

ALTERNATIVES TO THE RULE OF LAW

THE RULE OF LAW:	
1. There are laws!	2. There is one set of laws!
3. Those laws are obviously derivative !	4. Those laws are well- known to all!
5. Those laws are <u>established</u> prior to their enforcement !	6. Those laws are agreed upon prior to their enforcement !
7. Those laws are <u>enforced</u> fairly & equally	

Proverbs 22:28 Remove not the ancient landmark, Which thy fathers have set.

“Never take a fence down until you know why it was put up. Fences not only keep things out, they keep things in!”

The rule of law has come under attack in recent years...again & again!

“Laws are not fair, racist, not effective, support white supremacy,...all the while passing all kinds of crazy laws!”

1. Rule by Law

Daniel 3:8 Wherefore at that time certain Chaldeans came near, **and accused the Jews.** **Daniel 3:9** They spake and said to the king Nebuchadnezzar, **○ king, live for ever.** **Daniel 3:10** **Thou, ○ king, hast made a decree, that every man that shall hear the sound of the cornet, flute, harp, sackbut, psaltery, and dulcimer, and all kinds of musick, shall fall down and worship the golden image:** **Daniel 3:11** **And whoso falleth not down and worshippeth, that he should be cast into the midst of a burning fiery furnace.** **Daniel 3:12** **There are certain Jews whom thou hast set over the affairs of the province of Babylon, Shadrach, Meshach, and Abed-nego; these men, ○ king, have not regarded thee: they serve not thy gods, nor worship the golden image which thou hast set up.** **Daniel 3:13** **Then** Nebuchadnezzar in his rage and fury commanded to bring Shadrach, Meshach, and Abed-nego. Then they brought these men before the king.

This sounds similar to the Rule of Law but it is quite different.

- **There are laws**
- **Laws that apply to “everyone***”**
- **Everyone **except***** the King**
- **Laws **derived** from the King**

Rex Lex
Or
Lex Rex

- **Laws that favor the king and keep the king in power**

Stalin, Mao, Nebuchadnezzar, Pol Pot,...+++ =

2. Rule by lawyers!

“It’s a terrible thing to have no laws, it’s worse to have only lawyers!”

Matthew 23:16 Woe unto you, ye blind guides, which say, Whosoever shall swear by the temple, it is nothing; **but** whosoever shall swear by the gold of the temple, he is a debtor! **Matthew 23:17** Ye fools and blind: for whether is greater, the gold, or the temple that sanctifieth the gold? **Matthew 23:18** And, Whosoever shall swear by the altar, it is nothing; **but** whosoever sweareth by the gift that is upon it, he is guilty. **Matthew 23:19** Ye fools and blind: for whether is greater, the gift, or the altar that sanctifieth the gift? **Matthew 23:20** Whoso therefore shall swear by the altar, sweareth by it, and by all things thereon. **Matthew 23:21** And whoso shall swear by the temple, sweareth by it, and by him that dwelleth therein. **Matthew 23:22** And he that shall swear by heaven, sweareth by the throne of God, and by him that sitteth thereon.

Strangely, under this system:

- **There are laws**
- **Often many laws**
- **Laws that are **LIVING****
- **Laws **requiring** lawyers to understand**
- **Laws & law **as good as** money can buy**

EXCURSUS: THE PROBLEM(S) WITH DEMOCRACY

Democracy is more than voting

Democracy is even more than the rule of law

Democracy **requires many underlying assumptions &/ ideas:**

- A. An independent, impartial judiciary
- B. Innocent until proven guilty
- C. The right to a fair, public, & speedy trial
- D. Proportionate / appropriate punishment
- E. Strong & independent legal profession
- F. Lawyer – client confidentiality
- G. One set of laws equally applied to all
- H. (IMO) Separate executive, legislative, & judicial powers
- I. (IMO) Judeo-Christian backdrop / background

Other issues **can’t be present:**

- **Arbitrary arrest**
- **Secret trials → star chambers**
- **Indefinite detention without a trial**
- **Cruel &/ usual punishment**
- **No intimidation or corruption of the electoral process**