

EVIDENCE.

Examiner: W. D. Gwynne.

1. Give after Best the advantages and disadvantages of presumptive evidence.
2. Distinguish between presumptions of law, of fact, and mixed presumptions. Give an example of each.
3. What are the infirmative hypotheses which attach to self-criminating evidence?
4. In what cases is a wife a competent and in what cases a compellable witness against her husband?
5. When may depositions taken in the preliminary investigation of a criminal offence be read in evidence at the trial of such person for another offence? Give an illustration.
6. In what cases is corroborative evidence required (a) in civil actions, and (b) in criminal proceedings?

PRACTICE.

Examiner: M. H. Ludwig.

1. What must a defendant show to bring a third party before the court?
2. If a plaintiff discontinues his action or is non-suited, or if his action is dismissed for want of prosecution, can he bring a second action for the same debt as was claimed in the first action?
3. When is a pleading demurrable?
4. Has the court power to grant relief to a mortgagor who makes default in the payment of an instalment of principal or interest, by reason of which the whole principal money becomes due and payable? Answer fully.
5. What defences must be specially pleaded?
6. If the plaintiff in an action dies, can the action be continued in the name of some other person? If so, what steps would you take to make such other person a party?

CONSTRUCTION OF STATUTES.

Examiner: John H. Moss.

1. In what way are statutes classified by their *object*, and what method of construction is applied to each class? To which class are all Dominion and Ontario Statutes assigned by the Interpretation Acts?
2. In what way may the legislature recognize or adopt the judicial interpretation of an enactment? *Quota*. Mention any exception to the rule in Canada.
3. "For certain purposes, express language is absolutely indispensable." What are the "purposes" referred to by the author? Mention any statutory provision upon this point in the Revised Statutes of Canada and Ontario.