

In the Exchequer Court of Canada.

GENERAL RULES AND ORDERS.

In pursuance of the provisions contained in the 55th section of "The Exchequer Court Act," it is hereby ordered that the following Rules in respect of the matters hereinafter mentioned shall be in force in the Exchequer Court of Canada:—

1. Rule 105 of the General Rules and Orders of the Exchequer Court of Canada of the 4th March, 1876, is hereby rescinded and the following Rule enacted in lieu thereof:—

RULE 105.

USING AT TRIAL EXAMINATION FOR DISCOVERY.

Any party may, at the trial of an action or issue, use in evidence any part of the examination for the purposes of discovery of the opposite party; but the Judge may look at the whole of the examination, and if he is of opinion that any other part is so connected with the part to be used that the last mentioned part ought not to be used without such other part, he may direct such other part to be put in evidence.

Where any departmental or other officer of the Crown, or an officer of a corporation has been examined for the purposes of discovery, the whole or any part of the examination may be used as evidence by any party adverse in interest to the Crown or corporation; and if a part only be used, the Crown or corporation may put in and use the remainder of the examination of the officer, or any part thereof, as evidence on the part of the Crown or of the corporation.

2. The 129th Rule of the General Rules and Orders of the Exchequer Court of Canada of the 4th March, 1876, is hereby rescinded and the following Rule enacted in lieu thereof:—