

the return of the writ, and such order is expressly made a sufficient warrant to any "gaoler or constable or other person" for his discharge.

In Saskatchewan, by the Practice Rules of 1911 (Crown Rule 35), on the argument of a motion for a writ of *habeas corpus* the Court or a Judge may, in their or his discretion, direct an order to be drawn up for the prisoner's discharge instead of waiting for the return of the writ. Crown Rule 32 (Sask.) requires that, where a return of the writ is made, it shall contain a copy of all the causes of the prisoner's detention indorsed on the writ or on a separate schedule annexed to it, but a general clause (Crown Rule 38) provides that it shall not be necessary to serve the original of any writ, but a copy only.

In Manitoba, also, the practice permits of a preliminary summons for the writ of *habeas corpus*, and, by agreement, the whole matter may be presented and disposed of on the return of the summons as if the writs had been issued and had been returned: *R. v. Johnson*, 19 Can. Cr. Cas. 203, 1 D.L.R. 548.

A Judge of the Supreme Court of Canada has concurrent jurisdiction with provincial Courts to grant a writ of *habeas corpus* under the Supreme Court Act, R.S.C. 1906, ch. 130, sec. 62, in respect of a commitment in a criminal case where the commitment is in respect of some act which is made a criminal offence solely by virtue of a statute of the Dominion Parliament, and not where it was already a crime at common law or under the statute law in force in the province on its admission into the Canadian Confederation and which had not been repealed by the Federal Parliament: *Re Dean*, 20 Can. Cr. Cas. 374, 9 D.L.R. 364.

Book Reviews.

Canada's Federal System, being a treatise on Canadian Constitutional Law under the British North America Act. By A. H. F. LEFROY, K.C. Toronto: Carswell & Co., Limited, 1913. 966 pp.)

Mr. Lefroy is well known as a student of Constitutional Law and has written much on the subject. The result of his researches, his knowledge and intelligent criticisms find their place in the volume before us, and we welcome its appearance. As we have given it an extended notice in our editorial columns we refer our readers to previous pages. It will doubtless have a large sale amongst all those who are interested in this most important subject in other places as well as Canada.