

**CANADIAN PACIFIC RY. CO., appellant v. THE
SECRETARY OF STATE OF CANADA, respondent.**

**International law—Enemies' property—Nomina-
tion of Custodian—Jurisdiction—7-8 Geo. V, vol.
I, p. 53.**

1. According to the provision of the "Interpretation Act", the words "Superior Court of Record" mean, in the province of Quebec, the Superior Court and the Court of King's Bench.

2. Under an order in council appointing a Custodian to enemies' property, the vesting order may be given by any Superior Court of Record or any judge thereof.

3. There is no appeal from a judgment of the Superior Court giving this order, as both Courts the Superior Court and the Court of King's Bench have concurrent jurisdiction in this matter.

The judgment of the Superior Court, which is affirmed as to this latter Court's jurisdiction was given by Mr. Justice Ducloux on May 2, 1919.

Mr. Justice Martin.—The Canadian Pacific Railway Company appeals from an order given by the Superior Court, under Section 28 of Consolidated Orders-in-Council, respecting trading with the enemy, passed on the 2nd of May, 1916, under the authority of the War Measures

Lamothe, Chief Justice, Cross, Carroll, Pelletier and Martin, JJ.—Court of King's Bench.—No. 195-347.—Montreal, May 28, 1919.—Holden, Hague, Shaughnessy and Heward, attorneys for appellant.—Eugène Lafleur, K. C., attorney for respondent.