



The Second Silofaisan Republic



PREAMBLE

That those peoples may become united who speak the language of Silōs or Latina Cemellāna, or who be friends thereof, for their mutual benefit and against their common enemies;

That the nation may become a state in which the same retain their inherent independence, and enjoy the benefits and aid of Citizenship;

That the state may become recognized, respected, and trusted among the other nations in the effluxion of politics, economics, and art; and

That those Citizens may have public order, maintain the general welfare and principles of justice, and protect for themselves their inherent Liberties, Rights, and Privileges:

NOW, THEREFORE, BE IT KNOWN THAT WE, the undersigned representatives, do ordain and establish for the nation of Silōfais this Constitution, whereupon the value of Sovereignty, the foundation of Law, and the preservation of Tranquility are laid down and become a binding force for all Citizens thereof.

Chapter One: Foundations

Article I: The State

§1. The State shall be styled as “The Republic of Silofais”, or respectively “Silōfais Res Silōt”.

§2. The State is sovereign and whole inherently, and is realized through this Constitution, deriving from its three bodies:

The common Law, by which the whole of the State governs itself;

The Government, to which the Sovereignty and Governance of the State are delegated, on condition of integrity and honor; and

The People, who are the Citizens of the State, and by whom the State is established and the Government maintained responsibly.

§3. The Government and the People, and the Law as they shall make in union with accordance to this Constitution, shall be always inferior to the same.

Article II: The Government

§1. The Government shall undertake and realize the Law, and shall be divided equally and separately for the purpose between a President, a Legislature, an Executive, and a Judiciary.

§2. Neither the President nor the other Branches of Government shall exercise those Powers and Duties which may belong properly to another.

§3. The Officers of the Government, and all others who may bear or represent the Authority thereof, shall neither mistake the same for nor tolerate in any manner treason, malfeasance, fraud, bribery, or other forms of corruption, nor any infringement of this Constitution or the Rights of the People.

§4. No person holding one position of Power, Trust or Profit, of the Government, shall be eligible during his tenure to hold any other such position thereof, unless so authorized expressly by this Constitution or by statute.

§5. The Powers and Duties of the Government may be delegated, and resumed thereafter, to and from international bodies by Treaty: provided, that the Power of taxation and to appropriate public money shall be vested only in legislatures accountable directly to the citizenry; and, further, that the Separation of Powers between Branches, of this Government or another, shall be not violated in this State, in another state, or in any association of states.

Article III: The People

§1. The People shall be bound by the Law, and the Government constituted by them; but, in all cases whatever, they shall swear or affirm loyalty not to the same, but expressly to this Constitution or the State.

§2. Citizenship of the State is not inherent, but shall be given with accordance to the Law; and shall entitle those Privileges which shall be revocable otherwise, especially to live, work and move freely.

- §3. The People shall reserve certain Rights natural, civil, and criminal; but the enumeration whereof shall be never so construed as to deny or disparage those other Rights, which are unnamed herein but retained nonetheless by them.
- §4. The Right to vote, and the eligibility for public positions of Power, Trust or Profit, shall be exclusive to Citizenship; and the Citizens shall reserve universally one Vote for each of themselves, by which they may influence and guide the Government.

Chapter Two: Form, Powers and Duties

Article IV: The President

- §1. The President shall be the Head of State, who shall be the guarantor of the Sovereignty, Law, and Tranquility thereof.

He shall take care that this Constitution be enforced and preserved in due respect, and that for all persons the common justice be ensured and general welfare be promoted.

- §2. The President shall be styled fully as “The President of the Republic of Silofais”.

He shall be elected directly by all the People at home and abroad, according to a Writ of Election issued duly by the Chief Justice of the State, for a Term of two years which shall end at noon and begin then for his successor; and his Oath of Office shall be administered by the Chief Justice in public, in a solemn atmosphere, and in witness also of the Speaker of the Chamber of Delegates and the Marshal of the Hall of Magisters.

He shall enjoy personal Immunity for actions made in the official capacity of his Office, and his person shall cease during his tenure to be the object of any judicial process; but his Term shall have no effect in cases of limitations or repose, as if he shall have never served, and any proceedings may be reactivated or new actions brought after Office.

He shall receive for his services a Compensation at stated times, which shall be ascertained by statute and paid from the Treasury of the State, and be neither increased nor diminished during the Term for which he shall have been elected; and, during the same Term, shall receive no other public Emolument, nor hold or be appointed to any other public position of Power, Trust or Profit, from or within the State.

He shall, in order to keep the Office, have attained thirty-five years of age; have been nine years a Citizen of the State; and, at the time of Election, be in good standing, enjoy full liberties, have been for the preceding seven years a resident within the State, and have neither served nor acted in the same Office longer than three during the preceding six years.

- §3. The President shall be the Commander-in-Chief of the Armed Forces, and secure the protection and peace of the State against all threats foreign and domestic;

Lead the foreign policy, and be the chief diplomat among the other nations, in coordination with a Council of State; receive and accredit foreign Ambassadors, and other foreign heads, officers and agents; come first for purposes of precedence and protocol;

Be the Chairman of any national defense or security councils, as well as any diplomatic bodies;

Make Treaties for the Good of the State, by the advice of the Hall of Magisters and with the consent of two thirds of their entire membership;

Confer the Honors, Awards and Distinctions of the State, as shall direct the Law; and

Have Power to issue decrees and orders with the force of the Law, in pursuance and with accordance to the Powers and Duties vested in him by this Constitution, or by statute.

He may grant pardons, commutations, remissions, reprieves or respites for criminal convictions, in such manner as find he proper, except in cases of treason or impeachment; but, with the consent of two thirds of the entire membership of the Hall of Magisters, may grant such clemency for treason, as well as personal or general amnesties.

- §4. The President shall nominate and, by and with the advice and consent of the Chamber of Delegates, shall appoint the Admirals and General Officers of the Armed Forces, as well as the Ambassadors and other envoys and consuls of the State; and he may dismiss them at will.

- §5. The President shall be the custodian of the Seal of the State, and shall commission all the Officers of the Government, of the Armed Forces, and of such other bodies within the State as may be required of him by the Law.

- §6. The President shall form and direct the Administration of his Office.

- §7. The President, a Chief Secretary of the State, the Heads of the Executive Departments, the highest-ranking Admirals and General Officers of the Armed Forces, and the Ambassadors shall constitute altogether the Council of State; and the President shall be its Chairman, and the Chief Secretary its Vice-Chairman.

The Council shall advise and deliberate on the general matters of the State; coordinate among themselves the execution of the domestic and foreign policies, and take care that Treaties be executed faithfully; and, from time to time, transmit to the National Assembly information on the state of the State, and of the Government, which shall be delivered by the President.

- §8. The President may bring and effectuate upon probable cause a special investigation into the official Conduct of any person who hold a public position of Power, Trust or Profit, except that of any Judge or of those under and within the National Assembly with respect to their legislative activities.

Such investigations shall be realized with accordance to the Law, receive Testimony and Evidence in public and under Oath, and extend never to personal or nonofficial affairs; and the findings thereof may be referred to the Chamber of Delegates for impeachment, or may cause accusation in a Court or other Tribunal, or both.

Such Power shall be not so construed as to limit or prohibit normal investigations of Misconduct, nor normal Enforcement of the Law.

- §9. The succession of Office, of the President of the State, shall be ruled by this Constitution as follows:
- (a) The Council of State shall transmit within two days a written declaration of the Resignation, Death, or Removal of the President to the Speaker of the Chamber of Delegates, the Marshal of the Hall of Magisters, and the Chief Justice of the State, whereupon the latter shall issue a Writ of Election in order to fill the Vacancy; and the Marshal shall serve in the interim as Acting President until the successor be duly sworn, provided that he satisfy the Qualifications thereof.
 - (b) If at the expiration of the Term of one President the President-elect shall have died or failed to qualify, or no person shall have been elected newly as the President, then, in either case, the Term of the President already in Office shall expire naturally; whereafter, the Marshal shall act in the interim with the Powers and Duties of the President, until the successor be duly sworn.

- (c) If the President transmit to the Speaker, the Marshal, and the Chief Justice his written declaration that he be incapacitated or unable to discharge the Powers and Duties of his Office, and until he transmit to the same his written declaration to the contrary, the Marshal shall act in the interim with the Powers and Duties thereof.
- (d) If the Chief Secretary and a majority of the Heads of the Departments transmit in writing to the Speaker, the Marshal, and the Chief Justice a declaration that the President be incapacitated or unable to discharge the Powers and Duties of his Office, then the Marshal shall act in the interim with the Powers and Duties thereof.

