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(No. 1437.)

CONSTITUTION OF THE STATE OF BUENOS AYRES.

[Concluded from our last.]
SECTION 67.
Of the Judicial Power.
Art. 118.—The Judicial Power in the exercise of its functions is independent of every other power.
119.—It shall be discharged in the State by the Tribunals and Courts which the law may designate, and their members, during the time they are to exercise their functions according to it shall not be removed without a law, and a legal proceeding through which shall be suspended from the time they are put on trial.
120.—To be named a member of the Supreme Court of Justice it shall be required to be an unmarried citizen, and upwards of thirty years of age, and to have had six years practice as an advocate. To be a member of the lower Courts it shall be sufficient to have two years of legal practice, and twenty five years of age, with the same qualification as to citizenship.

121.—The members of the Tribunal shall be named by the Governor, from a list of three proposed by the Senate, and those of the inferior Courts, from a list of three by the High Court.
122.—They shall enjoy the remuneration designated by law.
123.—The attributes of the Tribunal shall be those designated by the existing law and those that may be sanctioned.

124.—In the Supreme Court and inferior Jurisdictions, definitive sentences, as also interlocutory shall be founded on the express text of the law, or on the principles and doctrines involved in the matter.
125.—The Supreme Court shall have the power of confirmation of the entire Administration of Justice.

126.—It shall inform the Legislative Assembly of all that it resolves relative to the Administration of Justice.
127.—There shall be no trials by special commissions.
128.—Any person shall have a right to accuse the depositaries of the Judicial Power for crimes of bribery, prevention, unjust proceedings against personal liberty, against property and security of domicile.

129.—Contracted questions of finance, and those arising from contracts between private individuals and the Government, shall be tried by a special Tribunal, whose forms and attributes shall be determined by an express law.
SECTION 7th.
Of the observance of the laws, reform of the Constitution, and of the Courts.

Art. 130.—The laws, statutes and regulations heretofore in use, shall continue to be observed, in so far as they are not in contradiction with local laws, dispositions, nor imply contradiction to the present Constitution, till they receive from the Legislature the modifications and reforms that may be deemed expedient.

131.—Each time the Executive Power brings forward the reform of any article of the Constitution, both Chambers shall meet to treat and discuss the proposed reform, and at least two thirds of the votes shall be necessary to sanction that the article or articles proposed to be reformed, should be reformed. Should this sanction not be obtained, the matter shall be referred to be taken into consideration till the following Legislature.

132.—Should the necessity of the reform be proved, the Executive Power, with the number of votes designated in the preceding article.
133.—Should the proposition originate in either of the Chambers, it shall not be admitted, unless it be supported by at least one third of the members of the Chamber.

134.—Not being supported in this manner, it shall be held rejected, and shall not be renewed in the Executive Power, if not adopted, by any of its members, till the following period of the Legislature.
135.—Should the proposition, both Chambers shall be assembled to deliberate, proceeding in all respects as prescribed in Article 131.

136.—Should the necessity of the reform be sanctioned, the resolution shall be communicated to the Executive Power, that it may give a formal opinion.
137.—The member of the Executive Power, who is not in attendance, both Chambers shall be assembled to deliberate, proceeding in all respects as prescribed in Article 131.

138.—Should the necessity of the reform be sanctioned, the resolution shall be communicated to the Executive Power, that it may give a formal opinion.
139.—Should it dissent, on reconsidering the reform, the Executive Power, with the concurrence of at least two thirds of the votes of the majority to sanction the necessity of the reform.
140.—In this case, as also in that of the Executive Power, if the proposed reform, it shall forthwith be effected with the number of votes designated in Article 131.

AND CONSTITUTIONAL LAW.

BUENOS AYRES, SATURDAY, MAY 6, 1854.

139th.—The reform being sanctioned, it shall be remitted to the Executive Power for its publication, and should it again be returned, it shall be solemnly sworn throughout the whole territory of the State.
140th.—This or any other Constitution of the State, shall not be reformed except by the General Assembly.

141th.—The Constitution being sanctioned, it shall be solemnly sworn throughout the whole territory of the State.
142th.—No one shall be competent to hold a political, civil, military or ecclesiastical office, without taking oath to observe and uphold the Constitution.
143th.—No one who may conspire, or abet a conspiracy against this Constitution, after its publication, shall be tried and punished as guilty of *High Treason*.

