

feffion in it, becomes in a manner invifible and, as it were, non-exiftent : — the people have not before their eyes the conftant and alarming view of perfons who are authorized, if they fhould be charged with the commiffion of any crimes, to fit in judgement upon them ; and fo they become exempt from all fear of *particular men* on that account, and retain only a general dread of the magiftracy itfelf in the abftract, by which they may be brought to punifhment.

XV. And in fome cafes it is proper to take even further meafures than this “ of making the tribunals of juftice occasional,” in order to abate the terrors which naturally follow the exercife of the judicial power. It is fit that in trials for offences of the higher claffes, which are attended with the feever punifhments, fo as to affect men’s lives or limbs ; — it is fit, I fay, that in thefe trials the criminal himfelf fhould have fome fhare, in conjunction with the law, in chufing the judges by whom he is to be tried ; or, at leaft, that he fhould be allowed to reject and fet afide at his pleafure fo many of thofe perfons who fhall be appointed by the officers of juftice, according to the known directions

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