Whenever the President may declare thereafter in writing to the Speaker, the Marshal, and the Chief Justice that he be recuperated, or that no inability have existed, he shall resume the Powers and Duties of his Office, unless the Chief Secretary and a majority of the Heads of the Departments transmit within four days to the same a written declaration to the contrary, whereupon the Supreme Court shall try the Facts en banc and without secrecy: and if two thirds of the fixed number of Justices thereof determine and agree within fourteen days that he be incapacitated or unable, then the Marshal shall continue to act therein; or otherwise the President shall resume the Powers and Duties of his Office.

- (e) In such cases when the Marshal shall have been disqualified or incapable to serve as Acting President, the Speaker of the Chamber of Delegates shall discharge the Powers and Duties of the Office until the successor be duly sworn thereto; and otherwise the National Assembly shall ascertain by statute which civil Officers, from the Council of State, shall serve for this purpose in the interim: but, in all cases, no person who fail the Qualifications of the Office shall act or serve as the President.

Article V: The Legislature

- §1. The Legislative Power of the State shall be vested in a National Assembly, which shall consist of a Chamber of Delegates and a Hall of Magisters.
- §2. The National Assembly shall lead the domestic policy, and may ensure this Power by appropriate Legislation.
- §3. The Chamber of Delegates and the Hall of Magisters shall be chosen from the same national electoral Districts, at the same general Elections, and directly by the People who shall inhabit those Districts; and no Election whatever of either House shall occur, except according to a Writ issued duly by the Chief Justice of the State.

§4. The Chamber of Delegates shall serve the Good of the People, and undertake in good Conduct the Legislation of the State; and each Term of them shall be elected at once for a period of one year.

The Delegates shall be apportioned among the Districts according to their respective populations, counting the whole number of lawful residents therein, by the method known as equal proportions and rounding to the nearest whole number; and, for any given Term of them, each District shall choose at large neither fewer than three Delegates, nor more than eight, as shall have been apportioned with accordance to the Law.

Each Delegate shall, in order to keep his Seat, have attained twenty-one years of age; have been three years a Citizen of the State; and be, at the time of Election and throughout the Term for which he shall have been elected, an inhabitant and qualified voter of that same District.

The Chamber of Delegates shall choose wholly a Speaker, who shall preside over them; a Speaker Pro Tempore, who shall preside during the absence of the Speaker, and shall discharge the Powers and Duties thereof while the same serve as Acting President; and then their other Officers.

§5. The Hall of Magisters shall serve the Good of the State, and undertake with sober thought the Legislation thereof; and each District shall be entitled to and shall elect at large one Magister for a Term not to exceed three years.

As soon as they shall be in session for the first time, the Hall of Magisters shall divide themselves into three classes as equally as may be; and, upon the sixth month following such session, the Seats of the Magisters of the first class shall be renewed at the soonest general Election of the Delegates, those of the second class at the next, and those of the third class at the next thereafter, so that each of them should serve for Terms of three years naturally but one third be chosen newly every year at least.

Each Magister shall, in order to keep his Seat, have attained twenty-five years of age; have been five years a Citizen of the State; and be, at the time of Election and throughout the Term for which he shall have been elected, an inhabitant and qualified voter of his District.

The Hall of Magisters shall choose wholly a Marshal, who shall preside over them; a Vice-Marshal, who shall preside during the absence of the Marshal, and shall discharge the Powers and Duties thereof while the same serve as Acting President; and then their other Officers.

Former Presidents of the State who remain in good standing shall have a Right to speak and debate equally in the Hall of Magisters, except while they may be a member of the Chamber of Delegates or the Cabinet of the State; but shall have no Vote there, unless so elected as a member among them.

- §6. The Term of Office, of the Delegates and the Magisters, shall end at noon and begin then for their successors.

They shall receive for their services a Compensation at stated times, which shall be ascertained by statute and paid from the Treasury of the State; but no Law varying any Profit for their services shall take effect, until a general Election of the Delegates shall have intervened.

They shall be privileged from arrest during their attendance at the session of their respective Houses, and while going to and returning from the same, in all cases except for treason, felony, or breach of the peace; and, for any Speech or Debate in either House, shall be questioned in no other place.

No member of one House shall be a member of the other, nor shall hold within the State any other public positions of Power, Trust or Profit, excepting the procedural or administrative roles of either or both Houses; and, during the Term for which he shall have been elected, no member shall be appointed to any such positions which have been created, or the Emoluments whereof have been increased, during the same Term.

- §7. The National Assembly shall convene at a time on such day or days as may they fix by statute, but within seven days of the start of every Term and at least once in every year; and both Houses shall be adjourned sine die or the Chamber of Delegates dissolved, not later than the expiration of any Term of them, so that a sitting of one National Assembly shall coincide never with that of another.

A Quorum, necessary to do business, shall be constituted respectively by a majority of the fixed membership, in each the Chamber of Delegates and the Hall of Magisters; but a smaller number in either House may adjourn from day to day, and may compel the attendance of absent members in such manner and under such penalties as shall provide each House.

Each House shall ascertain the Rules of its proceedings, and may ascertain joint Rules with the other; shall keep a Journal of its proceedings and publish the same from time to time, excepting such parts as may in their judgement require secrecy; and shall, after any general Election of them by the People, reorganize itself upon the new Term.

- §8. Each House shall keep its doors and committees open, except when the general welfare may require secrecy.
- §9. Each House may punish its members for disorderly Conduct and, with the concurrence of two thirds of their entire membership, expel a member, but not a second time for the same offense.
- §10. Each House shall be the judge of the Elections, Returns, and Qualifications of its own members.
- §11. The Speaker or the Marshal shall notify the Chief Justice in writing of any vacant Seat in the respective House, who shall issue then a Writ of Election in order to fill the Vacancy.
- §12. Neither House shall adjourn without the consent of the other longer than three days, nor to any other place than that in which the two Houses shall be sitting; but, whenever they disagree on the time of adjournment, the President of the State may adjourn both Houses to such time as find he proper.
- §13. The President of the State may convene by decree on extraordinary occasions both Houses, or either of them, in coordination with the Chief Secretary; or shall convene by decree both Houses, upon a petition signed by two thirds of the fixed membership of each House.
- He shall specify in such decree the cause of the special session and the matters for their Consideration, to which neither House shall introduce any measure unrelated; and one or both Houses, as may be the case, shall be adjourned upon the conclusion of such Consideration.
- §14. The President of the State may cause by decree in coordination with the Speaker and the Marshal that the Chamber of Delegates be dissolved.

In case of such dissolution the President shall notify the Chief Justice in writing and the latter shall issue the necessary Writ of Election: whereafter, both Houses of the National Assembly shall convene in regular session within two weeks following the certification of the Election, on a day and at a time decided, if not by statute, then together by the President and the Chief Secretary; and the Houses shall be severally reorganized, as normal.

No further dissolution shall take place within four months following the aforesaid Election; and no such dissolution at all shall be exercised by the President during the final four months of his Term, unless the said period coincide in whole or in part with the final four months of a Term of the Chamber of Delegates.

Article VI: Legislation

- §1. Legislation of the Government may originate in either House of the National Assembly but be approved or rejected by the other, and may be amended by either with the concurrence of the other.
- §2. The Right to introduce Legislation of the Government shall be reserved exclusively to the members of the National Assembly, being exercised by them in their respective House, and to the Chief Secretary on behalf of the Cabinet, in such House as find he proper.
- §3. The Rules of Procedure of one House shall be adopted or altered by the concurrence of a majority of its entire membership; and, in case of joint Rules, by a majority of the entire membership in each House severally.
- §4. No Vote shall be cast in either House by proxy, or by one member for another; nor by any member in absence of a sitting, except according to a predetermined Procedure and when authorized by an Order ad hoc of two thirds of those present.
- §5. No Officer of either House shall be chosen unless they have a call to Quorum and a Quorum remain undoubtedly present thereafter.
- §6. No Bill or Resolution, or other like object of Legislation, shall concern more than one subject, except for general Appropriations, or for the codification, revision or compilation of the Law, or a part of the Law; and the subject thereof, in all cases, shall be indicated and expressed clearly in its title.
- §7. No Bill or Resolution, or other like object of Legislation, shall be ever so amended on its passage through either House as to alter its original intent or purpose.
- §8. No Law shall be revived or amended, or the provisions thereof extended or conferred, by reference to its title only; but so much thereof, as may be revived, amended, extended or conferred, shall be reenacted and published at length.
- §9. The Yeas and Nays, as well as any Absences or Abstentions, shall be entered on the respective Journal and identified by Name, during and after the final Vote in either House on the following matters, or on any other Question at the request of one fifth of those present:
 - (a) Ratification of a Treaty.
 - (b) Consent of amnesty or other clemency.

- (c) Expulsion of a member of the National Assembly.
- (d) Reconsideration of a measure returned by the President of the State.
- (e) Resolution of Confidence or No-Confidence.
- (f) Impeachment, and conviction thereof.
- (g) Consent of an Appointment.
- (h) Changes in the number of Districts or Delegates, or in the Delimitation of any District.
- (i) Resolution to amend this Constitution, or to call a Convention for that purpose.

