

PREFACE TO SECOND EDITION.

The present work contains all the material to be found in the first edition of my volumes on the Practice of the Supreme Court (1906), and the Rules of the Supreme Court (1907), with all the reported decisions of the Court since these editions were published dealing with practice and procedure, and in addition contains a large number of decisions, including some in the Privy Council, not elsewhere reported, but which it is believed will prove of assistance, particularly where the jurisdiction of the Court is in question.

In the Provinces of Ontario and Quebec, and in the Yukon Territory, statutory provisions have been made by the Supreme Court Act for preventing any further appeal beyond the highest provincial court. There have been many decisions of the Supreme Court with respect to these limitations which, on their face, are often difficult to reconcile. In the present edition these cases are grouped and the classes differentiated, so as to facilitate the practitioner in his inquiry as to the hearing of the decisions of the Court upon the case he may have in hand.

The writer has also analysed the decisions bearing on the jurisdiction of the Court with respect to final and interlocutory judgments, discretionary judgments, new trials, leave to appeal to the Privy Council, etc., with the same object of elucidating the *ratio decidendi* in each case, and presenting the decisions in a form which will simplify the inquiry to the lawyer desiring information respecting the same.

During the last few years the Judicial Committee of the Privy Council has in correspondence between its Registrar and the writer, some of which is printed in this work, recommended Canadian lawyers to prepare and print their cases, on appeal to the Privy Council, in Canada. I have therefore in the present edition added largely to the text relating to such appeals, with a full set of forms. The Privy Council Rules revised and consolidated are printed as an appendix.