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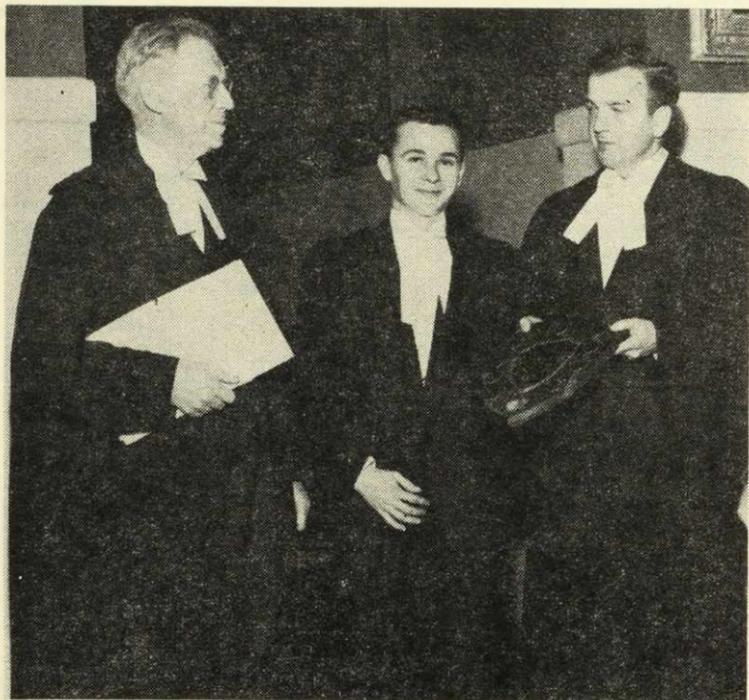
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Chief Justice Illsley congratulates winners of the Smith Shield, awarded after the Law School Moot Court Case. Shown with Chief Justice Illsley are, left to right, Vincent Burke and Arthur Fordham.

BURKE and FORDHAM Goring Adopts CLINCH ARGUMENTS Busy Schedule FOR SMITH SHIELD

A court consisting of Nova Scotia Supreme Court Chief Justice J. L. Illsley, Crown Prosecutor Peter J. O'Hearn, and Halifax County Magistrate Nathan Green, Thursday night listened to two hours of forceful argument by four top third-year law students and finally awarded the sought-after Smith Shield to Vincent Burke and Arthur Fordham.

The Smith Shield competition, an annual case appeal presented by graduating law students, brings before a select bench of legal personages in the Law Library, the four students adjudged best in their presentation of an appeal case in second year law Moot Court competition.

Thursday's appeal, based on the law of bigamy in Canada, was argued by Appellants Vincent Burke

and Paul Creaghan, and Respondents Art Fordham and Ross Carson.

The case concerned a manual labourer who sought a divorce from his wife and, acting on advice of a friend, signed documents and paid money to the friend. The friend then told him he was free to remarry, which the labourer promptly did.

BIGAMY

From his conviction for bigamy under S.240 of the Criminal Code, which states that every one commits bigamy who "being married, goes through with a form of marriage with another person", the appellants contended (1) that the accused must be proved to have had a blameworthy mind at the time, if he is to be convicted; and (2) that the accused's honest belief that he is validly divorced is a defence against conviction.

Appellants further contended that the accused's mistake — his belief that he was divorced when he was not — was a mistake of fact and therefore a valid defence to liability. It was suggested that the accused was mistaken as to how he was to obtain a divorce, but knew that in law a divorce was required.

ABSOLUTE PROHIBITION

Respondents argued that (1) the pertinent Code section absolutely prohibits the commission of the offence, regardless of what the accused intended at the time; and (2) that the accused's mistake was one of law, not of fact.

The accused's mistake, said Respondents, was that he signed the documents and paid the money in the erroneous belief that by doing so, he was obtaining a legal divorce.

APPEAL DISMISSED

After a 15-minute recess for deliberation, the learned bench dismissed the appeal. Chief Justice

The national study secretary of the Student Christian Movement has a busy round of meetings, speeches, coffee sessions and forums planned during his four-day stay on the Dalhousie Campus this week.

Rev. V. I. Goring arrived in Halifax Tuesday and leaves tomorrow.

During his stay here, he was scheduled to give seven speeches, attend an SCM coffee session, a Student Forum and SCM study group and several other gatherings.

Tuesday, Mr. Goring spoke at Pine Hill on Adult Education in a changing world, gave an address in the new Men's Residence, and spoke in the evening at King's.

