈĒR-TĂĪN IT IŠ, THĂT IN ĒNG-LĂND, ĂND IN THĚ SEV-ĒRĂL STĀTĒS, WHĒRĒ WĒ HĂVĒ BĒĒN TAUĞĤT TÔ BĒ-LĪĒVĒ THĚ COŪRTS ŮF LĂW ÂRĒ PŨT ŬP-ŎN THĔ MŌST PRŨ-DĔNT ĔS-TĂB-LĪSH-MĔNT, THĒŸ ÂRĒ ON Ă VĒR-Ÿ

THỂ JƯD GEŚ IN ENG-LĂND, IT IŚ TRŨE, HOLD THEIR OFF-IC ČŠ DUR-ING THEIR GOOD BE-HAV-IÔR, BƯT THEN THEIR DE-TER-MIN-A-TIỔNS ÂRE SƯB-JECT TỐ CÔR-REC TIỔN BỶ THẾ HOUSE ỔF LÔRDŚ; ĂND THEIR POW-ER IS BỶ NO MEANS SO EX TEN-SIVE AS THAT ỔF THẾ PRỔ-POSED SU-PREME CÔURT ỔF THẾ U-NIỔN. I BE-LIEVE THỆY IN NO IN-STĂNCE Ă-SSŨME THẾ ÅŪ-ṫHÔR-ĬT-Ÿ TÔ SĔT Å-SĪDĒ ĂN ĂČT ÖF PÂR-LÏĂ-MĔNT ŬN-DĒR †HË Ī-DĒ-Ă ṫHĂT ĬT ĬŠ ĬN-ČŎN-SĬS-TĔNT WĬṫH ṫHĒĨR ČŎN-STĬT-Ũ-ŤĬŎN. ṫHĒŶ ČŎN-SĬD-ĒR ŤHĔM-SĔLVĒŠ BOUND TÔ DĒ-ČĪDĒ Ă-ČĊÔRD-ĬNG TÔ ṫHĔ ĔĨ-ĬST-ĬNG LĂMŠ ŎF ṫHĔ LĂND, ĂND NĚV-ĒR ŬN-DĒR-TĀKĒ TÔ ČŎN-TRŌL ṫHĔM BY ĂD-JŬD-ĠĬNG ṫHĂT ṫHĒŶ ÂRĒ ĬN-ČŎN-SĬS-TĔNT WĬĖH ṫHĔ ČŎN-STĬT-Ũ-ŤĬŎN—MŬCH LĔSS ÂRĒ ṫHĒŶ VĔST-ĔD WĬĖH ṫHĔ PÔŴ-ĒR ŎF ĠĬV-ĬNG ĂN ĔŴU-ĬT-ĂB-LĒ ČŎN-STRŬČ-ŤĨŎN TÔ ṫHĔ

ČŎN-STĬT-Ü-ŤĨŎN.

THẾ JƯD-GEŚ IN ENG-LÄND ÄRE ŬN-DÊR THẾ CỔN-TROL ỔF THẾ LEG-IS-LÃ-TŨRE, FÔR THẾY ÂRE BOUND TỔ DE-TÊR-MINE Å-CCÔRD-ING TỔ THỂ LÃWŚ PĂSSED ŬN-DÊR THĔM. BŬT THẾ JƯD-GĖS ŬN-DÊR THIS CON-STIT-Ũ-TIỔN WILL CỔN-TROL THẾ LEG-IS-LÃ-TŨRE, FÔR THẾ SŨ-PREME CÔURT ÂRE AU-THÔR-IŚED IN THẾ LĂST RĒ-SÔRT, TỔ DĒ-TÊR-MINE WHẮT IŠ THẾ EX-TENT ỔF THẾ PÔW-ÊRŚ ỔF THẾ CON-GRESS. THẾY ÂRE TỔ GIVE THẾ CON-STIT-Ũ-TIỔN ĂN EX-PLĂN-Ã-TIỔN, ĂND THÊRE IŚ NO PÔW-ÊR Å-BỦVE THEM TỔ SET Å-SIDE THẾIR JƯDG-MENT. THẾ FRÂM-ÊRŚ ỔF THIS CON-STIT-Ũ-TIỔN ĂND THÊRE IŚ NO PÔW-ÊR Å-BỦVE THẾM TỔ SET Å-SIDE THẾIR JƯDG-MENT. THẾ FOLL-OWED THĂT ỔF THẾ BRIT-ISH, IN REN-DÊR-ING THẾ JƯD-GEŚ IN-DĒ-PEND-ENT, BỶ GRĂNT-ING THẾM THẾIR OFF-IC-EŚ DŨR-ING GOOD BĒ-HĀV-IỒR, WITH-OUT FÔLL-OŴ-ING THẾ CON-STIT-Ũ-TIỔN ỔF ĒNG-LẮND, IN IN-STIT-ŨT-ING Å TRĪ-BŪ-NĂL IN WHICH THẾIR ÊR-RÔRS MAY BĒ CÔR-RĚCT-ĔD; ĂND WĬŢĦ-OUT ĂD-VĒRT-ĬNG TỔ THĬS, ŢHĂT ŢHĚ JŪ-DĬČĨ-ĂL ŬN-DĒR ŢHĬS SÝS-TĚM HĂVĒ Ă PỔΨ-ĒR WHĬCH ĬŚ Ă-BŎVĒ ŢHĔ LĔĠ-ĬS-LĀ-TĬVĒ, ĂND WHĬCH ĬN-DĒĒD TRĂN-SĊĔNDŚ ĂNŸ PỔΨ-ĒR BĒ-FỔRĒ ĠĬV-ĔN TỔ Ă JŪ-DĬĊĨ-ĂL BŸ Ă-NŸ FRĒĒ ĠŎV-ĒRN-MĔNT ŬN-DĒR HĔĀV-ĔN.

