

whether it would extend to officers who have resigned, in order to avoid dismissal. That a corporation should be liable to be bound by the testimony of such persons seems to us to savour of injustice. No doubt this provision will be very critically discussed, and will ere long be the subject of judicial consideration.

Rule 537 dispenses with personal service of notice of assessment of damages on a defendant who has not appeared, and against whom an interlocutory judgment has been signed. At the same time no provision is made for any other mode of service on a non-appearing defendant. The implication seems to be, that he must have notice, but it need not be personally served. Among the minor changes, is Rule 536, which prescribes the form of a list of exhibits to be made out by the officer attending a trial.

Under the heading of "Judgments and Orders," etc., we find a new Rule, 573, which dispenses with notice to non-appearing defendants, of the future proceedings, except where otherwise provided by the Rules, or ordered by the Court or a judge. The cases in which the Rules seem to provide for notice, seem to be (1) in the case of an assessment of damages, Rule 537, *supra*, and (2) in the case of a reference to a Master, Rule 658. There may be other cases, but we have not noticed them. The new Rules expressly provide for there being several judgments in an action; for instance, where there is a specially endorsed claim the plaintiff may in default of appearance sign judgment for such claim and proceed with the action to recover a further judgment for any other claims endorsed on the writ: Rule 575. So where there is a specially endorsed claim for recovery of chattels, and some other claim, in default of appearance judgment may be signed for the chattels, and the plaintiff may proceed with the action to recover a further judgment for the other claims endorsed: Rule 577. These provisions, as already pointed out, override a good many decisions under the former Rules. The same procedure may also be followed in default of pleading: see Rules 586 and 588.

Rules 584 and 592 are possibly intended to provide that