

Q. What interference, if any, Mr. Lawson, did any of the party in the rear of your car have with the driver? No interference whatever.

His Lordship:—They were doubtless otherwise occupied.

Mr. MacGregor:—I don't understand.

His Lordship:—They doubtless had their own business to attend to. They did not interfere with the driver."

From the cross-examination of Allan, the defendant company's chauffeur:—

"Q. Now a question or two about the way the taxicab company owned this car. They owned it as they owned all the other cars with which they do their business? A. Yes. . . .

Q. The business is carried on by the taxicab company? A. Yes, sir.

Q. And not by the chauffeurs? A. Well, they carry on the business themselves in getting orders and delivering them.

. . . .

Q. The chauffeurs are hired by the company, the cars belong to the company, and it is the company's business, the chauffeurs are only doing the company's business?

Mr. MacGregor:—That is a point of law that has gone to the Court of Appeal.

His Lordship:—It is a point of fact whether the cars are owned by the company or not? A. The cars are owned by the company.

His Lordship:—That is the sense in which the witness did not own the car. I suppose the defendants are respectable people who would not let out their cars as travelling brothels.

Mr. MacGregor:—I do not understand?

His Lordship:—So they turn them over to the chauffeurs who fulfill that purpose.

Mr. MacGregor:—I do not so understand this case, my Lord.

His Lordship:—It looks like it.

Mr. Phelan:—It is the company's business is it not? A. Yes, sir.

Q. And the method that was adopted of allowing you to collect the money and keep a certain percentage was simply a method of paying you for your services instead of paying you wages? A. Yes, sir."

Extract from the re-examination of Mr. Allan:—