Ī DŌ NŎT ŎB-JĔĊT TÕ THĚ JŬĎ-ĠĔŚ HŌLD-ĬNG THĚĨR ĊŎM-MĬŠŠĪ-ŎNŚ DÜR-ĬŊĠ ĠŎŎD BĒ-HĀV-ĬŎR. Ī SŬP-PŌŚĔ ĬT Ă PRŎP-ĒR PRŌ-VĬŠĪ-ŎN PRŌ-VĪ-DĔD THĒY WĒRĒ MĀDĒ PRŎP-ĒR-LŸ RĒ-SPŎN-SĬB-ĽĒ. BŬT Ī SĀŸ, THĬS SŸS-TĔM HĂŚ FÔLL-ŌWĒD THĚ ĒNG-LĬSH ĠŎV-ĒRN-MĔNT ĬN THĬS, WHĪLĒ ĬT HĂŚ DĒ-PĂRT-ĔD FRŎM ÂL-MŌST ĔV-ĒRŸ Ŏ-THĖR PRĬN-ČĬP-ĽĔ ŎĔ ŦĦĔĪR JŪR-ĬS-PRŨ-DĔNSĔ, ŬN-DĒR ŦĦĔ Ī-DĒ-Ă, ŎĔ RĚN-DÊR-ĬNG THĚ JŬD-GĔŠ ĬN-DĒ-PĔND-ĔNT; WHĬCH, ĬN THĚ BRĬT-ĬSH ČŎN-STĬT-Ũ-ŤĪŎN, MĒĂNŚ NŌ MÔRĚ THĂN THĂT THỆ-Ỹ HOLD THEIR PLA-ČES DUR-ING GOOD BE-HAV-IOR, AND HAVE FĬŇĔĎ SĂL-ĂRĪĖŚ . . . [THĖ AUTH-ÔRŚ ÖF THĖ ČŎN-STĬT-Ũ-ŤĬŎŊ] HĂVĒ MĀDĒ THĖ JŬD-ĠĔŚ ĬN-DĒ-PĔND-ĔNT, ĬN THĖ FŬLL-ĔST SĚNSĚ ỔF THỂ WÔRD. THẾRĚ ĬŚ NŌ POỮ-ĒR Ă-BỔVẼ THĚM, TÔ ĆŎN-TRŌL Ă-NŸ ŎĔ ŦĤĒĨR DĒ-ČĬŠĪ-ŎNŚ. ŦĤĒRĒ ĬŚ NŌ ĂŮ-ĦĤÔR-ĬT-Ÿ ĦĂT ČĂN RĒ-MÔVĚ ĦĖM, ĂND ĦĖŶ ČĂN-NŎT BĒ ČŎN-TRŌLLĒD BY THĚ LÄWŠ ŎF THĚ LĚĠ-ĬS-LĀ-HŖ. ĬN SHÔRT, THỂỸ ẨRẼ ĬN-DĒ-PĚND-ĔNT Ổঁ THỂ PĒÕ-PLĒ, Ổঁ THỂ LĚĠ-ĬS-LĀ-HÊRĚ, ĂND ŎĚ ĚV-ĒRĮ PÔW-ÊR ŬN-DÊR HĚĂV-ĔN. MĚN PLĀČĒD ĬN THIS SĬT-Ū-Ā-ĨĪŇ WĬLL ĠĔN-ĒR-ĂL-LŸ SOON

FĒĚL THĚM-SĚLVĚŠ ĬN-DĒ-PĚND-ĚNT Ö̈́F HĚĂV-ĚN ĬT-SĚLF. BĒ-FÔRĚ Ī PRŌ-ČĒĚD TṎ ĬLL-ŬS-TRĀTĚ THĚ TRŪTH Ö́F THĒŠĚ RĒ-FLĚĊ-TĪĎŇŠ, Ī BĚĠ LĬB-ĒR-TÝ TṎ MĀKĚ Ö̈́NĚ RĒ-MÂRK. THŌŪĞH ĬN MÝ Ō-PĬN-ĬŎŇ THĚ JŬĎ-ĠĔŠ ÖŪĞHT TṎ HŌLD THĒĨR ŎFF-ĬĊ-ĔŠ DŪR-ĬNG ĠOOD BĒ-HĀV-ĬĐR, YĔT Ī THĬŇK ĬT ĬŠ ČLĒĂR, THĂT THĚ RĒĂ-ŠŎŇŠ ĬN FĀV-ĐR Ŏ̈́F THĬS ĔS-TĂB-LĬSH-MĔNT Ö̈́F THĚ JŬĎ-ĠĔŠ ĬN ĒNG-LĂND, DṎ́ BŸ́ NŌ MĒĂNŠ Ă-PPLŸ́ TṎ́ THĬS ČŎŪN-TR̈́.

