

1 it is this is a document prepared by the people and for
2 the protection of the people, and the canons of judicial
3 ethics may or may not be enforced. They make change
4 from time to time. I think the people do have the right
5 to place when they put a judge in the position that we
6 are trying to put him in, have a right to impose upon that
7 judge certain limitations on his activities outside of
8 the Bench.

9 THE CHAIRMAN: I don't question the right to do
10 it in the Constitution. My question was, why is it
11 thought necessary to include it in the Constitution rather
12 than simply place reliance on the observance of the canons
13 of judicial ethics?

14 MR. MARTINEAU: It seems to me that this is
15 something that shouldn't be left to a document or a for-
16 mulation of ethics over which the people have no control
17 whatsoever.

18 THE CHAIRMAN: Well, let me make my question
19 more pointed. Is there any information or research by the
20 Committee that indicates that this has been a problem.

21 MR. MARTINEAU: None that I know of.