

default, he may, on satisfying the judgment, or before satisfaction by leave of the court or a judge, seek judgment against the third party. Or, in case the action goes to trial, and results in favour of the plaintiff if the third party be in default of appearance, the judgment against him in favour of the defendant may be made at the trial, but execution may not issue against him, without leave, until after the defendant has satisfied the judgment, and, if the action is otherwise decided in favour of the plaintiff, the judgment against the third party may be obtained on motion.

Where the third party appears, the defendant serving him may apply for directions as to the mode in which his liability is to be determined. Provision is also made giving the court or judge jurisdiction as to costs in such cases; and also for disposing of claims to contribution and indemnity between co-defendants: R. 1313.

In future, in mortgage actions where a new day for redemption has been appointed after the lapse of six months, the further time to be allowed is to be one month: R. 1316.

Demurrers are abolished: R. 1322; and hereafter questions of law may be raised by any party in his pleading; they may, by consent of the parties or leave of a judge, be brought up for adjudication in a summary way and without waiting until the trial, otherwise the question is to be disposed of at or after the trial. Pleadings disclosing no valid cause of action or defence may be struck out on motion: R. 1322.

Ever since the consolidation of the Rules the profession has been groaning more or less at having to effect service personally on non-appearing defendants, and it will be a relief to find that the former practice enabling such defendants and parties who sue or defend in person without giving any address for service to be served with all proceedings not requiring personal service by posting them up in the office where the proceedings are being conducted: R. 1330.

Rule 484 has been amended so as to make the time of long vacation no longer to run as regards appeals to a Judge in Chambers: R. 1331; but, as already intimated, the new Rules do not come into force until the 1st of September, and, therefore, do not apply to the present vacation.

Examinations for discovery are hereafter not to be had in the long vacation except by leave: R. 1333.