2. THĚ GRĒĀT RĒĀ-ŠŎN Ă-SSĪĞNĒD, WHY THĚ JŬD-ĠĔŠ ĬN BRĬT-ĂĬN ÖÜĞHT TÖ BĒ ĆŎM-MĬŠŠĨ-ŎNĒD DŪR-ĬNG ĠOOD BĒ-HĀV-ÌOR, ĬŚ THÌS, THĂT THẾÝ MĀÝ BĒ PLĀČĒĎ ĬN Å SĬT-Ū-Ā-ĦĪŎN, NŎT TÔ BĒ ĬN-FLŨ-ĔNĊĒĎ BY THĚ ČRÔŴN, TÔ ĠĬVĒ SŬCH DĒ-ČĬŠĪ-ŮNŚ ĂŚ WÕŪLD TĔND TÕ ĬN-ČRĒĀSĒ ĬTS POW-ERS AND PRER-OG-A-TIVES. WHILE THE JUD-GES HELD THÊĪR PLĀČ-ĔŚ ĂT THĖ WĬLL ĂND PLĔĂŚ ŪRĒ ŎĔ THĖ KĬNG, ŎN ŴHÔM THỆĂ DĒ-PĚND-ĚD NŎT ŌN-LỸ FÔR THẾĨR ŎFF-ĬČ-ĔŚ, BŮT ÂL-SŌ FỔR THẾIR SĀL-ĂRĪ̇́ĒŠ, THĖ́Y WĒRĒ SŬB-JĔĊT TỔ ĔV-ĒRŸ ŬN-DÜĒ ĬN-FLÜ-ĔNĊĒ. ĬF THĔ ĊRŎŴN WĬSHĒD TÖ ČĂRR-Ÿ Ă FĀV-ÕRĬTĒ POINT, TÖ Ă-ČČŎMP-LĬSH WHĬCH THĔ ĀĪD ŎF ŦĖĖČÔŪRTS ŎF LĂŴ WĂŚ NĔĊĔSSĂRŢ, ŦĖĔ PLĔĂŠĔŪRĔ ŮF THĚ KING WÕULD BE SIG-NIF-IED TÕ THĚ JUD-GĚS. ĂND IT RĒ-WUĪRĒD THĖ SPĪR-IT ŎFĂ MAR-TŸR FOR THĖ JUD-ĠĔŚ TO DĒ-TĒR-MĪNĒ ČŎN-TRĂR-Ÿ TỔ THẾ KĪNG'Ś WILL. THẾŸ WĒRĒ ĂB-SŌ-LÜTĒ-LY DĒ-PĔND-ĔNT ŬP-ŎN HĬM BŌTH FÔR THÊĪR

ŎFF-ĬĊ-ĔŚ ĂND LĬV-ĬNGŚ. THĖ KĬNG, HŌLD-ĬNG HĬŚ ŎFF-ĬĊĔ DUR-ĬNG LĪFĒ, ĂND TRĂNS-MĬT-TĬNG ĬT TO HĬŚ PŎST-ĒR-ĬT-Ÿ ĂŚ ĂN ĬN-HÊR-ĬT-ĂNČĔ, HĂŚ MŬCH STRŎŅG-ÊR ĬN-DŨČĒ-MĔNTS TÔ ĬN-ČRĒĂSĒ THĚ PRÊR-ŎĠ-Ă-TĬVĒŚ ŎĚ HĬŚ ŎFF-ĬĊĒ THĂN THŌŚĒ WHO HOLD THEIR OFF-IC-ES FOR STAT-ED PER-I-ODS OR E-VEN FÖR LĪFĒ. HĔNĊĒ THĒ ĒNG-LĬSH NĀ-ĦĪŎN ĠĀĪNĒD Ă ĠRĒĀT POINT, ĬN FĀ-VOR ŎĔ LĬB-ĒR-TŸ, WĤĔN THĒY ŎB-TĀĪNĒD THĔ Å-PPOINT-MĚNT Ö̈́F THĖ JŬDĠĒ, DŪR-ĬNG ĠOOD BĒ-HĀV-ĬŌR. THỆ-Ỹ GẮT FRỔM THỂ CRỮỆN Ả CỔN-CẾSSĨ-ỔN WHICH DĒ-PRĪVĒD ĬT ŎF ŎŇĒ ŎF THĚ MŌST POW-ĒR-FŬL ĔN-ĠĬNĒŠ WĬŦĦ WĦĬCH ĬT MĪĞĦT ĔN-LÂRĠĒ ŦĦĔ BOUND-ĀRĒĒS ŎĔ ŦĦĔ RÖY-ĂL PRÊR-ŎĠ-Ă-TĬVĒ ĂND ĔN-ĊRŌĂCH ŎN THĔ LĬB-ĒR-TĪĒŠ ŎF THĚ PĒŎ-PĽĚ. BŬT THĒŠĔ RĒĂ-ŠŎNŠ DÕ NŎT Ă-PPLŸ TÕ THIS ČOUN-TRY. WE HĂVE NO HER-ED-IT-AR-Y MON-ÂRCH; THOŚŁ WHO A-PPOINT THĽ JUD-GĚS DO NOT HOLD THEIR ŎFF-ĬĊ-ĔŚ FŐR LĪFĒ, NŐR DŐ THĒY DĒ-SĊĔND TŐ THĒĪR CHĬLD-RĚN. THỂ SĀMĚ ẨR-ĠŪ-MĚNTS, THẾRĚ-FỔRĚ, WHĬCH WĬLL ĆŎN-ĊLŨDĒ ĬN FĀ-VOR ŎĔ THĔ TĔN-ŪRĒ ŎĔ THĔ JŬĎ-ĠĔ'Š ŎFF-ĬĊ-ĔŚ FŐR ĠŎŎD BĒ-HĀV-ĬŎR, LÔŠĒ Ă ĆŎN-SĬD-ĒR-Ă-BĽĒ PÄRT ÖF THEIR WEIĞHT WHEN A-PPLIED TO THE STATE AND ČŎN-DĬŤĨ-ŎŇ ŎĔĂ-MĒR-ĬĊ-Ă. BŬT MŬCH LĔSS ČĂN ĬT BĒ SHOWN, THĂT THỂ NĀ-TURẼ ỔỂ ÔÙR GỔV-ẾRN-MĚNT RĒ-WUĪRĒŚ THĂT THỂ COURTS SHOULD BỆ PLẠCỆƠ BỆ-YƠND ÂLL Ả-CCOUNT

