

vehicle is exempt from responsibility if his servant does an injury with the master's vehicle, when, outside of the duties of his master's employment, he is out at large on an errand or a frolic of his own. The Legislature has intended that this dangerous use of these licensed vehicles, when the statute has been violated, should be compensated for to those who suffer by the proprietor of the vehicle. As between him and the public who use the highways, he is the responsible party, and it behooves him to use all necessary safeguards to prevent this abuse. It is one of the requirements of the statute (s. 14) that every motor shall be provided with a lock, key, or other device to prevent it being set in motion; and, though that is primarily intended to secure it when left in the street or other public place, it suggests an easy way by which it may be secured at night in the owner's own premises from being mishandled and misused by his own employees."

Thurston, K.C., for plaintiff. Curry, K.C., for defendants.

Middleton, J.]

[Oct. 17.

RE TOWN OF SARNIA AND SARNIA GAS AND ELECTRIC LIGHT CO.

*Arbitration—Municipal Act—Disqualification of arbitrator—Removal of—Member of school board.*

There was a summary motion by the company for an order declaring that A.W. was disqualified from acting as arbitrator for the Town of Sarnia upon an arbitration between the town and the company under the Municipal Act, he being one of the school trustees.

*Held*, 1. Although an award may be set aside for misconduct of the arbitrator and for bias this bias does not furnish ground for removal under the statute.

2. A.W., though a member of the school board, is not a member or officer of the corporation, and so cannot be disqualified under the Municipal Act and no bias could be alleged against him.

Frank McCarthy, for the applicants. Featherston Aylesworth, for the town corporation.