§10. Every Bill, before it become a Law, shall have earned the concurrence of a majority of the entire membership, in each the Chamber of Delegates and the Hall of Magisters, and shall be presented then to the President of the State: If he approve, he shall sign it and the Chief Secretary shall promulgate it, but if not, he shall return it with his Objections to that House in which the Bill shall have originated, who shall enter the Objections at length on their Journal and proceed to reconsider it; and, if after such Reconsideration two thirds of the entire membership of that House concur on the Bill, it shall be sent together with the Objections to the other House, by which it shall be reconsidered likewise; and if two thirds of the entire membership of that other House concur on it, then the Chief Secretary shall promulgate it without the signature of the President, and it shall become a Law.

Any Bill, which be neither signed nor returned by the President within fourteen days after it shall have been presented to him, shall be promulgated thereafter by the Chief Secretary and become then a Law, unless the National Assembly have prevented its return by their adjournment: in which case, it shall become not a Law, but the President shall return it with his Objections to the House of origin for their Reconsideration, when both Houses be next in session; or it shall be nullified, if the next session of both Houses should occur after the expiration of a Term of either House.

The foregoing rules and limitations, in the case of a Bill, shall apply likewise to every Resolution, Order, or Vote to which the concurrence of both Houses of the National Assembly may be necessary, except on a Question of adjournment, on a Resolution to amend this Constitution, or on other matters without the force of the Law.

§11. Singular measures shall be signed upon passage by the Speaker or the Marshal, respectively, and joint measures by both of them after identical passage; and no measure whatever of the National Assembly shall take effect without bearing the same signatures.

- §12. Whenever the Duty shall fall to the Chief Secretary, a measure shall be promulgated within ten days.
- §13. No Legislation having the force of the Law shall take effect, unless it shall have been duly promulgated and subsequently published at length.
- §14. No member may abstain on the final Vote in the Reconsideration of a measure returned by the President of the State.

Article VII: The Executive

- §1. The Executive Power of the State shall be vested collectively in a Cabinet thereof, which shall be composed in turn by the Chief Secretary and, of a number of Departments, their Secretaries, Deputy Secretaries and Assistant Secretaries.
- §2. The Chief Secretary shall be the Head of Government, and take care that the domestic policy be realized and the Law be executed faithfully; and, in such capacity, shall superintend the various Departments from day to day.

He shall receive for his services the same Compensation of the President of the State at the same times: but, during his tenure, shall be ineligible to hold or be appointed to any other public position of Power, Trust, or Profit from or within the State; or to serve or act in or succeed to the Office of the President, excepting candidacy at a general Election.

He shall, in order to keep the Office, have attained thirty years of age; have been seven years a Citizen; throughout his tenure, be an inhabitant of the State; and, at the time of Appointment, have been for the preceding fifty months a resident within the State, and have neither served nor acted in the Office of the President longer than eighteen months during the preceding four years.

- §3. The precise number, competence, and organization of the Departments shall be established by statute, according to relevance and principal purpose: provided, that each Department shall be headed by a single Executive Officer, other than the Chief Secretary, who shall be styled as the Secretary thereof; and may have for its assistance such number of Deputy Secretaries and Assistant Secretaries as established by the Law.
- §4. The President of the State shall appoint the Chief Secretary at his pleasure, but have no Power to remove the latter; and shall administer wherefor the Oath of Office in witness of the Speaker of the Chamber of Delegates at least.

The President also shall, on the recommendation of the Chief Secretary, appoint and dismiss the other members of the Cabinet, and administer their Oaths of Office in witness of him.

- §5. None other than the Chief Secretary, the Heads of the Departments, and the various Deputy Secretaries and Assistant Secretaries under them shall be members of the Cabinet; and, during such membership, they shall receive no other public Emoluments than those expressly authorized by statute for their Executive services, and shall be incompatible with the Offices of the Speaker, Speaker Pro Tempore, Marshal, and Vice-Marshal.

The Delegates and Magisters of the National Assembly shall be eligible to serve as members of the Cabinet concurrently, other Sections herein notwithstanding, when the mere plurality of Offices be the only incompatibility.

- §6. The Cabinet, in whole, shall deliberate the general matters and policies of the Executive Branch and coordinate their activities.

The Chief Secretary shall be the Chairman of the Cabinet and sign the decisions, rules, and orders thereof, which shall be countersigned, where necessary and required, by the Secretaries responsible for their implementation; and he may deputize for himself one or two of the Heads of the Departments at his pleasure, by a decree issued publicly.

The Chief Secretary may require of the other members of the Cabinet a written opinion or report on any matter related to the Powers, Duties, or Expertise of their respective Offices.

- §7. The Cabinet, in whole, shall formulate and propose annually to the National Assembly an entire budget for the functions of the national Government.

The Cabinet, in whole or in part, may recommend such measures to the Consideration of either or both Houses as find they necessary and expedient; and shall, even when not legislators concurrently, have a general Right and, when requested, the express Duty to attend sittings of the National Assembly.

They shall have Power to issue rules, orders, regulations and other instruments with the force of the Law, in order to manage the implementation of their program and fulfill their respective Duties, but in pursuance and with accordance to statute.

- §8. Until the National Assembly vest by statute such Duties in a national archivist, the Chief Secretary shall be the custodian of the public records of the Council of State and the Cabinet, and of such other records as may be required by the Law; and shall codify and publish the Law at large, in junction with the National Assembly and the Judiciary.

§9. The Cabinet shall be collectively responsible to the Chamber of Delegates for the execution of their program, the domestic policy, and the Law; and the Chief Secretary shall hold his Office while he and the Cabinet have the Confidence thereof.

Each other member of the Cabinet shall hold his respective Office unless the President, on the recommendation of the Chief Secretary, shall dismiss him; but, in any case, his tenure shall expire also upon the Resignation, Death, or Removal of the Chief Secretary.

§10. The Chief Secretary, after deliberation by and with the Cabinet, may make their program or a general policy statement an issue of Confidence before the Chamber of Delegates, in which case a Resolution of Confidence shall be introduced on the matter and read the first time as soon as feasible.

The final Vote on said Resolution shall take place not fewer than forty-eight hours, nor more than seven days, after its first reading; and if the sum of the Nays, in this case expressing no Confidence, be greater than half of the fixed membership of the Delegates, then the Chief Secretary shall tender the Resignation of the entire Cabinet to the President of the State.

§11. The Chamber of Delegates may call the Cabinet to account by a Resolution of No-Confidence, if one fifth of their fixed membership have signed it; and, once introduced, it shall be read the first time as soon as feasible.

The final Vote thereon shall take place not fewer than forty-eight hours, nor more than seven days, after its first reading; and if the sum of the Yeas, in this case expressing no Confidence, be greater than half of their fixed membership, then the Chief Secretary shall tender the Resignation of the entire Cabinet to the President of the State.

No Delegate shall sign more than two such Resolutions during any given period of one year; but, if during the same period three Resolutions of No-Confidence shall have passed, then the President shall appoint the next Chief Secretary on the recommendation of the Speaker.

§12. The Chief Secretary may request of the Hall of Magisters, or they may pass on their own initiative, a nonbinding Resolution approving or disapproving the program of the Cabinet or a statement of general policy.

§13. The Chief Secretary or other members of the Cabinet, upon their own initiative or the request of a parliamentary group, may make a declaration before the Delegates on a given subject without making it an issue of Confidence.

§14. In case of Resignation of the Chief Secretary, or when he and the Cabinet shall have lost the Confidence of the Delegates, the whole Cabinet shall be discharged from Office upon the installation of the new Chief Secretary; and, in case of other causes of Vacancy, he shall be discharged thereupon, but the rest of the Cabinet upon the installation of his successor.

§15. The President of the State shall take care to appoint a new Chief Secretary in due time and without obstruction, in consequence of Vacancy for any cause in the latter Office.

Article VIII: The Judiciary

§1. The Judicial Power of the State shall be vested in one Supreme Court, and in such inferior Courts and other Tribunals as may the National Assembly ordain by statute from time to time.

§2. The Courts shall be the principal places of Justice; and other Tribunals, their style notwithstanding, shall serve a regulatory, administrative, or ancillary purpose.

§3. The Judicial Power shall extend to all Cases or Controversies, at Law and at Equity, which arise within or affect the Sovereignty of the State; and the Courts shall reserve naturally the Power of Review, in order that no statute, decree, order, ordinance, or any other part or manner of the Law violate or be inconsistent with this Constitution.

§4. The Judges of the Supreme Court and any inferior Courts shall be nominated and, by and with the advice and consent of the Chamber of Delegates, shall be appointed by the President of the State, but shall hold their Offices during good Conduct and soundness of mind; and they shall receive for their services a Compensation at stated times, which shall be ascertained by statute and paid from the Treasury of the State, and be never diminished during their respective continuances on the same Court.