ČŎN-TRŌL.

Ī HĂVĒ SĂID THĂT THỬ JƯD-GĔŚ ŬN-DÊR THĬS SÝS-TỬM WILL BĒ IN-DĒ-PĔND-ĔNT IN THỬ STRIČT SĔNSẼ ỔF THỬ WORD. TỔ PRÔVĒ THIS Ī WILL SHOW THĂT THẾRĒ IŚ NŌ POW-ÊR Ă-BỔVĒ THĚM THĂT ČĂN ČỔN-TROL THẾIR DĒ-ČISI-ỔNŚ, ÔR CÔR-RĔĊT THẾIR ÊRR-ÔRŚ. THÊRĒ IŚ NŌ ĂŬ-THÔR-IT-Ỷ THĂT CĂN RĒ-MÔVĒ THĚM FRỔM ŎFF-IČĒ FÔR Ă-NỸ ÊRR-ÔRŚ ÔR WẦNT ỔF CĂ-PĂČ-IT-Ỷ, ÔR LOW-ÊR THÊIR SĂL-ĂRĪĒŚ, ĂND IN MĂ-NỸ ČĀS-ĔŚ THẾIR POW-ÊR IŚ SŨ-PÊR-Ī-ÔR TỔ THĂT ỔF THĚ LĔĠ-IS-LĀ-TŨRĒ.

1ST. THẾRĚ IŠ NŌ POW-ĒR Ă-BOVĒ THĚM THĂT ČĂN COR-RĚCT THẾIR ĒRR-ORŠ OR CONTROL THẾIR DĒ-CISIT-ŎNŠ. THẾ ĂD-JŨD-IĆ-Ā-TĪOŇŠ OF THÌS COURT ÂRĒ FĪ-NĂL ĂND ÎR-RĒ-VĒR-SIB-LĒ, FOR THĒRĒ IŠ NŌ COURT Ă-BOVĒ THĚM TO WHICH Ă-PPĒĂLŠ CĂN LĪĒ, ĒI-THĒR IN ĒRR-OR OR ŎN THĚ MĒR-ITS. IN THIS RĒ-SPECT IT DIFF-ĒRŠ FRŎM THĚ COURTS IN ĒNG-LĂND, FOR THĒRĒ THĚ HOUSĒ OF LORDS IŠ THĚ HIGH-EST COURT, TO WHOM Ă-PPĒĂLŜ, IN ĒRR-OR, ÂRĒ CĂRR-ĪĒD FRŎM THĚ HIGH-EST OF THĚ COURTS ŎF LĂW.

2ND. THẾY CĂN-NŎT BĒ RĒ-MÕVĒD FRŮM ŎFF-ĬĊĒ ÔR SŬF-FĒR Å DĬM-ĬN-Ū-ŤĪŮN ŮF THĒĨR SĂL-ĂRĪĒŠ, FÔR ĂNŸ ĒRR-ÔR ĬN JŬDĠ-MĔNT [DŨĒ] TÕ WÄNT ŮF CĂ-PĂĊ-ĬT-Ÿ. ĬT ĬŚ ĔX-PRĔSS-LŸ DĒ-ČLĀRĒD BY THĔ CŎN-STĬT-Ũ-ŤĪŮN, "THĂT THĒY SHĂLL ĂT STĀ- TĚD TĪMĒŠ RĒ-ČĒĪVĒ Ă ČŎM-PĚN-SĀ-ŤĪŎŇ FÔR THĒĨR SĒR-VĬČ-ĚS WHĬCH SHĂLL NŎT BĒ DĬM-ĬN-ĬSHĒD DŪR-ĬNG THĒĨR ČŎN-TĬN-Ū-ĂNĈĒ ĬN ŎFF-ĬĈĒ."

