

1 of cigarettes.

2 THE CHAIRMAN: Professor Burdette?

3 DR. BURDETTE: This interpretation Mr. Mar-
4 tineau brings forward is supported in Article 25 of
5 the Declaration of Rights currently, which winds up by
6 saying, all these things shall not be done by the courts
7 of law.

8 Now, Professor Asper has suggested that by
9 implication, that by leaving out the courts of law,
10 the Committee has intended to include the Legislature.
11 I raised the question as to whether or not by simply
12 omitting the language courts would later interpret that
13 our language has been simplified and it really means
14 the same thing that the original Constitution had, and
15 that we would be better off to put in a reference to the
16 Legislature and court.

17 MR. MARTINEAU: They use the term, inflicted,
18 and only the court would inflict the punishment.

19 THE CHAIRMAN: I think that is much too res-
20 trictive use of the term.

21 DR. BURDETTE: What do you think of my question?