The Judges of other Tribunals than the Courts shall have in all cases no Power to deprive life, liberty, or property; and their final judgements may be appealed to such Court, as shall be directed by the Law.

Judges of all kinds shall be retired at noon on the last day of the calendar year during which they attain the age of seventy-five years, and the Seats of any Court or other Tribunal shall be incompatible with any person who shall have attained the same age; but the preemptive Appointment of a qualified successor may be made during the same calendar year, and the Commission whereof shall be abeyant until the predecessor cease to hold the Office.

§5. The Supreme Court shall exercise general administrative and supervisory Authority from day to day over the Judiciary.

The said Court shall make with the force of the Law those Rules of the Governance and Administration of the Judiciary, and those Rules of Practice, Procedure and Pleading, which are by this Constitution not provided; and all such Rules shall be codified and published at length, be as uniform as practicable, and take effect respectively not sooner than the fourth month following publication.

The Rules of the Judiciary shall be not in conflict with the general Law, as may be established in statute from time to time by the National Assembly; and any such Rule may be annulled or amended, in whole or in part, by a statute limited to the purpose.

§6. The Supreme Court shall have Power of the common Law and of Equity, and shall be a court of record.

The said Court shall have original Jurisdiction whenever any Treaty be concerned; the Ambassadors and other envoys and consuls of this State or another be affected; this State be a party against another; or a Writ of Quo Warranto, Mandamus, or Prohibition be sought: and otherwise shall have appellate Jurisdiction in the last resort on all other Cases or Controversies.

Said Court shall consist of such number of Judges as ascertained by statute, who shall be styled as Justices of the State; and they shall be incompatible during their tenure with any membership of the Cabinet.

The number to satisfy a Quorum of said Court shall be fixed by the Law, but they may undertake their business in smaller divisions than the whole; provided, that the concurrence of a majority of their whole fixed number shall be necessary in order to render any final judgement.

A final judgement of said Court shall be upon its issuance final and conclusive throughout the State, and binding on all other Courts and other Tribunals within the same.

§7. The Justice of the Supreme Court who be senior in continuous years of service thereon, and be senior of age in case of equal years, shall be the Chief Justice of the State, and be first among equals and preside over said Court; and the Powers and Duties of the Chief Justice, while the same be incapacitated or unable to serve, shall be discharged pro tempore by the Justice next senior in continuous years of service.

A Justice may decline or resign from the Office of the Chief Justice, without obligation to resign from the Court itself; in which case, the Justice who be next senior in continuous years of service shall become the Chief Justice instead.

- §8. The National Assembly shall prescribe in the ordainment of one Court or other Tribunal its respective Jurisdiction, within which its final judgements shall be binding on any lower Court or other Tribunal, but be otherwise and elsewhere merely persuasive.
- §9. Courts and other Tribunals with both original and general Jurisdiction, those with appellate Jurisdiction, and such others as designated by the Law, shall be courts of record.
- §10. An original action filed in one Court or other Tribunal, which lack Jurisdiction or Venue, shall be transferred appropriately; and a Want of Jurisdiction or Venue shall be never a reason for dismissal where an appropriate transfer may be done.
- §11. It shall be written and then filed in the respective causes, become a part of the public records thereof, and be made available for publishing: any final judgement of original Jurisdiction; any reversal, modification or affirmation of a judgement; and any action, and the reasons of action, by the Supreme Court.
- §12. Final judgements which shall have resulted in a miscarriage of Justice shall cause remand for a trial de novo, or shall cause exoneration, as according to the Law.
- §13. Verdicts by Jury shall be supported in criminal proceedings by unanimity among no fewer than twelve, and in civil proceedings by three fourths among no fewer than nine; and indictments by Grand Jury, by a majority among no fewer than sixteen.

No Judge within the State shall charge Juries with respect to matters of Fact; but may state the questions of Fact in issue, state the Testimony, and declare the Law.

No Fact tried by a Jury shall be reexamined, unless the verdict be clearly contrary to the Evidence or the Law, or otherwise have resulted clearly in a miscarriage of Justice; in which case, a Writ shall issue for a venire facias de novo, or the convicted shall be exonerated, as according to the Law.

A Jury may be waived in any judicial proceeding if the parties agree so together; whereupon, the same shall be tried solely by the Court or other Tribunal, both as to Law and Fact, and the final judgement shall be rendered as if there have been a Jury.

- §14. Any decrease of the fixed number of Judges of a given Court shall work by attrition; and the number necessary to satisfy a Quorum, or to render final judgements, shall be reduced gradually and proportionally in such cases.

Any Judge appointed to a Seat made in consequence of an increase of the fixed number of Judges of a given Court, or any ordainment of a given Court or alteration or abolishment thereof, shall have no effect in those Cases or Controversies which shall have been already filed with one of the same or of another Court before the effectuation of such changes.

- §15. No Judge of any kind whatever, or other Officer whose principal Powers and Duties lie in the Judicial Power of the Government, shall give an advisory opinion on the matters of the Law or this Constitution; make a monetary contribution to or hold a role in any political party, political organization, or political campaign; act as Counsel, or engage in the private practice of an attorney; nor receive fines or fees for personal use.
- §16. No Judge of any kind whatever shall be eligible, while he hold a Seat of one Court or other Tribunal, to hold any other Seat of the same or another; nor shall sit on any Case or Controversy in which he have a conflict of interest or other impropriety, but the Chief Justice of the State or his authorized designee shall assign ad hoc another Judge from an equal or superior Court in lieu thereof.

Article IX: Appointment and Removal

- §1. Those organs and instruments of the Government, which establishment or organization is by this Constitution not provided, shall be filled by Appointment, and shall be so established or organized by statute as may the National Assembly find proper from time to time.
- §2. The National Assembly shall vest by statute the Appointment of those Officers of the Government whose Appointments are herein not otherwise provided, as may find they proper, in the Chief Secretary alone, in one or more of the Heads of the Executive Departments, or in one or more of any Court of Law; and each such inferior Officer may be dismissed prematurely by the respective appointing authority, for such causes as provided by the Law or, if without such causes, then at will.
- §3. The National Assembly shall have outside the Legislative Branch no Power of Appointment, nor of Removal except by impeachment; and no Appointment or Removal outside their Branch, except where permitted by this Constitution, shall be subject to their consent.
- §4. The President of the State shall deny or, in such manner as prescribed or required by the Law, shall rescind the Commission of any Appointee who fail to satisfy the Qualifications of the appointive Office.

§5. Those positions of the Government which have no principal Power, or have no substantial or final effect in the Legislation, Execution or Judgement of the Law, or of the domestic or foreign policies, shall be separate from and subordinate to the Officers thereof, a like style notwithstanding; and altogether shall constitute a civil service, which shall aid the same and be at their disposal for the execution of their respective Powers, Duties, and Expertise.

Appointments and promotions in the civil service shall be made with accordance to the Law, without politicization or partisanship, and in consequence of merit and fitness as ascertained, so far as practicable, by either competitive or selective examinations.

A civil servant shall hold Trust and, if an Officer be authorized by statute to delegate some or all of his Powers to the same, may exercise those Powers; and shall be immune to impeachment and capricious discipline, but be removed for good cause and by such manner as may direct the Law.

§6. Each Officer of the Government may be authorized by statute to have a personal staff, who shall be appointed and serve at his pleasure; but all such staff shall remain bound by the Law and have no other role of the Government.

§7. Vacancies arising during an adjournment, in those Offices which be filled by an Appointment subject to the consent of either House of the National Assembly, may be filled temporarily by a Commission which shall expire at the end of their next session.

§8. No Appointment subject to the consent of the National Assembly shall be valid, unless the sum of the Yeas on the final Question of consent be greater than half of the entire membership of the one House, or of both Houses respectively.

§9. No person whose Appointment shall have been rejected by either House of the National Assembly, except at their request otherwise, shall be nominated again during the same session for the same Office, nor be appointed to any Office of the Government until their next session expire.

Article X: Rights of Legislators

§1. The Legislative Power of the State shall extend to all subjects which are herein not forbidden or restricted, and which be otherwise not violative of the principles of this Constitution.

- §2. The National Assembly shall reserve against the President such Power to declare War; to make Rules for the Operation and Regulation of the Armed Forces; and to provide for the supply and arming of the same, provided that no Appropriation of money to that purpose shall be authorized for a term longer than two years.
- §3. The National Assembly shall reserve against the Executive such Power to lay and collect taxes, duties, imposts and excises, in order to pay for the debts of the State and to provide for the common defense and general welfare; and such other Powers to regulate commerce within and between the State, to control the credit and the debt thereof, and to issue and regulate currency; provided, that all such measures shall be so uniform and deferential throughout the State as may be practicable.
- §4. The National Assembly shall have such Power to make all Laws which shall be necessary and proper, in order that the President of the State, the Chief Secretary thereof, and all other Officers of the Government have the Means to execute the Powers and Duties vested in them respectively by this Constitution.
- §5. No money shall be drawn from the Treasury of the State, but in consequence of Appropriations made by statute; and a regular Statement and Account, of the receipts and expenditures of all public money, shall be published from time to time.
- §6. The National Assembly may summon the President of the State, the Cabinet in whole or in part, and any other person subject to the Law, in order to inquire on the matters or the execution and within the scope of the Law, the domestic and foreign policies, their respective Powers, Duties or Expertise, and other areas of bona fide public interest.
- §7. Contempt of the National Assembly shall be so punishable as provided by the Law.
- §8. The President, the Chief Secretary, the Judges, and all other civil Officers of the Government shall be removed from Office on impeachment for and conviction of treason, malfeasance, fraud, bribery, or other high crimes and misdemeanors.

