

mind is concerned in any such proceedings or matters, the powers conferred by this Rule shall not be exercised in case of an infant without the consent of the Official Guardian, and in the case of a lunatic or person of unsound mind without the consent of his committee or guardian, and provided also the like consent shall be requisite in the case of applications for payment of money out of Court and for dispensing with the payment of money into Court where an infant, lunatic, or person of unsound mind is concerned.

(2) No order for the payment of money out of Court, or for dispensing with the payment of money into Court, shall be acted upon unless a Judge of the High Court has manifested his approval thereof in the manner provided by Rule 414.

(3) The judgment or order of the local Judge in any of the proceedings or matters in this Rule referred to shall be entered, signed, sealed and issued by the Deputy Clerk of the Crown, Deputy or Local Registrar of the County, as the case may require, and shall be and have the same force and effect, and be enforceable in the same manner as a judgment or order of the High Court in the like case.

1243. (48) Rule 48 is hereby amended by substituting the letter (d) for the letter (c) in the second line.

1244. (139) Rule 139 is repealed and the following substituted therefor:

139. Where a plaintiff's claim is for or includes a debt or liquidated demand, the endorsement, besides stating the nature of the claim, shall state the amount claimed in respect of such debt or demand, and for costs respectively, and shall further state that upon payment thereof within the time allowed for appearance further proceedings will be stayed. Such statement may be according to Form No. 6. The defendant, notwithstanding that he makes such payment, may have the costs taxed, and if more than one-sixth be disallowed the plaintiff's solicitor shall pay the costs of taxation.

1245. Form No. 6 (Section 3 of the Appendix) is amended by striking out the figure 8 and leaving a blank space between the words "within" and "days" in the third line, and omitting the words between brackets.

1246. (162) Clause (c) of Rule 162 is hereby repealed and the following substituted therefor:

(c) The action is founded on a judgment or on a breach within Ontario of a contract wherever made which is to be performed within Ontario, or on a tort committed therein.

1247. (300) Rule 300 is hereby repealed and the following substituted:

300. A plaintiff may, without leave, amend his statement of claim, whether endorsed on the writ or not, once, either before the statement of defence has been delivered, or after it has been delivered, and before the expiration of the time limited for reply, and before replying.

1248. (302) Rule 302 is hereby repealed and the following substituted:

302. Where a plaintiff has amended his statement of claim under Rule 300 the opposite party shall plead thereto or amend his pleading within the time he then has to plead, or within eight days from the delivery of the amendment, which ever shall last expire, and in case the opposite party has pleaded before the delivery of the amendment and does not plead again or amend within the time above mentioned, he shall be deemed to rely on his original pleading in answer to such amendment.

1249. (414) Rule 414 is hereby amended by adding thereto:

(2) An order dispensing with the payment of money into Court unless it is made by a Judge of the Supreme Court shall not be acted on unless or until a judge of the High Court has manifested his approval thereof in manner provided by sub-s. 1.