

1 MR. SYKES: Will the judges raise the
2 question, what about the power to approve bail? If
3 you make it too restrictive, he won't even be able to
4 grant bail.

5 MR. MILLER: It wouldn't in accordance
6 with rule solve any problem.

7 MR. SYKES: I think it would.

8 THE CHAIRMAN: I think the discussion that
9 I recall hearing -- and maybe I am thinking of a
10 different place where the discussion was -- was that
11 the Commissioners were not intended in any sense to
12 be assistant judges, and they were not to be given
13 the authority to have preliminary hearings, that this
14 was still a judicial function.

15 MR. MARTINEAU: That is correct.

16 THE CHAIRMAN: And, therefore, this statement
17 that the Commissioners may issue arrest warrants and
18 determine whether and what amount of bail is required
19 is intended as a complete statement of their jurisdiction.
20 I think you could without too much difficulty get a phrase
21 that would give them all authority over the issuance or