The Chamber of Delegates shall have solely the Power of impeachment; and the Hall of Magisters solely the Duty to try all impeachments, which shall realize such trials under Oath when sitting for the purpose.

No article of impeachment by the Delegates shall be valid unless each article be answered separately from another, and unless the sum of the Yeas on the final Question for each article be greater than half of their entire membership.

Resignation from Office shall cause no cessation of the trial of a duly made impeachment, but all such trials shall demand throughout their course the just impartiality of every Magister; and no person shall be convicted by them, without the concurrence of two thirds of those present.

The Chief Justice of the State shall preside over trials of impeachment, whenever the President or the Chief Secretary shall have been impeached.

Judgement in cases of impeachment shall extend not further than to a Removal from Power, or a degree of Disqualification to hold or enjoy within the State any public position of Power, Trust, or Profit; but the person convicted shall be nevertheless liable and subject to accusation, trial, judgement and punishment, as according to the Law.

- §9. No person holding a public position of Power, Trust or Profit, from or within the State, shall accept without the consent of the National Assembly any Emolument, Present, Benefit, Office, or Title of nobility, of any kind whatever, from any foreign state or its officers or agents, or from any king or prince.
- §10. Any member of either House may make written protest against any Bill, Resolution, or other like object of Legislation; and the same shall be entered on the respective Journal without delay or alteration.
- §11. The Rules of Procedure of either House shall recognize, respect, and fail to infringe the Rights of parliamentary groups or individual members who may constitute a minority.

Chapter Three: Subnational Bodies

Article XI: Organization

- §1. The Government shall be unitary; but, where its Powers and Duties be exercised best at such level, may delegate and resume the same to and from subnational bodies.
- §2. All subnational bodies shall be never sovereign, and shall be distinct from the Government, its Branches, and its other organs and instruments.
- §3. All subnational bodies shall be established and dissolved in such manner, and shall have only such Powers, Duties, Liabilities and Rights, as shall have been defined and delegated especially according to their respective Charters, or else according to general statute.

§4. Each subnational body shall govern itself through a directly elected council or commission which may, under such conditions as provided by their respective Charters or else by the general Law:

Introduce and pass Legislation on those matters arising within its respective jurisdiction;

Establish or organize a local Executive, which Authority shall be bound within the same jurisdiction; and

Establish or organize local Tribunals bound likewise, which shall be part of a unified Judiciary of the State and subject to the same Rules of Practice, Procedure, and Pleading.

§5. Legislation by a subnational body which have the force of the Law shall be made in the form and have the effect of ordinance.

§6. No subnational body may exercise Authority over another; but one of them, or an association of them, may be authorized by statute to organize such combined action as when the exercise of a Power or Duty require cooperation per se.

Article XII: Limitations

§1. No person holding a position of Power, Trust or Profit, of one subnational body, shall be eligible during his tenure to hold any such position of the Government; nor, without the consent of the National Assembly, any such position of another subnational body.

§2. No ordinance shall be passed, unless a majority of the entire membership of the respective council or commission shall have concurred; and, before it take effect, the same shall be published at length.

Where the power of veto exist, and in case of a veto of an ordinance, the respective council or commission may repass the same measure into ordinance thereafter if two thirds of their entire membership concur on it.

The Yeas, Nays, Absences and Abstentions on the final Vote, concerning passage or repassage of any ordinance, shall be recorded, identified by Name, and made available at large.

§3. No unfunded mandate shall be enacted or enforced on or by any subnational body, except where the Rights of the People be concerned.

§4. No Law shall work to impair the obligations of a Charter made between the Government and a subnational body; but, in all other cases, statute shall prevail over ordinance.

Chapter Four: Franchise

Article XIII: Suffrage

- §1. The National Assembly shall provide by statute for the purpose of Elections the form of ballots as well as the procedures, requirements, and penalties for registration of candidates, registration of voters, proof of residence, proof of identity, and absentee voting; provided, that all such measures shall be as uniform as practicable, and shall cause no undue burden on the Right to vote.
- §2. Each Citizen of the State who have attained eighteen years of age, and who satisfy such aforementioned requirements as provided by the Law, shall be qualified and entitled to cast his Vote.
- §3. The procedures and requirements for the registration of voters, where provided, shall enable that a Citizen may register himself so on the day of an Election, and at the places thereof or elsewhere.
- §4. The Right to vote shall be in no cases deprived, disparaged, or burdened unduly for failure to pay a tax or to pass a test; on account of race, sex, language, faith, religious or political opinions, disability, or origin of birth; nor as punishment for any crime, except for treason during the time of punishment.
- §5. No Citizen, on the day of any Election at which he be entitled to vote, shall be compelled to perform military service, except in time of war or public danger; nor to attend any Court or other Tribunal as Suitor, Juror, or Witness; nor be subject to arrest at the places of Election or in going to and returning from the same, except in cases of treason, felony, or breach of the peace.
- §6. Those Citizens, who shall have been deemed by a Court to be insane, unsound or incompetent of mind, in a manner directed by the Law, shall be ineligible to hold public positions of Power, Trust or Profit, until their sanity, soundness or competence of mind be reaffirmed.

Article XIV: Elections

- §1. Public Elections shall be realized by equal and universal suffrage, by secret ballot and, subject to such requirements or restrictions as may be established by the Law, according to a duly issued Writ of Election.
- §2. In case of the natural expiration of an elective Term, the general Election for the following Term shall be held neither fewer than thirty days nor more than forty-five days before the aforesaid expiration; and the successors, duly elected and sworn, shall assume Office upon such expiration.
- §3. In case of the premature or unnatural expiration of an elective Term, as consequence of a duly made dissolution or other like cause, a general Election therefor shall be held, if at all, neither fewer than thirty days nor more than sixty days thereafter; and the successors, duly elected and sworn, shall assume Office upon the certification of their election.
- §4. In order to fill a Vacancy in an elective Office which shall have arisen during an unexpired Term, but before the four calendar months next preceding the expiration of the same Term; or in order to replace a candidate-elect, who shall have died or been disqualified between a general Election and the following Term; or for such other good and extraordinary causes as ascertained by the Law, the subsequent special Election therefor shall be held neither fewer than thirty days nor more than forty-five days thereafter: and the successor, duly elected and sworn, shall assume Office upon the certification of his election, and serve then for the remainder of the same Term for which his predecessor shall have been elected under natural circumstances.
- §5. Primary Elections may be held in order to nominate and register partisan candidates for a general or special Election, but for no other cause; and they shall occur only by statute.

When and where so authorized, a primary Election shall be a private affair conducted by the respective political party or other like factional group according to its own rules and with its own resources; and the results whereof shall be officiated or rejected for the general or special Election, as according to the Law.

- §6. The time, places, manner, and method of any public Election shall be prescribed by the Law and published at large, not fewer than thirty days before the day of the respective Election; provided, that such measures shall be as uniform as practicable throughout either the State or a smaller jurisdiction, as may be the case.

- §7. The day of any public Election shall concur with either a weekend, or such national day of rest as shall have been established or recognized by the Law; the time, places, and manner thereof shall be never so enacted or enforced as to deny or burden unduly the Right of any Citizen to vote; and the method thereof shall comply with and be based upon the principle of majority rule, or of proportional representation.
- §8. No person within the State shall stand at one and the same time for Election, nor be elected, to more than one Office of the national Government.
- §9. No Judge within the State shall be elected directly by the People.
- §10. The National Assembly shall ensure by appropriate Legislation the purity of Elections, against abuse and corruption of the electoral process.

Article XV: On the President

- §1. The method of Election for the Office of the President of the State shall be ruled by this Constitution, as follows:

Each Vote by a Citizen for the said Office shall be cast at a general or special Election for one candidate and no other; and a candidate for said Office shall earn an absolute majority of the Votes cast in his respective Election, in order to become the President.

If no such majority be obtained on the first ballot, then a second ballot shall take place on the twenty-first day following the first; and the two candidates, who shall have earned the greatest number of Votes on the first ballot, shall stand on the second, after any better-placed candidates may have withdrawn.

