

1 farther towards a determinable right which is enforceable
2 by a court than you do with a somewhat innocuous state-
3 ment, liberty of the press ought to be preserved, how
4 would a court enforce it? It's got built-in reservations
5 to it, the word that suffers is the word of, ought,
6 which doesn't mean the same as, shall.

7 THE CHAIRMAN: Mr. Scanlan: Certainly, in
8 another respect along the lines of what Mr. Gentry just
9 said, Section 2 guarantees the right peaceably to assem-
10 ble, which is not guaranteed in the present Constitution,
11 and I suggest the events of recent days suggest this is
12 not an academic right, and in that respect, this second
13 respect, Section 2 as proposed by the Committee is an
14 improvement over what we have in the old Constitution.

15 THE CHAIRMAN: Mr. Bond?

16 MR. BOND: I would suggest that Article 13
17 which is superseded should not go into the new Constitution.
18 That says, Every man hath the right to petition the
19 Legislature to redress his grievances in a peaceful and
20 orderly manner. I think that is an example of the
21 language that can be left stand.