

; but where an application to the Court for judgment is necessary, *eight days'* notice thereof must be given to the defendant.

5 XLI. When any of the matters enumerated in section Answer.  
do not appear upon the face of the complaint,  
the objection may be taken by answer.

10 XLII. If no such objection be taken, either by de- If neither  
murrer or answer, the defendant shall be deemed to have demurrer  
waived the same, excepting only the objection to the nor answer  
jurisdiction of the Court, and the objection that the com- fyled.  
plaint does not state facts sufficient to constitute a cause  
of action.

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THE ANSWER.

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Answer what to contain.  
May set forth as many grounds of defence as exist.  
Demurrer as to some causes of action, and answer as to others.  
Sham defences to be stricken out.

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XLIII. The answer of the defendant shall contain : What the  
answer shall  
contain.  
1. In respect to each allegation of the complaint con-  
15 troverted by the defendant, a general or specific denial  
thereof, or a denial thereof according to his information  
and belief, or of any knowledge thereof sufficient to form  
a belief.

2. A statement of any new matter constituting a  
20 defence, in ordinary and concise language, without  
repetition.

3. The defendant may set forth by answer as many  
defences as he shall have. They shall each be sepa-  
rately stated, and refer to the causes of action which they  
25 are intended to answer, in any manner by which they  
may be intelligibly distinguished.

4. The defendant may demur to one or more of several  
causes of action stated in the complaint, and answer the  
residue.

30 5. Sham answers and defences may be stricken out  
on motion.

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