- §2. If after the deadline for registration of candidacy for the Office of the President but before the first ballot a candidate for said Office shall have died, then the Chief Justice or a majority of the fixed number of Justices of the Supreme Court may issue a remedial Writ, which issuance and remedies shall be directed by the Law.
- §3. If after the first ballot and before the second ballot one of the two candidates for the Office of the President shall have died, or if after the second ballot and before the start of a new Term the President-elect shall have died or failed to qualify, or no person shall have been elected newly as the President, then the Chief Justice shall issue a Writ in order to repeat in full the Election of the President.

Article XVI: On the National Assembly

- §1. The National Assembly shall be elected from Districts by ranked or preferential voting, according to such method as shall be directed by the Law and otherwise shall conform with this Article.
- §2. The Districts shall be delimited contiguously, as compactly as practicable, and in consequence of significant cultural or geographical units of the State.
- §3. Delegates shall be elected generally by a method of proportional representation, and Magisters generally by a method of majority rule; and no Citizen may be obligated on such ballots to cast a number of preferences more than three.
- §4. The Enumeration of lawful residents throughout the State, and of Citizens abroad, shall be made within two years after the first Term of the National Assembly, and within every subsequent period of two years, in such manner as shall be directed by the Law; and a Reapportionment of the Delegates shall occur at least after each such Enumeration.
- §5. The number of Districts, and that of Delegates, shall be fixed by statute; but the latter shall be not fewer than three times, nor more than five times, the total number of Districts.
- §6. If the equal Apportionment of the Delegates cause that a District be entitled to two or fewer Delegates, then the same District shall be so combined with an adjacent District as to entitle them both to three Delegates at least, but no more than eight; and, if entitled to nine or more, then the same District shall be so divided as to entitle each of the resulting Districts to eight Delegates at most, but no fewer than three: and such adjustments shall be undertaken in all cases without delay or obstruction.
- §7. Changes in the number of Districts or of Delegates, or in the Delimitation of any District, shall be invalid without the concurrence of three fifths of the entire membership, in each the Chamber of the Delegates and the Hall of Magisters; and, next after the hundredth day following promulgation thereof, shall take effect for the Terms of Office chosen at the succeeding general Elections of each House respectively, and for the subsequent Terms thereafter.

In case of such changes, the rotation of Magisters shall be not altered and the Seats of each class shall be vacated as before; the Term of a Magister affected but already serving shall expire as with others in the same class, as if no changes have occurred; and the Seats of Magisters from new Districts shall be divided among the classes equally and fairly, as prescribed in this Constitution, and in a manner agreeable to and decided by the whole Hall.

Article XVII: Gerrymandering

- §1. No Delimitation of any electoral district within the State whatsoever shall be so made as to provide an electoral advantage or disadvantage for any class of persons, nor for any political party, political organization, or political campaign.
- §2. No electoral Delimitation or Apportionment within the State whatsoever shall survive beyond the first year following each national Enumeration of persons, without an actual and affirmative renewal during such period of time.
- §3. A change in the Delimitation of any electoral district within the State whatsoever shall require thereafter a Reapportionment of representation.
- §4. A Suit shall lie on behalf of any Citizen in order to compel fair and reasonable Delimitation or Apportionment, or otherwise to compel compliance with this Constitution, whenever the foregoing Sections of this Article or any other Section of this Chapter be violated.
- §5. The National Assembly shall provide by statute the procedures and causes, by and for which any Election, Delimitation, or Apportionment may be disputed; and all such disputes shall originate in a Court of the State, provided that each House shall remain the judge of the Elections, Returns, and Qualifications of its own members.

Chapter Five: Rights of the People

Article XVIII: Natural Rights

- §1. All persons shall enjoy equal protection of the Law; and none shall be favored or disfavored on account of race, sex, language, faith, or religious or political opinions, nor disfavored on account of disability.

§2. Right and Justice shall be administered without sale, denial, or delay; and no person shall be deprived of life, liberty or property, without due process of the Law.

§3. No person shall be a slave; nor shall be forced into involuntary servitude, except as punishment for a crime whereof the same shall have been duly convicted.

§4. All persons may practice faith in a manner agreeable to the dictates of their own conscience, but which shall fail to disturb the peace or infringe this Right of others; and none shall be compelled to attend or support any form of worship, nor be subject to any control or hindrance of the privacy of conscience.

No Law, which respect an establishment of religion or prohibit the free exercise thereof, shall be enacted or enforced; nor shall be ever required a religious test as Qualification to hold any public position of Power, Trust, or Profit within the State.

§5. All persons may speak, write, and publish freely their sentiments on all subjects, but shall be responsible and liable for the abuse of this Right.

No Law shall be enacted or enforced which abridge the freedoms of speech, of the press, to assemble peaceably, or to petition the Government or other public bodies for the redress of grievances.

§6. All persons shall have a Right to privacy, and shall be secure in their persons, homes, papers and possessions against unreasonable searches and seizures.

No Warrants shall issue but upon probable cause, supported by Oath, and particularly describing the place to be searched, the persons or things to be seized, and the lawful purpose or reason for the search.

§7. No person shall be detained, arrested, or imprisoned for the purpose to secure Testimony longer than may be necessary in order to take or receive the same.

§8. No private property shall be taken or damaged for public use, unless just compensation shall have been paid into a Court for the owner; nor shall be forfeited, except in consequence of a conviction related to the offense and made in personam; but may be seized in order to compel attendance at trial, with accordance to the Law.

§9. No person shall be imprisoned for debt or tort, except in cases of fraud; nor for a militia fine in time of peace.

§10. No conviction of a crime, nor any remedy in Suit, shall work corruption of blood.

§12. The estates of Suicides shall descend or vest as in cases of natural Death.

§13. No Title of nobility; Bill of Attainder or granting judicial relief; Law ex post facto; Law impairing the obligation of Contracts; or Law granting any special or exclusive Privilege, Franchise or Immunity, shall be enacted or enforced.

§14. No public Emolument, Award, Honor, Title, or Privilege shall be ever hereditary.

§15. As natural resources are the common property of all persons and their progeny, the State shall conserve and maintain reasonably for their benefit unpolluted soil and land, clean air, pure water, as well as the natural, historic, and aesthetic values of the environment.

Article XIX: Civil Rights

§1. Citizenship shall be irrevocable without due process of the Law, and when such revocation render a person stateless.

§2. Speedy remedy shall be afforded by due course of the Law for injuries suffered in person, reputation, or property.

§3. Suits at Law, where the injury or the value in controversy exceed a petty nature, shall be tried by Jury.

§4. Suits may be brought against the State in such manner and for such causes as prescribed by statute.

§5. The Truth shall be given in Evidence to a Jury in all Cases of slander or libel; and, if it appear that the allegedly slanderous or libelous matter be true in Fact, and have been made with good motives and for justifiable ends, then the accused shall be acquitted.

§6. Any Citizen may examine the records of the Government and other public bodies, and may observe the deliberations thereof, except where the privacy of individuals or the public safety exceed clearly the merits of public disclosure.

§7. Any Citizen may keep and bear arms for his safety and legitimate defense, for a lawful and well-maintained militia, and for lawful hunting; but the manufacturing and sale of arms as well as the possession and use thereof outside the home may be regulated, and the concealment of arms may be prohibited.

§8. Any Citizen may hunt, fish, and harvest game, subject to such regulations and restrictions as may be ascertained by the Law.

§9. No Law abridging the Privileges or Immunities of Citizens shall be enacted or enforced.

Article XX: Criminal Rights

- §1. The trial of all crimes shall be by an impartial Jury of the vicinage in which the crimes shall have been committed, except in cases of impeachment, and except that where so authorized by statute a petty offense may be tried solely by the Court or other Tribunal.
- §2. The Venue of criminal prosecutions, except in cases of impeachment, shall be held in the same vicinage as where the crimes shall have been committed, or at such place or places as may be ascertained by statute when not committed within the State.
- §3. No person shall be held to answer for an infamous crime unless on indictment of a Grand Jury, or on information examined by a Judge in witness of the accused and his Counsel.
- §4. The innocence of an offense shall be presumed, wherever it may concern the Law, until guilt have been found and established with accordance to due process by the competent trier of Fact.
- §5. The accused shall enjoy a speedy and public trial; be informed of the nature and cause of the accusation; be confronted with the Witnesses and Evidence against him; have compulsory process to obtain Witnesses and Evidence in his favor; and have the assistance of Counsel for his defense.
- §6. The indigent, when charged with an infamous crime, or with a crime punishable by imprisonment longer than one year, shall have the assistance of such effective Counsel as shall be appointed by a Court.
- §7. All persons shall be bailable by sufficient sureties, except for violent offenses when the facts be evident or presumption great; but no excessive bail shall be required.
- §8. No person shall be put a second time in jeopardy for the same offense, except on his application for a new trial, when a mistrial be declared, or when a motion in arrest of judgement be sustained.
- §9. No person shall be compelled in criminal prosecutions to be a Witness or give Evidence against himself.
- §10. Any person, when he shall have been detained or arrested in consequence of the investigation or commission of any offense, shall be advised fully of the reason for his detention or arrest, his Right to remain silent, his Right against self-incrimination, and his Right to Counsel; and his friends and Counsel shall have access to him at proper and stated times.

