

PREFACE

TO THE

CANADIAN EDITION.

IN presenting the first Canadian Edition of Tristram and Coote to the profession in Canada, I have kept in view two ends: First, to assist practitioners by noting to the English text all cases that have been decided by the Canadian Courts, as well as all rules and statutes that bear upon the text; and, secondly, to aid, so far as I can, in the assimilation of English and Canadian law.

An English text-book such as Tristram and Coote ought not only to be, as in fact it is, a standard work for English practitioners, but it ought as well to be the standard work for all parts of the Empire where English law is in force. With the development of great colonies such as Canada, with its ever-increasing output of statute law and a Bench of Judges whose decisions are respected by both the public and profession, a change has come in the practice of the Courts. English decisions are looked upon for guidance more than as binding precedents, and the decisions of the Canadian Courts and the bearing of Canadian Statutes have now the first place in the argument and decision of a question of law. With these changes, it is obvious that an English text-book must contain the Canadian Statutes, rules and decisions if it is to retain its place as the leading work on the subject in Canada. With the English and Canadian cases side by side, and the statutes of both countries similarly placed, the Canadian