



REVUE
DE LÉGISLATION
et de Jurisprudence.

King's Bench, Quebec.—The QUEEN vs. The QUEBEC
BOARD OF TRADE.



The appointment of a board of Examiners, under the 6 Vic. ch. 7, is dependent upon the appointment of a supervisor of Cullers under the same act.

SIR JAMES STUART, Chief Justice.

In this case, a return has been made to a writ of *mandamus*, requiring the Quebec Board of Trade, to appoint a Board of Examiners, under the provisions of a recent Provincial Statute. On this return, a motion has been made by the solicitor general, on behalf of the crown, for a peremptory *mandamus*, on the ground that the return is insufficient. No question has been raised as to the technical and formal regularity of this proceeding, and the court is now called on, simply, to determine, whether the return be sufficient, or not; if held to be sufficient, the motion of the solicitor general must be over-ruled, if not, a peremptory *mandamus* must issue. The provision, on which the *mandamus* has been issued, is contained in the second section