

1 the group feels otherwise, that in voting on this principle
2 we are voting between the two ideas, one of including in
3 the Constitution a variation in terms of a percentage, and
4 the other of including in the Constitution a general
5 provision that the legislative district should be as
6 nearly equal in population as may be practicable.

7 DR. BARD: That is correct.

8 THE CHAIRMAN: We are not considering having
9 no provision at all.

10 MR. SMITH: As determined by the Legislature?

11 THE CHAIRMAN: Yes.

12 MR. MARTINEAU: Mr. Chairman, you just said
13 what I wanted to say before I had a chance to say it. I
14 think that the argument here, the discussion has gone off
15 on the wrong tack. The argument by those who favor the
16 specific limit has been that those of us who are opposed
17 to it are sometimes in favor of unequal representation
18 and that is not our position. Our position is that what
19 equality is, is going to have to be developed over the
20 years. We cannot, or we don't know, frankly, whether the
21 Supreme Court is going to accept ten per cent variation,