

The goods in question consisted of a quantity of carcasses, and on the arrival of the consignment at its destination some of the carcasses were missing. The plaintiffs made a claim within fourteen days after the despatch of the consignment. The defendants contended that this was a case of "loss" and not of "non delivery," and the claim was barred because not made within the three days, but the Divisional Court (Bray, and Lush, JJ.) were of the opinion that it was a case of "nondelivery," and that those words applied to part as well as to the whole of the consignment, and that the word "loss" in the contract did not include "non-delivery," as to which there was a special provision made.

SHOP ASSISTANT—WEEKLY HALF HOLIDAY—EMPLOYMENT ON HOLIDAY ABOUT BUSINESS OF SHOP—SHOPS ACT, 1912 (2-3 GEO. V. C. 3), s. 1.

*George v. James* (1914) 1 K.B. 278. By the English Shops Act, 1912, s. 1, "On at least one weekday in each week a shop assistant shall not be employed about the business of a shop after half-past one o'clock in the afternoon." The defendant was charged with violating this provision by employing his shop assistants on the weekly half holiday in distributing handbill advertisements of goods sold at the shop. On a case stated by magistrates it was held by the Divisional Court (Channell, Ivory, and Atkin, JJ.) that the defendant was properly convicted of a breach of the Act. This case may possibly have a bearing on the construction of the Canada Lord's Day Act, R.S. C. c. 153, s. 6.

PRACTICE—JOINDER OF CAUSES OF ACTION—CLAIM BY EXECUTOR—PERSONAL CLAIM—RULES 1883, RULES 188, 192, 194—(ONT. RULE 71.)

*Tredegar v. Roberts* (1914) 1 K.B. 283. By the English Rules 192 (see Ont. Rule 71) claims by or against an executor as such may be joined with claims by or against him personally, provided the last-mentioned claims are alleged to arise with reference to the estate in respect of which the plaintiff or defendant sues or is sued. In this case the plaintiff, as executor, sought to recover rent due to his testator's estate, and also joined a claim for rent of the same premises due to himself as tenant in reversion, and it was held by Astbury, J.,