THĚ ŌN-LŸ ČLAUŠĚ ĬN THĚ ČŎN-STĬT-Ũ-TIŎN WHĬCH PRŌ-VĪDĚŠ FÔR THỂ RĒ-MÔV-ẢL ỔF THỂ JƯƠ-GẾŚ FRỔM ŎFF-IČ-ĔŚ, IŚ THĂT WHICH DE-CLARES, THAT "THE PRES-ID-ENT, VICE-PRES-ID-ENT, ĂND ÂLL ČĬV-ĬL ŎFF-ĬĊ-ĒRŚ ŎĔ THĔ Ū-NĪ-TĔD STĀTĒS, SHĂLL BĒ RĒ-MÖVĒD FRŮM ŎFF-ĬĊĒ, ŎN ĬM-PĒĂCH-MĔNT FÖR, ĂND ČŎN-VĬĊ-ĦĪŎN ŎĔ TRĒĂ-ŠŎN, BRĪ-BĒR-Ÿ, ÔR Ŏ-ŦHĒR HĪĞĂ ČRĪMĒŠ ĂND MĬS-DĔ-MĒĂN-ORŠ." BY THÌS PĂR-Ă-ĠRĂPĂ, ČĬV-ĬL ŎF-FĬĊ-ĒRŚ, ĬN WĤĬCH THĖ JŬĎ-ĠĔŚ ÂRĒ ĬN-ĊLŨĎ-ĔD, ÂRĒ RĒ-MÖV-Ă-BLĒ ŌN-LŸ FOR CRĪMĒS. TRĒĀ-ŠŎN ĂND BRĪB-ĒR-Ÿ ÂRĚ NĀMĚD, ĂND THĚ RĚST ÂRĚ ĬN-ČLÜD-ĚD ŬN-DÊR THĚ ĞĔN-ÊR-ĂL TÊRMŚ ŎĔ HĪĞĂ ČRĪMĒŠ ĂND MĬS-DĔ-MĒĂN-ŐRŚ. ÊRR-ÔRŚ ĬN JŬDĠ-MĔNT, ÔR WĂNT ỔĂ CĂ-PĂĈ-ĬT-Ÿ TÔ DĬS-CHÂRĠĒ THĖ DŨ-TĪĒŠ ÖF THĖ ŎFF-ĬĊĒ, ČĂN NĔV-ĒR BĒ SŬP-PŌŚĒD TO BĒ ĬN-ČLŪD-ĔD ĬN THĒŚĒ WORDŚ, HĪĢĂ ČRĪMĒŚ ĂND MĬS-DĚ-MĒĂN-ÖRŚ. Ă MĂN MĀÝ MĬS-TĀKĒ Ă ČĀSĒ ĬN ĠĬV-ĬNG JŬDĠ-MĔNT, ÔR MĂN-ĬF-ĔST THĂT HĒ ĬŚ ĬN-ČŎM-PĔ-TĔNT TÕ THĖ DĬS-CHÂRĠĒ ŎĔ THĖ DŨ-TĒĔŠ ŎĔĂ JŬDĠĒ, ĂND YĔT ĜĬVĒ NO ĔV-ĬD-ĔNČĒ ŎĔ ČÔR-RŬP-ŤĪŎN ÔR WÄNT Ö̈́F ĬN-TĚĠ-RĬT-Ÿ. TṎ́ SŬP-PÔRT THĖ́ CHÂRĠĒ, ĬT WĬLL BĒ NĚČ-ĚSS-ÄR-Y TÖ ĠĬVĒ ĬN ĚV-ĬD-ĔNČĒ SŮMĒ FĂČTS THĂT WĬLL SHOŴ, THĂT THỂ JƯƠ-GẾŚ CỔM-MĬTT-ĔƠ THỂ ẼRR-ỒR FRỔM

WĬĊĸ-ĔŊĂNŊĊŎ-RRŬPŢMŌ-TĬVĔŚ.

