

And the Court exercises a jurisdiction which is not appellate under the provisions of s. 60 authorizing the Governor in Council to refer certain matters for its opinion. And questions may be referred to the Court also under the Railway Act.

And see notes to s. 35.

THE JUDGES.

4. The Supreme Court shall consist of a chief justice to be called the Chief Justice of Canada, and five puisne judges, who shall be appointed by the Governor in Council by letters patent under the Great Seal. 59 V., c. 14, s. 1.

By an Act of the United Kingdom, passed in 1895 (58-59 V. c. 44), provision was made for the appointment of a judge or retired judge of any British colony, to the Judicial Committee of Her Majesty's Privy Council. Pursuant to this Act His Lordship Sir Henry Strong, Chief Justice of Canada, was, in June, 1896, sworn in a member of the Privy Council and thus became, by the terms of the Act, a member of the Judicial Committee. On his retirement from the office of Chief Justice of Canada in November, 1901, he was succeeded by Sir Elzear Taschereau, who also became a member of the Judicial Committee.

5. Any person may be appointed a judge who is or has been a judge of a superior court of any of the provinces of Canada, or a barrister or advocate of at least ten years' standing at the bar of any of the said provinces. R. S., c. 135, s. 4.

6. Two at least of the judges shall be appointed from among the judges of the Court of King's Bench, or of the Superior Court, or the barristers or advocates of the Province of Quebec. R. S., c. 135, s. 4.

7. No judge shall hold any other office of emolument either under the Government of Canada or under the government of any province of Canada. R. S., c. 135, s. 4.

By s. 33 of "The Judges Act" R. S. [1906] c. 138 it is provided that

JUDGES NOT TO ENGAGE IN BUSINESS.

33. No judge of the Supreme Court of Canada or of the Exchequer Court of Canada or of any superior or county court in Canada shall either directly, or indirectly as director or manager of any corporation, company or firm, or in any