

by statute become vested in the official receiver as trustee under the second bankruptcy.—*Re Clark; Ex parte Dickinson*, Q. B. D., (Williams and Wright, JJ.), L. T. 438.

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*Charter party—Clause as to advance of freight—Construction of.*

By a clause in a charter-party, it was provided for "cash for steamer's ordinary disbursements at port or ports of loading, not exceeding £150 in all, to be advanced at exchange of 50 d. to the dollar on account of freight, subject to 3 per cent. to cover cost of insurance, etc., (captain's receipts to be conclusive evidence of the amount of such advances and of their having been properly made), and balance of freight on right and true delivery of the cargo in cash." On the first voyage the captain, having outward freight in hand, expended it in partly disbursing the vessel, and cash was advanced by the defendants for the balance. This sum, with the agreed percentage, together with the sum representing the profit the defendants would have made on the sum required to make up the advance of £150, was deducted by them from the balance of freight due to the plaintiffs on delivery of cargo. On the second voyage the captain had enough outward freight to fully disburse his vessel, and required no advance. On delivery of cargo plaintiffs deducted the profit they would have made on the full advance of £150. Held, that the fair meaning of the clause in the charter-party as to advance of freight is, that the shipowners are to be in a position to ask through their masters for sufficient to pay the disbursements, if they required it, but not otherwise, and that, what the plaintiffs sought to recover was due for freight, and that the defendants were not entitled to make a cross-claim for the amount, or to deduct it from the freight.—*The Primula*, P.D. & Ad. (Barnes, J.), February 6th, L. T. 392.

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*Copyright — Infringement — Reproduction of paintings — Living figures in painted backgrounds—Fine Arts Copyright Act, 1862, sects. 1, 6.*

Motion by owner of copyright in certain pictures to restrain the proprietors of a theatre from representing the plaintiff's pictures at their theatre by the grouping of living persons attired