3D. THĚ POW-ER ÖF THÌS COURT IS IN MÁ-NY CAS-ĔŚ SŨ-PÊR-Ī-ÔR TỔ THĂT ỔF THỂ LẾỔ-ĬS-LĀ-HỆRĒ. Ī HĂVĒ SHOWED, IN A FORM-ER PA-PER, THAT THIS COURT WILL BE AU-THÔR-ĪŠĒD TỔ DĒ-ČĪDĒ ŬP-ŎN THỂ MĒĂN-ĬNG ỔF THẾ ČŎN-STĬT-Ũ-ŤĪŎŇ; ĂND THĂT, NŎT ŌN-LY Ă-ĆĊÔRD-ĬNG TÔ THĚ NĂH-ĨR-ĂL ĂND ŎB-VĪ-ÕŬS MĒĂN-ĬNG ŎĔ THĔ WORDŚ, BŬT ÂL-SŌ Ă-ČČÔRD-ĬNG TỔ THỂ SPĨR-ĬT ĂND ĬN-TĔN-ŤĪỔN ỔF ĬT. ĪN THĚ ĚX-ER-CĪŠE ŎĚ THĬS POW-ER THÊY WILL NŎT BĒ SŬB-ÔR-DĬN-ĂTĒ TÔ, BŬT ĂBŎVĒ THĖ LĔĠ-ĬS-LĀ-TŪRĒ. FÔR ÂLL THĚ DĒ-PÂRT-MĔNTS ŎĚ THĬS ĠŎV-ĒRN-MĔNT WĬLL RĒ-ČĒĪVĒ ŤHĚIR POWĒRS, SŌ FĂR ĂŚ ŤHĖY ARĔ ĔŇ-PRĔSSĔĎ ĬN ŤHĚ ČŎN-STĬT-Ũ-ŤĪŎŇ, FRŎM THĖ PĒŎ-PĽĒ ĬM-MĒ-DĒ-ĂTĔ-LŸ, ŴHÔ ĂRĚ THĚ SÕURČE ŎF POW-ER. THĚ LĚG-ĬS-LĀ-HERE ČĂN ŌN-LŸ ĔX-ER-ČĪŚĒ SŬCH PÖW-ERŚ ĂŚ ÂRĒ ĠĬV-ĔN THĚM BY THĚ ČŎN-STĬT-Ũ-ĦĨŎN; ĦĤĒŶ ĊĂN-NŎT Ă-SSŨMĒ Ă-NŸ ŎĔ ĦĤĔ RĪĞHTS ĂN-NĚXĚĎ TÖ THĽ JŪ-DĬĽĨ-ÅL; FÖR THĬS PLĀĪN RĒĀ-ŠON, THĂT THỂ SĀMĒ ẨŨ-THÔR-ĬT-Ỷ WHÌCH VĚST-ĚD THỂ LĚĠ-ĬS-LĀ-HŪRĒ WĬŦĦ ŦĦĔIR POŴ-ĒRS, VĔST-ĔD ŦĦĔ JŪ-DĬĔĪ-ÅL WITH THEIRS. BOTH ARE DER-IVED FROM THE SAME SOURCE; BŌTH THÊRĒ-FÔRĒ ÂRĒ Ē-QŪĂL-LŸ VĂL-ĬD, ĂND THĚ JŪ-DĬČĪ-ĂL HOLD THEIR POWERS IN-DE-PEND-ENT-LY OF THE LĚĠ-ĬS-LĀ-HĒRĒ, ĂŠ THĚ LĚĠ-ĬS-LĀ-HĒRĒ DÕ ŎĔ THĚ JŪ-DĬČĪ-ĂL. THỂ SŪ-PRĒMĒ ČOURT THĚN HĂVẼ Ả RĪĢĤT, ĬN-DĒ-PĚND-ĔNT ỔF THĚ LĚĠ-ĬS-LĀ-HŨRĚ, TỔ ĠĬVĚ Å ĆŎN-STRŬĆ-HĪŎN TỔ THĚ ČŎN-STĬT-Ũ-ĦĬŎŇ ĂND ĔV-ĒRĮ PART ŎĔ ĬT, ĂND THÊRĔ ĬŠ NŌ PÖW-ER PRO-VID-ED IN THIS SYS-TEM TO COR-RECT THEIR ČŎN-STRŬĊ-ĦĨŎN ÔR DÕ ĬT Ă-WĀÝ. ĬF, THÊRĒ-FÔRĒ, THĚ LĚĠ-ĬS-LĀ-HŪRĒ PĂSS Á-NY LÄWŠ, ĬN-ČŮN-SĬS-TĚNT WĬŦH ŦHĚ SĚNSĚ THĚ JŬD-GĚŠ PŬT ŬP-ŎN THĚ ČŎN-STĬT-Ũ-TĪŎN, THĖY WĬLL DĒ-ČLĂRĒ ĬT VOID; ĂND THERĒ-FÖRĒ ĬN THĬS RĒ-SPĔĊT THEIR POW-ER IS SU-PER-I-OR TO THAT OF THE LĚĠ-ĬS-LĀ-HŪRĒ. ĬN ĒNG-LĂND THĚ JŬĎ-ĠĔŚ ÂRĒ NŎT ŌN-LĮ SŬB-JĔĊT TÕ HĂVĒ THÊIR DĒ-ĊĬŠĪ-ŎNŚ SĔT Ă-SĪDĒ BY THĚ HOUSĒ ÖF LORDŠ, FOR ERR-OR, BŬT ĬN ČĀS-ĔŠ WHERĒ THĒY ĠĬVĒ ĂN ĔX-PLĂN-Ā-ĦĨŎN TỔ THỂ LĂWŚ ỔR ĆŎN-STĬT-Ũ-ĦĨŎN ŮF THĚ ČŮUN-TRY ČŮN-TRĂR-Y TÔ THĚ SĚNSĚ ŮF THĚ PÂR-LIĂ-MĚNT THOUGH THỂ PÂR-LIĂ-MĚNT WILL NŎT SĔT Ă-SĪDĒ THĖ JUDG-MĔNT ŎF THĖ ĆOURT YĔT, THĒY HĂVĒ ĂŮ-ĦĤÔR-ĬT-Ě, BY Ă NĚŴ LĂŴ, TỔ ĚŇ-PLĀĨN ĦĖ FÔR-MĒR ÖNĚ, ĂND BY THIS MĒĂNŚ TO PRĒ-VĔNT Ă RĒ-ČĔP-HĪŎN ŎĔ SUCH DĒ-ČĪŠĪ-ŎNŚ. BŬT NŌ SŬCH POW-ĒR ĬŠ ĬN THĖ LĔĠ-ĬS-LĀ-HĒRĒ. THỂ JƯỔ-GẾŚ ẨRẼ SŨ-PRĒMĒ ĂND NŌ LĂŴ, ĔẤ-PLĂN-Ă-TÔR-Ỷ ỔĚ THĚ ČŎNSTĬTŨŦĨŎŇ, WĬLL BĒ BĪND-ĬŅG ŎŇ THĚM.

