

that the process of tinkering the Rules might be considered as definitely abandoned, but it seems it has not, and a new batch of verbal amendments, the necessity of which is not very obvious, has been passed. Could not all practical purposes have been as well served by the Court issuing direction to its officers?"

The recent decision of the Court of Appeal in *Allcroft v. Morrison*, noted ante p. 98, affords a very complete vindication of the justice of our remarks made in June last, (see ante vol. 35, pp. 402-3) touching the injustice which may result from a Divisional Court being composed of two instead of three judges. We there referred to the cases of *Denier v. Marks* and *Earle v. Marks*, which had been recently disposed of by a Divisional Court of two judges, one of whom though agreeing in the decision did so doubtingly. It now turns out that the judge who doubted was justified in his doubts; and the decision then rendered is now overruled, but the fact remains that in two cases in which, according to law, the defendants were entitled to get security for costs from the plaintiff, they were denied their rights, and this, very probably, owing to the Court being composed of only two judges, and not only were they denied their rights, but were ordered to pay the costs of the attempt to vindicate them.

While on the subject, we may point out, that out of three practice cases recently appealed to the Court of Appeal from Divisional Courts, two of the appeals were successful, which would seem to show that to constitute the Divisional Courts final courts of appeal on questions of practice would not be very satisfactory, one of these decisions, *Allcroft v. Morrison*, we have already referred to, the other *In re Confederation Life and Cordingley*, was on a question of interpleader practice, and in both cases the decision of the Court of Appeal appears to be preferable to that of the Divisional Court.

Nothing is needed in these days to emphasize the drawing together of the component parts of the great and world-wide empire of which we form a part. During the past few days the life blood of a number of those who left this Dominion to fight for Queen and country has been shed to cement a union which cannot but make