

the realm of the late Queen Victoria's successor at the time of her decease, a precedent of Queen Anne's reign was followed (6 Anne, c. 7) by which the administration of the government was to be committed to "Lords Justices" till the King's arrival: (7 Will. 4 & 1 Vict. c. 72). In the third case, in the event of any child of Queen Victoria succeeding to the throne before the age of eighteen, the late Prince Consort as the surviving parent was to be Regent without any limitations upon the exercise of the royal prerogatives except an incapacity to assent to any bill for altering the succession to the throne or affecting the uniformity of worship in the Church of England or the rights of the Church of Scotland: (3 & 4 Vict. c. 22). The attainment of full age on the part of the late Queen's children during their lifetime rendered this statute of no effect, and no necessity arose for the passing of a fresh Regency Act at any subsequent period of Queen Victoria's reign or during the whole period of the reign of Edward VII.: (see Sheldon Amos' *Fifty Years of the English Constitution, 1830-1880*, pp. 212, 213).—*Law Times*.

PRINCIPAL AND AGENT.

In *Young v. Toynbee*, [1910] 1 K.B. 215, 79 L.J.K.B. 208, the Court of Appeal has taken a step further in developing the doctrine of *Collen v. Wright*, and justified the opinion thrown out by the late Kekewich, J., in *Halbot v. Lens*, [1901] 1 Ch., at p. 349. Where an agent, having had a continuing authority conferred upon him, purports to exercise it after it has in fact been revoked by the principal's lunacy or death, that fact being unknown to the agent as well as the third party, the agent is bound by an implied warranty of his authority as in other cases. *Smout v. Ilbery*, 10 M. & W. 1, 62 R.R. 510, is overruled, unless peradventure it was decided on the assumption that no reasonable man could suppose any agent to warrant that a principal who had gone to China was living; in fact the news of his death took five months to reach England. But if it were so, the case is still deprived of the general authority it has usurped for two generations, and decisions rendered on that supposed authority fall