

CANADA—ACTION COMMENCED WITHOUT CONSENT OF ATTORNEY-GENERAL REQUIRED BY STATUTE—SUMMARY DISMISSAL OF ACTION—ULTRA VIRES—ONT. RULE 124—R.S.O. c. 39, s. 16.

Electrical Development Co. v. Attorney-General (Ont.) (1919) A.C. 687. This was an appeal from an order of the Appellate Division of the S.C.O., 38 O.L.R. 383, affirming an order of Middleton, J., dismissing an appeal from an order made by the Master in Chambers dismissing the action summarily before the filing of a statement of claim on the ground that the writ was improperly issued, the action having been commenced without the consent of the Attorney-General as required by R.S.O. c. 39, s. 16. The Judicial Committee of the Privy Council (Lords Haldane, Finlay, Cave, Shaw, and Phillimore) allowed the appeal, being of the opinion that the question proposed to be raised in the action ought not to be summarily dealt with, and that the action should be suffered to proceed to trial and to be there dealt with in the ordinary way. Their Lordships express no opinion on the merits of the case.

Bench and Bar.

CANADIAN BAR ASSOCIATION.

We are informed that His Royal Highness the Prince of Wales, on his recent visit to Winnipeg, at the request of Sir James Aikens, President of the Association, has graciously accepted honorary membership in the Association.

The President, with his constant attention to the welfare of the Association, has recently visited British Columbia in connection therewith. On November 4th he was entertained at dinner by the Vancouver Bar Association and on November 6th by the Victoria Bar Association. On both occasions Sir James addressed the members of the Bar dealing with the objects of the C.B.A. and outlining the work which has already been accomplished. Very keen interest in the Association was manifested by the members of the Bar both at Vancouver and Victoria and active steps are being taken to develop the organization to a greater degree in British Columbia. Mr. L. G. McPhillips, K.C., of Vancouver, is Vice-President for British Columbia, and Mr. Clarence Darling, of Vancouver, is Secretary for the Council in that Province.