

Ed. Chancellor (Thurlow)

This seems to be a case, where
the Law has yet made no express
provision, there being no Person yet
authorised to assume the exercise
of the Royal Functions.

It is also a case, where the
Legislature is, strictly speaking, inca-
pable of making such Provision,
by reason of the Personal incapacity
of one of its constituent Branches.

The defect is too great to
be supplied by the authority of
any private advice, or of any
less than the great Councils of
the Nation.

May, if the adhibition of the
Kings authority to the Parliament
were made in any manner, ^{even} by such
advice, it would still be necessary
to have an act of Parliament,
declaring that, under the purport
of such writs, it was ~~essentially~~
~~and~~ properly done, and good
in substance, as well as form.

It is also agreed, that the
only Person, in whom the exercise
of ~~such~~ so much of the royal
function, as the occasion requires,
~~can be properly vested~~
is the Prince.

~~The only question which~~
~~remains is~~ These points seem to be

provided for in the same, and
third Resolutions. The only Question,
which remains, is in what manner
the Royal Authority is to be
united to ~~justify~~ the Houses, so
as to give them the vigour of a
Parliament.

This may be done by desiring
~~desiring that~~ the Prince to act
as Regent to that End, and
with a view to confer in a legal
manner the requisite authority
for other future purposes.

This (which is suddenly
thought of) appears to me desirable
for many in many views, if there
be no more solid objection, than

I am got aware of. First if you
the whole possible length, consistently
with the above mentioned principles,
of meeting with the ideas of others,
and, if it procures their concurrence,
will give the proceeding an
authority, of which, in a new
case, it will stand in much
need. Secondly it will tend to
demonstrate, what I should think
wise to assume, that the Minister
aims singly at restoring public
order, without seeking to derive
an advantage of a personal kind
in a party's conflict, at a moment
so delicate and anxious as this.