

1 process for obtaining witnesses in his favor and to  
2 have a speedy and public trial before an impartial jury  
3 without whose unanimous consent he shall not be adjudged  
4 guilty.

5 If you will refer to Article 21 in the present  
6 Declaration, you will see that much, or that the pro-  
7 posed Section 7 is an expansion rather than a deletion  
8 of the provisions of Article 21. For instance, public  
9 trial, has been added to the last phrase of Article 21  
10 where it says, To a speedy trial with impartial jury  
11 without unanimous consent. All of that is covered by,  
12 public trial. The present Maryland Declaration, 21,  
13 says, To be allowed counsel, and we have said here, To  
14 have the assistance of counsel. I think it is a little  
15 stronger language. We have gotten away from the use of  
16 the term, indictment, because much of the prosecution  
17 is by information. We feel it is adequate to say he is  
18 to be informed of the charge against him. We haven't  
19 included, informed, in writing. We feel whatever pro-  
20 tection he might need in that area would be covered by  
21 due process as well as the adequacy of the informing of