

tiff while in defendant's service. The claim was made under the Workmen's Compensation for Injuries Act. The defendants denied negligence, and pleaded contributory negligence, and "the provisions of the Act to secure compensation to workmen in certain cases and the Mines Act, chapters 160 and 36 of the Revised Statutes of Ontario and amending Acts." Plaintiff asked particulars under the paragraph quoted, including the sections or parts of the Acts referred to in such paragraph.

George Bell, for plaintiff.

Casey Wood, for defendants.

THE MASTER held that plaintiff was entitled to particulars, for, even if the plea were "not guilty by statute," the section of the statute relied on should be given. *Taylor v. Grand Trunk R.-W. Co.*, 2 O. L. R. 148, distinguished. *Pullen v. Snelus*, 40 L. T. N. S. 363, *Neil v. Park*, 10 P. R. 476. *McKay v. Cummings*, 6 O. R. 400, 403, and *Dodge v. Smith*, 1 O. L. R. 46, referred to. Order made for particulars. Costs in the cause.

BRITTON, J.

MARCH 23RD, 1903.

WEEKLY COURT.

BRADBURN v. EDINBURGH LIFE ASSURANCE CO.

Constitutional Law—Powers of Dominion Parliament—R. S. C. ch. 127, sec. 7—Interest—Rate of—Mortgage—Redemption—British Insurance Company Lending Money in Canada—Contract—Application of Law of Canada—Tender of Mortgage Money—Agents in Canada—Bill of Exchange.

Special case.

The plaintiffs were the executors of the will of the late Thomas Bradburn.

After previous negotiations between solicitors for the parties, Thomas Bradburn on the 9th October, 1895, made formal application to Kingstone, Wood & Symons, solicitors for the defendants, for a loan of \$50,000 at 4½ per cent. for 10 or 15 years. The defendants had in Toronto, in addition to the solicitors named, an advisory committee. The application was referred to this committee, the committee recommended the loan, and the application and recommendation were forwarded by Kingstone, Wood & Symons to the defendants' manager in Edinburgh, who submitted the matter to the board of directors of the defendants. The directors accepted the loan, and Thomas Bradburn was notified of such acceptance by cable.