144th.—Only the General Assembly shall have the right to solve the doubts that may arise as to the meaning of any of the articles of this Constitution.
SECTION 7th.
General Declarations.

Art. 145.—The inhabitants of the State have a right to be protected in the enjoyment of their lives, reputation, liberty, security and property, and shall not be deprived of them except in conformity with the law.
146th.—All the inhabitants of the State are equal before the law, and this whether penal, prescriptive, permissive, or defensive with respect to the law.
147th.—All may publish by the press their ideas and opinions, in submission to the special law.

148th.—Any search-warrant, or order for the seizure of more suspected persons, or the embargo of the press, shall only be issued in the name or objects of search or embargo, and contrary they shall not be put in execution.
149th.—The right of pacific meeting, and of public assembly of petitionists of all the authorities, are secured to all the inhabitants of the State. The form of these shall be regulated by specific law.
150th.—The right of imposing punishments and fines is reserved for the Legislative Body, with the exception of certain moderate ones, which may be determined by the Executive Power and the Supreme Court of Justice, till the sanction of the Penal Code.

151st.—Any delinquent caught in the act, may be arrested by any person, and conveyed to the authorities.
152nd.—Except in the case of the preceding article, no person shall be detained without leave of a summary proceeding, which may produce suspicions or indications of an act that may merit corporal punishment, nor shall he be committed to prison without the order of a Judge.
153rd.—Excepting the case when the public security or order may require the arrest of one or more individuals, without the possibility of observing the aforesaid requisites, but such arrest shall not exceed Forty Eight hours without placing the prisoner at the disposal of the competent Tribunal or Judge, who shall proceed to take his declaration as early as possible.
154th.—Every person apprehended shall be notified within the third day of the cause of his imprisonment.
155th.—Whoever can give sufficient security, to answer for the losses and damages reclaimed against him, is exempt from imprisonment, except in those cases in which the nature of the crime he may merit corporal punishment.

156th.—The law shall have a retroactive force.
157th.—Every inhabitant of the State is entitled to leave it when he thinks proper, taking with him his property, provided he observe the regulations of the Police, and the laws of the country to which he goes.
158th.—Epistolary correspondence is inviolable. Who violates it becomes guilty of a criminal offence, entered on his term in what cases, and with what formalities it may be performed.
159th.—The law shall be ratified which declares all free born, which prohibit the traffic of slaves, the confiscation of property, tortures, and punishments, except the fancy, rights of primogeniture and entail.

160th.—The house of a citizen is an inviolable asylum, and no one shall be arrested in virtue of a written order of a competent Judge or Authority.
161th.—No inhabitant of the State shall be punished for a crime, without a previous legal trial and sentence.
162th.—No one shall be bound to do what the law does not order, or prevented from doing what it does not prohibit.

163rd.—The private actions of men that in no way affect public order, nor prejudice a third party, are exclusively reserved for God and exempted from the authority of the Magistrate.
164th.—Liberty of labour, industry and commerce is the right of every inhabitant of the State, provided always it do not offend or prejudice public morality.
165th.—No prisoner shall be compelled to take an oath, on making his preliminary declaration or confession.
166th.—The Executive Power in the State shall never be invested with EXTRAORDINARY POWERS.
167th.—Prisons are made for the security, and not for the mortification of prisoners. All unnecessary rigour shall render responsible those who exercise it.
168th.—All property is inviolable, except in the case of expropriation for objects of public utility, in the form and with the requisites which shall be established by a special law.
169th.—Primary education at least shall be defrayed by the Public Treasury.
170th.—Municipal government shall be established throughout the whole State. The form of electing the members of the municipal government, the attributes and obligations of these corporate bodies, as also what concerns their name and jurisdiction, shall be determined by a specific law.
171st.—The State of Buenos Ayres shall not be concerned with the General Congress, except on the basis of a federal form of Government, and with the reservation of retaining and freely accepting the general Constitution that may be adopted.
172nd.—The present Constitution shall be sanctioned by the General Assembly, Vice Presidents and other members of the Chamber, and countersigned by the two Secretaries.

