

Jefferson's Manual of Parliamentary Practice 1

part 1: 300 — Impeachment

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§601. Jurisdiction of Lords and Commons as to impeachments

These are the provisions of the Constitution of the United States on the subject of impeachments. The following is a sketch of some of the principles and practices of England on the same subject:

Jurisdiction. The Lords can not impeach any to themselves, nor join in the accusation, because they are the judges. *Seld. Justic. in Parl.* 12, 43. Nor can they proceed against a commoner but on complaint of the Commons. *ib.*, 84. The Lords may not, by the law, try a commoner for a capital offense, on the information of the King or a private person, because the accused is entitled to a trial by his peers generally; but on accusation by the House of Commons, they may proceed against the delinquent, of whatsoever degree, and whatsoever be the nature of the offense; for then they do not assume to

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