WHĚN ĠRĒĀT ĂND ĚX-TRĂÔR-DĬN-ÂR-Ÿ POW-ĒRS ÂRĒ VĔST-ĔD ĬN ĂNŸ MĂN, ÔR BŎD-Ÿ ŎĔ MĔN, WHĬCH ĬN THĒĪR ĔX-ĒR-ĊĪŠĒ, MĀY ŎP-ĒR-ĀTĒ TÕ THĔ ŎP-PRĔŠŠĪ-ŎN ŎĔ THĔ PĒŎ-PĽĒ, ĬT ĬŚ ŎĔ HĪĞH ĬM-PÔR-TĂNĊĒ THĂT POW-ĒR-FUL CHĔĊKS SHÔULD BĒ $\label{eq:FORMEDTOO} F \overset{\overline{}}{O} R E - V \check{E} N T \ \dot{T} \dot{H} \overset{\breve{}}{E} \ \overset{\breve{}}{A} - B \bar{U} S \check{E} \ \overset{\breve{}}{O} \overset{\check{}}{F} \ \check{I} T.$

PER-HĂPS NO RE-STRAINTS ÂRE MÔRE FÔR-CIBLE, THĂN SUCH ĂŚ Ă-RĪŚĒ FRŎM RĒ-SPŎN-SĬB-ĬL-ĬT-Ÿ TỔ SŎMĒ SŨ-PĒR-Ī-ĞR POW-ER. HĚNSĒ ĬT ĬŠ THĂT THĚ TRUỆ PÔL-ĬČ-Ỷ ỔF Ă RĒ-PŬB-LĬĊ-ĂN ĠŎV-ĒRN-MĔNT ĬŚ, TỔ FRĀMĒ ĬT ĬN SŬCH MĂN-NÊR, THĂT ÂLL PÊR-SŎNŚ ŴHO ÂRĚ ĆŎN-ČÊRNĚD ĬN THĚ ĠŎV-ĒRN-MĔNT, ÂRĒ MĀDĒ Ă-ČĊOUNT-Ă-BLĒ TỔ SỔMĒ SŨ-PÊR-Ī-OR FOR THÊIR ČŎN-DŬČT ĬN ŎFF-ĬČĒ. THĬS RĒ-SPŎN-SĬB-ĬL-ĬT-Ÿ SHÖŪĹD ŬL-TĬM-ĂTĒ-LŸ RĔST WĬTH THĔ PĒO-PLE. TO HĂVE Ă ĠUV-ERN-MENT WELL ĂD-MIN-IST-ERED IN ÂLL ĬTS PÂRTS, ĬT ĬŚ RĔ-ŴŪĬŚ-ĬTĔ THĖ DĬFF-ĒRĔNT DĒ-PART-MĚNTS ÖF ĬT SHOULD BĒ SĚP-AR-Ā-TĚD ĂND LŎDGĒD ĂŚ MŬCH ĂŚ MĀŸ BĒ ĬN DĬFF-ĒRĔNT HĂNDŚ. THĖ LĔĠ-ĬS-LĀ-TĬVĒ POW-ER SHOULD BE IN ONE BOD-Y, THE EX-EC-U-TIVE IN Ă-NŎŦĤ-ĒR, ĂND ŦĤĔ JŪ-DĬĊĨ-ĂL ĬN ŎŇĔ DĬFF-ĒRĔNT FRŎM ĒĪTHĖR. BŬT STĬLL ĒĂCH ŎĔ THĒŠĒ BŎD-ĪĒŠ SHOULD BĒ Ă-CCOUNT-Ă-BLE FOR THEIR CON-DUCT. HENCE IT IS ĬM-PRĂĊ-TĬĊ-Ă-BLĔ, PĒR-HĂPS, TÕ MĀĪN-TĀĪN Ă PĒR-FĔĊT DIS-TINC-TION BE-TWEEN THESE SEV-ERAL DE-PART-MENTS. FÖR ĬT ĬŚ DĬF-FĬĊ-ŬLT, ĬF NŎT ĬM-PŎS-SĬB-ĽĖ, TÕ ĊÂLL TÕ Å-ČČOUNT THĽ SĚV-ĚRĂL ŎFF-ĬČ-ĒRŚ ĬN ĠŎV-ĒRN-MĔNT, WĬTH-OUT ĬN SỔMĒ DĖĠ-RĒĒ MĬŠ-ĬNG THĖ LĔĠ-ĬS-LĀ-TĬVĒ ĂND JŪ-DĬĊĨ-ĂL. THĚ LĔĠ-ĬS-LĀ-HŨRĒ ĬN Ă FRĒĒ RĒ-PŬB-LĬĊ ÂRĒ CHOS-ĚN BY THĚ PĒO-PLĚ ĂT STĀT-ĚD PÊR-Ī-ŎDŠ, ĂND THÊĨR