Mr. Goring talked Wednesday on Socialism and Christianity to an SCM coffee session, and later gave a talk on birth control to the Student Ecumenical Movement.

Today, Mr. Goring spoke twice, and will take part this evening in a student forum at King's residence. Other members of the panel will be President Puxley, Rev. Onyemelukwe from Africa, Rev. Samuel from Asaia, Economics professor Clairmont and Hans de Boer, secretary of the Dal-Kings SCM.

Mr. Goring has travelled widely in the past few years throughout America, the USSR and China.

Illsley's decision was that the law with regard to bigamy imposed an absolute prohibition, and Magistrate Green agreed. Crown Prosecutor O'Hearn dissented, stating that since the pertinent Criminal Code section provides two defences based on mistaken belief (in the case of the death of the first wife, and the nullity of the first marriage), the indication is that a mistaken belief as to a valid divorce from the first wife is also a defence to liability.

The Smith Shield was first offered for competition in 1927 by the late Sidney Smith, former Dean of the Dalhousie Law School. Each of the winner also receive the Harvey Todd Reid Prize, established in 1955.

DEAN HICKS APPEALS FOR POLITICAL ENLIGHTENMENT

The Dean of Arts and Science says a more enlightened attitude in politics on the part of the public would enable the government to act on the same level of efficiency on which governments of totalitarian countries now operate.

He made the comment in a speech to a meeting of the Graduate Studies Society last week.

Dean Henry Hicks said a politician in a totalitarian country does not have to shape his policies to win a popular election every few years.

He said men in the street would be much more likely to vote for the party which gave better roads than the party which asked for more money for education. "This tendency of the public," he added, "to be concerned about short-term, materialistic benefits from government rather than long-run and more necessary, but less immediately rewarding, measures makes it difficult to formulate long-term policies."

He deplored the apathy shown by teachers and college professors in politics, and said this was partly because of an "ivory tower" attitude on their part, and partly the result of public suspicion of "over-educated people."

The Dean said any lack of interest in politics would lead to unenlightenment and an apathetic attitude toward government.

COUNCIL BACKS BRIEF AIMED AT GOVERNORS

A Student Union Building Committee brief to be presented to the Board of Governors requesting permission to carry out a fund raising campaign next year was unanimously accepted by the Student Council at a joint meeting of the SUB Committee and the Council.

"We want a full scale direct campaign on a scale this university has never seen," Bill Dickson told the Council. He added that the alumni had given the proposal their support in principle.

The question of changing the constitution of the Students' Council came up. Mel Campbell and Dave Logan reported on the investigation they had been conducting into the problem. This will be dealt with fully at a later meeting.

The date for the next student forum was set for Feb. 16, National Student Day, when NFCUS will be the topic for discussion. NFCUS Chairman Jim Cowan said that the committees in the Atlantic Provinces proposed to approach the provincial governments with briefs,

and it would be more effective if they could point out that they had the complete support of the students.

READ!

OFFICIAL NOTICE

Campus elections are to be held Tuesday, March 7. Any student taking affiliated courses must declare his or her intentions of voting in one or other department of faculty with the Secretary-Treasurer of the Students' Council by February 15.

SENIOR CLASS ELECT LIFE OFFICERS

At a meeting of the graduating class held last week, plans for graduating ceremonies were discussed, and the election of life officers took place.

The meeting was chaired by Mike Kirby, senior class president, who began the meeting with a report of this year's activities. He reported the class has \$300, which will be put towards graduation and a gift to the university.

The administration will be approached to have the graduating ceremonies in the Rink, with all degrees being awarded at the same time, instead of in two sections as has previously been the case.

There was also discussion on what activities will take place in graduation week, with a tentative program to be drawn up by the convocation committee in conjunction with the life officers. This plan will be presented to another general meeting to be held in a few weeks time.

The major point of interest in the meeting was the election of the life officers:

President—Peter Green
Vice-President—Mike Kirby
Secretary—Bonnie Murray
Treasurer—Bill Dickson
Historian—Gregor Murray
Valedictorian—Denis Stairs

The following were elected to serve on the convocation committee—Wes Campbell, Ruth MacKenzie, Dave Mann, Anne Mason, Lorraine Kirby.



Happy and victorious after their Law School Model Parliament Victory are members of the Progressive Conservative Party. Left to right, they are Bob White, Gerry Doucet, Judy Bell and Charlie Haliburton.