

power to hold property or act by agents as in the *Taff Vale case*, and the name of the union as a defendant was, as we understand the report, struck out. The plaintiff, we believe, then obtained an order appointing some of the defendants to represent themselves and all the other members of the union, and the effect of this order, we believe, now remains to be determined.

In the recent case of *Krug v. Berlin* (ante p. 332) judgment passed against a trades union for tort, but then the question of the liability of the union was not raised until in the opinion of the judge who tried the case, it was too late.

It may be remarked that the personal liability of the individuals composing such associations may be entirely illusory, if the common property is exempt. If the law in its present condition is ineffectual it should be amended without delay and all such associations placed on such a footing that they may be made responsible for their wrongful acts. It is clearly contrary to the first principles of justice that any class of the community should be able to do wrong with impunity.

CONCERNING THE JUDICIARY.

This is, at least so far as Ontario is concerned, a day of Judicial Commissions; also a time when the High Court Bench has been weakened by the illness or infirmity of several of its judges. Strangely enough, it is also a time when it is said that there is a necessity to form a Fourth Division of the Court and an increase in the number of the judges. There seems to be a little inconsistency in all this. It does not require much consideration to see that the proposed increase would be unnecessary if vacancies were promptly filled, if infirm judges were given a proper retiring allowance, if vigorous men were selected from the front rank of the profession, and, last but not least, if the judges were not taken from their proper judicial work, either to report upon allegations of bribery in connection with a political issue, or to go to the Yukon to inquire into the reasonableness or otherwise of some concessions. The common sense, business-like way of disposing of the alleged difficulty seems to be sufficiently obvious.