

at Prince Albert. This service was made under the provisions of Rule 14 of the Jud. Ord. paragraph 3, (Con. Orders c. 21). The cause of action arose within the North-West Territories and the defendants had under s. 9 of Sch. A. of "An act respecting the Canadian Pacific Railway," 44 Vict., c. 1, fixed the office of the company at Regina as the place where service of process might be made on it with respect of any cause of action arising within the North-West Territories.

The judgment of the Court was delivered by WETMORE, J.

Held, that s. 9 above referred to is special legislation providing the mode of service of process on the defendant's company, and the general enactment under which the service of process was made should not be allowed to interfere with the special provision unless there is a clear intention to that effect, which the Court was of the opinion there was not in this case. See *Palmer v. Caledonian Railroad Co.* (1892) 1 Q.B. 823. Appeal allowed with costs, and service of writ of summons set aside with costs.

H. A. Robson, for appellants. *W. C. Hamilton, K.C.*, for respondents.

Book Review.

Seager's Magistrates' Manual, the Practice in Criminal Cases in Certiorari, Habeas Corpus, Appeals and Proceedings before Magistrates; by CHARLES SEAGER, Barrister-at-Law, Police Magistrate, of Goderich. 1901: Canada Law Book Company, Toronto.

This work on the practice in magistrate's criminal cases comprises 528 pages and will be found to be indispensable both to practitioners before magistrates and to the justices of the peace and magistrates themselves. The book is interspersed with numerous forms applicable, not only to practice before justices and on appeals from summary convictions, but to applications to the Superior Courts by way of certiorari, habeas corpus, and stated case. The utmost care has been taken by the learned author in his abstraction of the law, and some of the chapters have been revised by eminent criminal lawyers as the work went through the press. The subject matter includes certiorari, and motions to quash convictions, habeas corpus, prohibition, mandamus, appeal and case stated, evidence, qualification and authority of magistrates, *res judicata*, preliminary enquiries, summary conviction, and summary trials. There is also a separate chapter dealing with the procedure for the trial of juvenile offenders. The concluding chapter is an alphabetically arranged synopsis of offences with forms of charges and other special matter applicable to each. The index is much more elaborate and detailed than is usual, and consequently no difficulty will be experienced in finding in the text any sub-division of the subject.

The presswork and binding are of a high order and the whole work is a production which redounds great credit alike on the author and publisher.