ADDITIONAL ARTICLES.
Art. 173d.—The Executive Power is charged with the promotion of the present Constitution, and to designate the day on which it shall be sworn.
174th.—It shall provide for elections for Senators and Representatives, in conformity with the provisions of the 18th. article of the present Constitution, and their acts shall be ratified as theirs to the President of the Congress, who shall pass them to the Commission of Petitions, for the corresponding efforts.
175th.—The present Legislature shall continue till the acts of said elections have been approved by it.
176th.—The Constitution having been signed, it shall declare itself in force, and during it shall not meet, unless some grave occurrence or urgent necessity should require to examine the aforementioned acts.
177th.—These acts having been approved shall be communicated to the Executive Power, in order that it may proceed to lavish the Deputies Elect to assemble in preparatory sessions, until the Legislature shall declare itself dissolved.
178th.—The Constitutional Assembly shall be solemnly installed on the 24th May. Given in the Hall of Sessions of Buenos Ayres, April 11th, 1854.

Art. 179th.—The Executive Power is charged with the promotion of the present Constitution, and to designate the day on which it shall be sworn.
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Advertisements received till Friday at noon and inserted with the greatest care and attention at the following rates:
Not exceeding six lines, for the first insertion 50¢, and each subsequent insertion 25¢. Those exceeding six lines, four times per line for the 1st, and two for each subsequent insertion.
Notices from the National Government, on subjects of general interest, Notices to Public Schools, Churches, Hospitals, Benevolent and Beneficial Societies, &c.—Gratis.

(Established in 1826.)

in the Plaza de la Victoria, on Tuesday the 18th inst. at noon, and in the cases which the corresponding orders shall be issued; let it be communicated to all the offices, establishments and authorities of the State, civil, military and ecclesiastical; and let its receipt be acknowledged.

J. P. ESCALADA,
José M. de la Fuente—Under Secretary.

Foreign Intelligence.

Paris, Thursday Evening.
The Emperor in person opened to-day, in the Hall of the Marshalls, the Legislative Session of 1854. He said—

“MM. les Séigneurs, MM. les Députés, I am now, I am aware, have occupied the throne of the country—the insufficiency of the last harvest, the financial difficulties. But these two questions, which tend to inform you, already occasion much less fear, because, in spite of their extent and their limits, the amount of the harvest has been estimated at about 1,000,000,000 of francs, and the value of the remaining amount of nearly 100,000,000 of francs, and the landing of 4,000,000 bushels of wheat, and the sale of 100,000,000 of francs of these 10 millions of hectolitres on all points of the globe, and come and sell them afterwards in all the markets of France? Experience and prudence showed that such a measure would have been attended with almost all the disadvantages, inconveniences and dangers without number. Commerce alone possessed financial and material means to meet the needs of the Government, has, therefore, seen the only thing possible; it has encouraged the liberty of private trade, and has not interfered with the free trade from all objects. The high price of articles as necessary for the general subsistence of the people, and which but it was not possible, nor even desirable, to raise the price of, and which had been lower in France than in neighbouring countries, foreign markets would have been supplied, and the exports of this State of things must necessarily have produced a state of uneasiness which could not have been avoided by the Government, or by public charity. The Government there endeavoured to open, from the commencement of the year, a credit of 100 millions by some millions only the resources of the budget, will, with the co-operation of the communes and companies, give rise to mass of works estimated at nearly 400,000,000, without counting the 2,000,000 applied by the Minister of Agriculture to his establishments. At the same time the general and municipal councils and private charity have done their utmost to relieve the sufferings of the poorer classes. I am particularly to your attention the system adopted in the department of the Seine, if it be extended, as I hope, throughout the whole of France, will be of great benefit, in respect to the value of the produce, and the relations which, in times of abundance, cause the price of the harvest, in consequence of the low price of corn, to be raised, and on occasion sufferings to the poorer classes by an artificial system of raising the price of the population, an institution of credit, known as the *caisse d'épargne*, which may give, during the months of a bad year, bread at a price much less than the ordinary average, on the condition of paying a little dearer in years of abundance. This last being, in general, more advantageous to the people, than the first, can be effected easily. The immense advantage is also obtained of founding companies which, in place of the ordinary proportion as bread is dearer, are interested, as all are, in its becoming cheaper; inasmuch as the price of bread is not to be raised, and the present moment, they will obtain profits in seasons of plenty, and loss in those of scarcity. I am now happy to be able to announce that 7,000,000 of hectolitres of foreign wheat have been imported, and that the Government, independent of the quantity of wheat and bread that there is the most difficult period of the year, will be able to supply the State; let it be executed and observed in all its details, and for that purpose, without prejudice to its publication by the press, let it be solemnly promulgated by formal edict.

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