
 REPORTS AND NOTES OF CASES.

 Dominion of Canada.

 SUPREME COURT.

Ont.] DORAN v. JEWELL. [Feb. 3.]

Appeal—New right of appeal—Application to pending actions.

An Act of Parliament giving a right of appeal to the Supreme Court of Canada which did not exist before does not apply to a case in which the action was instituted before the Act came into force. *Hyde v. Lindsay*, 29 Can. S.C.R. 99, and *Colonial Sugar Refining Co. v. Irving*, [1905] A.C. 369, followed.

Motion to affirm jurisdiction dismissed.

W. L. Scott, for motion. *Caldwell*, contra.

 Province of Nova Scotia.

 SUPREME COURT.

Sir Charles Townshend, C.J., and
 Russell, and Ritchie, JJ.] [15 D.L.R. 40.]

ALBERT v. MARSHALL.

Bills and notes—Presentment—Note payable at bank—Necessity of presentation at.

An action cannot be maintained against the makers of a promissory note which was not presented for payment at a bank designated in the body of the instrument as the place of payment.

Warner v. Simon-Kaye Syndicate, 27 N.S.R. 340, followed; *Sanders v. St. Helens Smelting Co.*, 39 N.S.R. 370, distinguished; *Merchants Bank v. Henderson*, 28 O.R. 360, considered.

W. F. O'Connor, K.C., and A. D. Gunn, for appellant. H. Mellish, K.C., for respondent.

ANNOTATION ON ABOVE CASE.

The Bills of Exchange Act, R.S.C. 1906, ch. 119, sec. 183, provides as follows:—