

Article 5: Judiciary

Section 1: The Supreme Court

- A. A Supreme Court for the DemoHOI4 community is established, the first part consisting of 3 elected justices, when below 50 citizens. Up to 5 justices, when above 50 citizens. The second part consisting of a 5 member randomly-selected jury.
- B. The court's purpose is to keep the power of the Moderators in check, interpreting the constitution, ruling on recalls and appeals. The court is also the general way of solving disputes with a legal basis, rather than bringing it to the moderation and can hear cases not specified in this document.
- C. Another possible purpose of the court is making sure the national governments adhere to this document or their national constitution.
 - a. This purpose can be overridden and removed by a government vote or a national constitution. This purpose can be reinstated with another government vote, if it doesn't conflict with the national constitution.
 - b. The Moderation council and a majority of the court can reinstate this purpose, if it's deemed vital to the game experience. The national government can't overrule this decision. The court may voluntarily remove the purpose again though with a majority vote.
- D. Any citizen can file a case for the things mentioned in B and C.
- E. The court can overturn any Moderation decisions with a 75% vote, as well as remove any member of the moderation with a 85% vote.
 - a. After removal of a moderator. The election of a new moderator may be held by the Legislature, if there is deemed to be a severe conflict of interest on the side of the moderators.

- F. The justices are elected on one-month (4 week) terms.
- G. To recall a justice, 10% of all citizens must sign a petition to be remove a justice, which will then be put to a 65%-majority public referendum.
- H. If a justice fails to vote in 3 cases in a row within a week, they are automatically recalled for inactivity.
- I. Should a justice be recalled or have resigned, the Moderation will begin an immediate reelection to fill the seat.
 - a. If the Moderation ban a justice, a working Legislative Committee must approve this decision with a 75% vote to remove the justice from the court. Else they will de jure remain on the court.
- J. If the amount of justices falls below 3 the election chief will select people until the amount of justices is back up to 3 or 5 justices, depending on the amount of citizens (See section 1A), using the same system as jurors, the same rules apply to emergency justices as normal justices, government officials and heads of state can't become emergency justices. These emergency justices can't be chief justice unless every single justice is an emergency justice. Emergency justices serve for 3 weeks instead of 4 and can't serve 2 terms in a row.
- K. The People can write laws to change or add types of punishments the court can issue.
- L. In the event that the court finds an individual or set of individuals guilty of violating the law or constitution it may issue the following punishments depending on severity. The People can write law to specify the situations/actions that need to be undertaken to merit the below punishments.
 - a. Private warning to the individuals that further illegal/unconstitutional actions will have greater consequences in the future.
 - b. Public denouncement of the individuals for their actions.
 - c. Recall for their role.
 - d. Ban from holding government office for any number of elections.

- e. 1 week ban from community servers without Moderation approval
- M. A justice or juror will automatically be recused if they are the topic of a vote or case. They will for the duration of the case, no longer have access to the court channels.
- N. The vote of a justice is worth twice as much a juror (2-1) when there are 2-4 justices. Example: If 3 justices vote no, that counts as 6 no votes. Meanwhile if all jurors vote yes, that means 5 yes votes. If there are 5 justices, justice votes are worth 1,5 votes.
- O. Every 2 weeks coinciding with Legislative Committee elections, 5 new jurors will be randomly selected by the Election Chief.
 - a. To qualify as a juror, you must be an active registered citizen and present on the main DemoHOI4 discord server.
 - b. If a previous juror is selected again, they may serve again as long as the selection was purely random.
 - c. If the selection was not random, the Election Chief may be recalled as moderator in a 60%-majority referendum with no petition needed.
 - d. If a juror doesn't serve within 2 days of an active case or resign, they will be replaced randomly by someone else.
 - e. Being a juror doesn't break dual mandate rules.
- P. The jury will vote alongside the justices unless specified otherwise.
- Q. A juror may be removed by the other jurors with a unanimous vote. The juror will be immediately replaced randomly by the Election Chief.
- R. The Moderation council may choose to remove inactive jurors if more than 2 of them have become inactive citizens, the inactive jurors will then be replaced randomly by the Election Chief.
- S. One of the justices will be appointed as Chief Justice by justices with a 2/3-vote. The Chief Justice is responsible to read and hold hearing-votes on cases and announce the results of cases. The Chief Justice will remain on their position until they resign or is removed by the other

justices with a 3/4-vote (excluding the chief justice themselves).