

tion of one aspect of the matter, namely, the cheapening of litigation and that (so far as the Government proposals are chiefly concerned) by reducing and regulating the number of appeals.

It will be observed that out of eleven items appearing in the Attorney-General's resolution, seven deal exclusively with appeals while one (that of examination for discovery) deals with a minor matter of practice under the rules which has already been considered by the judges and upon which they have full power to legislate.

On the question of appeals, there are no data so far as I know, to shew what injustice now exists or how far it can be remedied. We have in Ontario at present two sets of Appellate Courts: the first, being the Divisional Court in which appeals are cheaply and very economically disposed of; and it seems difficult to believe that the procedure could be altered so as to make an appeal to this forum cheaper or more expeditious unless the Government would abolish the stamps and fees for the evidence at present paid and would furnish the evidence for nothing. If this were done the litigant would have his appeal for almost nothing, except a counsel fee on the argument and in most cases such counsel fee between party and party is not more than \$40 or \$50. If reform at present means cheapening litigation and if that is desirable, I respectfully suggest the introduction of some legislation looking to the abolition of stenographers' fees for evidence, so that the Government would pay its stenographers as it does its other officials.

Then as to the Court of Appeal. This forum furnishes an opportunity to litigants to present their more important cases to a court which is equipped for considering and has the time to devote to the patient consideration of larger matters. There are again no exact data to enable us to say what proportion of cases it hears and what the cost of such litigation is. Three items make up almost the whole of the expense attendant on such appeals: (1) the evidence, (2) the printing, (3) the counsel fee. The first would disappear if the country would pay its cost; the