

at the trial, the Judge before whom the action or issue is tried, in his discretion, orders otherwise.'

"It is ordered that Rule 1172 be amended by striking out the words 'or court' in the fourth line thereof."

Then follow the Rules passed on December 29th, 1893, which have already appeared, *ante* p. 70.

February 17th, 1894.

"(1) All non-jury cases in any of the Divisions of the High Court which are to be tried in Toronto are to be entered for trial with the Clerk of Records and Writs, with whom the record shall be left, as prescribed by Rule 664.

(2) Rule 545 is hereby amended by striking out the words 'Clerk of Records and Writs,' and inserting, in lieu thereof, the words, 'Clerk in Chambers.'

(3) All papers relating to proceedings in the weekly court in all Divisions are to be filed with the Clerk of Records and Writs not later than the day preceding that upon which they are intended to be tried."

We would suggest that where a new Rule of practice is made, it should be numbered, and follow consecutively the Consolidated Rules. This would greatly simplify a reference to any Rule, which must now be referred to by citing the date upon which the Rule was passed.

CURRENT ENGLISH CASES.

The Law Reports for January comprise (1894) 1 Q.B., pp. 1-13 ; (1894) P., pp. 1-14 ; and (1894) 1 Ch., pp. 1-72.

PARTNERSHIP—JUDGMENT AGAINST FIRM—INFANT PARTNER.

In re Beauchamp, (1894) 1 Q.B. 1, although a bankruptcy case, deserves attention as casting a sidelight on the case of *Harris v. Beauchamp*, (1893) 2 Q.B. 534, noted *ante* p. 19. Certain judgment creditors of a firm, of which one of the partners was an infant, having obtained a receiving order in bankruptcy against the firm, the infant partner appealed from the order on the ground that he was not personally bound by the judgment recovered against the firm, and could not commit an act of bankruptcy. The Court of Appeal (Lord Esher, M.R., Lopes and Kay, L.JJ.) gave effect to this contention and set aside the order, on the ground that to support a receiving order against a firm