

# THE LEGAL NEWS.

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## *CURRENT TOPICS AND CASES.*

The year begins with some changes on the English bench. Lord Justice Kay, after an illness of several months, has been compelled to retire from the Court of Appeal. Lord Justice Kay was appointed to the bench in 1881, as a judge of the Chancery Division, and some years ago was promoted to the Court of Appeal. His successor, Mr. Justice Chitty, has also been promoted from a lower court, he having been appointed to the bench in the same year as Lord Justice Kay. He is sixty-eight years of age, and his judicial service having exceeded fifteen years he is now entitled to retire with a pension; but instead of retiring he proceeds to the distinguished position of a Lord Justice of Appeal. Lord Justice Chitty is descended from a line of legal ancestors, both his father and grandfather being prominent lawyers. Mr. Byrne, Q.C., is to fill the vacancy created by Mr. Justice Chitty's promotion.

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It is not generally known that by a curious survival from a more ancient order of things, juries in felony cases in England have to be locked up when the case is not concluded at the time the court rises. The judge has no