

In the Exchequer Court of Canada.

GENERAL RULES AND ORDERS.

In pursuance of the provisions contained in the 55th section of "The Exchequer Court Act," it is hereby ordered that the following Rules in respect of the matters hereinafter mentioned shall be in force in the Exchequer Court of Canada :—

1. Rule 36 of the Exchequer Court of Canada is hereby repealed, and the following substituted therefor :—

RULE 36.

WHEN AN ALLEGATION OF FACT IN A PLEADING IS TO BE TAKEN AS ADMITTED.

Every allegation of fact in any pleading in an action, if not denied specifically or by necessary implication, or stated to be not admitted in the pleading of the opposite party, shall be taken to be admitted, except as against an infant, lunatic, person of unsound mind not so found by inquisition, or other person judicially incapacitated.

2. Rule 38 of the Exchequer Court of Canada is hereby repealed, and the following substituted therefor :—

RULE 38.

NO PLEADING TO BE INCONSISTENT WITH PREVIOUS PLEADINGS OF SAME PARTY.

No pleading shall, except by way of amendment, raise any new ground of claim or contain any allegation of fact inconsistent with the previous pleadings of the party pleading the same.

3. Rule 83 of the Exchequer Court of Canada is hereby repealed, and the following substituted therefor :—