

for the Minister, who is presumably the proper person to act in such cases, to make an investigation, so that the State may suffer no detriment, and that justice may be done in the premises. The new Minister of Justice, Hon. Mr. Mills, is an eminently fair and just man, and, by reason of his want of local connection with Toronto and the Local Legislature, is in a position to deal with the whole subject in a manner entirely independent of personal or judicial association, and we believe the bar will be satisfied with his conclusions, after he has made a careful enquiry into the cause or causes of the murmurs and complaints which are undoubtedly in the air.

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*ACTIONS ON BONDS.*

Notwithstanding the Judicature Acts, and the Law Courts Act, and that the Rules of Practice have been so often revised and amended and consolidated, the procedure on bonds as laid down by the 8 & 9 Wm. III, c. 11, has not been materially affected (a).

Rule 580 provides "Notwithstanding anything in the Rules contained, the provisions of the Act of the Parliament of Great Britain passed in the session held in the eighth and ninth year of the reign of King William the Third, entitled 'An Act for the Better Preventing Frivolous and Vexatious Suits,' as to the assignment and suggestion of breaches, and as to judgment, shall continue in force in Ontario."

The Act referred to in this Rule is the 8 & 9 Wm. III, c. 11 (b).

(a) See *Tutther v. Caralampi*, 21 Q.B.D. 414.

(b) Section 8 provides that "In all actions which shall be commenced or prosecuted in any of his Majesty's Courts of record, upon any bond or bonds or on any penal sum, for non-performance of any covenants or agreements, in any indenture, deed, or writing contained, the plaintiff or plaintiffs may assign as many breaches as he or they shall think fit, and the jury upon trial of such action or actions, shall and may assess not only such damages and costs of suit as have heretofore been usually done in such cases, but also damages for such of the said breaches so to be assigned as the plaintiff upon the trial of the issues shall prove to have been broken; and that the like judgment shall be entered on such verdict as heretofore hath been usually done in such like actions. And if judgment shall be given for the plaintiff on a demurrer, or by confession or nihil dicit, the plaintiff upon the roll may suggest as many breaches of the covenants and agreements as he shall think fit; upon which shall issue a writ to the sheriff of that county where the action shall be brought, to summon a jury to appear before the justices, or justice of assize or Nisi Prius, of that county, to inquire of the truth of every one of these breaches, and to assess the damages that the plaintiff shall have sustained