

nature. The last, as applied to *America*, is such a power as Mr. Justice *Blackstone* describes

do not bind the people of *Ireland*, when we do not intend to bind them, BECAUSE, they are not represented in our parliament: but our statutes bind them, when we intend to bind them." What is this but saying—"that to speak of their not being represented, is a mere jargon; and the sole point is, whether it is our will to bind them"—or in other words—"that our statutes do not bind them for a reason, as strong as man can give, and so acknowledged by us to be, which yet, is no reason at all: for, where there is no occasion for its operation, it applies not; and where there is occasion, it is of no force." His Lordship had just before taken notice that "a writ of error did lie in the king's bench of *England* of an erroneous judgment in the king's bench of *Ireland*:" and perhaps that led him in the course of his argument to imagine, there might be a like pre-eminence of the parliament of *England* over that of *Ireland*. That this was his reason seems certain, because at a meeting of commissioners to consider of a projected union between *England* and *Scotland*, at which the chief justice was present.—Moor 796, it is said, "that parliament has power over *Ireland*, AS IS PROVED by that a writ of error may be brought of a judgment in the king's bench of *Ireland*." In the 4th inst. he also says the people of *Guernsey*, *Jersey* and *Man* are not bound by the statutes of *England*, unless they are specially named. Yet whoever examines the statutes relating to *Ireland*, *Guernsey*, *Jersey* and *Man*, will have very little cause to believe, that it has been thought in *England*, that statutes would generally bind the people of those countries, notwithstanding the subjection of *Ireland*, and the other islands. the many distresses of the former, and the weakness of the latter have afforded opportunities of extending such a power over them. With respect to all these places scarce a statute can be found of any period, but for the regulation of their trade. The same observation may be made as to *Gascoigny*, *Guienne* and *Calais*. Justice *Wylde* in 2 vent. 5. said, "he had seen a charter whereby these places were recited to be united to *England* by mutual pact. And writs of error run those." "*Wales* was a conquered country, and the people submitted to *Edward* the first *de alto et basso*."

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