- §11. Punishment of crime shall be founded on the principles of prevention and reformation, without retribution; and no cruel or unusual punishments shall be inflicted, nor excessive fines imposed.
- §12. No person shall be imprisoned or paroled longer than twenty years at once, or thirty years at once in cases of treason, unless a Court determine in the final year thereof, and within every subsequent period of three years, that the same person remain a likely danger to the public safety; but any person may be imprisoned again, subject to the same limitations, if after the fulfillment of such punishment he commit another crime.
- §13. No person shall be sentenced to Death.
- §14. A proper regard to the health of prisoners shall be had in the construction and maintenance of jails and penitentiaries.
- §15. Treason shall consist only in levying War against the Government or any other public body within the State, engaging in insurrection or rebellion against the same, adhering to the enemies thereof, or giving them aid and comfort.

No Person shall be convicted of treason, unless on the Testimony of two Witnesses to the same overt act, or on Confession in an open Court; and the punishment of treason shall be ascertained by statute.

Article XXI: Special or Private Acts

- §1. Special or private Legislation shall be never enacted or enforced on the following matters:
- (a) Change of Venue in judicial proceedings; choosing, drawing, summoning or empaneling of Juries; change of Rules or Jurisdiction in any judicial proceeding or inquiry; punishment of crime; nor Enforcement of judgements.
 - (b) Assessment and collection of taxes, or extension of time therefor; nor exemption of property or persons from taxation.
 - (c) Remission of fines, penalties, forfeitures and other money, which have been lawfully paid into the Treasury of the State, or of any subnational body.
 - (d) Creation, rise or diminishment, or authorization thereof, of the salaries, fees, percentages, or allowances of public Offices or other public positions of Profit.
 - (e) Remission, release, postponement, or diminishment of any obligation or liability.

- (f) Grant of any pension or other social support.
 - (g) Grant of marriage or divorce.
 - (h) Change in the Law of descent or succession.
 - (i) Regulation, or change in regulation, of fencing or the boundaries of land.
 - (j) Creation of private corporations; nor amendment, renewal, or extension of the charters of private corporations.
 - (k) Regulation of labor, trade, mining or manufacturing.
- §2. General Legislation, of uniform operation throughout the respective jurisdiction, shall be enacted in all those cases enumerated in the preceding Section, and in all other cases where general Legislation may be made applicable.
- §3. No amendment or partial repeal of a Law shall work to enact, nor shall have the effect of enactment of, a special or private Law; but Legislation which repeal special or private Laws may be enacted.
- §4. No private corporation, association, or person shall be especially exempted from the operation of a general Law; nor shall be suspended the operation of a general Law for the benefit of any private corporation, association, or person.

Article XXII: Control of Military

- §1. The Armed Forces shall serve under direct supervision by civil Officers of the Government; and all martial Officers, martial noncommissioned Officers, and other martial personnel shall be in strict subordination to the civil Power per se.
- §2. Any position of Power, Trust or Profit, of the Armed Forces, shall be incompatible with any civil Office of the Government; and shall be, without the consent of the National Assembly, incompatible with all other public and civil positions of Power, Trust, or Profit within the State.
- §3. The President of the State shall notify the National Assembly in writing whenever the Armed Forces intervene abroad, at the latest three days after the beginning of such intervention; and shall detail therein the causes and purposes thereof, which may cause Debate upon deliverance but no Vote.

- §4. In a given conflict the Armed Forces shall intervene abroad not longer than thirty days, and states of siege shall exceed not twelve days, unless the National Assembly authorize expressly ad hoc an extension thereof.
- §5. States of siege shall be declared by order of the President and countersigned by the Chief Secretary in witness of the Council of State.
- §6. The Right of the Writ of Habeas Corpus shall be not suspended, unless in cases of rebellion or invasion the public safety require it.
- §7. No soldier shall be quartered in time of peace in any home, without the consent of the owner; nor in time of war, except in such manner as shall conform with the Law.
- §8. No person shall be compelled against his conscience to render military service involving the use of arms.

Article XXIII: Against Insurrection

- §1. Officers and other persons holding Power or Trust, of the Government and of other public bodies within the State, shall take the following Oath before they assume their Powers and Duties, with or without religious affirmation, and shall be bound by it during their tenures; and appendices thereto may be made with the consent of the National Assembly, excepting that taken by the President and the Chief Secretary:

“I swear solemnly that I take this obligation freely and purposefully, without mental reservation or purpose of evasion; that I will support and defend the Constitution against all enemies foreign and domestic; that I will bear true allegiance to the same; and that, on the Powers and Duties of the Office on which I am about to enter, I will serve faithfully and to the best of my ability. So help me God.”

- §2. No person shall hold or enjoy within the State any public position of Power, Trust or Profit, who shall have taken previously an Oath to support this Constitution and, despite such Oath, shall have committed treason, engaged in insurrection or rebellion against the State, or given aid or comfort to the enemies thereof.

The National Assembly may remove such Disqualification from a person ad hoc, if two thirds of the fixed membership in each House concur on it; but no member shall abstain, and the Houses shall take the final Vote by roll call, enter the Yeas, Nays and Absences on the Journal, and identify the same by Name.

- §3. Neither the Government nor any other public body within the State shall assume or pay any debt or obligation which have been incurred in the commission of treason or the aid of insurrection or rebellion against the State.

Chapter Six: Emergencies

Article XXIV: Suspension of the Law

- §1. Neither this Constitution nor the Law shall be ever suspended in any manner or form, except in consequence of a state of rebellion, invasion, war, or other like force majeure, and except in such manner as shall be prescribed and construed strictly.
- §2. Suspension hereof, or of the Law, shall be ruled by this Constitution and no other source.
- §3. No Amendment hereto, of this Section or of the foregoing Sections of this Article, or which may be contrary to the same, shall be valid.

Article XXV: In Case of Attack

- §1. When the Sovereignty of the State, its independence, the integrity of its territory, or the fulfillment of its international commitments be under serious and imminent danger of enemy attack, and when the proper functioning of this Constitution be impracticable, or cause undue delay of defense, the President of the State shall take such measures with the force of the Law as may be required by these circumstances, after he shall have consulted formally on the matter with the Chief Secretary, the Speaker of the Chamber of Delegates, and the Marshal of the Hall of Magisters; and he shall declare a state of emergency, and shall address the State at large and inform them of the measures taken.

The aforesaid measures shall be so designed, without delay or obstruction, as best to provide public authorities with the Means to carry out their Powers and Duties, to protect the continuity of the Government and other public bodies, and to secure protection and peace of the public.

- §2. During such emergencies, and until the state of emergency be resolved:
- (a) The National Assembly shall, without delay or obstruction, be convened and remain in session; be indissoluble; oversee and hold accountable the measures taken by the President; and pass other like measures as may be necessary and proper.

A majority of those present, in either House, shall suffice in order to pass Legislation and present it to the President, and two thirds of those present in order to override his veto.

- (b) A Quorum of the Supreme Court shall be reduced to any three of them, and the number to render final judgements reduced to a majority of those Justices able and competent to sit.
 - (c) The Terms of elective Officers shall expire naturally, and Elections shall be held without delay or obstruction; and the National Assembly shall authorize measures in order to ensure that each Citizen remain able to cast his Vote.
 - (d) This Constitution shall be not amended, nor a submission of an Amendment hereto initiated or continued, but the latter shall be stayed.
 - (e) If the facts be evident or the presumption great, of corruption or abuse by the President, then three fifths of those Delegates present may suspend him temporarily from the Powers and Duties of his Office.
 - (f) No measure shall be taken by the President, nor introduced in or passed by the National Assembly, which be unrelated to the nature or state of the emergency.
- §3. Measures taken by the President or passed by the National Assembly, during such emergencies, shall be made ad hoc and survive not beyond the resolution of the same, nor thereafter shall confer precedence or be binding.
- §4. After thirty days of the exercise of such emergency powers, the matter may be referred to the Supreme Court by the Chief Secretary, the Speaker, the Marshal, one tenth of the Magisters, or one tenth of the Delegates, so as to decide whether a state of emergency remain applicable; and if not, then the same shall be considered resolved for the purposes of this Article.

The said Court shall make its decision by public announcement, and without delay or obstruction; and shall carry out such examination and make its decision in the same manner, after sixty days of the exercise of such emergency powers, and within every subsequent period of twenty days.

