

As to the other branch of the case, viz.: the action of the Crown as regards Douglas, it would be impossible to say anything definite at present, as his case has not yet been disposed of.* It should be pointed out, however, that if, as appears to be the fact, Douglas was used as a Crown witness against Jackson before the grand jury, and in the proceedings for his extradition, it would not be in accordance with the traditions of British justice; nor, we may add, with the public policy on which these traditions are founded, that such a witness should thereafter be prosecuted, so long as it appeared that he had told the truth. It is no doubt lamentable that guilty persons should go free because they have assisted in bringing their associates in guilt to justice, but to all such considerations the honour of the Crown and the interest of the Commonwealth must be paramount.

One benefit which may result from the discussion of the painful and repulsive details of this case, is that it may call public attention in a forcible way to the prevalence of certain evils, which were referred to by Chief Justice Falconbridge in his remarks to the jury when referring to the case, from the newspaper report of which we make the following quotation: "This is the sort of offence that is said to be very prevalent. It is said to be practised in the neighbouring republic and in our own country—that is what is known as race suicide. It is an abominable practice and those abetting it ought to consider their responsibility."

It is no part of our duty as editors of the *Law Journal* to discuss the subject of "race suicide" in its moral, social and religious aspects, and this is the less necessary as this great and vital question has been receiving of late much attention from the press and public, and from men of commanding influence such as President Roosevelt and others. There are indications not a few that the false delicacy which has so long hindered the full discussion of the pressing problems involved in the interpretation and application of the Sixth and Seventh Commandments, is being replaced, and not too soon, by the fearless utterances of men who see clearly that the present prevailing ignorance and

* Note.—Since the above was written, the Crown has taken the usual course and Douglas has been set at liberty.