

legislative and executive, be usurped by the strongest.

THE judicial power, in such case, could not mediate, or hold the balance between the two contending powers, because the legislative would undermine it.—And this shews the necessity too, of giving the executive power a negative upon the legislative, otherwise this will be continually encroaching upon that.

To avoid these dangers let a distant Assembly be constituted, as a mediator between the two extreme branches of the legislature, that which represents the people and that which is vested with the executive power.

LET the Representative Assembly then elect by ballot, from among themselves