- §5. The National Assembly shall have the Power and the Duty, prior to the occurrence of such emergencies, to provide by statute for prompt and temporary succession to public Offices and other public positions of Power or Trust, whether filled by Election or Appointment, in such cases wherein an incumbent may become unavailable or unable to discharge his Powers and Duties during the same; provided, that no member of the National Assembly, the Council of State or the Cabinet, nor any such person who may resign or be removed from Office during such emergencies, shall serve for this purpose on the Supreme Court.
- §6. In the exercise of the Powers above conferred by this Article, all Officers of the Government, and all other persons of public positions of Power, Trust or Profit, shall conform in all respects to this Constitution, except to such extent as in the judgement of the National Assembly may be impracticable or cause undue delay of defense; but shall be nevertheless responsible and liable for the abuse thereof after the resolution of such emergencies, both as individual persons and as individual actors of the State, notwithstanding any contrary Immunity.

Chapter Seven: Amendments Hereto

Article XXVI: By Resolution

- §1. The National Assembly may propose Amendments to this Constitution by concurrent Resolution.
- §2. When three fifths of the entire membership, in each the Chamber of Delegates and the Hall of Magisters, shall have concurred on a Resolution to amend this Constitution, then the same shall be entered on their respective Journals and be referred for Reconsideration at the session upon the new Term, immediately following the next general Election of the Delegates: and if at the aforesaid session or any subsequent session, but before the succeeding general Election of either House, the same Resolution shall earn without alteration the concurrence of two thirds of the entire membership in each House, then it shall be promulgated by the Chief Secretary and, within seven days, be published at large by the Officer so responsible; and the President in turn shall cause an Election by Writ, to be held next after the ninetieth day following publication, at which the same Amendment shall be submitted to the Citizens at large for their approval or rejection.

Article XXVII: By Convention

- §1. The National Assembly may call by joint Resolution for a popular Convention, in order to propose Amendments to this Constitution.

Such Resolution shall earn the concurrence of two thirds of the entire membership, in each House of the National Assembly respectively; and shall specify the cause of Convention and the matters for Consideration, to which the representatives at such Convention shall make no proposal unrelated.

Such Conventions may be called for a general purpose, in order to deliberate on this Constitution as a whole, or to propose a new Constitution altogether.

- §2. Representatives at constitutional Conventions shall be chosen at an Election called by Writ of the President, to be held next after the forty-fifth day following publication of the call.

Their number shall be equal to that of the Delegates, and they shall be elected in like manner and by like method as the same, including to be apportioned among the Districts and elected proportionally therein; but they shall be nonpartisan, and shall receive no support or opposition, of any kind whatever, from any political party or like factional group.

They shall have the same Qualifications as the Delegates, but their position shall be compatible with the President, a Judge, or membership in either House of the National Assembly or the Cabinet; and they may receive such Compensation, and a Vacancy shall be so filled, as ascertained by statute.

- §3. Each constitutional Convention shall convene at noon in the Seat of Government, or at least in a predetermined place of national significance, within two weeks of the certification of its Election.

They shall determine their Rules of Procedure; choose a Chairman, Vice-Chairman, and other necessary officers; judge the Qualifications of their own members; undertake their business in good Conduct; and remain open to the public.

- §4. The President or his designee, throughout each constitutional Convention, shall be the guarantor of its Rules, its good Conduct, and its independence from undue influence.

§5. Each constitutional Convention shall prepare a proposal, which shall be invalid unless it shall have been available to all the representatives in final form at least three days on which the Convention be in session, and unless two thirds of the fixed membership of the representatives shall have concurred on it thereafter.

They shall take the final Vote on each such proposal by roll call, and without abstention; and shall record the Yeas, Nays and Absences on the Question and identify them by Name.

§6. Each constitutional Convention shall, after validation of a final proposal, present the same at length as well as the record of the final Vote thereon to the President and the Chief Secretary, whereupon they shall be dissolved; or shall dissolve themselves without a replacement, if after a year they shall have failed to validate such a final proposal.

The Chief Secretary shall promulgate both items and the President shall place them together in the records of the State, under the custody of the Officer so responsible who shall publish them at large within seven days; and, in turn, the President shall cause an Election by Writ, to be held next after the ninetieth day following publication, at which the same Amendment shall be submitted to the Citizens at large for their approval or rejection.

Article XXVIII: Submission

§1. Submissions of an Amendment to this Constitution shall be presented to the Citizens, both by a title and by the text at length; and such title shall be specified in the Resolution making the submission, or by a Convention in its final proposal, and shall be a brief nontechnical statement which express the intent or purpose thereof as well as the effect of a Vote for and a Vote against the same.

§2. If fifty-six percent of the votes cast by Citizens on any one Amendment hereto be in favor of it, then the same shall become valid to all intents and purposes as a part hereof.

§3. When more than one Amendment to this Constitution shall be submitted at the same Election, they shall be so submitted that a Citizen may vote on each such Amendment separately.

§4. The republican form of government shall be not the object of any Amendment to this Constitution; nor a transfer, from the National Assembly or any other legislative body within the State, of their Power of taxation and to appropriate public money.

Chapter Eight: Schedule

Article XXIX: Ratification

- §1. Ratification of this Constitution by the undersigned suffices for the Establishment, Empowerment, and Enforcement hereof between the same persons, their progeny, and all other subsequent Citizens.
- §2. When he be satisfied to do so, the first signee shall call for a joint convention of all the signees and be its presiding officer, and a majority of them shall constitute a Quorum; and before them shall lie the following matters, among others, in sequential order of consideration:
- (a) They shall, by a Vote of two thirds of those present in plenary session, choose a number of electoral Districts and delimit them from which area they shall inhabit, but each containing four signees at least; and such Delimitation shall have the effect of statute upon the dissolution of their convention, but expire one year after the first national Enumeration of persons, or sooner.
 - (b) They shall elect among themselves in plenary session a President, and then a Chief Secretary who shall take Office as if the President have appointed him; and both shall earn such number of affirmative votes as shall equal a majority of all the signees.
 - (c) They shall, by a Vote of majority of those present in plenary session, decide a number of Delegates to be elected, and thereupon shall break into caucuses corresponding to each previously delimited District, among which the number of Delegates shall be apportioned according to population; and a majority in each caucus shall elect among themselves a joint slate of such number of Delegates as shall have been apportioned to them.
 - (d) They shall, by a vote of majority of those present in plenary session, certify the results of their business, whereafter their convention shall be dissolved, the certification shall become a record of the State, and this Constitution shall be ratified.
- §3. Those persons so elected at the above mentioned convention shall form the Government; and their Terms of Office shall commence at its dissolution but, except for the Chief Secretary, shall expire especially on the third day of September of the same or the next calendar year, whichever may be the shorter Term of six months at least.

§4. The Hall of Magisters shall lie abeyant, and any Powers reserved thereto exercised by the Chamber of Delegates, until the State have thirty Citizens; and, upon the naturalization of the thirtieth Citizen, the Magisters shall be elected wholly at the next general Election of the Delegates and keep thereafter full force and effect as herein prescribed.

Article XXX: Transition

§1. The President shall convene the National Assembly for the first time, not more than thirty days after the dissolution of the aforementioned convention; and the Chamber of Delegates shall be indissoluble during its very first Term thereafter.

§2. The President shall use his private seal until a Seal of the State be provided by statute.

§3. Members of the first National Assembly under this Constitution shall establish by statute during their first session a location for the Seat of Government; and shall be exceptionally eligible during the Term to hold those public positions of Power, Trust, or Profit which have been created or their Emoluments increased during the same Term.

§4. The National Assembly, upon completion of the first national Enumeration of persons, shall delimit new Districts with accordance to this Constitution and also may refix the number of Delegates; and both such measures, if or when effectuated, shall take effect exceptionally for the Terms of Office chosen at the next succeeding general Elections of each House respectively, and for the subsequent Terms thereafter.

§5. The requisite size of Juries may be made smaller by the Law than this Constitution allows otherwise, while the State may have ever fewer than thirty Citizens.

§6. At the aforementioned convention, upon its dissolution, and during the following five calendar years, the Right to vote may be exercised and the Office of a Delegate may be held by those having attained fifteen years of age, the Office of a Senator at eighteen years, and those of the President and the Chief Secretary at twenty years; and likewise, but during the ten calendar years following the aforesaid dissolution, no Qualification for the length of Citizenship or residency shall be necessary for those Offices.

The foregoing provisions may be extended by joint Resolution of the National Assembly for two years at a time, during the fifth year aforesaid and in the last year of each such extension; but this prerogative shall be forfeited permanently if at any time a new extension should fail to take effect before the expiration of another.

Article XXXI: Signatures

DONE BY UNANIMOUS CONSENT AND SIGNED WITHOUT RESERVATION, we have subscribed hereunto our Names in testimony whereof and concluded the business of our convention on this day the ___ of _____ in the Year two thousand twenty-one.

Spencer K.

Mary P.

Bharadwaj T.

Ashton B.

Spencer F.

Jordon F.

(Last updated: 2021-01-22 19:55:00 GMT -4)