TO THĖ PĒO-PLĖ. WHĚN THĖ TERM FOR WHICH THĖ ARE CHOŚ-ĚN SHĂLL ĚŇ-PĪRĚ, ŴHO [THĚ PĒÔ-PLĚ] WĬLL THĚN HĂVĚ ŎP-PŎR-TŨN-ĬT-Ÿ TÖ DĬS-PLĀĊĒ THĖM ĬF THĖY DĬS-Ă-PPRÖVĒ ŮĚ THÊIR ČŎN-DŬĆT. BŬT ĬT WÕULD BĒ ĬM-PRŎP-ĒR THĂT THĚ JŪ-DĬĊĨ-ĂL SHOULD BĒ Ē-LĔĊ-TĬVĒ, BĒ-ĊĂŪŠĒ THĒĪR BŪŠ-ĪNĔSS RĒ-WUĪRĒŠ THĂT THĒ-Y SHOULD PO-ŠŠESS Ă DĔĞ-RĒĒ ŎĔ LÄW KNÔŴL-ĔĎĠĔ, WHĬCH ĬŚ Ă-ĊŴŬĪRĔD ŌN-LŸ BŸ Ă RĔĠ-Ū-LĂR ĔĎ-Ū-ĊĀ-ĦĨŎŇ DĖĠ-RĒĒ; ĂND BĒ-SĪDĒŚ ĬT ĬŚ FĬT THĂT THĒY SHOULD BE PLACED, IN A CER-TAIN DEG-REE IN AN ĬN-DĒ-PĔND-ĔNT SĬT-Ū-Ā-TĪŎN, THĂT THĒY MĀY MĀĪN-TĀĪN FIRM-NĚSS ĂND STĚĂD-Ī-NĚSS ĬN THẾIR DĒ-ČĬŠĪ-ŎNŚ. ĂŚ THĚ PĒŎ-PLE THERE-FORE OUGHT NŎT TO Ē-LECT THE JŬD-ĠĔŚ, ŦŀĦĒŸ ČĂN-NŎT BĒ Ă-MĚN-Ă-BĽĔ TÕ TŀHĚM ĬM-MĒ-DĒ-ĂTĔ-LŸ, SŎMĒ ŎŦĦ-ĒR MŌDĒ ŎĔĂ-MĔN-Ă-BĬL-ĬT-Ÿ MŬST ŦĦĒRĒ-FÔRĒ BĒ DĒ-VĪŠĒD FOR THĒŠĒ, ĂŠ WĚLL ĂŠ FOR ÂLL ŎTHĒR ŎFF-ĬĊ-ĒRŚ WĤĬCH DÖ NŎT SPRĬŅĢ FRŮM THĚ ĬM-MĒ-DĒ-ĂTĒ CHOIČĚ ŎF THĚ PĒÕ-PLĚ. THĬS ĬŠ TÕ BĒ Ē-FFĔĊT-ĔD BY MĀK-ĬNG ÖNĒ ČOURT SŬB-OR-DĬN-ĂTĒ TO Ă-NŎTH-ĒR, ĂND BY ĠĬV-ĬNG ŦĦĔM ČŎĠ-NĬZ-ĂNĊĒ ŎĔ ŦĦĔ BĒ-HĀV-ĬĒR ŎĔ ÂLL ŎFF-ĬĊ-ĒRŚ. BŬT ŎN THĬS PLĂN WĒ ĂT LĂST Ă-RRĪVĒ ĂT SŎMĒ SŪ-PRĒMĒ, Ō-VĒR ŴHÔM THĒRĒ ĬŚ NŌ PÔŴ-ĒR TÔ ČŎN-TRŌL BŮT THĖ PĒÕ-PLĚ THĚM-SĚLVĚS. THIS SŪ-PRĒMĒ ĆŎN-TRŌLL-ĬNG PÖŴ-ĒR SHÔŨĹD BĒ ĬN THĚ CHOIČĚ ŎĔ THĚ

PĒO-PLĒ, OR ĒLSĒ YOU ĔS-TĂB-LĬSH ĂN ĂŬ-THOR-ĬT-Ÿ ĬN-DĒ-PĔND-ĔNT, ĂND NŎT Ă-MĔN-ĂB-LĔ ĂT ÂLL, WHĬCH ĬŚ RĒ-PŬĠ-NĂNT TO THĔ PRĬN-ĊĬP-LĒŠ ŎF Ă FRĒĒ ĠŎV-ĒRN-MĔNT. Ă-ĠRĒĒ-ĂB-LĒ TO THĒŠĒ PRĬN-ĊĬP-LĒŠ Ī SŬP-POŠĒ THĔ SŪ-PRĒMĒ JŪ-DĬĒŤ-ĂL OUĢHT TO BĒ LĪ-ĂB-LĒ TO BĒ ĊÂLLĒD TO Ă-ĊĊOUNT, FOR ĂNŸ MĬS-ĆŎN-DƯČT, BŸ SŎMĒ BŎD-Ÿ ŎF MĔN, ŴHO DĒ-PĚND ŬP-ŎN THĔ PĒO-PLĒ FOR THĒIR PLĀĊ-ĔŠ; ĂND SO ÂL-SO SHOŪLD ÂLL ŎTH-ĒR ĠRĒĀT ŎFF-ĬĊ-ĒRŠ ĬN THĔ STĀTĒ, ŴHO ÂRĒ NŎT MĀDĒ Ă-MĔN-ĂB-LĒ TO SŎMĒ SŨ-PĒR-Ī-OR ŎFF-ĬĊ-ĒRŠ....

BRÜ-TŬS