

1 first phrase, and of course, I am sure the Commission
2 would agree that the court should consider, or should
3 continue to pass on the sufficiency of the evidence, but
4 that the Constitution should make no reference to any of
5 this.

6 THE CHAIRMAN: Is there any discussion?

7 MR. MILLER: A question, Mr. Chairman. Does
8 this mean that the criminal law and the civil law would
9 be the same?

10 THE CHAIRMAN: As to the relative roles of the
11 court and jury, that is correct.

12 MR. HARGROVE: Question.

13 THE CHAIRMAN: All those in favor of the
14 motion, the deletion of this provision, or rather not in-
15 cluding such provision in the new Constitution, so indicate
16 by voting Aye; contrary-minded, No. Unanimously approved.

17 We move on to the Fourth Report of the Committee
18 on Miscellaneous Provisions.

19 MRS. BOTHE: Shall I make my motion or explana-
20 tion?

21 THE CHAIRMAN: Let's have the explanation first.